

A Town Board Organizational Meeting was held Wednesday, January 02, 2013, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

Supervisor Flach asked that Town Clerk Millious read the Notice for the 2012 Town Board Organizational Meeting.

Town Clerk Millious continued by reading the following:

NOTICE
TOWN OF COEYMANS
TOWN BOARD
2013 ORGANIZATIONAL MEETING

NOTICE IS HEREBY GIVEN that the Organizational Meeting of the Town Board of the Town of Coeymans has been scheduled for Wednesday, January 2, 2012 at 7:00pm.

The Meeting will be held at Town Hall, 18 Russell Avenue, Ravena, N.Y.

By Order of the Town of
Coeymans Town Board
Diane L. Millious
Town Clerk

AGENDA

- Establish Town Board Meeting Dates for 2013
- Establish Town Board Workshop Dates for 2013
- Establish Planning Board Meeting Dates for 2013
- Establish Zoning Board of Appeals Meeting Dates for 2013
- Establish Dates for Holiday Observance for 2013
- Authorize Supervisor to Execute Union Agreements
- Designate Depository of Funds
- Authorize Investment Policy
- Authorize Advance Payment in Audit of Claims
- Designate Official Newspaper
- Establish Mileage Rate for 2013
- Authorize Association of Towns Pre-Registration
- Appoint Delegate/Alternate for Association of Towns
- Re-Appoint Deputy Supervisor

- Appoint Administrator of Access
- Appoint Planning Board Chairman
- Re-Appoint Planning Board Member
- Appoint Alternate Member for Zoning Board
- Appoint Alternate Member for Planning Board
- Re-Appoint ZBA Member
- Appoint ZBA Member
- Appoint ZBA Chairman
- Appoint Civil Defense Director
- Appoint Emergency Management Committee
- Appoint Ethic Committee
- Appoint Bingo Inspector
- Appoint First Deputy Town Clerk
- Appoint Town Historian
- Appoint Marriage Officer
- Appoint Prosecutor for Traffic Tickets
- Appoint Part-Time Clerk I – Highway
- Authorize Undertaking
- Authorize 2013 Employees
- Authorize Supervisor to Execute Contract with ITS for Server Rental
- Authorize Supervisor to Execute Contract with ITS for Web-Site

RESOLUTIONS

RES. #001-13 ESTABLISH TOWN BOARD MEETING DATES

On motion of Councilman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans, does hereby set the following dates for Town Board Meetings for 2013. Please note that Town Board Meetings start at 7:00pm.

January	02	June	24
January	14	July	22
January	28	August	26
February	11	September	09
February	25	September	23
March	11	October	15 **
March	25	October	28
April	08	November	12***
April	22	November	25
May	13	December	09
May	28*	December	23

Moved to Tuesday for:
*Memorial Day
**Columbus Day
***Veterans’ Day - Observed

RES. #002-13 ESTABLISH TOWN BOARD WORKSHOP DATES

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, it has been determined that one Town Board Workshop Meeting per month is deemed necessary,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board establishes the following dates in 2013 as Workshop Meetings. These meetings will take place on Tuesday evenings commencing at 6:00pm.

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January	22	June	18	November	19
February	19	July	16	December	17
March	19	August	20		
April	16	September	17		
May	21	October	22		

RES. #003-13 ESTABLISH PLANNING BOARD MEETING DATES

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby set the following dates for the Planning Board Meetings for 2013. Please note that the Planning Board Meetings start at 7:00pm.

January	07	July	01
February	04	August	05
March	04	September	03 *
April	01	October	07
May	06	November	04
June	03	December	02

* Due to Labor Day Observed

RES. #004-13 ESTABLISH ZONING BOARD OF APPEALS MEETING DATES

On motion of Councilman Boehm, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby set the following dates for the Zoning Board of Appeals Meetings for 2013. Please not that Zoning Board of Appeals Meetings start at 7:00pm.

January	16	July	17
February	13	August	21
March	20	September	18
April	17	October	16
May	15	November	20
June	19	December	18

RES. #005-13 SET HOLIDAY SCHEDULE FOR 2013

On motion of Councilman Masti, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby set the following Holidays for 2013 employees not covered by union contracts. Holiday schedules for covered employees are pursuant to active agreements in force.

January	01	New Year's Day
January	21	Martin Luther King Day
February	18	President's Day
May	27	Memorial Day
July	04	Independence Day
September	02	Labor Day
October	14	Columbus Day
November	05	Election Day
November	11	Veteran's Day
November	28	Thanksgiving Day
November	29	Day after Thanksgiving
December	25	Christmas Day

RES. #006-13 AUTHORIZE SUPERVISOR TO EXECUTE AGREEMENTS BETWEEN TOWN OF COEYMANS, CONTRACTUAL EMPLOYEES, CSEA AND COUNCIL 82

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On motion of Councilman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans, does hereby authorize Supervisor Stephen D. Flach to execute all agreements between the Town of Coeymans and contractual employees, CSEA, and Council 82.

RES. #007-13 RE-APPOINT ZONING BOARD OF APPEALS MEMBER

On motion of Councilwoman Rogers, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the term of Kerry Marsh on the Zoning Board of Appeals expired on December 31, 2012, and

WHEREAS, the Town Board has determined his service to be of value to the Town, and

WHEREAS, Mr. Marsh has expressed an interest in retaining a seat on the Zoning Board of Appeals,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby re-appoint Kerry D. Marsh to a four-year term on the Town of Coeymans Zoning Board of Appeals to expire December 31, 2017.

RES. #008-13 APPOINT ZONING BOARD OF APPEALS CHAIRMAN

On motion of Councilman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans, does hereby re-appoint Kerry D. Marsh as Chairman of the Zoning Board of Appeals to a term to expire on December 31, 2013

RES. #009-13 DESIGNATE DEPOSITORY OF FUNDS

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans, pursuant to Town Law, Section 64 (1), 20 and 35 that National Bank of Coxsackie, Key Bank, First Niagara, Citizens Bank, Bank of Greene County or any other bank or depository authorized by the State of New York, be designated as the depository of all funds of the Town of Coeymans. In addition, the Town Board directs that all Town Officials responsible for monies are hereby required to deposit said monies into said depository.

RES. #010-13 ADOPT INVESTMENT POLICY

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the Town of Coeymans has previously adopted a “Model Investment Policy” supplied by the State Comptroller’s Office on April 29, 1996, and

WHEREAS, all towns must adopt an Investment Policy according to the State Comptroller’s Office and General Municipal Law, and

WHEREAS, that “Investment Policy” shall be reviewed on an annual basis and shall be adopted at the Annual Organizational Meeting,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby adopt the Investment Policy for the year 2013

RES. #011-13 AUTHORIZE PREPAYMENT OF CLAIMS

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

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BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby authorize the payment in advance of audit of claims for public utility services, telephone, postage, freight and express charges, lease and maintenance agreements, and any other prepayments that would result in penalties against the Town of Coeymans. In addition, all payroll and employee benefits payable and due at specific times.

RES. #012-13 DESIGNATE OFFICIAL NEWSPAPER

On motion of Councilman Dolan, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYE 4 – NAY 0 – ABSTAIN 1 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, pursuant to Section 64, Subdivision 11 of the Town Law, designates *The News Herald*, a newspaper regularly published in the Town of Coeymans, County of Albany, the official newspaper of the Town of Coeymans.

RES. #013-13 ESTABLISH MILEAGE RATE

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, pursuant to Section 102, Subdivision 1 of the Town Law, establishes the rate of **56.5** cents per mile for the authorized use of personal vehicles by Town Employees in the performance of their duties based on the Internal Revenue Service Rate.

RES. #014-13 AUTHORIZE ASSOCIATION OF TOWNS MEETING PREREGISTRATION

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYE 4 – NAY 1 – SO MOVED

WHEREAS, the Association of Towns has developed an in-office pre-registration procedure for the 2013 Annual Meeting, and

WHEREAS, the Association of Towns has offered a preferential pre-registration rate of \$100 per person,

WHEREAS, the Town Board of the Town of Coeymans authorizes the Supervisor to take advantage of the preferential pre-registration rate of \$100 per person,

NOW, THEREFORE, BE IT RESOLVED, that all Elected Officials and employees specifically authorized by the Town Board may attend the Association of Towns Annual Meeting & Training School in New York City, February 17-20, 2013, and that the Town will reimburse them at a per diem of \$75 per day.

RES. #015-13 APPOINT ASSOCIATION OF TOWNS MEETING DELEGATE/ALTERNATE

On motion of Councilman BOEHM, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Supervisor Stephen D. Flach as Delegate for the Town of Coeymans at the Association of Towns Convention, February 17-20, 2012, and Council member Thomas Boehm as an alternate.

RES. #016-13 ESTABLISH OFFICE OF DEPUTY SUPERVISOR

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Supervisor hereby appoints Peter E. Masti, to the position of Deputy Supervisor, effective immediately, with no additional compensation for services performed while serving in this position.

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RES. #017-13 APPONT ADMINISTRATOR OF ACCESS

On motion of Councilman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans, does hereby have an Agreement with Mid-Hudson Cablevision to provide public access programming directly from the Town Building, located at 18 Russell Avenue, Ravena, New York.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, of the Town of Coeymans does hereby appoint William Horton as the Administrator of Access for the purpose of coordinating, programming, and overseeing individuals involved in the telecasting of approved programs, to serve without remuneration.

Councilman Dolan stated that they pay him for this.

Collectively the Town Board agreed that he gets \$50.00 a meeting.

Town Clerk Millious asked if they wanted to add it to the resolution.

Collectively the Town Board agreed that the resolution should be amended to include \$50.00 to televise each meeting.

RES. #018-13 APPOINT PLANNING BOARD CHAIRMAN

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby appoint Peter Foronda as Chairman of the Town of Coeymans Planning Board. This appointment is effective immediately and will expire on December 31, 2013.

RES. #19-13 APPOINT PLANNING BOARD MEMBER

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the term of William Brown on the Planning Board expired on December 31, 2012, and

WHEREAS, the Town Board has determined his service to be of value to the Town, and

WHEREAS, Mr. Brown has expressed an interest in retaining a seat on the Planning Board,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby reappoint William Brown to a seven-year term on the Town of Coeymans Planning Board to expire December 31, 2019.

RES. #020-13 APPOINT ALTERNATE MEMBER OF ZONING BOARD

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the term of Linda Ziegler, Alternate Member of the Town of Coeymans Zoning Board of Appeals has expired on December 31, 2012, and

WHEREAS, the Town Board has determined her service to be of value to the Town, and

WHEREAS, Linda Ziegler has expressed an interest in retaining a seat as Alternate Member of the Zoning Board of Appeals,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby reappoint Linda Ziegler to a one-year term as Alternate Member of the Zoning Board of Appeals to expire December 31, 2013.

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Councilman Dolan stated that Linda has done a great job as the Alternate Member of the Zoning Board of Appeals.

RES. #021-13 APPOINT ALTERNATE MEMBER OF PLANNING BOARD

On motion of Councilman Masti, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the term of Linda Ziegler, Alternate Member of the Town of Coeymans Planning Board has expired on December 31, 2012, and

WHEREAS, the Town Board has determined her service to be of value to the Town, and

WHEREAS, Linda Ziegler has expressed an interest in retaining a seat as Alternate Member of the Planning Board,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby reappoint Linda Ziegler to a one-year term as Alternate Member of the Planning Board to expire December 31, 2013.

Councilman Dolan stated that Linda has done a great job as the Alternate Member of the Planning Board.

RES. #022-13 APPOINT ZONING BOARD OF APPEALS MEMBER

On motion of Councilman Dolan, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the Zoning Board of Appeals has a vacancy due to the resignation of Board Member Robert Rivers, and

WHEREAS, the Town Board is desirous of filling this vacancy and completing the term of office left by Mr. River's departure,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby appoint Ten Eyck B. Powell, Jr. to the Zoning Board of Appeals for a term to expire December 31, 2014.

Councilman Boehm stated that he is sure that Mr. Powell will do a great job.

RES. #023-13 APPOINT CIVIL DEFENSE DIRECTOR

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby appoint William Bruno as the Civil Defense Director for the Town of Coeymans, and Chairman of the Town Emergency Management Committee, for a term to expire on December 31, 2013. Compensation for this position is \$1,500.00 per year.

RES. #024-13 APPOINT EMERGENCY MANAGEMENT COMMITTEE

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the Town of Coeymans, Village of Ravena, Emergency Management Committee has an Emergency Management Plan to be implemented at the time of specific incidents of events which may result in severe or extensive damage, loss of property, casualties, deaths and/or disruption of the normal everyday routine of our specific geographic area, and

WHEREAS, the success of this plan depends on the cooperation and coordination of a number of individuals and organizations,

NOW, THEREFORE, BE IT RESOLVED, that the following will be participating and contributing agencies: Coeymans Fire Company, Coeymans Hollow Fire Corporation,

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Town of Coeymans Police Department, Ravena Hose Company, Ravena Rescue Squad, and

BE IT FURTHER RESOLVED, that the Committee shall consist of the following for a period ending December 31, 2013:

Bill Bruno, Chairman, Town of Coeymans
Chief Greg Darlington, Emergency Operations Director
Mark Deyo, Coeymans Fire Company #1
Steven Payne, Coeymans Hollow Volunteer Fire Corporation
Brian Dunican, Jr., Ravena Hose Company
Sherle Slingerland, Ravena Rescue Squad
William Bailey, Village of Ravena, Ad Hoc Member

RES. #025-13 APPOINT ETHICS BOARD

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the Town Board is advised that the terms of office for the members of the Ethics Board expired December 31, 2012, and

WHEREAS, the Town Board wishes to continue the work of the Ethics Board

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby appoints Harry A. Sturges, Gary Bogardus, and Delores Martinez to the Ethics Board with terms to expire December 31, 2013.

RES. #026-13 APPOINT BINGO INSPECTOR

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the Town of Coeymans is in need of a Bingo Inspector to ensure that games being run in the town are in compliance with New York State regulations,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, of the Town of Coeymans does hereby appoint Edward J. Domanico as Bingo Inspector, at the yearly rate of \$1,200.00, with a term to expire December 31, 2013.

Councilman Boehm inquired as to how many Bingo operations there are.

Collectively the Town Board stated that it is only at the Senior Center.

Town Clerk Millious stated that the Senior Center is the only Bingo but there are Games of Chance at some other organizations, such as the Yacht Club or a firehouse.

Councilman Boehm asked if he inspects the Games of Chance.

Town Clerk Millious stated that he is only at the Senior Center for Bingo.

RES. #027-13 APPOINT FIRST DEPUTY TOWN CLERK

On motion of Councilman Masti, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, Lucinda Vatalaro, pursuant to Chapter 280 of the Laws of 2007, was appointed to the 1st Deputy Town Clerk position, and

WHEREAS, Town Clerk Millious is desirous that Ms. Vatalaro continue in this position,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, hereby acknowledges the Town Clerk's appointment of Lucinda Vatalaro as 1st Deputy Town Clerk. This appointment is for a term to expire on December 31, 2013.

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Councilman Masti stated that he wanted to thank Deputy Vatalaro for doing a good job and for helping him learn some things when he first came on the Town Board.

RES. #028-13 APPOINT TOWN HISTORIAN

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Harry A. Sturges, Town Historian for the Town of Coeymans, for a term to expire on December 31, 2013. Compensation for this position is \$650.00 per year.

Councilman Dolan stated that they are lucky to have Harry Sturges as Town Historian because few people know as much as he does about this town.

RES. #029-13 APPOINT MARRIAGE OFFICER

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE 4 – NAY 0 – ABSTAIN 1 (Dolan) – SO MOVED

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Mi-Lyn Dolan as Marriage Officer for the Town of Coeymans with the responsibilities as determined by Town Law. This appointment expires December 31, 2013.

Councilman Masti inquired as to what a Marriage Officer does.

Councilman Dolan stated that they perform marriage ceremonies.

Supervisor Flach asked if there are any prerequisites or a special license that you have to have.

Councilman Dolan stated that there are not and you are appointed by the Town Board.

Town Clerk Millious stated that her office provides the license and in turn, when asked, she provides the list of those that can marry the couple.

Supervisor Flach stated that Mi-Lyn was the Marriage Officer last year.

Councilman Dolan stated that she performed four weddings.

RES. #030-13 APPOINT TOWN PROSECUTOR

On motion of Councilman Masti, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby appoint Gregory Teresi, Esq. to serve as Prosecutor for Town related matters as follows:

\$ 5,200.00 per year – Traffic tickets issued by Town of Coeymans Police Officers to Town of Coeymans Court.

\$ 5,200.00 per year – Traffic tickets issued by New York State Police to Town of Coeymans Court.

\$ 2,480.00 per year – Town Code/Penal Law trial matters.
\$12,800.00 Total

These services shall be payable by monthly voucher submissions by Mr. Teresi.

RES. #031-13 APPOINT PART-TIME CLERK – HIGHWAY DEPARTMENT

On motion of Councilman Masti, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

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WHEREAS, Highway Superintendent Deering is desirous of filling a part-time position for Clerk I at the Highway Department, and

WHEREAS, the Highway Superintendent has advertised and interviewed a number of applicants for the position, and found a candidate who meets the minimum qualifications; and

WHEREAS, the position is pending the Albany County Department of Civil Service review and approval of the candidate's qualifications,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Patricia Boyce to the position of part-time Clerk I, at the hourly rate of \$11.22, effective January 7, 2013.

Councilman Dolan asked Highway Superintendent Deering if this is who he wants.

Highway Superintendent Deering stated that it is.

Councilman Dolan asked that he provide resumes in the future.

Highway Superintendent Deering stated that he did and they were handed in at Town Hall.

Councilman Dolan stated that the Town Board never got them.

Highway Superintendent Deering stated that he left them with Confidential Secretary Cirillo and Clerk King.

Supervisor Flach asked how many applications he had.

Highway Superintendent Deering stated that there were 5.

Supervisor Flach asked how it was that he chose who he did.

Highway Superintendent Deering stated that she has experience and was a Highway Clerk.

Councilman Boehm stated that she is from out of Town and then asked if there was anyone in town with similar qualifications.

Highway Superintendent Deering stated that there was only one in-town applicant and she did not have the same qualifications.

Councilwoman Rogers asked if he told her the rate of pay.

Highway Superintendent Deering stated that he told her roughly what it would be because he didn't know what Linda was getting.

Councilman Dolan stated that it is what the other Clerks are getting.

Supervisor Flach stated that it is where the other Clerks are at.

Councilman Dolan reiterated that the Board should see the resumes in the future.

Supervisor Flach stated that he's not sure who had them and that he would speak with Lisa about it.

RES. #032-13 AUTHORIZE UNDERTAKING

On motion of Councilman Dolan, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, Public Officer’s Law, Section 11 and Town Law, Section 25, require that the Supervisor, Town Clerk, Justices, Superintendent of Highways and such other officers and employees as the Town Board may identify, execute and file in the Office of the Town Clerk, County Clerk and/or the Office of Court Administration, as appropriate, an Official Undertaking for the faithful performance of their duties, and

WHEREAS, the Town Board has determined that a Surety Company authorized to transact business in the State of New York should execute the aforementioned undertaking and the expense thereof shall be an authorized charge against the Town,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board directs the acquisition of such Undertaking pursuant to the above stipulations.

RES. #033-13 APPOINT 2012 EMPLOYEES
On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, the Town Board has previously approved the 2013 Annual Budget for the Town of Coeymans, and

WHEREAS, that budget included appropriations for personal services for contractual and non-contractual employees,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, of the Town of Coeymans, authorizes the following employees for 2013, in accordance with Labor Contracts in effect and budgeted amounts for positions outside the scope of negotiated Contracts. (see attached list)

NAME	POSITION	ANNUAL PAY PERIODS	RATE/HR. SALARY
S. Flach	Supervisor	26	\$1,153.84
Lisa Cirillo	Confidential Secretary	26	\$ 15.50
R. Weidman	Clerk to the Supervisor P/T	26	\$ 20.00
S. King	Clerk I	26	\$ 15.72
L. Zeigler	Clerk I Part-Time	26	\$ 11.53
T. Boehm	Councilman	26	\$ 461.54
T. Dolan	Councilman	26	\$ 461.54
P. Masti	Councilman	26	\$ 461.54
D. Rogers	Councilwoman	26	\$ 461.54
G. Dardani	Justice	26	\$ 686.54
P. Crandall	Justice	26	\$ 686.54
L. Eissing	Clerk to the Justice F/T	26	\$ 23.79
K. Reilly	Court Clerk	26	\$ 11.22
D. Millious	Town Clerk	26	\$1,588.85
L. Vatalaro	Deputy Town Clerk	26	\$ 19.01
B. Lyons	Clerk 1 Part-Time	26	\$ 12.60
B. Keyer	Clerk 1 Part-Time	26	\$ 11.22
L. VanValkenburg	Assessor	26	\$1,092.58
D. DeRose	Clerk I Part-Time	26	\$ 13.23
A. DiAcetis	Clerk I Part-Time	26	\$ 11.18
R. Sevilla	Assessment Aide P/T	26	\$ 11.18
L. Breedlove	Chief Sewer Plant Operator	26	\$ 24.01
K. Geraldson	Sewer Plant Operator Trainee	26	\$ 21.31
J. Lennon III	Sewer Plant Operator	26	\$ 21.65

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A. Deering	Highway Superintendent	26	\$1,961.54
S. Searles	Deputy Highway Super.	26	\$ 21.19
T. Bennett	Equipment Operator II	26	\$ 21.52
E. Barrett	Equipment Operator I	26	\$ 19.67
M. Coons	Equipment Operator I	26	\$ 19.54
P. DeLuke	Equipment Operator I	26	\$ 19.20
G. LaMountain	Equipment Operator I	26	\$ 19.72
D. Merrill	Equipment Operator I	26	\$ 19.54
L. Southwick	Equipment Operator I	26	\$ 19.54
G. Weidman	Auto Mechanic	26	\$ 25.00
P. Boice	Clerk I P/T	26	\$ 11.22
G. Darlington	Police Chief	26	\$3,068.00
K. Thompson	Lieutenant P-T	26	\$ 30.33
D. Contento	Police Sergeant	26	\$ 28.63
J. Albert	Police Officer Full-Time	26	\$ 26.05
R. Johnson	Police Officer	26	\$ 23.41
N. Westfall	Police Officer Full-Time	26	\$ 25.75
D. Crosier	Police Officer Part-Time	26	\$ 17.42
R. Cross	Police Officer Part-Time	26	\$ 21.08
G. DeLuca	Police Officer Part-Time	26	\$ 22.90
J. Dunn	Police Officer Part-Time	26	\$ 21.90
J. Gallagher	Police Officer Part-Time	26	\$ 21.08
L. Giddings	Police Officer Part-Time	26	\$ 17.42
R. Griffith	Police Officer Part-Time	26	\$ 21.90
H. Klein	Police Officer Part-Time	26	\$ 17.42
J. Laviano	Police Officer Part-Time	26	\$ 17.42
P. McKenna	Police Officer Part-Time	26	\$ 19.16
B. McMullen	Police Officer Part-Time	26	\$ 21.08
J. Myers	Police Officer Part-Time	26	\$ 21.08
T. Polverelli	Police Officer Part-Time	26	\$ 21.08
S. Prokrym	Police Officer Part-Time	26	\$ 22.90
B. Rinaldi	Police Officer Part-Time	26	\$ 21.90
G. Rivituso	Police Officer Part-Time	26	\$ 21.90
P. Zowner	Police Officer Part-Time	26	\$ 19.16
D. LaMountain	Sr. Telecommunicator	26	\$ 22.49
N. McMullen	Telecommunicator	26	\$ 20.19
M. Von Schenk	Telecommunicator	26	\$ 20.49
J. D'Ambrosio	Telecommunicator P/T	26	\$ 18.65
B. Dunican	Telecommunicator P/T	26	\$ 18.65
Randy Hotaling	Telecommunicator P/T	26	\$ 18.65
Richard Hotaling	Telecommunicator P/T	26	\$ 18.65
K. Kearney	Telecommunicator P/T	26	\$ 18.65
N. LaMountain	Telecommunicator P/T	26	\$ 18.65
K. Turek	Telecommunicator P/T	26	\$ 18.65
A. Williams	Telecommunicator P/T	26	\$ 18.65
T. Maddage	Automotive Mechanic P/T	26	\$ 25.00
J. Shear	Dog Control Officer P/T	26	\$ 10.15
L. Conrad	Building Inspector / CEO	26	\$ 23.86
S. DeBacco	Building Inspector P/T	26	\$ 18.13
C. Anderson	Clerk I	26	\$ 16.10
N. Perry	Parks & Rec. Maint. Super.	26	\$ 21.39
J. Hoose	Laborer	26	\$ 18.51
D. Mergendahl	Laborer	26	\$ 18.75

E. Domanico	Bingo Inspector	12	\$ 216.67
W. Bruno	Civil Defense Director	12	\$ 125.00
H. Sturges	Town Historian	12	\$ 50.00
D. Crowley	Recreation Leader Part-Town	Seasonal	\$ 13.00
P. Foronda	Planning Board Chairman	12	\$100.00/\$50.00
C. Kunz	Planning Board Vice-Chair	12	\$ 90.00/\$45.00
W. Brown	Planning Board Member	12	\$ 80.00/\$40.00 Per Mtg/Wkshop
W. Irwin	Planning Board Member	12	\$ 80.00/\$40.00 Per Mtg/Wkshop
J. Kapusta	Planning Board Member	12	\$ 80.00/\$40.00 Per Mtg/Wkshop
E. Quinto	Planning Board Member	12	\$ 80.00/\$40.00 Per Mtg/Wkshop
D. Ross	Planning Board Member	12	\$ 80.00/\$40.00 Per Mtg/Wkshop
K. Marsh	Zoning Board Chairman	12	\$125.00 per mtg.
P. Brown	ZBA Member	12	\$ 75.00 per mtg.
S. Schmitt	ZBA Member	12	\$ 75.00 per mtg.
J. Shear	ZBA Member	12	\$ 75.00 per mtg.
T.E. Powell	ZBA Member	12	\$ 75.00 per mtg.
L. Ziegler	Recording Secretary PB/ZBA & Alternate Member	12	\$100.00 per mtg.

Supervisor Flach stated that the figures show the non-union employees with a 2% increase in pay and the CSEA Members with a 1% increase.

RES. #034-13 AUTHORIZE CONTRACT WITH ITS FOR SERVER RENTAL

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

WHEREAS, Intelligent Technology Solutions, Inc. (ITS) offers a wide range of computer services, and

WHEREAS, the Town Board of the Town of Coeymans wishes to contract with ITS for rental services on a monthly basis, and

WHEREAS, said rental services for a Power Edge 2900 III Server at a rate of \$250.00 per month,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Supervisor to execute a contract with ITS for server rental services effective January 1, 2013.

Supervisor Flach stated that they ordered a new server through BAS and it won't be available for a few weeks so they are temporarily leasing the ITS server on a monthly basis and hopefully they won't need it for more than January or February.

RES. #035-13 AUTHORIZE CONTRACT WITH ITS FOR WEB SITE SERVICES

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYE 5 – NAY 0 – SO MOVED

January 02, 2013 – Town Board Organizational Meeting – 7:00pm

WHEREAS, Intelligent Technology Solutions, Inc. (ITS) offers a wide range of computer services, and

WHEREAS, the Town Board of the Town of Coeymans wishes to contract with ITS for web-site services on a monthly basis, and

WHEREAS, said rental services are for web services at a rate of \$29.95 per month,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes the Supervisor to execute a contract with ITS for web-site services, effective January 1, 2013.

Councilman Masti stated that this is just for basic service and does not allow them to make any changes.

Councilman Boehm inquired as to if it includes update and announcements.

Supervisor Flach stated that it was a good question.

Councilman Masti stated that it cost them money every time there was a change or update and added that it is his understanding that it is only for what is on there now.

Town Clerk Millious stated that she is going through some vouchers that they invoiced for and said that they did something but didn't and she is trying to work it out with them.

Councilman Dolan asked if it is anticipated that it will be for the entire year.

Supervisor Flach stated that it won't be and they want to get it changed as quickly as possible to the new IT provider BAS.

Councilman Dolan asked if there is a projected timeframe.

Councilman Masti stated that it will be approximately three months because they have to do the other changeovers, which have a higher priority than upgrading the website.

Supervisor Flach stated that the website is somewhat separate.

Councilman Masti interjected that this is why they did it on a month to month basis.

Councilman Dolan stated that currently the website didn't have basic information such as the Organizational Meeting and he's not sure if it is useful at this point.

Councilman Masti stated that this is what they need to see and if it is not worth it, they can cancel it at the end of the month.

Town Clerk Millious stated that the Meeting Notice did go in the paper.

Councilman Dolan stated that it should have been on the website.

Councilman Masti stated that there was an additional charge of \$50.00 every time they updated it.

Town Clerk Millious stated that it depended on what it was.

Supervisor Flach stated that they need to be able to do it in-house.

Councilman Dolan reiterated that it should have basic information such as the Organizational Meeting.

TOWN BOARD WORKSHOPS / MEETINGS

- Planning Board Meeting, January 7, 2013, 7:00pm

January 02, 2013 – Town Board Organizational Meeting – 7:00pm

- Town Board Meeting, January 14, 2013, 7:00pm
- ZBA Meeting, January 16, 2013, 7:00pm
- Town Board Workshop, January 22, 2013, 6:00pm
- Town Board Meeting, January 28, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Town Clerk Millious stated that the tax bills went out on December 31st and she is starting to get some payments in and then wished everyone a Happy New Year.

Highway Superintendent Deering stated that he wanted to correct something that he said earlier about the part-time clerk position and added that there were a total of 4 that applied, 3 from out of town and 1 in town. He continued by saying that for the next budget he would like to see the non-union part-time employees brought up a little more money wise because they don't get any benefits and they deserve more.

Councilwoman Rogers asked Highway Superintendent Deering how he is making out with the County with the salt.

Highway Superintendent Deering stated that the County was loading but now they are loading their own with the County watching and one night they shut down and went home and they could not get any more.

Councilman Boehm asked if he is using the old loader.

Highway Superintendent Deering stated that he is but they shut down and went home one night and they could not get any after 11:00pm.

Supervisor Flach stated that it was his understanding that there would be someone on call.

Highway Superintendent Deering stated that they call but they don't always get someone.

Councilwoman Rogers stated that they need to do something and the Town should not have to suffer because the County is being ignorant.

Councilman Boehm asked if the County is using the Town's loader.

Highway Superintendent Deering stated that they were for a while when theirs was broke.

Councilwoman Rogers stated that a while ago they said that the Town had to get the loader out because they were going to do the loading.

Highway Superintendent Deering stated that they have to sign every time they get a load.

Councilwoman Rogers interjected that they are going to have to be better prepared.

Councilman Masti stated that the Town needs to get its own salt shed and they should forget the County.

Councilwoman Rogers stated that it goes back to the shared services, which has gotten them no where.

Councilman Masti stated that the Town shares and the County could learn something from them.

Highway Superintendent Deering stated that the Town shared with the County plenty of times.

January 02, 2013 – Town Board Organizational Meeting – 7:00pm

Councilman Boehm asked if the County is clearing the County roads and State Rte. 143.

Councilwoman Rogers stated that they are and there is a lot of salt on them.

Councilman Boehm interjected that the Highway Department is doing a great job.

Councilwoman Rogers stated that she wanted to wish everyone a Happy New Year.

Supervisor Flach asked if there were any other comments.

Councilman Masti stated that he is thankful that the Highway Department has a four-way plow with the other angle, which helps greatly with the amount of snow that has to be shoveled.

Supervisor Flach stated that the Highway Department is doing a great job. He continued by saying that just before Christmas they met with DEC and FEMA at the Hannacroix Creek and walked the project and in turn had a very productive meeting and the project is coming along very good and he wanted to thank Councilman Dolan and Chief Darlington for heading it up for them. He then wished everyone a Happy New Year and concluded by saying that he hopes to have a great year with some zoning changes and their continued work at the Hannacroix Creek as well as some sewer projects and he appreciates everyone's help.

Town Clerk Millious interjected that the Sewer Bills will be going out late due to the change in the software, which will be through BAS.

Supervisor Flach stated that it is a new software program and the billing will be a little later than normal.

Town Clerk Millious stated that he could have used the old program but he wished to start with the new software and she wanted people to know that it will be coming out late.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn the Organizational Meeting.

ADJOURNMENT

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the Town Board Organizational Meeting was adjourned.

VOTE 5 – NAY 0 – SO MOVED

Time – 7:55pm

Respectfully Submitted,

APPROVED:

Diane L. Millious, Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
January 10, 2013 – Bid Opening – 2:00pm

A Bid Opening was held Thursday, January 10, 2013, at 2:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Diane L. Millious, Town Clerk
Bonnie Keyer, Clerk

ALSO PRESENT: Scott Searles, Deputy Highway Superintendent

The following Legal Notice appeared in the News Herald:

TOWN OF COEYMANS
NOTICE TO BIDDER
INVITATION TO BID

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Coeymans, Albany County, New York, hereby invites sealed bids for:

One (1) 2013 Ford F-250 XL Regular Cab 4WE 8.0’ Box

All prospective bidders may call the Highway Superintendent at (518) 756-2251 between the hours of 7:00am – 3:30pm regarding this bid. Bid packages can be obtained at the Town Clerk’s Office between the hours of 8:30am – 4:40pm.

Bids will be received at the Town Clerk’s Office, Town of Coeymans Town Hall, 18 Russell Avenue, Ravena, NY 12143 up to 2:00pm on Thursday, January 10, 1013, and read aloud on that same day at 2:00pm.

Non-Collusive Bidding Forms must be submitted with all bids. The Town Board of the Town of Coeymans reserves the right to waive any informality and to reject any and all bids.

The bidder is responsible for compliance with all Federal and State Laws and guidelines for the bidding process.

By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk

BID OPENING

Town Clerk Millious opened the bids and read them aloud as follows:

BIDDER

Crossroads Ford \$36,987.72
2351 Rte. 9W
Ravena, NY 12143

R.C. Lacy Inc. \$44,000.00
25 Maple Avenue
Catskill, NY 12414

Respectfully Submitted,

APPROVED:

Diane Millious, Town Clerk

A Town Board Meeting was held Monday, January 14, 2013, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

AGENDA

- Public Announcement
 - Town Offices Closed 01-21-13, Martin Luther King Day
- Approval of Minutes
 - Public Hearing, December 18, 2012 (Cable Franchise)
 - Public Hearing, December 18, 2012 (Sewer Rates)
 - Town Board Meeting, December 18, 2012
 - Town Board Organizational Meeting, January 2, 2013
 - Bid Opening, January 10, 2013
- Old Business
- New Business
- Resolutions
 - Rescind Resolution #074-12
 - Creation of Capital Project H39
 - Authorize Supervisor to Engage CT Male to prepare I&I Report
 - Appoint Sewer Administrator
 - Authorize Supervisor to Execute Mid-Hudson Cable Franchise Agreement
 - Authorize Supervisor to Execute 2013 EMS Contract with Ravena Rescue
 - Accept Bid Proposal – Truck/Plow
 - Accept Bingo Inspector Resignation
- Correspondence
 - Invitation from Greenville Central School District
- Town Board Workshops/Meetings
 - Zoning Board of Appeals, January 16, 2013, 7:00pm
 - Town Board Workshop, January 23, 2013, 6:00pm
 - Town Board Meeting, January 28, 2013, 7:00pm
- Executive Session

PUBLIC ANNOUNCEMENT

Town Offices Closed – January 21, 2013

Supervisor Flach stated that Town Offices will be closed on January 21, 2013 for observance of Martin Luther King Jr. Day.

Workshop Cancelled – February 19, 2013

Supervisor Flach stated that the Town Board Workshop scheduled for February 19, 2013 has been cancelled.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time.

Ms. Mary Pape stated that she lives in Coeymans and continued by saying that she wanted clarified what she hopes is a Town Policy so everyone is on the same page with it and won't experience the confusion that she has. She continued by saying that on December 20th at 5:00 in the morning she called the police and stated that she wanted to file a written complaint and in turn an Officer came down and was very polite and nice and listened and when she asked if she needed to sign something he said that he would write it all up on the computer. She added that on the next day she went to the Police Department to get a copy of her written complaint and spoke with some other Officer who said that it takes 7-10 days and asked for her phone number and said that after it was checked with a supervisor they would call her and in turn she would pay \$6.00 to the Town Clerk's Office and bring the receipt down to the Police Department and they would give her the report. She went on by saying that she never heard anything and on January 10th she tried to e-mail the Police directly but she could not get it to go through so she then e-mailed Town Clerk Millious and asked that she forward it to the Police Department. She then asked if it was the correct procedure and if not she wanted it explained to her what the correct procedure is so she can do it and reiterated that she just wants a copy of her complaint.

Supervisor Flach stated that he did receive her e-mail last Thursday or Friday and added that Chief Darlington was off last week and then asked Chief Darlington if he wanted to speak to her request.

Chief Darlington stated that it should not take that long but it is the procedure and he will look into if the Officer actually did do a written report and if he didn't it will be addressed and taken care of. He added that everything is done on the computers in the cars and station and the physical signing does not happen because they have not come up with that part of it yet but if it were something that would go to trial, at that point they would print it out and have it physically signed. He then asked for a copy of the e-mail and stated that this is the first that he had actually heard of it.

Ms. Pape gave him a copy and stated that she could give him the Officer's name but she didn't want to do it publicly and reiterated that he was very nice and said everything that he had just said about the computers.

Chief Darlington stated that he will look into it and get back to her.

Ms. Pape asked how long it will take.

Chief Darlington stated that he should have an answer the following day and added that if a report was not physically written he would have to see when the Officer is working but she will know one way or the other of the status.

Ms. Pape stated that she got the impression that he was going to do it right away and then thanked Chief Darlington.

Supervisor Flach asked if there were any other comments.

Ms. Donna Pasquini stated that she lives in the Hamlet of Coeymans and added that earlier in the day she saw on the web the meeting agenda and there was an appointment of a Sewer Administrator, Larry Conrad. She continued by saying that it now says on the agenda that the title is Project Manager for the Waste Water Treatment Plant and then asked how long he has been doing this.

Supervisor Flach stated that he just started as Project Manager this year, which is the reason for the resolution and added that he has been doing the sewer billing.

Ms. Pasquini asked if he was being paid to do the sewer billing and other work that he has been doing.

Supervisor Flach stated that he has not.

Ms. Pasquini stated that she understood that he has been getting \$3,000.00 a year for doing the billing.

Supervisor Flach stated that it is effective for 2013.

Ms. Pasquini asked why there was \$30,000.00 in the budget for 2012 for sewer plant administrator and this year it is in for \$13,000.00.

Supervisor Flach stated that it was not just administration for Larry Conrad and it was not part of it and it was for things such as lawyer fees.

Ms. Pasquini asked what the qualifications are for the job and whether or not it has to be put out to the public or if it is something that they are doing inside and no one can apply.

Supervisor Flach stated that it is an in-house Project Manager position and Larry has been doing the sewer billing for them and with the big projects that they have coming up the felt as though they needed someone familiar with the sewer.

Ms. Pasquini stated that in years past the sewer billing was done by whoever was Chief Operator and then it was done by the Town Clerk's Office and even with Larry doing it, Diane still has to stuff the envelopes and mail them out. She then asked if he is going to be paid for this at the same time that he is doing the Building Department job and added that she knows he has been doing it during the same hours because she has seen him out there taking pictures, which is double dipping.

Supervisor Flach stated that for this year they have in the Building Department a 40 hour paid position and he will specifically write down the hours that he is doing for Building and the hours that he does for Sewer and they will know how many hours he has where.

Ms. Pasquini stated that part of his pay will be paid out of Sewer for sewer work and part out of the Town for the Building Department work and then asked again if he had been getting paid in the past for all of the sewer work that he was doing.

Supervisor Flach and Councilwoman Rogers collectively said that he had not.

Ms. Pasquini stated that last year Mr. Conrad had said that he was there for the Town's interest because the storm sewer was his job.

Supervisor Flach stated that he is in it for the Town's interest.

Ms. Pasquini stated that he is as a Building Inspector and nothing was being done to her building and storm sewer has nothing to do with a building and then asked why he was down there saying he was representing the Town and brining an attorney down there unannounced.

Supervisor Flach stated that it is not just building codes as a Building Inspector and it is many other issues.

Ms. Pasquini stated that it is just buildings but a storm sewer that you are working on, which the Town first denied owning, but now admit that they own it. She continued by saying that it is crazy that people are going to have to pay him to do a Project Manager job when she knows that he is being paid full-time for his Building Department job and she does not believe that for the past three years that he has been doing it that he has not been paid because there has been money allocated in the budget for it.

Councilwoman Rogers stated that he has been doing it for nothing.

Supervisor Flach stated that he has not been paid out of anything other than the Building Department.

Ms. Pasquini asked what gives him the right to say that he is representing the Town when it comes to storm sewer because he is not an official of the storm sewer and was not hired to do anything with the sewer or storm sewer. She reiterated that he was down there with an attorney saying that he is an official representing the town.

Supervisor Flach stated that he believes that his scope of work is bigger than she realizes.

Ms. Pasquini stated that she realizes what his job description is as Building Inspector and she knows that he was being paid for and to step out of bounds and say that he is in charge of something else when he is not is wrong. She continued by saying that now they are going to appoint him and now he will be paid for doing what he has been doing anyway.

Supervisor Flach stated that was true.

Ms. Pasquini asked why and then asked again what his qualifications are for Project Manager and it should not be because they think he is an expert on everything and anyone can be a jack of all trades but master of none.

Supervisor Flach stated that he is within his scope of work.

Ms. Pasquini stated that he is saying that Building Inspector is within his scope of work to be a Project Manager for Sewer and things like that and added that she is not buying it and it is not within his scope of work. She reiterated that the job should have been offered out and paying one employee for two jobs is double-dipping and it has been going on and everyone just set back and let it go and no one wanted to question it and now they are raising their sewer rents to pay him, who has caused headaches for everyone. She concluded by saying that she wants to know why the job was not open and posted and what the qualifications are.

Supervisor Flach stated that he would be happy to sit down with her and go over Mr. Conrad's qualifications are.

Ms. Pasquini stated that she didn't want to sit down with him because for three months she has been asking him for a report that she loaned him to look at and he has been telling her that he could not find it and didn't know where it was but when she called his secretary she looked in her folder and said it was right there and she went to Town Hall and got it. She added that he lied to her and didn't even look for it.

Supervisor Flach stated that he was sorry and added that he thought it was something that he had at his desk and so everyone knows, he thought that it was something that she gave to him personally.

Ms. Pasquini stated that she gave it to his secretary to show to him.

Supervisor Flach stated that he didn't realize that she gave it to his secretary and he thought it was something that she gave to him and he had in a file folder on his desk, which he would not find. He added that earlier in the day his secretary told him that she remembered getting it and after she called she looked in her file and there it was and it was not a matter of lying.

Ms. Pasquini reiterated that she brought it up for her to show him and evidently he never even looked at it if he didn't know it was in her file.

Supervisor Flach stated that they have had correspondence over the last year and she had given him a couple pieces of paperwork and he honestly didn't know that she had given it to Lisa and he thought that it was something that she gave him and he misplaced and it was not a matter of not wanting to give it back.

Ms. Pasquini interjected that he didn't return her calls and then asked that they drop that part of the discussion and continued by asking what the qualifications are for a Sewer Project Manager because most people in charge of projects have some type of Engineering degree or something so they know what they are doing and what they are looking at and you have to have some kind of degree so you know what is going on.

Supervisor Flach stated that he didn't think that was correct to his knowledge.

Ms. Pasquini stated that he should start picking up and learning things because when Mr. Conrad was down to her house for the sanitary sewer he told the Highway Department that they needed a T-Y pipe and there is no such thing, you either have a T or a Y and she's not even a plumber and she knows that but this is their expert.

Supervisor Flach asked if there were any other comments.

Ms. Nita Chmielewski stated that she lives in Alcove and she also would like to discuss the same resolution that she saw on the website, which said Administrator but now says Waste Water Treatment Plant Project Manager and some of the questions that Donna asked, she had as well and they were answered. She added that as far as she knows, and she was in the Bookkeeping Office for quite a few years, Mr. Conrad never got paid out of sewer for doing it.

Ms. Pasquini interjected that she knows there was money in the budget.

Ms. Chmielewski stated that a lot of the money was for attorney fees for BANS and she wanted Ms. Pasquini to know that the Board is telling her the truth and he didn't get paid. She continued by saying that the Building Inspector is going to take over as Project Manager and they put in \$3,000.00 in the budget and then asked how many hours that equates to.

Supervisor Flach stated that he does not have an answer for her right here and now.

Ms. Chmielewski asked the rate of pay they are going to pay and added that they would divide that into 3,000.00 to get the hours.

Councilman Dolan stated that the number is 2,934 hours per year.

Ms. Chmielewski stated that they would have to know about what they are going to pay and how many hours to come out to \$3,000.00.

Supervisor Flach stated that he didn't know his rate of pay off the top of his head.

Ms. Chmielewski stated that it was fine but to put in \$3,000.00 someone should have known how many hours it will come out to. She continued by saying that another point with the hours is that it is going to take away from the Building Department, which to her means that they don't need a full-time Building Inspector and it could be part-time, which is a big savings on salary plus the benefits. She added that if he does take this job, and he will be getting benefits, which should not be because neither job is full-time, will they take from the part-town account and sewer department.

Supervisor Flach stated that he is still going to be a full-time Building Inspector.

Ms. Chmielewski asked how he will be putting in all the hours for Project Manager for the Sewer Department if he is a full-time Building Inspector.

Councilwoman Rogers stated that it will be the same way that he has been doing it for years, even when she sat on the Board he was helping with the sewer.

Ms. Chmielewski stated that it does not matter and she is right that he was helping them out and doing it for nothing, which he should not be doing because they have a Chief Sewer Plant Operator and every Operator before Mr. Breedlove did all of the work at the Sewer Department and then asked why Mr. Breedlove is not doing the work and why is Mr. Conrad doing it, which she does not have a problem with it but then he is not a full-time Building Inspector. She continued by saying that they have a full-time Chief Operator who is being paid approximately \$50,000.00 and then asked if they had passed the title of Project Manager to the Waste Treatment Plant through Civil Service.

Supervisor Flach stated that they didn't have a problem with the title.

Ms. Chmielewski stated that on Friday the title was Sewer Administrator and today it is Project Manager and then asked if they checked out the Sewer Administrator with Civil Service.

Supervisor Flach stated that they had.

Ms. Chmielewski asked why it was changed.

Supervisor Flach stated that it is not an Official Title that they have so they changed it from Administrator to Project Manager.

Ms. Chmielewski asked if there is a title for Project Manager.

Supervisor Flach stated that there is not.

Ms. Chmielewski stated that there would not be a list that they would have to pick from. She stated that in keeping track of his time, as Building Inspector they should give him a timecard to punch in and out and then another card for when he is working on Sewer because the Village is going to have to pay their fair share of his salary and the Village will certainly want something worthwhile in the hand to see when he worked on the Sewer. She concluded by saying that she really feels as though he should not be doing the Project Manager job at the same time that he is Building Inspector and to her if they do, they have to make the Building Inspector part-time.

Ms. Sylvia Lawler stated that she lives in the Town of Coeymans and added that she feels like a broken record but the noise from the Port went on for five days 24/7 and the only thing that separates her from the Port is the Ravena/Coeymans Yacht Club and she thinks that it is inappropriate. She continued by saying that Mr. Laraway had explained that when the barges are in dock, time is money but the people that are losing sleep who have to go to work the next day and were not able to sleep is inappropriate. She added that she believes in the specifications that they looked at, the trucks are suppose to run from 6:00am to 6:00pm and she has to wonder why when she drives by at 5:00am there are trucks in and out of the Port.

Supervisor Flach asked if there were any other comments.

Ms. Mary Pape stated that they don't live in an Industrial Zone and they are zoned Residential so they should not be exposed to that level of industrial sound and noise, and to be awakened at night by it, which is 24/7 when there is a ship down there and it's very wrong.

Councilman Dolan asked if it was the nature of her complaint.

Ms. Pape stated that part of it was her complaint she continued by saying that she agrees with Nita and even before it came up she believed that the position was part-time.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were five sets of minutes for Town Board approval, a Public Hearing on December 18, 2012 at 6:00pm, a Public Hearing on December 18, 2012 at 6:30pm, a Town Board Meeting on December 18, 2012, a Town Board Organizational Meeting on January 2, 2013 and a Bid Opening on January 10, 2013 and then asked for a motion to approve them.

MOTION

On motion Councilwoman Rogers, seconded by Councilman Masti, the minutes were approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Councilman Masti stated that as he had discussed with Town Clerk Millious earlier, Resolution #004-13 indicated a vote of 5 Ayes and no Nays but he actually voted no.

Town Clerk Millious stated that it will be taken care of.

OLD BUSINESS

C.T. Male – Update Zoning Map

Supervisor Flach stated that they hired C.T. Male to update the zoning map as per the Planning Board's recommendation and the current map has been on since March of 07' and the zoning changes were initiated in 2004. He continued by saying that C.T. Male is working on the maps to make sure that everything is where it should be and to upgrade the districts when they finish the Zoning Law, which is being worked on. He then asked if there were any questions.

Councilman Dolan asked what the process will be once they finish the map and whether or not there will be Public Comment.

Supervisor stated that the maps are actually online right now and have been and they are the changes and added that they are just trying to move forward.

Councilman Boehm suggested that they have a large copy of the map on an easel in Town Hall for the public to look at and for during the Public Hearing so they can see the proposed map.

Supervisor Flach stated that it can also be viewed online, which has been there for quite some time. He added that once they decide to move forward they will set a Public Hearing Date and do all the reviews that have to be done.

NEW BUSINESS

UPS Letter Drop Box for Town Hall

Supervisor Flach stated that there have been some requests and they have looked at the possibility of having a UPS Drop Box installed at Town Hall and continued by reading the following:

Members of the public are encouraged to provide feedback. The drop box would be installed as a convenience for Town residents as well as surrounding areas that need to utilize such a service. It is understood that there are areas that provide a drop off point for UPS, this would allow for the drop off of a letter and small packages when other drop off points are closed. This is a free service for our community.

Supervisor Flach stated that if anyone had any questions or comments, they could contact his office.

Councilman Boehm asked if the box will be outside.

Supervisor Flach stated that it will be and they have not determined where it will be.

Councilman Dolan asked how this came about and whether UPS contacted them.

Supervisor Flach stated that a couple of people asked about it and it turn his secretary called UPS to ask about it and they said that it is something that they can do and it would be free.

RESOLUTIONS

Supervisor Flach stated that the first resolution is to rescind a resolution and the reason is because it is an H39 Project that they created for the sewer lines into Colvin Avenue to Rte. 144 and Blaisdell to Colvin Avenue, which are in need of repair and/or replacement and this project is actually H38, which was already created and the resolution after that recreates H39, which is for projects that they took Bonds for to upgrade and make repairs to the Waste Water Treatment Plant.

RES. #036-12 RESCIND RESOLUTION #074-12

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

RESOLVED, that Resolution #074-12 from the Town Board Meeting of May 29, 2012, is rescinded.

RES. #037-12 AUTHORIZE CREATION OF CAPITAL PROJECT H39

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans has determined that the Waste Water Treatment Plant is in need of upgrades and repairs in accordance with the New York State Department of Environmental Conservation Order on Consent; and

WHEREAS, the Town of Coeymans is desirous of creating a Capital Project to perform the necessary upgrades and repairs to the Waste Water Treatment Plant; and

WHEREAS, that Capital Project is known as Capital Project H39,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans establishes Capital Project H39 for upgrades and repairs to the Waste Water Treatment Plant.

RES. #038-12 AUTHORIZE SUPERVISOR TO ENGAGE CT MALE TO PREPARE I&I REPORT

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) requires the Town of Coeymans to do an Inflow & Infiltration (I&I) Report based on the moratorium that occurred in the Sewer District in 2001, and

WHEREAS, the Town of Coeymans has to report to NYSDEC on an annual basis the improvements that they have made in addition to the amount of I&I that they have removed from the system, and

WHEREAS, the engineering firm of C. T. Male Associates, P.C. has provided the service of preparing the I&I Report in the past, and the Town of Coeymans is desirous of C.T. Male Associates compiling the report for 2012,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans authorizes Supervisor Stephen D. Flach to engage with C. T. Male Associates for the purposes of preparing an I & I report for 2012.

Councilman Boehm asked what the cost is associated with preparing the report.

Supervisor Flach stated that it is a good question and he does not have the answer.

Councilman Boehm asked if he knew approximately.

Supervisor Flach stated that he believes that it is \$1,600.00, which he believes is the same as last year.

Councilman Boehm stated that he believes that in going forward it should include the dollar amounts and added that he didn't want to hold up the report and he would suggest that they amend the resolution to say that it cannot exceed \$2,000.00.

Supervisor Flach asked Chief Operator Breedlove if he know the cost.

Chief Operator Breedlove stated that he didn't know.

Collectively the Town Board agreed that it should say not to exceed \$2,000.00

RES. #039-12 AUTHORIZE SUPERVISOR TO EXECUTE MID-HUDSON CABLE FRANCHISE AGREEMENT

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was TABLED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Mid-Hudson Cablevision, Inc. is desirous of renewing its franchise to maintain and operate a cable television system in the Town; and

WHEREAS, maintenance and operation of said cable television system involves the use and occupation by Mid-Hudson of the streets, thoroughfares and other public rights-of-way belonging to the Town; and

WHEREAS, the technical ability, financial condition and character of Mid-Hudson and its principals have been considered and approved by the Town Board in a public proceeding affording due process; held on the 18th day of December 2012; and

WHEREAS, the plans of Mid-Hudson for continued operation of said cable television system have been considered by the Town Board and found adequate and feasible in a full public proceeding affording due process; and

WHEREAS, the Franchise Agreement complies with the franchise standards required by the New York State Public Service Commission and the Cable Consumer Protection Act of 1992 and is subject to the review and approval of the New York State Public Commission

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby grants a non-exclusive cable television franchise to Mid-Hudson Cablevision, and authorizes Supervisor Stephen D. Flach to execute the Franchise Agreement with Mid-Hudson upon the terms set forth in said Franchise Agreement

Councilman Dolan stated that he is against signing a 15-year Agreement with Mid-Hudson and added that they rose what he thought to be some serious concerns that he does not think were adequately addressed such as the area served and what constituted an area that they have to serve. He continued by saying that he understood that there is a formula that if there are a certain number of homes they have to provide them but nothing

precludes them from offering to serve other areas that are less densely populated and as someone from the Town pointed out to him after the last meeting, they are a member of the town just as well as those within easy cable reach. He added that his second area of concern, which he does not feel was adequately addressed, is what they have referred to as the Senior Package or Budget Package, and it still seems to be an issue that unless a customer asks for it specifically or by the right name, they are not told that the package even exists let alone able to purchase it or enter into an agreement to get it. He went on by saying that the third concern is in general their lack of what he considers to be acceptable customer service and there was nothing that they gave them to indicate that their customer service will be any better. He concluded by saying that if they sign a 15-year Agreement with them, they can kiss goodbye any improvement in any of those three areas and he understands the reasoning behind the 15 years and it makes sense but having no guarantees that any of the areas will be addressed is not good.

Supervisor Flach asked what kind of guarantees they should ask of them about their budget package and the other concerns.

Councilman Dolan stated that when Mr. Boehm inquired about a Senior or Basic Package they conceded that they don't really have what they call a Senior Package and you have to ask for it specifically because they don't tell you about it and the head of the company didn't offer to do anything about it.

Councilman Boehm stated that all of the packages are dependent on the purchase of something else and he finds the whole process very confusing in addition to agreeing that a 15-year Agreement, although it makes business sense to Mid-Hudson, does not make sense to him for that length of time.

Councilman Masti stated that he agrees with Councilman Dolan on several of his points and he does understand the extensions and formulas and it makes sense to him but he would like to see a better explanation of what they get for their payments because people have actually called him about their billing, which is very confusing and people don't know what they are getting for what.

Councilwoman Rogers asked Supervisor Flach what they told him.

Supervisor Flach stated that basically what they said is that in order for them to make it worth their while to have a Franchise in a town for 15 years does not affect a single person and you can choose whoever you want whether it be State Telephone or Time Warner and it is your choice.

Councilwoman Rogers asked what will happen if they don't agree to the 15-year Agreement and if they pull their cable out of town if they don't sign it.

Councilman Masti stated that they would have to look at other options for cable.

Councilwoman Rogers stated that they don't have options over the hill.

Supervisor Flach asked the Town Board for some suggestions as to what they want from Mid-Hudson and added that he thinks that there would be a lot of people upset if Mid-Hudson didn't provide cable to the town. He added that there have been a few people complain about the packages but there will be more people complaining if they don't have cable at all.

Councilwoman Rogers stated that they did say that within the 15 years someone else will come in.

Councilman Masti interjected that that it is non-inclusive.

Councilwoman Rogers stated that she does not have a problem with 15 years because she does not want to jeopardize what they have and she does agree as far as the Senior or Budget Packages, they should be in writing because they keep saying that it is available but no one can get it.

Councilman Masti stated that if it is in the contract, they will be able to show it to the residents.

Supervisor Flach stated that he will ask for the packages in writing.

Councilman Dolan stated that he would like to see some sort of commitment to re-look at what is economically feasible for them as far as density of housing to extend cable.

Councilman Masti interjected that he does not think that they will see much change.

Councilwoman Rogers stated that they did that in the past and found that there are enough houses on Lindskoog Road but it would cost too much to string the lines to get to that point and that is why they denied it and this is just one area that she knows of.

Councilman Dolan stated that the problem he has with the 15-year Agreement is not that it's exclusive or excludes any individual from buying cable from anyone besides Mid-Hudson and his problem is that if they agree to the density need to bring cable somewhere then they have no incentive to even look at it again for 15 years. He added that 15 years might be a non-issue based on other technology but this is their only chance at trying to leverage it at all.

Councilman Masti stated that if someone else offers to come in they might think twice about it but they might not be able to bring it in at a lesser cost and State Telephone is going with fiber-optic, which will be great, but what might their cost be per mile be.

Supervisor Flach stated that he now has some questions that he can ask Mr. Reynolds.

Councilman Boehm stated that they had the Public Hearing when a School Board Meeting was going on and maybe by discussing it now, they might want to think about having another public comment period because there might be some issues that they might not be thinking of.

Supervisor Flach stated that the motion was seconded and then asked if they wanted to table it for now.

Collectively the Town Board agreed that it should be tabled.

Supervisor Flach stated that at the end of the year the Town Board was given a contract from the Ravena Rescue Squad and in looking at it, they have a few more questions that they want to ask and find out about before the sign it. He continued by saying that he would offer a motion to table the resolution.

MOTION

On motion of Supervisor Flach, seconded by Councilman Boehm, the resolution to execute the 2013 EMS Contract was tabled.

VOTE – AYES 5 – NAYS 0 – SO MOVED

RES. #040-12 AWARD BID PROPOSAL FOR HIGHWAY TRUCK/PLOW

On motion of Councilman Dolan, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Board authorized the Town Clerk to publish a Notice to Bidders for the purchase of one Truck and Plow for the Highway Department; and

WHEREAS, two bids were received and publicly read aloud on January 10, 2013; and

WHEREAS, Crossroads Ford was determined to be the lowest, bidder proposing a price of \$36,987.72 for the truck and plow; and

WHEREAS, the Highway Superintendent recommends that the bid proposal of Crossroads Ford be accepted.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to execute a contract with Crossroads Ford for the supply of one truck and plow, in accordance with the bid proposal submitted to the Town Clerk on January 10, 2013.

Councilman Boehm asked who the second bidder was.

Deputy Highway Superintendent Searles stated that it was Lacy Ford in the amount of \$44,000.00 and added that he has the State Contract price, which is \$38,855.96 and that Crossroads beat that price as well.

Councilman Boehm asked if Crossroads met all of the specifications for the plow and the truck.

Deputy Highway Superintendent Searles stated that they did.

Councilman Boehm stated that he is very excited that it is a local bidder and business and continued by asking Highway Superintendent Deering if he was going to auction off a truck.

Supervisor Flach stated that it is the plan but the Sewer Department truck is in really bad shape and he was thinking that they could discuss at the next Workshop the possibility of the Sewer Department buying it from the Highway Department.

RES. #041-12 ACCEPT RESIGNATION OF BINGO INSPECTOR

On motion of Councilman Masti, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Edward Domanico submitted his letter of resignation as Bingo Inspector;

NOW, THEREFORE, BE IT RESOLVED, that Edward Domanico's resignation as Bingo Inspector is accepted.

Supervisor Flach stated that the letter simply stated that he resigned and it did not give any reason but he has heard that he is not feeling well.

RES. #042-12 APPOINT SEWER ADMINISTRATOR

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the 2013 Adopted Budget provided funding for a part-time position in the Waste Water Treatment Plant,

BE IT RESOLVED, that Laverne H. Conrad be and hereby is appointed to the position of Project Manager for the Town of Coeymans Waste Water Treatment Plant. This appointment is effective January 1, 2013 for a stipend of \$2,934.00 per year.

Councilman Masti stated that he did the math and even at \$25.00 an hour it only comes out to 120 hours, which is less than 2 hours a week and he has been in meetings with Mr. Conrad and he fights for the Town's money and does a good job. He continued by saying that at the hospital they have a Project Manager that makes a whole lot more than \$25.00 an hour and he thinks that Mr. Conrad is a good bargain and then apologized to Ms. Pasquini.

Ms. Pasquini stated that they are paying him twice and she doesn't care.

Councilman Masti stated that they are not paying him twice and it is just for an added job.

Ms. Pasquini interjected that the sewer users are paying him twice.

Councilwoman Rogers interjected that public comment is over.

RES. #43-12 EXECUTE CONTRACT WITH COUNTY OF ALBANY STOP DWI PROGRAM

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the following resolution was APPROVED – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the County of Albany requires a Service Agreement with a qualified contractor regarding the expenditure of STOP DWI Program Funds, under circumstances to expand the STOP DWI effort in accordance with the spending plan approved by the New York State Department of Motor Vehicles, and

WHEREAS, the Town of Coeymans (Contractor) is able to provide the service to ensure that the aforementioned requirements are met efficiently and effectively.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby authorizes Supervisor Stephen D. Flach to execute a contract with the County of Albany.

CORRESPONDENCE

Invitation from Greenville Central School District

Supervisor Flach stated that he had a correspondence from Greenville Central School and continued by reading the following:

This letter serves as a follow-up to information previously provided by our District Clerk through your respective Town Clerk.

We would like to invite you to join the members of the Greenville Central School District Board of Education along with Town Boards and Town Planning Boards of the eleven (11) Towns of the Greenville Central School District to a Board of Education Workshop.

Supervisor Flach stated that Councilman Masti attended last year.

Councilman Masti stated that he did and it was very interesting but he can not go this year because he has to work.

Councilman Boehm asked if it was the same topic to share information and strategies regarding the New York State Budget and the Property Tax Cap Levy.

Councilman Masti stated that it was.

Councilwoman Rogers interjected that it is the same topic every year.

TOWN BOARD WORKSHOPS / MEETINGS

- Zoning Board of Appeals Meeting, January 16, 2013, 7:00pm
- Town Board Workshop, January 22, 2013, 6:00pm
- Town Board Meeting, January 28, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any other comments.

Chief Darlington stated that the Bingo Inspector is one of his Department's employees and he just found out that he resigned and then asked if they were going to replace the position, which he believes is required.

Supervisor Flach stated that it is required and they will be replacing the position.

Councilman Boehm inquired as to the duties of a Bingo Inspector.

Chief Darlington stated that it is basically now just the Senior Center Bingo, which is once a week.

Town Clerk Millious stated that it is Sundays and she has the list of duties, which is also online.

Councilman Boehm asked if the Inspector has to be present to operate.

Chief Darlington stated that he believes that at certain points they have to do inspections.

Councilman Boehm suggested that they do a motion authorizing the Town Clerk to advertise for the position of Bingo Inspector utilizing the description that she currently has at the salary indicated in the budget.

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach, authorizing Town Clerk Millious to advertise for the position of Bingo Inspector.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach asked if there were any other comments.

Highway Superintendent Deering stated that he would like to get authorization for Auctions International to get rid of the 10-20 tires and wheels.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, authorizing Highway Superintendent Deering to have Auctions International put the tires and rims out to bid.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach asked if there were any other comments.

Councilman Dolan stated that he wanted to offer his condolences to Ralph Surrano and his family on the passing of his wife Marion who was a great member of the community and good friend.

Supervisor Flach asked if there were any other comments.

Councilwoman Rogers stated that she also wanted to offer her condolences to Mr. Surrano and his family as well as the Dale Court family.

Supervisor Flach stated that he wished the same condolences and added that they are such good families and it's a hard thing to see good members of your community pass on.

Councilman Boehm stated that Mr. Surrano has been involved with the Summer C.H.O.I.C.E.S. Work Program for many years, even when he was a younger man and he also wanted to pass along his condolences. He continued by saying that it was brought to his attention by a resident that there was a call for an ambulance, which was a mutual aid situation and Bethlehem Ambulance responded and transported and now that person is subject to a bill and it is not a soft-billing situation and they are required to pay what Medicare didn't pay. He added that it appears to be different from the billing practice that the Town has had with the Ravena Rescue Squad and it is disturbing that someone called for an ambulance from Ravena Rescue Squad but a Bethlehem Ambulance had to respond, who bills differently and will now be going after them for the payment. He went on by saying that they will be having a conversation with the Ravena Rescue Squad and

they will be brining this up and hopefully they can bring some clarity and resolution to this.

Chief Darlington stated that Delmar Rescue Squad is not taking over for the entire Town of Bethlehem and they do similar to what the Town of Coeymans does, which means that if it is within your own town and you can't pay the bill, it is forgiven but because they went outside of their district and in coming to Coeymans, you are legally responsible to pay the full amount, which would be what your insurance company does not pay and they will send you to collection if you don't pay.

Councilwoman Rogers stated that it's a big problem because they are going to hinder a lot of the elderly that refuse to call now knowing that Bethlehem is going to come and in turn they will be charged.

Chief Darlington stated that they don't have a choice because it is part of the Automatic Mutual Aid and it is something that they need to take a look at.

Councilman Boehm stated that he will call Attorney for the Town Wukitsch to get his opinion.

Councilman Dolan asked that he share it with the rest of the Board when he finds out.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn to Executive Session.

ADJOURNMENT TO EXECUTIVE SESSION

Supervisor Flach asked for a motion to adjourn to Executive Session for a personnel issue.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, the Town Board Meeting was adjourned to Executive Session.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:00pm

EXECUTIVE SESSION

Executive Session convened in the Supervisor's Office immediately following the Town Board Meeting to discuss a personnel issue. The entire Town Board was present in addition to Chief Waste Water Treatment Operator Breedlove and Sewer Project Manager Conrad. There was no formal action and no decisions were made.

Supervisor Flach asked for a motion to adjourn the Town Board Meeting from Executive Session.

ADJOURNMENT

MOTION

On motion of Councilman Dolan, seconded by Supervisor Flach, the Town Board Meeting was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 9:25pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Workshop was held Tuesday, January 22, 2013, at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ABSENT: Dawn L. Rogers, Councilwoman

ALSO PRESENT: Diane L. Millious, Town Clerk

Supervisor Flach opened the Workshop and led the Pledge of Allegiance.

AGENDA

- Mid-Hudson Cable
- J. O’Connell Grants Consultants
- Ravena Rescue Squad
- Recycling – Waste Management

Mid-Hudson Cable

Supervisor Flach stated that they have some concerns about the Mid-Hudson Cable Franchise Agreement relative to the packages available and the run around that you get when you make a call in addition to the population that they need to have in order to run their cable and what would happen if the Town Board decides not to sign the Franchise Agreement.

Discussion ensued amongst the Town Board regarding these issues and what they would like as far as a commitment from Mid-Hudson Cable.

Collectively it was decided that Supervisor Flach would contact Mr. Reynolds during the week to address the concerns prior to the next Town Board Meeting.

J. O’Connell Grants Consultants

Supervisor Flach stated that Jean O’Connell was present from J. O’Connell Associates Grant Consultants to give them some information on grant writing.

Ms. O’Connell continued by giving her presentation to the Town Board regarding her company; which she is the owner of, and obtaining municipal grants.

Discussion ensued amongst the Town Board and Ms. O’Connell regarding the cost, results she has gotten for other towns, her company’s success rate, how it would work with the Village within the Town, matching grants and her ideas about grant possibilities for the Town.

Collectively it was decided that they would look into it further for consideration.

Ravena Rescue Squad

Supervisor Flach stated that he has the Agreement for the Ravena Rescue Squad for 2013, which was also available for the Town Board.

Discussion ensued amongst the Town Board regarding the wording of their billing and rebate formula with regard to the Town, the lack of wording about issuing a check for reimbursement to the Town, agreeing to an audit paid for by the Town the ALS Agreement, co-pays for mutual aid calls outside the Town of Coeymans, and not expecting more money from the Town because people have chosen to ignore their bill that should have been sent to their insurance carrier for payment.

Collectively it was agreed that the Town Board would provide Supervisor Flach with any other questions that they might have for a meeting on Thursday as well as wanting an audit done prior to signing the Agreement and that Supervisor Flach will talk to the auditor.

Supervisor Flach invited all the members of the Town Board to attend a meeting with the Ravena Rescue Squad on Thursday, January 31st at 10:00am.

Recycling – Waste Management

Supervisor Flach stated that he has talked to a few people about maybe getting in some containers in specific spots for things such as cardboard, plastic bags, tires, batteries, compact fluorescent lights etc. but not for bagged garbage. He added that he spoke with Waste Management about it and they have a lot of different programs and they could put a dumpster at Town Hall for single stream or dual stream recycling as well as a separate collection for household batteries.

Discussion ensued regarding what would be charged for the dumpsters, monitoring it, having it certain days and staffed for specified hours by a Town employee possibly at the Beautification Building, recycling tires and storage, and recycling already in place at the Highway Garage for metal and how many take advantage of it.

ADDITIONAL COMMENTS

Councilman Dolan pointed out that Town Clerk Millious has a new digital recorder.

Supervisor Flach asked Town Clerk Millious how she liked it.

Town Clerk Millious stated that it was getting to where she can not get the cassettes for the recorders and her spare is not working and she spoke with the Town Clerk in New Baltimore who has a digital recorder and really likes it. She added that it is new to her and she will be doing both recorders until she gets the hang of using the digital one and has not gotten to really become familiar with it because she has been so busy with taxes.

Councilman Dolan asked if it records to the computer on a hard drive.

Town Clerk Millious stated that you can put it right on the computer and you transcribe using a foot pedal.

Supervisor Flach stated that you can burn it to a CD.

Town Clerk Millious stated that the pick-up is great and if they ever needed it there are speakers that came with it and reiterated that it picks up voices really clearly and much better than the cassette player.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn the Workshop.

ADJOURNMENT

MOTION

MINUTES BOOKTOWN OF COEYMANS**
January 22, 2013 – Town Board Workshop – 6:00pm

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On motion of Councilman Boehm, seconded by Councilman Masti, the meeting was adjourned.

Time – 7:08pm

Respectfully Submitted,

APPROVED -

Diane L. Millious, Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
January 28, 2013 – Town Board Meeting – 7:00pm

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A Town Board Meeting was held Monday, January 28, 2013, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Dave Wukitsch, Attorney for the Town
Albert Deering, Highway Superintendent
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

AGENDA

- Public Announcements
 - Town Offices Closed, February 18, 2013
 - Town Board Workshop Cancelled, February 19, 2013
- Public Comment
- Approval of Minutes
 - Town Board Meeting, January 14, 2013
- Supervisor's Report
 - November 2012, Amended
 - December 2012
- Department Reports
 - Town Clerk, December 2012
 - Building Department, December 2012
- Old Business
- New Business
- Resolutions
 - Authorize Supervisor to Submit NYS Environmental Facility Corporation Application
 - Authorize Supervisor to Sign MVP Contract
 - Authorize Supervisor to Sign Mid-Hudson Cablevision Franchise Renewal
 - Authorize Supervisor to Sign Ravena Rescue Squad Contract
 - Appoint Zoning Board of Appeals Attorney
 - Approve January 2013 Abstract
- Correspondence
 - Albany County Department of Health Rabies Clinics
- Town Board Workshops/Meetings
 - Planning Board Meeting, February 4, 2013, 7:00pm
 - Town Board Meeting, February 11, 2013, 7:00pm
 - ZBA Meeting, February 13, 2013, 7:00pm
 - Town Board Meeting, February 25, 2013, 7:00pm
- Executive Session
 - Personnel Matter of Town Employee

PUBLIC ANNOUNCEMENTS

Town Offices Closed - February 18, 2013

Supervisor Flach stated that Town Offices will be closed on February 18, 2013 for President's Day.

Town Board Workshop Cancelled – February 19, 2013

Supervisor Flach stated that the Town Board Workshop scheduled for February 19, 2013 has been cancelled.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time, hearing none he moved to the next item on the agenda.

MID-HUDSON CABLE PRESENTATION

Supervisor Flach stated that Mr. Dave Finger from Mid-Hudson Cable was present to address some concerns and then invited him to the microphone.

Mr. Dave Finger thanked the Town Board for the invitation and stated that Mr. Reynolds had gotten a letter from Supervisor Flach with some concerns and he was present to go over them with the Town Board. He continued by saying that there was a question about a discount or senior package, which they call a Broadcast Basic Package with approximately 20 channels for \$23.00 and then handed the Town Board a copy of the packages available. He added that the letter also addressed a concern about moving into future areas and the way that they deal with it is outlined on page 3 of the Franchise Agreement, which lays out a formula the State tells them they have to use to calculate new builds in areas that don't meet the minimum density. He continued by saying that the State's formula uses 35 homes per mile, Mid-Hudson lowered it to 20 using the formula but they bettered the number and will build with less than 35. He went on by saying that there have only been two requests for new service this past year and one of them turned out to be in a service area anyway and there has not been a big demand for people in the outer portion of the town to have service and when there are, they will look at it. He added that another concern was the term for the Franchise Agreement, which is a document that they take to the bank for upgrades and building and in years past it wasn't always 15 years but things are different now and the banks are tougher and they want to see loan returns and any Franchise Agreements done in the past several years have all been 15 years and this is the reason for it. He concluded by saying that it is a non-exclusive Franchise, which means if someone walks in and wants one, the Town can give them one as well.

Councilman Boehm inquired as to what the advantage is to the Town to have such a long term.

Mr. Finger stated that the advantage to the Town is that they can borrow money to keep the system upgraded to state-of-the-art and he has been with Mid-Hudson cable for 27 years but had worked with other cable systems and Mid-Hudson is a first class operation with some pretty good broadband and channel packages.

Supervisor Flach asked if surrounding towns have the same 15-year Franchise Agreement.

Mr. Finger stated that Greenville just signed a 15-year Agreement as well as Ashland, and Taconic and they are constantly being compared to Time Warner because they are surrounded by them and he thinks that they do a comparable job. He continued by saying

that at the last meeting there was a lady not happy with their service and the following day he sent a crew of technicians to her home and they found quite a bit of wiring that someone else had done, which was wrong and they rewired her house and he has not heard from her since.

Councilman Dolan stated that his question is with the Broadcast Basic Package, which he understands is not called a Senior Package and continued by saying that a lot of seniors have come to him and said that they called Mid-Hudson Cable and asked for such a thing and have been told flat out that they don't have it and have not been offered any sort of explanation or alternative. He added that it seems like from some of them calling themselves, if you don't ask for the exact right wording, you are not told about it and he would like to see some sort of commitment that if someone calls and they are looking for a discount package, that they are told straight up what is available.

Mr. Finger stated that he agrees and he did not know that it happened and he will follow-up on it.

Councilman Dolan asked Mr. Finger if they could have some kind of commitment with it.

Mr. Finger stated that they absolutely could.

Councilman Dolan stated that he was happy to hear Mr. Finger state that the formula for density is lower than what the law prescribes and then asked if he could keep the Town Board informed when people request service from them.

Mr. Finger stated that he could and added that they keep an Excel spreadsheet of every request and what they do with it from everywhere and he had it sorted out for the Town of Coeymans and in the past 2 ½ years there have been 7 requests with 2 being within the last year.

Supervisor Flach stated that if it is sent to them, if someone asks about it, they will be able to say whether or not it had been checked into by Mid-Hudson.

Mr. Finger stated that it falls into one of three categories with the first being that they are just not sure if they can get service so they go and look at it and find that they are a little more off the road than they should be but they waive it and the other end of the spectrum is the person with a six mile driveway on a dirt road and they are the only house and they want service and for them it is very expensive. He continued by saying that occasionally there is a cluster of homes who want service and they look at them hard because a lot of times they are worth doing.

Councilman Dolan stated that if you have Time Warner Cable and your remote goes, you can put it in the mail to return it and in turn you will get a new one back and he was told that in order for you to return to Mid-Hudson Cable you have to physically drive it down to Catskill.

Mr. Finger stated that there are drop-off points but he is not sure about the remote control and it would not be a good idea with a digital converter because it is so expensive.

Councilman Dolan stated that he was only talking about the remote.

Mr. Finger stated that he does not see why not and added that the technicians have them on their trucks.

Councilman Dolan stated that his only other question is about HBO to Go.

Mr. Finger stated that they are working on it and it is a challenge with them being a small company and doing that sort of thing.

Ms. Pearson interjected that she did return a remote by mail but she made sure that she documented everything with her name, address, phone number and account number.

Councilman Masti stated that their website is excellent and very straight forward.

Supervisor Flach stated that there is pricing for all services and Broadcast Basic is \$23.95 and then there is a receiver and remote and they are things that are not required for Broadcast Basic.

Mr. Finger stated that Broadcast Basic is analog and it can be plugged into the back of an old analog television or even a black and white television if you could find one and Broadcast and Regular Basic are analog and don’t require a converter and you can get up to approximately 70 channels.

Collectively the Town Board thanked Mr. Finger

APPROVAL OF MINUTES

Supervisor Flach stated that there was one set of Town Board Minutes for approval, A Town Board Meeting on January 14, 2013 and then asked for a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the minutes were approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

SUPERVIOSR’S REPORT

November 2012 – Amended

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$ 39,676.98	\$590,589.04	\$248,881.53	\$381,384.49
Part-Town	\$943,321.64	\$ 1,133.38	\$698,409.71	\$246,045.31
Highway	\$ 80,839.72	\$132,449.72	\$ 51,610.88	\$161,678.56
Bridge Const.	\$ 28,810.46	\$ 25.72	-0-	\$ 28,836.18
Sewer	\$119,435.38	\$ 2,298.38	\$ 27,393.03	\$ 94,340.73
Special Water	\$ 50,818.93	\$ 1.39	\$ 46,218.57	\$ 4,601.75
Police Forf.	\$ 11,861.38	\$.48	\$ 1,740.23	\$ 10,121.63
Trust & Agcy.	\$ 44,719.03	\$251,404.34	\$284,238.39	\$ 11,884.98
H-Fund Capital Proj.	\$ 41,873.45	\$ 1.72	-0-	\$ 41,875.17
Section 8 HUD 77-Units	\$ 33,065.03	\$ 46,560.86	\$ 45,714.57	\$ 33,911.32
		Tot. Rec. Bal.		\$1,014,680.12

Councilman Boehm inquired as to what the disbursement was for.

Supervisor Flach stated that he was not sure but he could get that information to him.

December 2012

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$381,384.49	\$326,732.78	\$228,092.57	\$480,024.70
Part-Town	\$246,045.31	\$381,022.51	\$287,594.33	\$339,473.49
Highway	\$161,678.56	\$ 1,704.29	\$ 53,504.72	\$109,878.13
Bridge Const.	\$ 28,836.18	\$ 17.47	-0-	\$ 28,853.65
Sewer	\$ 94,370.73	\$666,147.47	\$386,334.73	\$374,153.47
Special Water	\$ 4,601.75	\$.19	-0-	\$ 4,601.94
Police Forf.	\$ 10,121.63	\$.43	\$ 97.57	\$ 10,024.49
Trust & Agcy.	\$ 11,884.98	\$248,661.18	\$246,638.09	\$ 13,908.07
H-Fund Capital Proj.	\$ 41,875.17	\$200,008.06	\$ 45,765.30	\$196,117.93
Section 8 HUD 77-Units	\$ 33,911.32	\$ 44,988.09	\$ 44,997.57	\$ 33,901-84
		Tot. Rec. Bal.		\$1,590,937.71

SAVINGS ACCOUNTS		COLLATERAL COVERAGE	FDIC	COLLATERALIZED
Unemployment	\$ 702.77	Bank of Greene	\$250,000.00	\$1,926,055.80
Grove Cemetery	\$40,907.20	National Bank	\$250,000.00	-0-
Coey. Hollow Cem.	\$13,419.30			
Sewer-Dedicated	\$10,140.74			
Total	\$65,170.01			

Supervisor Flach asked for a motion to approve the reports

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the Supervisor’s Reports were approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

DEPARTMENT REPORTS

Town Clerk

Supervisor Flach asked that Town Clerk Millious give the Town Clerk Monthly Report.

Town Clerk Millious continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, the report was approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

Building Department

Supervisor Flach asked that Councilwoman Rogers give the Building Department Monthly Report.

Councilwoman Rogers continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Dolan, seconded by Councilman Boehm, the report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

OLD BUSINESS

Supervisor Flach stated that there was no Old Business at this time and then asked if any Board Member had anything for discussion, hearing none he moved to the next item on the agenda.

NEW BUSINESS

Supervisor Flach stated that there were no New Business topics for discussion.

Councilman Boehm interjected that he had a list, which he passed around to everyone that was meeting rules & conduct for meetings and then asked that the Board Members take a look at it and because he wanted it to be adopted by resolution at the next meeting. He added that it came from the Town of New Baltimore's website and with a few changes it would make a lot of sense for their meetings.

Councilman Dolan stated that he agreed with Councilman Boehm.

Supervisor Flach stated that they could take a look at it and added that they do have Rules of Order of the Town Board of Coeymans and he will check to see if it is the same and added that there should be rules for when things happen in the audience.

RESOLUTIONS

RES. #044-13 AUTHORIZE SUPERVISOR TO SUBMIT NY ENVIRONMENTAL FACILITY CORPORATON APPLICATION

On motion of Councilman Masti, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans is submitting an application to the New York State Environmental Facilities Corporation (NYSEFC) for financial assistance through the Clean Water State Revolving Fund (CWSRF) for a project including improvements and upgrades to the Town Sewer System and Waste Water Treatment Plant; and

WHEREAS, the Town of Coeymans has identified the need to construct these improvements and upgrades and is seeking CWSRF assistance to help finance this project in the most cost-effective manner, and

WHEREAS, the CWSRF application requires the governing body of the applicant municipality to authorize by resolution, a municipal representative to sign and submit the application, and

WHEREAS, in order to be considered for subsidized financing by NYSEFC, the CWSRF application must be submitted to NYSEFC by February 1, 2013; and

WHEREAS, the Town Board has reviewed the list of Type II actions identified in 6 NYCRR Part 617.5©, and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans, based on a review by the Town Board, who reviewed the list of Type II actions identified in 6 NYCRR, Part 617.5 ©, declare this project to be a Type II action pursuant to Section 617.5 © (29); and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans does hereby approve and authorize the Town Supervisor to submit an application for financial assistance through the Clean Water State Revolving Fund (CWSRF) for improvements and upgrades to the Town Sewer System and Waste Water Treatment Plant.

Supervisor Flach stated that they do this on a yearly basis and there are grants and low interest rates available for certain projects within Waste Water Treatment Facilities and this resolution allows them to be put into the pool of applicants. He added that you have to qualify and last year they got a grant for approximately \$11,000.00, which was not a lot but every little bit helps and C.T. Male helps them with their grant applications with Attorney for the Town Wukitsch looking them over.

RES. #045-13 AUTHORIZE SUPERVISOR TO EXECUTE CONTRACT WITH MVP

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans has determined that Medicare Advantage Group Health Insurance (MVP) is a well suited plan for the Town's retirees, and

WHEREAS, MVP has presented a contract to the Town of Coeymans for said health insurance for the period beginning January 1, 2013 and continuing to December 31, 2013 for signature,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby authorizes Supervisor Stephen D. Flach to execute the MVP Contract.

Supervisor Flach stated that some of the retirees had gotten notification that it was going to be terminated but they had already talked with MVP and they knew the Town was going to renew and they were a bit premature in sending out the notification and it should be disregarded.

RES. #046-13 AUTHORIZE SUPERVISOR TO SIGN MID-HUDSON CABLE FRANCHISE AGREEMENT

On motion of Councilwoman Rogers, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Mid-Hudson Cablevision, Inc. is desirous of renewing its franchise to maintain and operate a cable television system in the Town, and

WHEREAS, maintenance and operation of said cable television system involves the use and occupation by Mid-Hudson of the streets, thoroughfares and other public rights-of-way belonging to the Town, and

WHEREAS, the technical ability, financial condition and character of Mid-Hudson and its principals have been considered and approved by the T own Board in a public proceeding affording due process, held on the 18th day of December 2012, and

WHEREAS, the plans of Mid-Hudson for continued operation of said cable television system have been considered by the Town Board and found adequate and feasible in a full public proceeding affording due process, and

WHEREAS, the Franchise Agreement complies with the franchise standards required by New York State Public Service Commission and the Cable Consumer Protection Act of 1992 and is subject to the review and approval of the New York State Public Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby grants a non-exclusive cable television franchise to Mid-Hudson Cablevision, and authorizes Supervisor Stephen D. Flach to execute the Franchise Agreement with Mid-Hudson upon the terms set forth in said Franchise Agreement.

Supervisor Flach stated that the Village is included within the Franchise Agreement and he along with Mr. Reynolds called the Mayor to make sure that they were okay with it. He added that State Telephone had been present at a Town Board Meeting to let the Town Board know that they have some things on the horizon and he believes that they just signed a Franchise Agreement with the Village, which they could because the Mid-Hudson Franchise Agreement is non-exclusive. He continued by saying that there is Time-Warner in the Town's northern part but they have not chosen to come down this way yet and if State Telephone wants to bring in cable as well there is not an issue with it.

Supervisor Flach stated that they would be changing the Medical Services Agreement resolution and continued by saying that they need to execute a contract with the Ravena Rescue Squad and the Town Board feels that in order to do due diligence and to make sure that everything is right, they want to do an audit, and the Rescue Squad has agreed to it and the Town will be paying for it. He added that they will be using Toski & Company, who did an audit for the Town a couple of weeks ago and he wanted to let everyone know in the community that they are pursuing the right avenue for the Town and then asked for a motion authorizing him to engage in a contract with them to do the audit.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, authorizing the Supervisor to engage in a contract with Toski & Company for a full financial audit of the Ravena Rescue Squad by Anthony Sellers not to exceed an amount of \$4,100.00.

VOTE – AYES 4 – NAYS 1 – SO MOVED

Councilman Masti asked when the Ravena Rescue Squad was last audited.

Supervisor Flach asked Ms. Pearson if she knew.

Ms. Pearson stated that she didn't have that information other than it was before her and she has been on the Board for seven years.

Councilman Dolan stated that their thinking was that the audit is included in the contract and to some of them it is backwards to have an audit after you sign a contract to give them \$144,000.00, which is an increase of approximately \$60,000.00. He added that they are not saying that anything is wrong but rather with something that is agreed to in the contract, it is better to do it before they sign the contract.

Councilman Boehm interjected that this is not an effort to delay the contract but rather an effort to make sure that everything is being done properly.

Supervisor Flach stated that the other concern is that it is the end of January and they want to make sure that the Ravena Rescue Squad is able to function and pick up folks that they need to and then asked for a motion to authorize payment at least for the month of January depending on what they are going to sign in the contract

MOTION

On motion of Councilman Boehm, seconded by Council, authorizing the Supervisor to pay the Ravena Rescue Squad 1/12 of the amount that is budgeted in the contract.
VOTE – AYES 4 – NAYS 1 – SO MOVED

RES. #047-13 APPOINT ZONING BOARD OF APPEALS LEGAL COUNSEL

On motion of Councilman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the term of office in the position of Counsel to the Zoning Board of Appeals expired on December 31, 21012, and

WHEREAS, the Zoning Board of Appeals is desirous of retaining Brendan Baynes, Esq. who has completed the term of office.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Brendan Baynes, Esq. to serve as legal counsel to the Zoning Board of Appeals for a fee of \$500.00 per meeting, payable by monthly voucher submission, expiring December 31, 2013, and

BE IT FURTHER RESOLVED, that Mr. Baynes be compensated at the rate of \$175.00 per hour (in addition to the monthly retainer) for any special projects, which require extensive legal research communications or written opinions.

Supervisor Flach stated that last year they only had half of the Zoning Board Meetings because it was all that was required and they paid Mr. Baynes for the meeting that he attended.

RES. #048-13 APPROVE JANUARY ABSTRACT

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby approve the following claims of vouchers for the January, 2013 Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	1-70,266,277	\$561,089.72
General	137-164,166-177,179-191,193-195,275	\$ 26,034.73
	General Total	\$587,124.45
POLICE FORFEITURE (A)		
Police Forfeiture	165,192	\$ 998.82
	Police Forfeiture Total	\$ 998.82
PART TOWN (B)		
Part Town Pre-Pay	71-88	\$471,406.91
Part Town	196-197	\$ 269.98
	Part Town Total	\$471,676.89
HIGHWAY(DB)		
Highway Pre-Pay	89-100,278	\$132,437.98
Highway	178,198-248,276	\$ 31,755.58
	Highway Total	\$164,193.56

SEWER (SS)		
Sewer Pre-Pay	101-125	\$409,336.33
Sewer	249-270	\$ 10,110.42
	Sewer Total	\$419,446.75
CAPITAL PROJ. (H-35)		
Capital Projects Pre-Pay	126	\$410,000.00
	Capital Proj. Total	\$410,000.00
CAPITAL PROJ. (H-38)		
Capital Projects Pre-Pay	127	\$ 41,400.10
Capital Projects	271-273	\$ 10,462.46
	Capital Proj. Total	\$ 51,862.56
CAPITAL PROJ. (H-39)		
Capital Projects	274	\$ 31.98
	Capital Proj. Total	\$ 31.98
	Total for all Funds	\$2,105,335.11
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	128-136	\$338,202.43
	Trust & Agcy. Total	\$338,202.43

CORRESPONDENCE

Albany County Department of Health

Supervisor Flach stated that he was in receipt of a memo from the Department of Health which was distributed to County, City, Town and Village Officials regarding the 2013 Rabies Vaccination Clinic Schedule and continued by reading the following:

The following series of Rabies Vaccination Clinics for dogs, cats and ferrets has been arranged by the Albany County Department of Health in cooperation with the Capital District Veterinary Medical Society. All dogs, cats and ferrets must be on leashes or in carriers. A record of prior vaccination will be required for a three year immunization certification. If no record is presented, a one year vaccination certification will be issued. All clinics are open to any Albany County resident.

He continued by reading the following schedule:

Saturday March 23 rd	1:00pm - 4:00pm	Town of Berne Highway Garage Rte. 443 (Heldeberg Trail) Berne
Tuesday, June 4 th	4:00pm - & 7:00pm	Bethlehem Town Park Elm Avenue, Bethlehem
Saturday, September 14 th	1:00pm - 4:00pm	Village of Colonie Municipal Garage 2 Thunder Road, Colonie
Saturday, November 6 th	1:00pm - 4:00pm	Village of Green Island Public Works Garage Cohoes Avenue, Green Island

Saturday Clinics: 1:00 – 2:30pm for cats and ferrets
 2:30 – 4:00pm for dogs

Tuesday Clinics: 4:00 – 5:30pm for cats and ferrets
 5:30 – 7:00pm for dogs

Donation of \$8.00 per animal.

Supervisor Flach stated that the schedule will be at the Town Clerk's Office if anyone needs more details.

Councilman Dolan interjected that in 2012 there were 16 rabid animals, which included 4 raccoons, 7 bats, 3 skunks, 1 fox and 1 deer were confirmed positive for rabies.

TOWN BOARD WORKSHOPS / MEETINGS

- Planning Board Meeting, February 4, 2013, 7:00pm
- Town Board Meeting, February 11, 2013, 7:00pm
- Zoning Board of Appeals Meeting, February 13, 2013, 7:00pm
- Town Board Meeting, February 25, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Town Clerk Millious stated that Thursday, January 31st is the last day to pay Property Taxes without penalty and anyone that had not received a bill should contact her office at 756-2100 and added that on February 1st it goes to a 1% penalty.

Supervisor Flach asked if there were any other comments.

Chief Darlington stated that approximately 2 weeks ago there was an issue with handicap parking at Town Hall and a police officer addressed it and it seemed that an elderly woman could not get out of her car and into a wheel chair. He continued by saying that he asked the Supervisor to address the issue with the employees and in turn a memo was issued that the parking is not enforceable and then asked that the Town Board authorize the Highway Superintendent to properly post and mark the handicap parking around Town Hall so residents with disabilities would be able to access Town Hall without any issue.

Supervisor Flach stated that he sent a memo out to all employees to make sure that they do not park in the handicap spot and upon talking to the Building Inspector he was advised that there are a certain amount of parking spots that you have to have for the size of the building, which would be two spots and a space and two spots with another space, which will take up the entire area with possibly one space for someone else to park. He continued by saying that they have to have proper signs at the proper height, which he had gone over with Mr. Conrad.

Chief Darlington stated that this is the first time that there was an issue and if the Town Board makes it a policy, employees are subject to it and added that in saying that it is not enforceable, it might not be for possibly vehicle and traffic but for employees it can be an in-house disciplinary issue rather than a ticket if they don't want to take up the entire area.

Councilman Dolan asked if they are required to provide handicap parking.

Chief Darlington stated that he believes as a public building they are required but it does not necessarily have to be that area.

Supervisor Flach interjected that in order to have it done properly the signs have to be such a height and there has to be a set amount of space for four cars and added that they should lay it out and have signs made up.

Councilman Masti stated that it makes sense that it is where it is because it is ground level.

Supervisor Flach stated that it is the only area because there is no other place that is level for handicap parking.

Councilman Dolan interjected that if they are not willing to dedicate that area to have it, they should undertake the expense of building a ramp so people can get in to all of the building.

Town Clerk Millious stated that during court mornings she has a note on the door for people to knock because the door is locked and added that it would be good if they could create a ramp and have a better access to the building for that reason.

Supervisor Flach stated that the only issue that he sees is the levelness of that area for someone that is handicapped and it seems to be the best place for it but it has been a problem when handicap folks need to come in on Thursday mornings and it is the only way in and maybe they should get another set of dividers to make a corridor.

Chief Darlington stated that the way the Court security is, they have to knock and then be escorted, which is what they do.

Supervisor Flach asked if disruption at the bench is a problem.

Chief Darlington stated that it does not happen very often and it has only been once or twice since they have had the metal detector.

Town Clerk Millious stated that some people don't want to come through the Court Room and have had a hardship coming up the stairs.

Supervisor Flach reiterated that another divider could be used.

Councilman Boehm asked if they have the signs and then asked how long it would take to get the spaces properly marked.

Highway Superintendent Deering stated that he does not have the signs.

Supervisor Flach stated that Access Safety could get the signs and they will mark it accordingly.

Councilman Dolan asked whose responsibility it is to mark it out.

Supervisor Flach stated that the Building Inspector would have to do it because he has the specs.

Chief Darlington interjected that the Highway Superintendent has the specs as well.

Councilman Dolan stated that he would ask that the Highway Superintendent do whatever he needs to do.

Supervisor Flach asked that Highway Superintendent Deering mark it out and have Deputy Searles order the signs.

Highway Superintendent Deering stated that he would.

Councilman Masti asked how many parking spaces they need.

Supervisor Flach stated that he believes that it is four but he will check with Code Enforcement and it is based on the number of people the building can hold. He then asked if there were any other comments.

Chief Darlington stated that the new police vehicle was delivered early last week and they are in the process of getting the equipment ordered and in turn installed, which he hopes is within the next couple of weeks.

Supervisor Flach stated that it is very nice and then asked if there were any other comments.

Councilman Dolan stated that he had another question about handicap parking and then asked if they have to provide a spot for people going downstairs because it would not be helpful for them to come in the door designated now for it.

Chief Darlington stated that there is one spot, which is right now on a tire and proper marking is needed, which according to Code Enforcement has to be a sign planted in the blacktop.

Supervisor Flach stated that he would check into that as well.

Highway Superintendent Deering asked where the money would be coming out of for the signs.

Supervisor Flach stated that it would be Town Hall and then asked if there were any other comments.

Attorney for the Town Wukitsch stated that there needs to be a motion to adjourn to Executive Session to discuss a personnel matter of a Town employee.

ADJOURNMENT TO EXECUTIVE SESSION

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Town Board Meeting was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach stated that they would not be returning and would adjourn the meeting from Executive Session.

Time – 7:52pm

EXECUTIVE SESSION & ADJOURNMENT

Executive Session convened in the Supervisor's Office immediately following the Town Board Meeting, the entire Town Board was present in addition to Chief Darlington and Attorney for the Town Wukitsch to discuss a personnel matter of a Town employee, no decisions were made and no action was taken.

Supervisor Flach asked for a motion to adjourn from Executive Session.

MOTION

On motion of Councilman Dolan, seconded by Councilman Boehm, the Town Board Meeting was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

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Respectfully Submitted,

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, February 11, 2013, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent (arrived late)
Scot Searles, Deputy Highway Superintendent
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

AGENDA

- Public Announcements
 - Town Offices Closed, February 18, 2013, Presidents Day
 - Town Board Workshop Cancelled, February 19, 2013
 - Zoning Board of Appeals Meeting Cancelled, February 20, 2013
- Presentations
 - Check Presentation to Coeymans Fire Company
 - Check Presentation to Coeymans Hollow Fire Company
- Public Comment
- Approval of Minutes
 - Town Board Workshop, January 22, 2013
 - Town Board Meeting, January 28, 2013
- Old Business
- New Business
 - Highway Department, BAN on Dump Body
 - Zoning Update / SEQRA Review
- Resolutions
 - Designate Town Board as Lead Agency SEQRA for Proposed Local Law
 - Establish Public Hearing for Proposed Local Law to Amend and Replace Chapter 165 Zoning Maps
 - Amend Resolution #004-13, ZBA Meeting Dates
 - Authorize Support for NYS Contact Information for Vacant Structures
 - Appoint Member of Zoning Board of Appeals
- Correspondence
- Town Board Workshops / Meetings
 - ZBA Meeting, February 13, 2013, 7:00pm
 - Town Board Meeting, February 25, 2013, 7:00pm

PUBLIC ANNOUNCEMENT

Town Offices Closed – February 18, 2013

Supervisor Flach stated that the Town Offices will be closed Monday, February 18th for President's Day.

Town Board Workshop Cancelled – February 19, 2013

Supervisor Flach stated that the Town Board Workshop, scheduled for February 19th has been cancelled.

Zoning Board of Appeals Meeting Cancelled – February 20, 2013

Supervisor Flach stated that the Zoning Board of Appeals Meeting, scheduled for February 20, 2013 has been cancelled.

PRESENTATIONS

Presentation of Check to Coeymans Hollow Fire Company

Supervisor Flach stated that there was a change in plans and Coeymans Hollow Fire was not present and picked up their check earlier because they had a meeting.

Presentation of Check to Coeymans Fire Company

Supervisor Flach asked that Councilman Boehm present the check to the Coeymans Fire Company.

Councilman Boehm presented a check from the Town Board to Mr. John Frangella in the amount of \$339,000.60.

Supervisor Flach thanked the Fire Districts for their service to the Town.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were two sets of minutes for Town Board approval, a Town Board Workshop at January 22, 2013 and a Town Board Meeting on January 28, 2013 and then asked for a motion to approve them.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the Town Board Minutes were approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

OLD BUSINESS

Supervisor Flach stated that Councilman Boehm had something for Old Business.

Councilman Boehm stated that at the previous Town Board Meeting he distributed a copy of Town of Coeymans Meeting Rules, which is similar to what the Town of New

Baltimore has and that he would like for the Town Board to adopt them. He continued by reading the following rules:

1. Speakers must give their name during the Town Board Meeting and must address their remarks to the Board as a body and not to any member thereof.
2. Speakers must be recognized by the presiding officer and must limit their remarks to up to three minutes on a given topic and may not yield any remaining time to another speaker.
3. Comments must relate to the current agenda item being discussed at the Board Meeting or legitimate Town business during the Public Comment Period.
4. Speakers should present their remarks in a courteous manner and may not make disparaging remarks or personal comments about Public Officials, town residents or others. All speakers will observe the commonly accepted rules of courtesy, decorum, dignity and good taste with no cursing, swearing, clapping, booing, finger pointing, bullying, whispering or talking that disrupts the proceedings of the business of the Town Board.
5. Any speaker who disregards the directives of the presiding officer in enforcing the rules, disturbs the peace at a meeting, makes impertinent or slanderous remarks or generally conducts themselves in an inappropriate manner shall be barred from further participation and will forfeit any balance of time remaining for their comments.
6. After a final warning, if a speaker willfully refuses to step down, the Town Supervisor shall contact the appropriate authorities to remove the speaker from the meeting room and to restore order.
7. The Town Supervisor, or in their absence, the Deputy Supervisor shall take all necessary steps to ensure compliance with these rules.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, adopting the Town of Coeymans Meeting Rules.

VOTE – AYES 5 – NAYS 0 – SO MOVED

NEW BUSINESS

Highway Department – BAN on Dump Body

Supervisor Flach stated that Highway Superintendent Deering was running late and they would address the BAN for the dump body later in the meeting.

Zoning Update – SEQRA Review

Supervisor Flach stated that the Zoning Map changes were part of the Comprehensive Plan in 2007 and the original draft has been on the Town's website since then and added that there is a new draft with some very slight changes and as they proceed to do the new Zoning Changes they will be setting a Public Hearing. He continued by saying that in the meantime, colored map copies of the proposed changes can be picked up at the Town Clerks Office or can be found on the Town's website. He concluded by saying that if anyone has any questions for a Board Member or himself, they should contact them.

Councilman Boehm inquired as to if they will be keeping the big map out and available for viewing at Town Hall.

Supervisor Flach stated that they it will be and that there might be some slight changes, which they will keep people posted on as necessary.

Councilman Masti inquired as to who made the maps.

Supervisor Flach stated that the current maps were made by C.T. Male and the original were made by Laberge Group and added that C.T. Male is the Engineering Firm that they use for sewer and other engineering projects in town.

Councilman Boehm stated that the map made by Laberge is the original map and the current zoning that exists now and then there is the map made in 2007 with the most recent changes until the Planning Board re-evaluated and had the last map made. He continued by saying that there are some changes that they were made aware of where there are some residential homes in a commercial district, which should be located outside into a R/A district. He added that there are also definitions available, which will be left with the maps so people understand the color coding of the maps and what the districts represent and they should be available along with the Proposed Local Law so people have a better understanding of what they are for and at the Public Hearing, Mr. Conrad along with other members of the Planning Board will clarify why they are doing what they are doing.

Councilman Dolan stated that he would recommend that anyone with comments, even if they pass them on to the Board before by phone call or e-mail, to make sure that a copy is included when they have the actual Public Hearing so they can make sure that it is part of the record.

Supervisor Flach stated that the original Zoning Map is from 1961 and has never been changed with the Department of State and it has never been updated.

Councilman Boehm interjected that you can barely read the original.

Supervisor Flach stated that they have asked the News Herald if they can publish a colored copy of the map in the paper and reiterated that it is on the website, which can be blown up in size.

Supervisor Flach stated that he would be moving on to the resolutions and they will wait for Highway Superintendent Deering to discuss the dump body.

RESOLUTIONS

Supervisor Flach stated that the first resolution is because in order to change any kind of zoning maps there has to be a SEQR done and the resolution makes the Town Board the Lead Agency to do it and they have to send letters to surrounding areas as well as having to do an Environmental Assessment.

RES. #049-13 DESIGNATE TOWN BOARD LEAD AGENCY FOR PROPOSED LOCAL LAW

On motion of Councilman Masti, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans Town Board declares itself Lead Agency pursuant to the State Environmental Quality Review Act (SEQRA) in the adoption of Proposed Local Law “Amend and Replace Chapter 165 Zoning Maps” of 2013, and

WHEREAS, pursuant to SEQRA, the Town Board has prepared Parts 1 and 2 of the Environmental Assessment Form (EAF), and

WHEREAS, the Town Board has considered the probable environmental impacts of the adoption of Proposed Local Law “Amend and Replace Chapter 165 Zoning Maps” of 2013, and

WHEREAS, the Town Board has concluded that there will be no adverse impacts to the cultural, social, economic or environmental resources of the Town.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans adopts the findings and conclusions relating to probable environmental impacts contained within the attached Environmental Assessment Form (EAF) and issues a Negative Declaration and authorizes Diane Millious, Town Clerk, to execute the EAF and file the Negative Declaration in accordance with the applicable provisions of law.

RES. #050-13 ESTABLISH PUBLIC HEARING FOR PROPOSED LOCAL LAW
On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans intends to consider a Local Law to “Amend and Replace Chapter 165 Zoning Maps” of 2013; and

WHEREAS, proposed Local Law of 2013 has been distributed to member of the Town Board; and

WHEREAS, the Town Board has been designated as Lead Agency under the provision of the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board wishes to set a Public Hearing date to provide members of the community with an opportunity to express their views on the Proposed Local Law of 2013;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby sets March 11, 2013 at 6:00PM as the date for a Public Hearing and directs the Town Clerk to issue a Notice of Public Hearing to be published in accordance with law for that date.

RES. #051-13 AMEND RESOLUTION #004-13 – ZBA MEETING DATES
On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Resolution #004-13 was adopted by the Town Board on January 2, 2013; and

WHEREAS, this Resolution set dates for the Zoning Board of Appeals meetings for 2013; and

WHEREAS, the date of February 13, 2013 was set in error,

NOW, THEREFORE, BE IT RESOLVED, that the correct date should be February 20, 2013 at 7:00pm.

Councilman Boehm interjected that it is due to a clerical error at the January 2nd Organizational Meeting.

Supervisor Flach stated that it is a formality that they have to do even though the meeting had been cancelled.

RES. #052-13 AUTHORIZE SUPPORT FOR NYS CONTACT INFORMATION FOR VACANT STRUCTURES

On motion of Councilwoman Rogers, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, vacant, abandoned and foreclosed homes and structures have proliferated throughout New York state over the last five years; and

WHEREAS, vacant structures that are not maintained for months at a time degrade and depreciate the value of the vacant structure as well as the value of surrounding properties; and

WHEREAS, lending institutions that hold mortgages on said vacant structures do not always provide the contact information of a responsible party; and

WHEREAS, Assembly Bill A.88 and Assembly Bill A.824, currently pending, would make it mandatory for lending institutions to provide contact information of responsible parties regarding vacant structures; and require good faith in obtaining a foreclosure; and

WHEREAS, the Town Board of the Town of Coeymans supports the passage of said Bills.

NOW THEREFORE, BE IT RESOLVED that the Town of Coeymans hereby supports the passage of said Bills and respectfully requests that the State Representatives who represent constituents in the Town of Coeymans support the passage of said Bills.

Supervisor Flach continued by reading the following:

I am writing to you regarding two Foreclosure Bills A.88 and A.824 currently referred to the Judiciary Committee in the New York State Assembly. Last session the New York Assembly joined the list of states that have passed Foreclosure Bills making it mandatory for banks to provide municipalities with contact information of property managers or other parties responsible for upkeep and maintenance of foreclosed or abandoned properties. Unfortunately, the companion bill in the New York State Senate was referred to the Senate Committee on Housing and received no further action including no vote on the floor of the Senate.

I am concerned that the notice of contact information bill A.88 and bill A.824 requiring “good faith” in obtaining a foreclosure will encounter considerable special interest headwinds this year. In anticipation of the significant opposition to these bills, I am hoping that your governing body could provide a resolution in support of these bills. They can be viewed at my webpage www.assembly.state.ny.us/mem/Michael-P-Kearns or I can be reached at kearnsm@assembly.state.ny.us. Included are two editorials directly dealing with these foreclosure issues and a sample resolution.

Supervisor Flach stated that the reason why they are important is that right now there is a house in Town that is vacant and there is a water main break, which they have no way of getting in to shut it off other than a Court Order to do so. He added that the water main break is fresh water that comes from the Village, through no fault of anyone other than a broken pipe and goes into the Waste Water Treatment Plant, which causes them to have more flows. He continued by saying that houses are being affected in the Hamlet because of the water main break and water is going into basements and reiterated that there is no way to get in without a Court Order, which they are working on, because this house is in foreclosure and they have been trying to contact the proper people. He concluded by saying that this will make it easier for them to get in touch with people so they can take care of problems like this and he thinks it is a good thing.

Councilman Boehm stated that there should be a cover letter included with the resolution of support.

Councilman Dolan stated that he thinks they should send a copy to Assemblyman Lopez and Senator Tkaczyk, who is on the Housing Committee.

Supervisor Flach stated that he would draft the letter and asked if there was any other discussion.

Councilman Boehm suggested that they amend the resolution to include both Lopez and Tkaczyk.

Supervisor Flach amended the resolution as follows:

NOW THEREFORE, BE IT RESOLVED that the Town of Coeymans hereby supports the passage of said Bills and respectfully requests that the State Representatives who represent constituents in the Town of Coeymans support the passage of said Bills and will

also supply resolution in support of legislation to Assemblyman Lopez and Senator Tkaczyk.

RES. #053-13 APPOINT ZONING BOARD OF APPEALS MEMBER

On motion of Councilman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Zoning Board of Appeals has a vacancy due to the resignation of Board member Robert Rivers; and

WHEREAS, the Town Board is desirous of filling this vacancy and completing the term of office left by Mr. River's departure,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Ten Eyck B. Powell, Jr. to the Zoning Board of Appeals for a term to expire December 31, 2014.

Supervisor Flach stated that they appointed Mr. Powell at the end of the year but due to the 30 day time lapse this had to be done as a formality.

NEW BUSINESS

Highway Department – BAN on Dump Body

Supervisor Flach stated that the Highway Department is looking for a BAN on a dump body and then asked Highway Superintendent to fill the Board in on his request.

Highway Superintendent Deering stated that it is for a sander and he is looking to replace the current sander.

Supervisor Flach asked about it being a side dump.

Deputy Highway Superintendent Searles stated that it is used for plowing and it is used all year long and it is 13 years old and rotted away.

Supervisor Flach asked if there is a reason that they want a side dump rather than a back dump.

Highway Superintendent Deering stated that it works good and it is usable year round.

Supervisor Flach asked how the truck body is.

Deputy Highway Superintendent Searles stated that it is 13 years old.

Supervisor Flach stated that it is still running.

Deputy Highway Superintendent Searles stated that they have one new truck, two that are 5 years old, two that are 13 years old, one that is 17 years old, one that is 25 years old and one that is 36 years old that are out plowing the streets.

Councilman Boehm asked if the Oshkosh was the one that is 36 years old.

Deputy Highway Superintendent Searles stated that it is.

Supervisor Flach stated that it is probably the best running one that they have other than the new one.

Deputy Highway Superintendent Searles stated that lately it has been the most dependable one.

Supervisor Flach asked if \$28,000.00 is a fair price.

Highway Superintendent Deering stated that it is somewhere in the area of \$28,000.00 but he would like for it to go out to bid and his request is that the Board allow him to get it to put on the frame and if they ever get another truck they can put it on that one.

Supervisor Flach asked if he thought they might get it for less if they put it out to bid.

Highway Superintendent Deering stated that it would be possible and the price that he got is a ball park figure.

Supervisor Flach asked about repairs to the existing dump body to explore all avenues.

Highway Superintendent Deering stated that it is constant repair.

Supervisor Flach asked if the box is repairable.

Deputy Highway Superintendent Searles interjected that you would have to start from scratch.

Councilman Boehm asked why he didn't put it in his budget.

Highway Superintendent Deering stated that he has been telling the Board all this time that he needed a truck.

Deputy Highway Superintendent Searles stated that they did put a new truck in the budget.

Councilman Boehm inquired as to if they put a truck or a dump body in the budget.

Highway Superintendent Deering and Deputy Highway Superintendent Searles collectively stated that they put the whole thing in the budget.

Councilman Boehm asked how much it costs for a new truck.

Deputy Highway Superintendent Searles stated that it is approximately \$194,000.00.

Supervisor Flach inquired as to if Highway Superintendent has any idea of what a cab and chassis would cost.

Highway Superintendent Deering stated that he didn't know.

Supervisor Flach stated that they could get a cab and chassis at a later date.

Highway Superintendent Deering stated that so far the truck is running decent and added that someone has to make a move to update some of the equipment because you can't keep patching.

Supervisor Flach stated that one of the problems is that they have a budget with a 2% cap and they know that a trucks costs \$175,000.00 because they just did a BAN last year. He added that they have to get some kind of plan in place to BAN one every other year and pay the \$15,000.00 a year payment because he does not see them saving \$175,000.00.

Deputy Highway Superintendent Searles stated that for a \$15,000.00 a year payment for a brand new truck, they are putting well over that into each of the trucks to band-aid them up.

Highway Superintendent Deering stated that he can do a print out on each one of them.

Supervisor Flach stated that they are proposing that they spend the \$15,000.00 on a BAN because they are spending that much on repairs.

Deputy Highway Superintendent Searles stated that he was correct.

Councilman Masti interjected that the BAN's are going to add up.

Councilman Boehm asked if the price is \$28,000.00.

Highway Superintendent Deering stated that it is roughly.

Deputy Highway Superintendent Searles stated that it is the price uninstalled and not painted.

Highway Superintendent Deering stated that he wanted to get some kind of a figure to the Board so they had a general idea.

Councilwoman Rogers asked if they are going to get more quotes.

Collectively Highway Superintendent Deering and Deputy Highway Superintendent Searles stated that they will if they put it out to bid.

Highway Superintendent Deering stated that he would like to see it go out for bid because it is better and it's not on State Contract anyway.

Supervisor Flach asked if the Board had any thoughts.

Councilman Boehm asked if it is worth putting a whole new dump body on a truck that is 13 years old.

Highway Superintendent Deering stated that they can buy a whole new truck.

Councilman Boehm stated that a new truck is \$195,000.00 and his question is if it makes sense to buy the dump body and then buy the chassis and cab later.

Highway Superintendent Deering stated that they can switch it later and it is what they did with another truck and added that the truck body was suppose to be replaced but instead they bought a new one in place of the yellow one.

Councilman Boehm asked if the body can be repaired to get them through the snow season.

Highway Superintendent Deering stated that they just worked on it.

Deputy Highway Superintendent Searles stated that it is what they have been doing.

Councilman Boehm asked if they can make it through the season.

Highway Superintendent Deering and Deputy Highway Superintendent Searles collectively stated that they hoped so.

Deputy Highway Superintendent Searles stated that they cannot guarantee anything.

Supervisor Flach asked how many trucks broke down during the snowstorm.

Highway Superintendent Deering stated that there were too many.

Deputy Highway Superintendent Searles stated that it was constant and there was one truck that was down almost the whole time and kept coming back in for repairs.

Highway Superintendent Deering stated that he got as far as the firehouse and then the grange before he turned around and came back.

Deputy Highway Superintendent Searles stated that at least three trucks were back that they were fixing all night.

Councilman Masti asked if it was the older trucks.

Deputy Highway Superintendent Searles stated that they were the older ones.

Supervisor Flach stated that he would like to see more firm prices.

Deputy Highway Superintendent Searles stated that they would have to go to other vendors for prices and the only way that they can get firm prices is to put it out to bid.

Councilman Masti stated that it is a truck that will be used year round.

Supervisor Flach suggested that they put it out to bid for the Board to look at and he will take a look at the budget.

Councilman Masti inquired about buying used.

Highway Superintendent Deering stated that you are buying someone else's headaches and troubles.

Supervisor Flach asked for a motion authorizing Highway Superintendent Deering to put the side dumping, multi-purpose dump body out to bid.

MOTION

On motion of Councilman Masti, seconded by, authorizing Highway Superintendent Deering to bid for a side dumping body.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Town Clerk Millious asked if they are authorizing her to put it in the paper.

Collectively the Town Board said they were.

Councilman Dolan asked that Highway Superintendent Deering also get any other costs together that it would be and he might have to spend, such as for the paint or other materials that they might need to install it.

Collectively Highway Superintendent Deering and Deputy Highway Superintendent Searles stated that they will put it out to bid painted and for the other truck they mounted it and everything at no other charge.

TOWN BOARD WORKSHOPS / MEETINGS

- ZBA Meeting, February 13, 2013, 7:00pm
- Town Board Meeting, February 25, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Chief Darlington stated that he wanted to piggybank on what Highway Superintendent Deering had said and added that it seems every year, the Department Heads that have vehicles, try to come up with a schedule for preventative maintenance and every year their budgets are slashed. He continued by saying that they just got their new 2012 car and it will be soon that he will be knocking on their door again and they talk year after year about a plan for one car a year and it seems as though they don't plan to deal with these issues and they only deal with them when they come up.. He added that as Tom constantly, especially with the Police Department, has said that they have to come up with a plan and stick to it and try to figure out how to do it financially and do it right

because they don't want to bury themselves in BAN's but they also don't want to bury the taxpayers. He continued by saying that they need to come up with something to address these issues because they are dealing with public safety and when the weather is terrible they are lucky that they are able to manage the mechanical problems but someday it is going to come to a point where the bottoms are going to fall out of all their vehicles and they are not going to have anything. He concluded by saying that he requests that a committee gets set up or something else to address this issue so every year they are not scraping and trying to figure out the vehicle issues in each department.

Highway Superintendent Deering stated that every year he turns in, under Highway Law Section 142, a list of equipment that he wants to replace and he keeps moving it ahead because nothing ever gets done about it.

Councilman Boehm stated that they bought a new pick-up this year.

Highway Superintendent Deering stated that the big trucks plow the snow.

Deputy Highway Superintendent Searles stated that with public safety, it is the Highway Department that is out there first and if they aren't out there the police, fire companies or ambulances are not going.

Councilman Boehm stated that he agrees and it is tough but they have a 2% cap that they try to work with and added that they all would like to buy more police cars and highway trucks.

Deputy Highway Superintendent Searles stated that pretty soon it is going to get to the point where they are not going to have any vehicles because they are not going to be able to fix them because they are so outdated.

Highway Superintendent Deering stated that parts are getting hard to find.

Deputy Highway Superintendent Searles stated that if they are not out on the roads because they don't have the trucks, he does not know what will happen.

Highway Superintendent Deering stated that the public does not want to hear that.

Councilman Boehm stated that if they raise the taxes over the 2% cap people can't live here and if they can't live here there is no sense plowing the roads and added that they are between a rock and a hard place.

Highway Superintendent Deering stated that he does not know about raising the taxes but they can BAN them and it has been done in the past.

Chief Darlington stated that he agrees that they are in between a rock and a hard place and he is not saying that it is going to be resolved but he is asking that they look at it and come up with some possibilities because they have a lot of intelligence and he thinks that maybe they can come up with some process.

Chief Darlington stated that his second issue is with the last Village Board Meeting when the Mayor went on a tirade by the lack of service of the Police Department and specifically attacked the integrity of an officer and as a result Trustee Warner called him that night and they looked into the incident. He continued by saying that it involved solicitors in the Village and he was told that a resident wrote a letter to the Mayor but ultimately found out that it was a handwritten message by his secretary with concerns about how one of the solicitors treated her and that the police told her to call the Village and the Mayor said that they refused to take and handle call. He added that in turn he called the resident and was advised that she never called the Police Department but worked with the officer on a part-time capacity at another job and in passing said what happened and questioned if this solicitor had a permit and the officer said that they did and then said that she could not believe that they give permits to people that act like this. He went on by saying that in turn the officer told her that she should let the Village know because they had other complaints and by letting them know could result in them losing

their permit. He concluded by saying that she contacted the Village, there was some miscommunication and since then he has spoken with the Mayor, who apologized and has agreed to research it a little more before speaking negatively about the Police Department and he also asked that they come to him when they have issues prior to going public with it to make sure that they know the circumstances and allow them to address the issue before doing that and he wanted to make the Board was aware of it in case any of them got a phone call.

Supervisor Flach stated that he and the Chief went over to the Mayor's Office and when they came back the Chief went downstairs and found out the crux of the matter and spoke to the woman involved and straightened everything out and then thanked the Police Department for taking care of it. He then asked if anyone else had any comments.

Councilwoman Rogers stated that she wanted to inform everyone that the City of Albany had a water main break in the Hannacroix Creek, which was actually four breaks and she found it funny that DEC gave the City of Albany a Special Permit to dig it up when they are still fighting with them to get down here to take care of our own. She continued by saying that for anyone that is curious as to why there are loaders or jersey barriers in the creek, they are repairing water mains.

Deputy Highway Superintendent Searles stated that they are doing it at night.

Councilwoman Rogers stated that one night they were there all night.

Councilman Masti inquired as to if they do it at all during the day.

Deputy Highway Superintendent Searles stated that they do but they are there a lot of times at night.

Councilman Masti stated that a lot of what Albany does is done at night.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn the meeting.

ADJOURNMENT

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, the Town Board Meeting was adjourned.

VOTE – AYES 5 – NAY – SO MOVED

Time – 7:38pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, February 25, 2012, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent
David Wukitsch, Attorney for the Town

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

AGENDA

- Presentations
 - Paul McDonnell, Summer Bike Races
- Public Comment
- Approval of Minutes
 - Town Board Meeting, February 11, 2013
- Supervisor's Report – January
- Department Reports
 - Sewer Department, January
 - Town Clerk, January
- Old Business
- New Business
 - New York SAFE Act
 - Liability Insurance for Gun Owners
 - BAS Web-Site Design
 - Request to Advertise for Part-Time Position, Town Clerk's Office
- Resolutions
 - Authorize Support of Second Amendment
 - Authorize Opposition of Proposed Legislation Regarding Liability Insurance for Gun Owners
 - Accept Resignation of Part-Time Clerk
 - Authorize Building Inspectors to Attend Seminar
 - Authorize Highway, Sewer & Beautification Employees to Attend Training
 - Approve February Abstract
- Town Board Workshops/Meetings
 - Planning Board, March 4, 2013, 7:00pm
 - Public Hearing, March 11, 2013, 6:00pm
 - Town Board Meeting, March 11, 2013, 7:00pm
 - ZBA Meeting, March 20, 2013, 7:00pm
 - Town Board Meeting, March 25, 2013, 7:00pm
- Correspondence
 - Letters Regarding Police Department

PRESENTATION

Summer Bike Races – Paul McDonnell

Supervisor Flach stated that Mr. Paul McDonnell is present to talk about the summer bike races and continued by introducing him and asking that he go to the microphone for his presentation.

Mr. McDonnell stated that he is a volunteer for the Capital Bicycle Racing Club and for the past 6-7 years they have been hosting cycling races in the Town of Coeymans and last year they hosted two races, the New York Capital Road Race, which was in August and a Wednesday night individual time trial in June. He continued by saying that the races are run by their not-for-profit organization and they are 100% volunteer run and a community organization throughout the capital region and they host races in multiple counties. He added that they would like to do the same races again this year and have dates they are recommending and each year he comes to the Town Board to discuss any issues or concerns regarding the races. He went on by saying that the Capital Region Road Race is a Saturday event and traditionally it has always been in August but this year they are hoping to move it to July 13th and it is the race that starts and ends at the high school and goes through a lot of the hills and open roads in the county and town. He continued by saying that for the time trials they are considering doing two Wednesdays this year, if it acceptable to the Town and the dates they are considering are the first two Wednesdays in June where they have lots of daylight and will be June 5th & June 12th. He reiterated that they are not-for-profit events and each year they have been able to donate money back to the Ravena Rescue Squad and Coeymans Hollow Fire Department. He concluded by saying that they are not proposing any changes or difference in the route or timing or anything to that affect.

Councilman Boehm asked if the time trials were new last year.

Mr. McDonnell stated that it was for the first time in the Town of Coeymans last year.

Councilman Boehm stated that they started at the creek by Collins' farm last year.

Mr. McDonnell stated that it was a 12 mile out and back event and it is individually and not in groups and you are riding against the clock in 30 second increments and they started on the bridge on Rte. 143. He added that if they host it this year they are going to move it down a couple hundred yards from the bridge where there are wider shoulders and 6 miles out will get you almost to Rte. 32 where there is a 180 degree turn and then back to where you started.

Councilman Boehm inquired about adding another one this year.

Mr. McDonnell stated that this is their suggestion and it was pretty popular with 50 participants last year and for that type race it is a good attendance.

Councilman Boehm inquired as to if they stop or delay traffic when the bikes take off.

Mr. McDonnell stated that technically they don't do that but they do stop traffic as needed at the turn-around where there is a trooper and last year the Town provided a Town Officer at the start and it is good to have a vehicle there with lights flashing just to bring awareness and for better sight vision of the motorists.

Councilman Masti asked if the 100 yards is further east so they have a nice straightaway to start off or if it is further west.

Mr. McDonnell stated that it is further east and they wanted to move further away from where County Route 102 intersects with Rte. 143 and further from the bridge itself because when racers were waiting to start their time they waited on the shoulder but it was narrow on the bridge and they wanted to get away from that vicinity and in going east there are no nearby intersecting roads.

Supervisor Flach stated that it has worked out very good so far and there have been no complaints and it is a good thing for the community and anything that brings people into the community is a great thing for our community.

Councilman Boehm stated that it is very well run.

Supervisor Flach asked for a motion authorizing the bike races.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, authorizing the Supervisor to address a letter to Mr. McDonnell approving the race date of Saturday, July 13th and June 5th and 12th for the time trial races as well as sending a copy Chief Darlington so he is aware of it.

VOTE – AYES 5 – NAYS – SO MOVED

Councilman Masti inquired as to what time the trials will be.

Mr. McDonnell stated that they start at 6:30pm after rush-hour is over and they are done by 7:30.

Supervisor Flach asked if they will need an officer at the beginning of each race.

Mr. McDonnell stated that the races are run under DOT permit and it requires an officer at the turn-around but it is not required at the start but he would be asking Chief Darlington if they can have a non-dedicated officer at the start for the full hour of the racing, which he thinks that they had last year.

Councilman Dolan inquired as to what time the race is on July 13th.

Mr. McDonnell stated that it is about 4 hours of total racing with the first racers going off at 10:30am and the parking lot of the school is full long before then and continued by saying that the racers are warming up on CR 101 and the back exit out of the high-school is the warm-up area. He concluded by saying that the race itself runs for about 3 ½ hours and riders still out there after that are on their own.

Supervisor Flach asked how long the time trial events are.

Mr. McDonnell stated that it is about an hour and they start every 30 seconds so you can get 60 people started in ½ hour and if it rains they will be done quicker. He added that for the Road Race in August of last year it rained almost the whole race but it didn't seem to discourage anyone and they still had over 300 people doing the race.

Councilman Boehm inquired about marking the course and putting signs up so people are aware of the race.

Mr. McDonnell stated that they put up signs the day of the race and they are standard DOT signs that are mandatory but there are also a couple of DOT signs that they put up a week before the race that give the date.

Supervisor Flach stated that it sounded good.

Mr. McDonnell stated that he would follow-up with an e-mail as well as do the coordination with the police in addition to filling out a form for the use of the park and provide a Certificate of Insurance.

Collectively the Town Board thanked Mr. McDonnell.

PUBLIC COMMENT

Supervisor Flach stated that there were many people present to comment and then asked that anyone wishing to speak to limit their time to a couple of minutes. He continued by saying that there are a couple of proposals in front of the Town Board, which calls for a repeal of enactment of the NY SAFE Act and Bill #AD3908, which requires owners of firearms to obtain liability insurance in an amount of not less than one million dollars and he believes that it is currently on the floor of the State Assembly and has not gone through yet. He added that he does not believe that they as a local government should let the State infringe on their rights and the Constitution's Amendments and he believes that there are some things within the NY SAFE Act that are legit such as mental disorders that need to be looked into before someone can get a gun. He went on by saying that he and many others in the state have voiced their displeasure on the issuance of a law that was passed overnight and there are 24 counties that have passed resolutions and 19 counties have proposed legislation against the gun law and 13 counties are silent. He concluded by saying that he would open it up to public comment and asked that anyone coming to the microphone to state their name.

Mr. Frank Galea stated that does not own any type of assault weapon that is involved in the ban but there are some points of the law that are ludicrous and he has some information that was sent to him by a retired law enforcement officer and continued by reading the following:

If you own an 11-round magazine, it is equivalent to a Class D Felony; some Class D Felonies are sexual abuse in the first degree and aggravated sexual assault.

He continued by saying that just owning it and not even using it in a crime puts you in a Class D Felony situation, which is ludicrous and added that drugs are illegal but there is a prolific market for them and this law is going to create another black market opportunity for people who are not willing to obey the law.

Mr. Scott Osterhout stated that as Supervisor Flach had said and as they are aware, the law was passed illegally and the process in which it was done is absolutely wrong and if they let it go and the government takes this right, he wonders what is coming next. He added that he has a belief that every lawmaker who voted for the law violated the oath that they voted to uphold, which is everyone's rights and to their oath to protect those rights and in voting for this law, in his opinion he believes that their oaths don't mean anything to them and they don't deserve to be in office. He concluded by saying that he asks them as a Board to please stand up for their rights because they upheld a similar oath and they are asking that they tell them what their stance is in making sure that their rights are protected by the Town.

Mr. Jeffrey Lukens stated that he agrees with the two previous speakers and he would hope that the Town Board stands up for their rights to bear arms, which was put in place a long time ago and this it is how he was raised and he hopes that they all agree and stand up for their rights.

Mr. Shawn Snyder stated that he is a 13-year Combat Veteran and he raised his hand to say that he would protect the Constitution and he believes that many politicians say that and don't realize what they are actually saying and they feel that they can make whatever rules they want. He added that the 1st Amendment is guaranteed and any type of speech, whether hateful, vile, or whether they agree with it or not, he raised his hand to protect that speech and the 2nd Amendment is just as important and now people feel as though they can trample on that amendment. He continued by saying that he does not care what kind of gun it is and if he is a law abiding citizen and does not break any laws, he should be able have as many firearms as he wants, as well as bullets and no one has the right to ask him what he plans on doing with them. He went on by saying that if he wants them to sit in his attic and collect dust and cat hair, this is what he wants them to do and no one can say that he can't say that because it offends them because it is free speech. He concluded by saying that the 2nd Amendment is the right to bear arms and he does not think that it was hot out when they wrote it and they wanted bare arms because what they meant was fire arms.

Mr. Gary Bogardus stated that he wanted to commend the Board for brining this to the floor and he hopes that they all put their signatures on it. He added that they have 40-50 year old guns that are now illegal and they have made criminals out of law abiding people and to echo what everyone else had said, they are taking their rights away one right after another and if it's not on the State level, it's the Federal Government. He continued by saying that if you sit down and go through and count the laws on the rights that have been taken away in the last 4-5 years you would have a long list and he thinks that the gun issue will come back and bite some people come election time.

Mr. Victor Jurevis stated that the Supervisor voiced his concerns and added that he would like to hear the rest of the Board's thoughts on it.

Councilman Dolan stated that they would talk about it later in the meeting because it is time for public comment.

Councilman Boehm suggested that they do the resolutions at hand after public comment.

Supervisor Flach stated that at the conclusion of public comment they would put the resolutions forward and when it is seconded for discussion, the other Board Members can share their thoughts.

Ms. Sylvia Lawler stated that she wanted to make sure that everyone who was commenting on the gun issue is finished so the comments can all be together and then asked if anyone else would be commenting on it because she would like to comment on something else after that.

Ms. Anne Marie Vadney stated that she wanted to say that there is nothing in the law that has been passed that can be justified based on facts, experience and history so therefore she speaks on behalf of herself and other people that she knows and the entire law should be repealed totally and the issues that are causing problems should be addressed separately such as mental health laws. She concluded by saying that government representatives have the donkey's butt where the head should be in trying to take their rights away based on non-factual information.

Mr. David Flach stated that he lives on Blodgett Road and he loves his guns and to him those who don't have a gun don't know what they are missing. He added that he enjoys using them and in owning a farm they come in handy when for instance he had a coyote kill one of his calves which he never did get but he can at least deter them and protect his animals and his home. He continued by saying that to him, a gun is a security blanket for those who own them and he would definitely miss owning his and he has had a permit to carry a concealed hand gun for 51 years and he has never shot it at anyone.

Mr. Rodney Krzykowski stated that he does not know if it pertains strictly to guns or not but he thinks along the lines of all the laws that are being passed, everyone should revisit the Constitution and Bill of Rights because our government is trampling on all of them. He continued by saying that it is very clearly stated what they can and can't do but they don't seem to care and it's time that they are brought in to rein.

Ms. Donna Pasquini stated that she is a gun owner and has had a concealed pistol permit for 33 years and she has yet to shoot it at anyone or even aim it at anyone. She continued by saying that this will apply to resident who hunt and the only ones that are going to be affected are those who have their guns legally and are willing to say that they own a rifle. She added that she does not know how they plan on doing the law because anyone that has a handgun illegally is not going to step forward and say they have it and the only people that they are going after are those that are legal with their weapons and concluded by asking that the Town Board consider this.

Supervisor Flach asked if there were any other comments on the subject, hearing none he invited Ms. Lawler to comment.

Ms. Sylvia Lawler stated that she is a resident of the Town of Coeymans and her comments are on an entirely different subject, which are the zoning maps. She continued

by saying that at the last meeting the Board brought up the fact that there was going to be some rezoning and she thinks that they all knew that this was coming. She added that she is confused and she finds the maps very confusing and she was wondering if there would be some kind of Workshop for the residents so they can better understand it. She went on by saying that another thing that she found confusing was the Notice in last week's News Herald stating that the Town had completed the State Environmental Quality Review Act on the Zoning and the EAF before the public comment period and she is not sure how those determinations can be made until the public has had an opportunity to comment and it seems a bit like putting the cart before the horse to her. She then asked that they clarify it or have a Workshop where some of these things can be clarified.

Supervisor Flach stated that he would check into a Workshop and continued by saying that the zoning map change has been on the books since the Comprehensive Plan was done in 2007 and have been on the website since that time.

Ms. Lawler stated that only the final draft of the Comprehensive Plan is on the website and the adopted one is not on the website.

Supervisor Flach interjected that the zoning map has been on the website since 2007 and no one had taken the time to adopt it. He added that there are people above the Hamlet, and above the Port of Coeymans, who have property that they would like to be able to do something with to bring business into that part of the town and to do this they have to jump through hoops with zoning variances and he thinks that they have waited long enough. He continued by saying that the only way to bring this community to prosperity is to bring businesses and jobs in this town before they can build houses and there is a business at the Port of Coeymans that looks like they will be signing a contract, which will possibly bring a couple hundred jobs to this Town.

Ms. Lawler stated that this is not what she is objecting to and added that she is objecting to the fact that the map that C.T. Male recently did as it compares to the other and she can't go through the Comprehensive Plan if she only has the final draft and reiterated that she finds it confusing. She continued by saying that she is certainly not suggesting that there not be some rezoning but she thinks that there is protocol and there should be a public comment period before things are decided. She went on by asking if there could be a Workshop, and it might be the fault of the public in not asking for it long before now, because if they can't understand the maps, they cannot make intelligent public comment.

Supervisor Flach stated that there is a Public Hearing on March 11th and at that time they will be having blow-ups of the maps.

Attorney for the Town Wukitsch asked if they would be willing to accept public comment up to that point in time.

Supervisor Flach stated that they absolutely would.

Councilman Dolan stated that they said that at the last meeting.

Attorney for the Town Wukitsch interjected that they will accept public comment anytime between now and the time of the Hearing.

Ms. Lawler stated that she cannot submit intelligent public comment because the maps are so confusing and she is not the only one that thinks they are confusing and continued by asking if there will be a time when someone can walk them through them.

Supervisor Flach stated that at anytime anyone can come down and they could go through the maps and the maps and reiterated that the maps are online and if you go into the website you can click on the map and blow-up any section and look at individual parcels.

Attorney for the Town Wukitsch asked if there is a question, if it be possible for a Town resident to call who ever prepared the maps.

Supervisor Flach stated that they could at anytime.

Attorney for the Town Wukitsch suggested that she call C.T. Male.

Mrs. Lawler stated that she will call C.T. Male.

Supervisor Flach stated that she can come in and he will sit at a table with her and go over the maps.

Ms. Lawler stated that when they give a Negative Declaration, they are saying that there are no adverse impacts but from where she sits there is industrial zoning right up to the mouth of her road and she already cannot sleep because of the noise of the Port and her neighbors windows are cracking because of the truck traffic. She continued by saying that they tell her the trucks will be traveling between 6am and 6pm but she is on the road to New Jersey at 5am and by the time she gets to Exit 22 trucks are coming out and concluded by saying that she is a little nervous about further industrial zoning when the zoning in place is not being enforced.

Ms. JoAnn Segal stated that she lives in the Town of Coeymans and she has looked at the maps and does not understand them and when she went to the website, the maps did not get bigger and added that her computer can make them bigger but you can't read anything. She continued by saying that someone also said that there would be overlays where the old map would go on the new map so you can see what the changes are, which would be good because she cannot tell what the changes are and she can't figure out what has changed.

Supervisor Flach suggested that she call his office and added that Town Clerk Millious has copies of the maps and they are just finishing up the overlays so people can have the opportunity to look at them before the Public Hearing.

Ms. Segal stated that in looking at the industrial sections, which are gray, they use to be classified according to the type of industry but now it seems like they are all combined and there won't be any differentiation and then asked if it is how it is and if it is all going to be heavy industry rather than commercial.

Supervisor Flach stated that it is just industry because there already is commercial, which is red.

Ms. Segal inquired as to what type of industrial.

Supervisor Flach stated that the zoning maps are an action and in talking about the Negative Declaration, it is not on the action, it's if someone wants to put a business there, and it is at that time when permits are issued that everything is looked at and for an example they would not let anyone in to bury nuclear waste.

Ms. Segal asked who would decide that and whether it would be the Town Board.

Supervisor Flach reiterated that it would be that time that everything is looked at by the Town and DEC.

Ms. Segal asked the difference between commercial and industrial and if they want to bring in more industry and she does not think that she understands the difference between them but industrial sounds dirty to her.

Councilman Dolan interjected that there are definitions to those and Town Clerk Millious could provide them.

Ms. Segal stated that she saw the old definitions but she has not seen the new.

Town Clerk Millious stated that she has the map, definitions and the Notice in her office.

Ms. Anne Marie Vadney stated that she had several questions that she wanted to propose and get answers to prior to the Public Hearing. She added that she has sat at several Zoning Meetings and unfortunately there were only 2-3 people present and there

should have been many more interested residents and business owners. She continued by saying that she is all for supporting and enhancing our community with businesses as well as residential but she still has not had answers to questions such as what the interface is between the new zoning and Local Law 1&2 and the duplication in both processes and why they have it as well as how the zoning in combination with Local Laws 1&2 promote incentive for individuals in this community as well as outside of the community to come here.

Supervisor Flach asked if there were any other comments, hearing none he added that Councilman Boehm had suggested that they go right to the New York SAFE Act resolution and then asked if everyone was comfortable with doing it.

Councilman Dolan asked if they could go right to the discussion of it first.

Supervisor Flach stated that they could.

DISCUSSION & RESOLUTIONS – NEW YORK SAFE ACT & LIABILITY INSURANCE

Councilman Masti asked if they are answering Mr. Jurevis question as to where the Town Board Members stand.

Supervisor Flach stated that they are.

Councilman Masti stated that he is in favor of the resolution and added that as far as Ortiz's bill with requiring everyone to have a one million dollar policy, he does not see where it will help anyone other than an insurance agent who sells the policy and most policies have a stipulation that if you are using your firearm in the act of a crime it violates the policy. He continued by saying that and as far as the SAFE Act itself, it is 50 some pages and very confusing with a bunch of lawyer talk and in looking at the Constitution, they wrote it pretty simple, the Bill of Rights is pretty simple, the right to keep and bear arms and the 4th Amendment states that you have the right to be secure in your home, which a lot of people feel with a gun, and they are not the criminals. He went on by saying that it is going to cost the State Police 33 million dollars to start tracking this and they spent millions of dollars for tracking shot bullets but it didn't do anything to deter crime. He continued by saying that he spoke with Pete Lopez and Steve McLaughlin about the process that should have been followed where the Bill is brought to a committee, then brought to the floor and there is a three day waiting period for discussion to get the facts after having the time to read the entire bill and then they talk to their constituents. He added that Governor Cuomo said that there was not time for the process because it was an emergency and the only emergency that he can see is that we were the first State in America to come out with a tougher, newer, more improved gun law, which was a joke only to say that we were first and he does not like politicians playing off of other people's grief to look good. He went on by saying that it needs to go back to the Planning Board and they need to start from scratch as well as the fact that there are 28 different proposals wrapped into one with only a few of them being good with the majority being garbage. He continued by saying that they need to break out simple little things but they wrap it into one thing and you can't understand it and he knows that mental health is a big problem because he works in a hospital and he sees mental health patients that go out and come back in because the system is broke. He added that the majority in attendance own guns and no one has killed anyone and he hopes that he never has to kill anyone but if he is faced in a situation where someone is trying to kill him, he prays he is quicker on the draw. He reiterated that they are going against the Constitution and even our own State Constitution, which is the founding of America and they should not be giving an inanimate object a personality and character because guns are not evil and he knows someone that put their AR on the ground for two days with the safety off and it didn't kill a single person. He continued by saying that there is no common sense in the law and they need to sit down and talk to people who know about guns, who know about mental health and various other things instead of going behind closed doors with yes men and people who are promoting your agenda. He

concluded by saying that they are attacking assault weapons because of what happened in Sandy Hook and the Bushmaster Rifle was still in the trunk and it is all just a show and if they want to put together a serious law, they should all work together on it. He then asked Mr. Jurevis if he had any other specific questions.

Mr. Jurevis stated that he wanted to know how each Board Member felt about the SAFE Act because it was brought up by Supervisor Flach but he wanted to know how everyone else felt.

Councilman Boehm stated that he was brought up with guns, he owns guns and he has no problem with supporting it and he is glad that Supervisor Flach brought it up. He added that it's tough sometime at the Town level and you forget when things are at the State and even Federal levels and reiterated that he is happy to vote for the resolution.

Supervisor Flach stated that he is a gun owner himself and for him one of the worse things about it was how fast it was enacted when even Connecticut has not passed a bill and they have heard so many different comments and Steve McLaughlin is quite against it and has stood up for gun owners. He continued by saying that he personally sent a letter to the Governor and he encourages everyone to write to their Senators because he thinks it helps to hear from the general public and one of the things that he said to the Governor is that we have alcohol, which is so much more broad and drunk drivers kill more people than guns kill people and he does not see them banning alcohol because a few people have abused it and if you do one you have to do the other. He added by saying that this is something that was rushed and not thought through and he does agree that something has to be done for the mentally ill, they should be checked and as far as having to register every gun that you have he thinks that it helps the criminal to know where there are guns and he believes that 99% of the bill was poorly done and there are only 1 or 2 good points. He concluded by saying that he wanted to give Councilman Masti credit for bringing it to his attention that a lot of counties and towns have actually done the resolutions and he used some of their wording.

Councilwoman Rogers stated that she is in favor of the resolution, she grew up with guns and her husband has a pistol permit, which was done the honest way by taking a test and getting fingerprinted. She added that the only ones that are going to be hurt are the honest people with the guns and those with the illegal guns are still going to run free and do what they want and the honest ones who have their fingerprints taken and register their guns are the ones that are going to pay. She concluded by saying that it needs to be repealed because it something else that they are trying to shove down their throats.

Supervisor Flach stated that he had one more thing to add and continued by saying that he spoke to some law enforcement and one of the things that the DA's have really pushed in Albany County is against drunk driving and they are making it so you can't plea out as easy for drunk driving, it might get lessened but it is not let go and for younger people they don't plea bargain at all. He continued by saying that the officer also said that a lot of times with guns and gun violence they are pled down and they have to be harder on the criminals who do something wrong with a gun and you can't let the criminal with a gun violation plead out, they have to be penalized to the full extent of the law for criminal behavior.

Councilman Dolan stated that he would come at it from a different point but probably would end up at the same place and added that he does think that there are some things in the law that are worth pursuing and he agrees that mixing them all in together like that is wrong and there are some things that are in the resolution that he does not agree with, which he has expressed to his colleagues. He added that he thinks it is important as an expression of what their constituents are telling them that they feel their voice has been left out in the equation. He continued by saying that a resolution from any Town Board or County has no weight or bearing other than an expression of the voice of constituents and he is hearing what people are saying to him, which is that they feel as though it is being shoved down their throat. He went on by saying that they can talk about the use of the emergency provision or how the bill was constructed but the bottom line is that people feel as though this is being shoved down their throat and people should not feel as though their government is doing that to them. He added that even though he feels that it won't

change a thing and it is not something that the Town can change but he would encourage everyone to call Assemblyman Lopez at 455-5363 and Senator Tkaczyk at 455-2470 and he believes that Assemblyman Lopez voted against it and Senator Tkaczyk was not in office yet and didn't have the opportunity to vote either way. He concluded by saying that he thinks that it is important that while the resolution will act as their voice, it is important that individual people call and send letters and tell the elected officials what is on their mind because that is the only way that they will know and reiterated that he hears what people are saying but he does not think that by them passing the resolution is really going to do much but it is all they have.

Councilman Masti interjected that at least they will be giving their God given right to say they don't like this. He added that in looking at the ammunition, they are asking your name, address, & caliber, which is a back door way to register whatever fire arms you have not already registered because if you are buying ammunition, obviously you have a gun and they are getting you one way or the other, which is not right. He continued by saying that so much of this goes on in government and in looking at New York State, the biggest problem is 80% of the legislative power is from Westchester County down and the simple country folk who know how to use fire arms and don't find them threatening and enjoy using them are the minority in this state. He added that Pete Lopez did a good job and Steve McLaughlin did a good job but then you have people like Ortiz who think that guns are evil and 80% of the Legislative body are there along with Cuomo so it is going to be a hard fight. He went on by saying that they can't just roll over and die and give up because the whole country is watching New York and if they let it happen here they will walk all over the rest of the United States and you might as well throw out the entire Constitution because if you throw out one of the bills of their rights who knows what will happen to the rest such as freedom of speech, freedom of the press or freedom to raise your children your way. He concluded by saying that it is an ugly slope and every one knows what happens with registration, because what happens after registration is confiscation and then extermination, which is history and it is there if you read it. He then thanked them for letting him give his opinion because it is frustrating sitting on their side of the table when they can't comment.

Mr. Juervis thanked the Town Board for their opinions.

Councilman Masti thanked him for asking.

Supervisor Flach asked that Councilman Masti read the resolution in support of the Second Amendment.

RES. #54-13 AUTHORIZE SUPPORT OF SECOND AMENDMENT

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

CALLING FOR REPEAL OF THE ENACTMENT OF THE NEW YORK SAFE ACT

WHEREAS, the Right of the People to Keep and Bear Arms is guaranteed as an Individual Right under the Second Amendment to the United States Constitution and that this right is regarded as an inalienable right of the people of the Town of Coeymans; and

WHEREAS, the lawful ownership and use of firearms is, and has been, a valued tradition in the Town of Coeymans and that the right to bear arms is exercised by many Town residents for which the Town derives economic and environmental benefits from safe forms of recreation involving firearms which includes hunting and target shooting; and

WHEREAS, our New York State representatives could not and did not have the time to request and receive the input of their constituents regarding this matter which is the standard by which the Town of Coeymans holds itself to when it comes to the enactment of such a controversial law and is a matter of simple due process; and

WHEREAS, the crafting of the New York SAFE Act resulted in complex policy changes, many subject to interpretation and are confusing to a vast number of public

officials as well as the law enforcement officials who are required to enforce and explain them; and

WHEREAS, in our opinion, there was no reason for the Governor to use a message of necessity to bring this bill to vote immediately and bypass the three day maturing process for all legislation; and

WHEREAS, requiring law-abiding firearms owners to verify ownership of certain types of firearms every five years, in addition to registering them on their permits, which now must also be renewed every five years, does not increase the safety of the public and is unnecessarily burdensome to the residents of New York State; and

WHEREAS, the only persons who will comply with the new high-capacity magazine ban are law-abiding citizens, leaving the same high-capacity magazines in the hands of those who choose not to obey the law; and

WHEREAS, requiring documentation of all ammunition sales in New York State, as provided for in this legislation, is a significant unfunded mandate on businesses and is a back-door approach to all firearms registration; and

WHEREAS, this legislation fails to offer any meaningful solution to firearms violence and places increased burdens where they do not belong, square on the backs of law-abiding citizens; and

WHEREAS, while there are some areas of the legislation that the Town of Coeymans finds encouraging, such as addressing glaring shortcomings in the mental health system, the strengthening of Kendra's Law and Mark's Law (which provides additional penalties for assaulting first responders), as well as privacy protections for pistol permit holders, by-and-large, we find the legislation does little more than negatively impact lawful firearms ownership;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans Town Board does hereby demand the repeal of all the section of the New York SAFE Act which we believe infringes upon the right of the people to keep and bear arms; and is in our opinion unconstitutional under both the Federal and State Constitution; and

BE IT FURTHER RESOLVED, that the Town of Coeymans strongly encourages the members of the New York State Legislature to hold public hearings to address the issue of gun violence in a way that will produce meaningful results; and be it further

RESOLVED, that the Town of Coeymans Town Board requests the member of the New York State Senate and Assembly who represent all or part of the Town of Coeymans, to reply in writing, with their views on, and actions taken, in support of, or opposition to, the New York SAFE Act; and be it further

RESOLVED, that copies of this resolution be sent to Governor Andrew Cuomo, Senator Dean Skelos, Senator Cecelia Tkaczyk, Assembly Speaker Sheldon Silver, Assemblyman Peter Lopez and the New York State Association of Towns.

Supervisor Flach asked if there was any other discussion.

Councilman Dolan stated that he wanted to thank Councilman Masti for his emphasis that he put on the words unfunded mandates because he meant to bring that up.

Councilman Masti stated that it will cost the taxpayer and then they want the Town Clerk's and County Clerk's to do it but nothing about the Executive Branch paying for it, which is just wrong.

Supervisor Flach asked that Councilman Boehm read the resolution in opposition to the proposed legislation regarding liability insurance for firearms owners.

RES. #55-13 OPPOSITION OF FIREARMS MANDATE TO BUY LIABILITY INSURANCE

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, there is currently pending in the New York State Assembly Bill #AD3908, which will require owners of firearms to obtain liability insurance in an amount not less than one million dollars; and

WHEREAS, said proposed legislation has been referred to the Assembly Legislative Committee on Insurance; and

WHEREAS, this proposed legislation constitutes nothing more than a back door approach to prohibit legal firearms ownership in this State; and

WHEREAS, such mandatory insurance coverage would accomplish nothing more than to burden responsible, law-abiding taxpayers while doing nothing to prevent the perpetrators of criminal acts involving firearms; and

WHEREAS, it is constitutionally impermissible to require citizens to obtain liability insurance to exercise their rights under the second amendment; and

WHEREAS, the only predictable outcome of the passage of this law is an increase in profits to insurance companies;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans hereby strongly opposes any attempt to mandate firearms owners to buy liability insurance; and

BE IT FURTHER RESOLVED, that the Coeymans Town Board requests the members of the New York State Senate and Assembly who represent all, or part of, Town of Coeymans to reply in writing with their views on, and actions taken, in support of, or opposition to the Proposed Firearms Insurance Bill, and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Governor Andrew Cuomo, Senator Dean Skelos, Senator Cecilia Tkaczyk, Assembly Speaker Sheldon Silver, Assemblyman Peter Lopez, Assemblyman Felix Ortiz and the New York State Association of Towns.

Councilman Masti stated that he does not think that he has anyone joining him on the bill.

Councilman Boehm asked if Ortiz was sponsoring the bill.

Councilman Masti stated that he is and he is from Brooklyn or the Bronx.

Supervisor Flach stated that this has not come to be yet and anything that they can do beforehand will be good.

Councilman Masti stated that as far as he knows it is still with the Insurance Committee and you can go online to see who the members are and in turn get a hold of their office and kill it before it gets out of Committee.

Supervisor Flach interjected that if they had known about the SAFE Act; they could have done the same and gotten it before it was passed.

A member of the audience suggested that they can go into their offices at the rally.

Councilman Masti stated that anyone attending the rally should not bring any metal objects in the building and added that he will be there and a lot of the people are receptive and you can sign the book and make your feelings known by getting their names and e-mail address and flooding their offices.

Supervisor Flach asked if there were any other comments.

Councilman Masti stated that everyone should be respectful at the rally because doing anything other would not give you a good kind of attention.

APPROVAL OF MINUTES

Supervisor Flach stated that there was one set of minutes for Town Board approval, a Town Board Meeting on February 11, 2013 and then asked for a motion.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, the minutes were approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

SUPERVISOR’S REPORT

January

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$480,024.70	\$1,466,705.20	\$578,209.34	\$1,368,520.56
Part-Town	\$339,473.49	\$ 436,917.69	\$196,323.69	\$ 580,067.49
Highway	\$109,878.13	\$ 165,316.60	\$165,171.71	\$ 110,023.02
Bridge Const.	\$ 28,853.65	\$ 17.61	-0-	\$ 28,871.26
Sewer	\$374,153.47	\$ 75.88	\$ 79,893.34	\$ 294,336.01
Special Water	\$ 4,601.94	\$.20	-0-	\$ 4,602.14
Police Forf.	\$ 10,024.49	\$.43	\$ 998.82	\$ 9,026.10
Trust & Agcy.	\$ 13,908.07	\$ 322,886.79	\$320,288.89	\$ 16,505.97
H-Fund Capital Proj.	\$196,117.93	\$ 360,048.95	\$420,494.44	\$135,672.44
Section 8 HUD 77-Units	\$ 33,901.84	\$ 36,838.06	\$ 42,244.05	\$ 28,495.85
		Tot. Rec. Bal.		\$2,576,120.84

SAVINGS ACCOUNTS

Unemployment	\$ 702.80
Grove Cemetery	\$40,909.94
Coey. Hollow Cem.	\$13,419.87
Sewer-Dedicated	<u>\$10,141.17</u>
Total	\$65,172.78

COLLATERAL
COVERAGE

Bank of Greene	\$250,000.00	\$3,509,158.04
National Bank	\$250,000.00	\$2,045,660.00

FDIC

COLLATERALIZED

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

DEPARTMENT REPORTS

Sewer Department – December & January

Supervisor Flach asked that Councilman Dolan give the Sewer Department Monthly Reports for December & January.

Councilman Dolan stated that there is no narrative to read.

Supervisor Flach stated that he is not sure why he did not give a department summary.

Councilman Boehm suggested that they table it and request a summary.

Collectively the Town Board agreed.

Town Clerk – January

Supervisor Flach asked that Town Clerk Millious give the Town Clerk Monthly Report.

Town Clerk Millious continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

Town Clerk Millious stated that the Sewer Bills went out about a week ago and her office will be mailing property tax reminders on March 15th to remind those who maybe did not receive a bill.

MOTION

On motion of Councilman Masti, seconded by Councilwoman Rogers, the report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

NEW BUSINESS

BAS Web-Site Design and Maintenance Proposal

Supervisor Flach stated that the Board has in front of them a proposal from BAS to design and maintain the Town's website and added that in his opinion they should get some RFP's. He continued by saying that they are currently paying the company that they no longer use for their computer needs within the Town and they are paying a monthly fee. He went on by saying that they are looking for a new website proposal and would like to update the site.

Councilman Dolan inquired as to what they are paying now monthly.

Supervisor Flach stated that it is minimal and he thinks \$30.00 a month but they already have the website and added that the website that BAS has proposed is \$5,200.00 to design a whole new website and a yearly maintenance cost of \$1,500.00 for a total cost of \$6,700.00.

Councilman Dolan stated that \$30.00 seems like a better option.

Councilman Boehm stated that the Town's website is in pretty rough shape.

Supervisor Flach stated that they really don't do anything for \$30.00 other than put something on the website if they ask because they cannot do it themselves.

Councilman Boehm stated that with an RFP they will be able to ask the people proposing a redesign of the website questions and he thinks that they can do a lot better than what they have but \$6,700.00 seems like a lot.

Councilman Masti stated that the design investment is \$5,200.00, which is a one-time charge and then the monthly fee is \$125.00.

Supervisor Flach stated that it seems like a lot and he would like to put it out for an RFP and maybe there are some local website designers.

Councilman Boehm inquired as to what the basis of the proposal will be and whether it will be similar to what BAS has proposed.

Attorney for the Town Wukitsch asked if the total is \$10,000.00 or more because you have to if it is.

Supervisor Flach stated that it isn't and they don't have to but they think that the BAS proposal is a little high and he thinks that are some local computer places.

Attorney for the Town Wukitsch reiterated that under the statute, if it is \$10,000.00 or more they must put it out.

Councilman Boehm stated that he thinks there is an opportunity for a savings if the put it out.

Supervisor Flach stated that he didn't think that they needed a motion.

Attorney for the Town Wukitsch stated that he thinks it is a good idea to have a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, authorizing the Supervisor to put out a Request for Proposal for design of the Town of Coeymans website and hosting.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Town Clerk Office Vacancy

Supervisor Flach stated that Town Clerk Millious is looking for authorization to advertise for a part-time clerk because of the resignation of Beverly Lyons.

Collectively it was decided that they should do the resolution.

RES. #56-13 ACCEPT RESIGNATION OF PART-TIME CLERK

On motion of Councilman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Beverly Lyons submitted her letter of resignation as Part-Time Clerk in the Town Clerk's Office,

NOW, THEREFORE, BE IT RESOLVED, that Beverly Lyon's resignation as Part-Time Clerk is accepted effective April 1, 2013.

Councilman Dolan continued by reading the resignation letter.

Dear Ms. Millious;

I would like to inform you that I am resigning from my position as Part-Time Clerk for the Town Clerk's Office, effective April 1, 2013.

Working for you for the past seven years has been a great learning experience and I will miss you and the many people I have worked with.

Sincerely,

Beverly Lyons

Councilman Masti stated that he will miss her and she is a good worker.

Supervisor Flach stated that she is a good lady and will definitely be missed and then asked for a motion authorizing Town Clerk Millious to advertise the position.

Councilman Boehm asked if she has to post it internally.

Town Clerk Millious stated that she will do that too.

Councilman Masti inquired as to the salary.

Town Clerk Millious stated that she believes it will be what a starting clerk makes, which she believes is approximately \$11.00 an hour.

Councilman Boehm suggested putting it on the website.

MOTION

On motion of Supervisor Flach, seconded by Councilman Masti, authorizing Town Clerk Millious to put it on the website, post it internally and advertise in the News Herald.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Councilman Boehm stated that he had one more item for New Business.

Press Release from Arby's

Councilman Boehm stated that there is an opportunity for the Town to receive free Reuben sandwiches if for the month of March they rename the Town Reubenville and it is first come first serve for 5,000 complimentary coupons to Arby's on Wolf Road in Colonie. He continued by saying that he is proposing a proclamation and continued by reading the following:

WHEREAS, Arby's classic Reuben is a New York style sandwich featuring freshly sliced corned beef, topped with melted Swiss cheese, tangy sauerkraut and Thousand Island Dressing served on soft, toasted marble rye bread; and

WHEREAS, March is all bout the Reuben Sandwich for Arby's Restaurant Group, Inc. and Arby's is celebrating with a challenge for Reuben loving towns; and

WHEREAS, Arby's is rewarding the first US city or town that renames itself "Reubenville" for the month of March with free Reuben sandwiches for up to 5,000 complimentary Arby's Reuben sandwiches for their citizens; and

WHEREAS, Arby's "Reubenville Challenge" invites cities and town to issue an official proclamation temporarily declaring the renaming of their town to "Reubenville" for the month of March.

NOW, THEREFORE, BE IT PROCLAIMED, that the Town Board of the Town of Coeymans hereby declares that our Town shall be known as "Reubenville" for the month of March 2013.

Councilman Boehm stated that it requires the placement of a temporary sign on one of the Town's signs and a photo, which he will supply and added that it just came out earlier in the day and hopefully they have a chance of getting it. He continued by saying that the biggest problem will be how to distribute the coupons if they get it.

RESOLUTIONS

RES. #57-13 AUTHORIZE BUILDING INSPECTORS TO ATTEND SEMINAR

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the 2013 Hudson Valley CEO Educational Conference, a training seminar sponsored by New York State Building Officials Conference will be held April 17-19, 2013 in Poughkeepsie, New York; and

WHEREAS, the Building Inspectors of the Town of Coeymans have requested to attend said Seminar which will provide the mandatory continuing education credits required for in-service training for code officials; and

WHEREAS, a pre-registration fee of \$300.00 per person for classes is required,

NOW, THEREFORE, BE IT RESOLVED, that the Larry H. Conrad and Sandy DeBacco, Building Inspectors may attend the 2013 Hudson Valley CEO Educational Conference to be held on April 17-19, 2013 in Poughkeepsie, New York,

BE IT FURTHER RESOLVED that the Town Board of the Town of Coeymans authorizes pre-payment for the registration as well as reimbursement for travel to and from the conference center.

Supervisor Flach asked Highway Superintendent Deering and Deputy Highway Superintendent Searles if they wanted to say anything about the next resolution.

Deputy Highway Superintendent Searles stated that it is all day training in Albany, which they have gone to before and there are some new employees and everyone should go because it is very valuable training.

Councilman Masti interjected that it is free.

Deputy Highway Superintendent stated that it is on that day only and they will be punching it at 6:30am to register at 7:00am and it gets over at 2:30pm.

RES. #58-13 AUTHORIZE HIGHWAY, SEWER & BEAUTIFICATION DEPARTMENTS TO ATTEND TRAINING

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the 2013 Excavator Safety Seminar, a training seminar sponsored by Dig Safely New York, Inc. will be held March 21, 2013 in Albany, New York; and

WHEREAS, employees from the Highway Department, Sewer Department and Beautification Department have requested to attend said Seminar which will provide insight to safe excavation practices as well as utility awareness; and

WHEREAS, this is a free seminar to those attending,

NOW, THEREFORE, BE IT RESOLVED, that the employees in the aforementioned departments may attend the 2013 Excavator Safety Seminar to be held on March 21, 2013 in Albany, New York,

BE IT FURTHER RESOLVED that the Town Board of the Town of Coeymans reimburse for travel to and from the conference center.

RES. #59-13 APPROVE FEBRUARY ABSTRACT

On motion of Councilman Boehm, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	279-331,502-503	\$1,011,591.17
General	382-442	\$ 59,553.83
	General Total	\$1,071,145.00
POLICE FORFEITURE (A)		
Police Forfeiture Pre-Pay	332	\$ 50.35
	Police Forfeiture Total	\$ 50.35
GENERAL CONSOLIDATED (A)		
	333	\$ 32,359.03
	General Cons. Total	\$ 32,359.03
PART TOWN (B)		
Part Town Pre-Pay	334-347	\$ 14,356.53
Part Town	443	\$ 11.84
	Part Town Total	\$ 14,368.37
HIGHWAY(DB)		
Highway Pre-Pay	348-360	\$ 80,123.83
Highway	444-491	\$ 16,240.39
	Highway Total	\$ 96,364.22
SEWER (SS)		
Sewer Pre-Pay	361-374	\$ 24,105.34
Sewer	492-501	\$ 4,289.90
	Sewer Total	\$ 28,395.24
	Total for all Funds	\$1,242,682.21
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	375-381	\$ 220,221.49
	Trust & Agcy. Total	\$ 220,221.49

CORRESPONDENCE

Letters Regarding Police Department

Supervisor Flach stated that there were a couple of letters regarding the Police Department and continued by reading the following:

This letter is written as a sincere thank you for your quick response and professionalism when responding to a 911 call, which was placed on Saturday morning, January 26, 2013 for our home located at 183 Blossom Hill Road, Ravena.

Thank you for your quick response to the call, we have never had cause to utilize the 911 System before this potential fire issue and are grateful to know there are so many volunteers and police support when it is needed.

We wanted you to know that your response and professionalism was appreciated.

Sincerely,

April Springer

Attn. Chief of Police, Greg Darlington

My husband and I wanted to extend our most sincere appreciation for the service your staff provided us recently until our issue was positively resolved.

We greatly appreciate the expeditious and professional manner your entire staff assisted us.

For those individuals who support replacing our police force with Sheriff personnel, remember that in issues of local concern, waiting 4 hours or 4 days until the Sheriff's can make it to Ravena and address any issue, could be detrimental to the individuals involved.

Sincerely yours,

Susan Ruso Healey
James Paul Ruso

Supervisor Flach thanked the volunteers and the paid staff of police personnel that took care of it.

TOWN BOARD WORKSHOPS / MEETINGS

- Planning Board, March 4, 2013, 7:00pm
- Town Board Public Hearing, March 11, 2013, 6:00pm
- Town Board Meeting, March 11, 2013, 7:00pm
- Town Board Workshop, March 19, 2013, 6:00pm
- ZBA Meeting, March 20, 2013, 7:00pm
- Town Board Meeting, March 25, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Town Clerk Millious stated that she wanted to thank Beverly Lyons for her 7 ½ years of service and has been the longest part-timer that she has ever had. She added that she wanted to thank her and wish her well on her retirement as well as thanking the Board for allowing her to advertise for the position.

Supervisor Flach asked if there were any other comments.

Attorney for the Town Wukitsch stated that as far as the SAFE Act, regardless of where you stand on it, it was more of the method that was used, the heavy handed tactics and lack of respect for different view points that he found most offensive. He continued by saying that everyone should read the Constitution, which would not take long and added that it is an amazing document.

Councilman Masti interjected that you should not only read it but understand that they are our rights that our founding fathers gave to us.

Supervisor Flach stated that he found the NY State Constitution online earlier in the day and it was pretty easy to get to.

Attorney for the Town Wukitsch stated that most of the authors were lawyers.

Councilman Masti interjected that many of them were Christians.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that in New York City he had an opportunity to go to a couple of Workshops that the Comptroller had and he mentioned the annual report that they have to do and was advised that there is a process in place that will take a look at the report and monitor for fiscal stress on your budget and he thinks that it is important that they get it in on time and get the information back as they go forward making decisions for borrowing money for things that are not budgeted and so forth and the sooner they get it in the better. He added that there is a lot of information down there and it is great to talk to other people in similar size towns and share information.

Supervisor Flach asked if there were any other comments.

Councilman Masti stated that he wanted to thank those who showed up for comments earlier because this is what America is about and it was only the second time that he has seen that many people in the audience and added that if you want your Town to run the right way, you should show up.

Councilman Boehm stated that as they said at the Association of Towns, Town government is in the trenches and directly connected to the people in this type of forum.

Supervisor Flach thanked everyone for coming and then asked for a motion to adjourn.

ADJOURNMENT

MOTION

On motion of Councilman Masti, seconded by Councilman Boehm, the Town Board Meeting was adjourned.

VOTE – AYES 4 – NAYS 0 – SO MOVED

Time – 8:26pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
March 1, 2011 — Town Board Meeting — 5:00PM

A Joint Workshop of the Town Board and the Ravena Coeymans Selkirk Central School Board was held Tuesday, March 1, 2011 at 5:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

TOWN BOARD: James C. Youmans, Supervisor
Richard N. Touchette, Councilman
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman

SCHOOL BOARD: Scott Hughes, President
James Latter, Board Member
Josephine O'Connor, Board Member
Sarah Hafensteiner, Board Member
Mike Robbins, Board Member
Tracey Traver, Board Member
John Vadney, Board Member

ABSENT: Jeff Sorensen, School Board Vice President
Chris Pennock, School Board Member

ALSO PRESENT: Diane L. Millious, Town Clerk
Laurence P. Farbstein, Consultant
Daniel Teplesky, Superintendent of Schools
Lyn Derway, Assistant Superintendent for Business
Margo May, Esq., Shaw, Perelson, May & Lambert, LLP
Sue Starr, School District Clerk

The following Notice was published in the Ravena News Herald:

NOTICE
JOINT TOWN OF COEYMANS & R-C-S SCHOOL BOARD SPECIAL
MEETING

In compliance with Public Officer's Law, this will inform you that the Town Board of the Town of Coeymans and the R-C-S School Board have scheduled a Joint Special Meeting, Tuesday, March 1, 2011 at 5:00pm at the R-C-S Library for the purpose of convening an Executive Session to discuss a Lafarge P.I.L.O.T Agreement.

By Order of the Town of Coeymans
Coeymans Town Board
Diane L. Millious
Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
March 1, 2011 — Town Board Meeting — 5:00PM

Executive Session

On the motion of School Board member O'Connor, seconded by School Board member Traver, to adjourn to Executive Session.

Hughes – Y Hafensteiner – Y Latter – Y O'Connor – Y Robbins – Y
Traver – Y Vadney – Y
Time: 5:35pm

The meeting was adjourned to Executive Session to discuss matters leading to the appointment of a particular firm, and legal issues. The following School Board resolution was added to the agenda, and was approved.

Be it resolved that the Board of Education hereby agrees to share in the costs of the Consultant for the Town of Coeymans, Laurence R. Farbstein, Industrial and Utility Valuation Consultants, Inc., for the negotiations of a payment in lieu of a tax agreement with Lafarge Cement to the extent of 50% of such costs, to a maximum of \$12,500, to be paid upon receipt of detailed invoices and credit of same, upon the following conditions:

Receipt of all reports, updates and other information from the Consultant.
Representation of the School District interests in the same manner as the Town's interests are represented.
Timely notification and consultation with the School District.
Consultant will explore the concept of Lafarge Cement funding the Consultant Costs in whole or part.

Motion by Ms. Hafensteiner, seconded by Ms. O'Connor
Hughes – Y Hafensteiner – Y Latter – Y O'Connor – Y Robbins – A
Traver – Y Vadney – Y

Motion Approved: 6-0-1

ADJOURNMENT

On the motion of Ms. Traver, seconded by Mr. Sorenson, the Executive Session was adjourned, and the regular School Board meeting reconvened.

Hughes- Y Hafensteiner – Y Latter –Y O'Connor –Y Robbins –Y
Sorenson –Y Traver –Y Vadney –Y

Motion Approved: 7-0-0

Time 7:05pm

MINUTES BOOKTOWN OF COEYMANS**
March 1, 2011 — Town Board Meeting — 5:00PM

Respectfully Submitted,

APPROVED:

Diane L. Millious, Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
March 7, 2013 – Bid Opening – 2:00pm

2

Arrowhead Equipment \$27,295.00
106 Luzerne Rd
Queensbury, N.Y. 12804

Respectfully Submitted,

APPROVED:

Diane Millious, Town Clerk

A Public Hearing was held Monday, March 11, 2013 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Greg Darlington, Chief of Police

Supervisor Flach opened the Public Hearing and led the Pledge of Allegiance.

NOTICE OF PUBLIC HEARING

The following Notice of Public Hearing was published in the Town's official newspaper the News Herald.

NOTICE OF PUBLIC HEARING

LEGAL NOTICE TOWN OF COEYMANS

WHEREAS, the Town of Coeymans Town Board declares itself Lead Agency pursuant to the State Environmental Quality Review Act (SEQRA) in the adoption of Proposed Local Law "Town of Coeymans 2013 Zoning Map Modification Law."

WHEREAS, pursuant to SEQR, the Town Board has prepared Parts 1 and 2 of the Environmental Assessment Form (EAF); and

WHEREAS, the Town Board has declared this to be a Type 1 Action, and

WHEREAS, the Town Board has concluded that there will be no adverse impacts to the cultural, social, economic or environmental resources of the Town, and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans adopts the findings and conclusions relating to probable environmental impacts contained within the attached Environmental Assessment Form (EAF and issues a Negative Declaration and authorizes Diane Millious, Town Clerk, to execute the EAF and file the Negative Declaration in accordance with the applicable provisions of law.

NOTICE IS HEREBY GIVEN that the Town of Coeymans will conduct a Public Hearing for the purpose of receiving comments on proposed Local Law 1 of 2013 "Town of Coeymans 2013 Zoning Map Modification Law." The Public Hearing will be held on March 11, 2013 at 6:00pm prior to the Town Board Meeting at 18 Russell Avenue, Ravena, NY

PROPOSED LOCAL LAW 1 OF 2013

A LOCAL LAW AMENDING CHAPTER 165 ZONING, OF THE CODES OF THE TOWN OF COEYMANS.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COEYMANS AS FOLLOWS:

Section 1 Title

This Local Law shall be known as the Town of Coeymans 2013 Zoning Map Modification Law of the Official Map of the Town of Coeymans.

Section 2 Statutory Authorization

This local law is hereby adopted pursuant to Municipal Home Rule section 10 and Town Law sections 264 and 273.

Section 3 Intent

The purpose of this Local Law is to amend and replace sections 165-4, 165-5 of Article III located in chapter 165 Zoning of the Town of Coeymans and all associated maps.

Section 4 List of Districts

For the purpose of promoting the health, safety and general welfare of the Town of Coeymans, the town is hereby divided into the following classes of districts:

(R-A) Residential Agricultural District: Areas of the Town designated under this district are characterized as important agricultural area, often having historic structures defined as those being 100 years or older, to be protected and preserved. As identified in the Comprehensive Plan and vision for the Town, the Residential Agricultural District's intent is to support and protect farming by stabilizing the agricultural land base. The agricultural zone is designed specifically to protect farmland as a non-renewable resource for future generations.

(R-L) Residential Low Density District: Areas of the Town designated under this district are characterized by traditional single-family and two-family residential development and neighborhoods, often having historical structures defined as those being 100 years or older. The purpose of this district is to ensure that the general character of these neighborhoods is protected. This district will assume the use(s) of both the current R-1 and R-2 schedule of uses as referenced in Chapter 165 section 165-8 of Town Code.

(CF-1) Community Facility: Areas of the Town designated under this district are intended to further enhance the Town of Coeymans riverfront and strengthen its perception as a "Riverfront Community." A balanced mix of appropriate used, including high-density residential, commercial, and water-dependent recreational uses is envisioned for this District. A variety of nonresidential water-dependent and water-enhanced uses will be permitted in this area, subject to development standards including adequate buffering between incompatible uses and a review process, which will ensure that environmental and historic resources are protected. Careful consideration will be given to architectural design, building form, and signage to ensure new development retains the District's historic qualities and unique identity. In addition to the current CF-1 use(s) this district shall allow the use(s) of the B-1 as referenced in Chapter 165 section 165-8 of Town Code.

(CF-2) Community Facility: Areas of the town designated under this district will include all parklands and properties owned by the Town of Coeymans located throughout the entire town.

(C) Commercial District: Areas of the Town designated under the district provide a transition zone between residential uses along higher volume traffic corridors. The district encourages a land use pattern suitable for the development of professional and business offices and limited services, retail and commercial activities.

(I) Industrial District: Areas of the Town designated under this district are deemed appropriate for general industrial and other appropriate nonresidential services and businesses. The purpose of this district is to provide areas for industrial uses primarily engaged in basic processing, assembling, and manufacturing of products from raw materials and with tolerable levels of noise, dust, odor, vibration, or smoke. The district

is further intended to insulate residential neighborhoods from the encroachment of such general industrial land uses that could be in conflict with the standards including adequate buffering between incompatible uses and a review process, which will ensure that environmental resources are protected. This district shall assume all use(s) of the I-1 and I-2 as referenced in Chapter 165 section 165-8 of Town Code.

Section 5 Zoning Map

The districts referred to above are shown on a map or maps entitled “Zoning Map, Town of Coeymans, New York, “adopted March 11, 2013, and certified by the Town Clerk, which accompanies, with all explanatory matter thereon is hereby made a part of this law. The zoning maps may be amended to the same manner as any other part of this law. Said maps, indicating the latest amendment, shall be kept up to date in the office of the Building Inspector/CEO and the Town Planning Board for the use and benefit of the people.

Section 6 Effective Date

This Local Law shall take effect immediately upon the filing with the Department of State.

SUPERVISOR’S OPENING COMMENT

Supervisor Flach stated that before they go to Public Comment he wanted to address a couple of issues that they have had. He continued by saying that the Public Hearing was set for the draft map that was on the Town’s website but since then they have revised the map a little and they will be having another Public Hearing on April 8th and they will be going over the new map but because of Town Law as it pertains to Public Hearings, they will be having another Public Hearing, which will give them more time to answer questions. He added that they would usually keep a Public Hearing open, but because of the map change and a couple of revisions to the Local Law there will be a resolution setting another Public Hearing. He reiterated that they have revised the map and the Local Law and they want to make sure that they are in accordance with Town Law and they will be directing the Town of Coeymans Planning Board to submit a written advisory report for the revisions because this is a question that the Albany County Planning Board had for them even though it came from the Planning Board. He continued by saying that they are not sure if it is the proper course or that they have to do it, but they are going to do it so they have all of their i’s dotted and t’s crossed and they also sent a revision of form 239, to the Albany County Planning Board earlier in the day. He went on by saying that he asked Code Enforcement Officer and liaison for the Planning and Zoning Boards, Larry Conrad to give a brief overview of the Zoning Map modification and the revisions in the Proposed Law and after that they will be taking public comment. He concluded by saying that they won’t be answering questions due to the number of people in attendance and reiterated that there is a month before the next Public Hearing so there will be plenty of time to look at the minutes and address everyone’s questions and comments and then invited Mr. Conrad to speak.

CODE ENFORCEMENT OFFICER CONRAD’S COMMENTS

CEO Conrad stated that over the past months and years, the Planning Board along with himself and his staff have been working to do something about the existing zoning, which was addressed back in 2004 and several members of the community came forth and asked that some of the areas of the Town be rezoned and as a result of that, the Town of Coeymans looked at the proper procedures for doing this and it was discovered that they didn’t have a Comprehensive Plan. He added that the first order of business was to develop a Comprehensive Plan, which took a couple of years and that Plan was finally adopted on September 25, 2006 and since that time it had a short term implementation timeframe where within the next year the Town was suppose to look at

the elements of zoning and make changes to the Zoning Law in accordance with that and to date that has not happened and they have made several attempts trying to get something together. He continued by saying that there have been numerous different versions over the past few years and even the definitions became a problem trying to determine what is most appropriate for such things as kennels and home occupations as far as where they are allowed and what other uses should be allowed. He added that the feeling was that rather than murk up the whole Zoning Law with all the language of the law that was severely outdated from 1961, they decided to do a different approach and change the map first and then change the language where by uses, set back, other regulations and definitions would all be addressed at a further point down the road at a somewhat more sensible pattern so people had the opportunity to look at it section by section and not one big lump sum thrown at them and expecting them to digest it in one or two Public Hearings. He went on by saying that it led to the draft map that was put together and as a result of that draft map and Local Law it was forwarded to the Albany County Planning Board and it has come back with a disapproval without prejudice and also with numerous advisory points, which have been looked at and in turn they put together another revision to the Local Law, which went from 2 pages to 5 pages and there will be further notice of it later at the Town Board Meeting and it is the reason for another Public Hearing next month. He continued by saying that the map has also been updated and it is available for people to look at and he wanted to make sure that everyone knew that their Public Hearing comments are on the draft map and the two page Local Law and the object of continuing the Public Hearing is so they can draw out the comments so they can take a better look to make sure that all of the communities needs and concerns have been looked at because there is no easy way to go about this. He added by saying that anyone can call his office at any time during the week as well as coming in to go over any of the points that they feel they don't understand and the revision to this Public Hearing is going to be next month and this is not an emergency situation because there will be another Public Hearing to comment on what they hope is the final draft. He went on by saying that most of the comments are coming from the north Coeymans area, which was previously a R-1 District, and most people thought that it was an R/A District for years and they looked at the area where there is no sewer and water available and typically the subdivision regulations have always dictated that they use the R/A District to do any further subdivisions, which require 80,000 square feet to do any new subdivisions but it does not affect anything that is pre-existing and any pre-existing nonconforming use is not going to be affected. He continued by saying that they changed it to R/A to become more user friendly towards the Town's effort to become responsive to the farm community and the economy of the farms in addition to Albany County also passing a law supporting the farming districts and because of the fact that they are R-1 with some smaller lots, even though it is going to be changed to a R/A District, it will be for uses only. He added that they are merging more than one District, they are merging the R/A with the R-4P, R-3, R-2 and R-1 and all of the uses in those districts are going to be available to anyone in that area, which is a wider range of uses and the areas that were R-1, they have allowed them to keep the dimensional requirements so setbacks will not be affected. He went on by saying that he has heard people saying that if their house burns down they won't be able to rebuild it, which is not true and they won't need any variances to do it and he had 10-15 phone calls earlier in the day regarding this. He continued by saying that the area of most contention is the area around the P&M Brickyard, which is being changed to Industrial and he wanted to point out that the area between the railroad and thruway use to be an IP3, Planned Industrial and that is being eliminated and in that area they brought in farming and a trailer park, which were consistent in that area and in addition to that it allowed farm land to further develop and it was encouraged in that area. He added that in the Industrial area there are 5-6 properties, Dick Tracey's property that is approximately 20 acres, Trickey's property that is approximately 180 acres JAT's property, Mr. Biers property, Lafarge property and another 15 acres owned by someone out of town and the white area on the map is the Village of Ravena and the Town has no jurisdiction in anything that they do. He went on by saying that the change is located near the old brickyard, which was always industrial and there is industrial to the north and industrial on the other side of the Thruway and it made sense because Trickey and JAT are already industrial uses working there for many years and some portions of the Trickey property is already industrial. He continued by saying that there is a small strip of R-2 Residential 2-Family Zoning along the Rte. 144 corridor and the way the Zoning District works is that it is

based on the frontage there is and if there is frontage in the R-2 District, it is the District that is going to apply and no one is going to build a 2-family house across from the brickyard and according to the Comprehensive Plan the land use is already commercial and industrial. He added that the Planning Board brought it into the Industrial District and it has been going on since 2006 and it is not Larry Conrad or the Town Board doing this, it is the Planning Board and numerous members of the community who worked on this for years. He went on by saying that in the Hamlet area they kept the Boat Club and Marina a C1-P District and merged it with what originally was the B-1 District and it was so they could encourage businesses to develop in those areas and they got more uses but it is being regulated by the setbacks of the C1-P District and they are creating a new residential low density district and the district originally took in R-1 by the school and cemetery property, RA in the cemetery and as far up as Colvin Avenue with an R-2 between Westerlo and Church Streets. He continued by saying that it was a mess and it didn't make sense so they merged those areas into the Residential Low Density District and the RL District is now a merger of the R-2, R-1 and R-3 Districts and allows the uses of all those Districts but it is going to be regulated by the dimensional characteristics of the R-1 District, which is not much change and they are getting the best of both worlds with essentially more uses available to them and to the south they left some of the R/A District with the Sewer Plant that is a town owned property and a State piece of land down by the river. He added that the Town parks are now listed as well as the landfill, Joralemon Park, the shale pit on Mud Hill and the cemeteries that are now the Towns and they are C1-P along with the golf course and Keir Preserve of which Town owned properties are not subject to the zoning as well as bringing in the Lawson Lake preserve, which is owned by the County of Albany and the Town has no jurisdiction and the Albany County Water Board properties, who like Lafarge is one of the biggest landowners and takes up a tremendous amount of property that can't be built on and their Water District that is around it further inhibits any construction and they have some pretty tough guidelines with storm water in that area and they protect it well. He went on by saying that there is an area that is Callanan's and Lafarge that have been there forever and a couple of parcels were changed along Bushendorf Road because there were some houses in the Industrial District and for example the LeFevre house burnt a few years back and was over 50% destroyed, which is what some people are concerned about, and because it was 50% destroyed he had to go before the Zoning Board to ask permission to rebuild his house, which they gave him but the point is that if he wanted to sell, the banks won't touch it because it is Industrial and if it is an R/A, single family homes are allowed as principal use. He continued by saying that they took in those homes and brought them into the R/A to protect them because there was no sense in them being in the Industrial District and if at a later date Lafarge wanted to buy them they would have to buy them as R/A and then they would have to request a zoning change and in following that down they protected the properties along Fares Road and some of the errors of the draft map were in that area where it is parcel based now and before it use to be in strips and would actually cut a parcel in half and make it harder to deal with and now it is parcel based and the way that parcels are in 2011 according to Albany County Tax Mapping. He added by saying that with that being said, he would hope that people would call and he would encourage people to come in and go over everything because there are so many different concerns that are being addressed and he does not expect that everyone will get their questions answered but he will do his best to answer them. He went by saying that the Planning Board will be reacting to the revision as well with their comments and concerns and at the last Planning Board Meeting they went over the revisions and he checked with them because some of the comments in the Albany County 239 were along Rt. 101 where there was a large area of Commercial that took care of some of the farmland that was already in the Agriculture District and it was a mistake and they want to protect the farms as well as some more houses along the western side of 101 and they brought them into the Residential/Agricultural so they would be able to sell their homes, which would allow the new owner to get a mortgage and this use to be what was called an Industrial Buffer, which is a no build zone and it caused a lot of issues with the Zoning Board. He continued by saying that they reduced the amount of Commercial and brought in more Residential/Agricultural and one piece of property that is owned by Callanan's and was their original black-top plant was in the R/A and they brought it back into the Industrial where it was before. He went on by saying that there were a lot of mistakes in the draft map and hopefully they fixed them in the new draft and he would urge everyone before next month's meeting, to come see

them and talk to them about the new map and new Local Law, which will be on the Town's website and he hopes that he discussed most of the concerns that they have heard. He added by saying that pretty much everything over Martin's Hill was left untouched with only a little bit along Rte. 143 that was brought into the R/A District so there is more flexibility and as an example, Collin's Farm was in an R-2 District with a fuel oil business that has been there for years as well as farmland and when he wanted to do his dumpster company it took him months to get through Planning and Zoning because R-2 didn't allow it and they finally tracked down one little piece of property that was farmland and the way the law was written is that the least restrictive District applies provided it has frontage. He continued by saying that these were all issues that they have been looking at over the years and with the issues that the Planning Board has been looking at, the next step is the uses, which are not changing right now and the District outlines are changing and some are merging with other districts so they have uses. He went on by saying that uses, definitions and setbacks are another piece of the zoning that the Planning Board has worked on for months and they went through district by district to create uses to meet modern day standards because the uses described in the law now are from 1961 and most people don't even know what market gardening is and things of that nature that they use to have. He added that with internet as it is today, many people work from home and in the current law the way it is written, technically if you have a in home occupation you are suppose to get approval, which they obviously don't enforce unless there is something like heavy traffic or signs and reiterated that he does not want to know about internet sales and such. He continued by saying that the home occupation definition has become a volatile issue because everyone has their opinion about what should and should not be included in a home occupation and currently as long as it is conducted in the house it is okay in the R-1, R-2 & R-3 Districts and even in the R/A but you still have to get approval. He concluded by asking that everyone take a look at the new map to see that they have taken care of their problems and if they see some issues that they believe need to be addressed, to please address them so they can take a look at them and reiterated that it has been sent to the Albany County Planning Board for their comments to see if there is something else that they should have looked at.

PUBLIC COMMENT

Supervisor Flach stated that they would now open up the microphone for public comment and added that there is a sign-in sheet for anyone wishing to comment and he would be calling the names. He then invited the first person on the list to comment.

Ms. Sylvia Lawler stated that she lives in the Town of Coeymans and added that she believed that Larry just defined what the public comment period will be but it is different from what was posted in the News Herald and they need 10 days notice, so therefore it would be inappropriate to comment on something that did not have 10 days notice. She continued by saying that she wanted to read from Article 6, the amendments to 165-15 General Provisions and read as follows:

Section 165.15 - General Provisions:

A. Amendments by the Town Board. The Town Board may from time to time, on its own motion or on petition or by recommendation of the Planning Board, amend, supplement, modify or repeal, in whole or in part, this chapter or the boundary of a District established by this chapter. Such action shall take place after a Public Notice and Hearing as required by the Town Law.

B. Advisory report by Planning Board.

1. Any such proposed change in the text or Zoning District boundary shall be submitted to the Planning Board which shall submit its advisory report in writing to the Town Board prior to the Public Hearing.

Ms. Lawler continued by asking if such report had been received by the Town Board prior to the Public Hearing.

Supervisor Flach stated that it had not because it came from the Planning Board. Ms. Lawler stated that at the last Planning Board Meeting the Planning Board was asked if they knew that it was being submitted to the Albany County Planning Board and they answered no and added that they advised that the Town Board declared itself Lead Agency and submitted it without their knowledge. She continued by reading the following:

2. The Planning Board in its written report shall recommend favorably the adoption of any proposed change only if it meets the following conditions:

- (a) The revision is not contrary to the general purposes and intent of this chapter; and
- (b) The revision is accordant with the Comprehensive Master Plan.

3. The Planning Board's advisory report shall be submitted to the Town Board within 30 days after receiving notice from the Town Clerk of the proposed change.

Ms. Lawler continued by asking Town Clerk Millious on what date she issued Notice to the Planning Board that they were to submit an advisory report.

Town Clerk Millious stated that she did not give any Notice.

Ms. Lawler stated that they have established that there are some serious flaws in the process and two weeks ago at a Town Board Meeting a number of fellow citizens came and spoke very eloquently on their second amendment rights, which had to do with Governor Cuomo's passing of the gun legislation and the Safe Act and a gentleman from the public asked the Town Board members one at a time to please express their views. She continued by saying that two people, including Attorney for the Town Wukitsch said that aside from the law not being to their liking, what really grabbed them was that it was being crammed down their throats, put through too fast, Governor Cuomo had not followed the process and had declared a State of Emergency and did not have a three day waiting period. She concluded by saying that they are in noncompliance with their own Town Code and would very respectfully ask that they would refrain from continuing the Public Hearing and that they declare it an informal session where they can discuss town vision and she would also ask them to hold themselves to the same standard that they two weeks ago held Governor Cuomo to.

Supervisor Flach stated it was said in the beginning that they were going to have another Public Hearing and reiterated that it will be April 8th because of the changes that they made and their resubmission. He added that he is absolutely new with the process because of the time that he has been in office and the Planning Board has been working on it for years, contrary to popular belief. He continued by saying that this Public Hearing is on a draft and a law that has been revised and put to the Albany County Planning Board and there will be no decision made, which he believes that he made clear. He concluded by saying that he can take a motion to not take any action on the Public Hearing and then asked if it would satisfy most of the public.

Ms. Lawler stated that it would not because the Planning Board was in committee working on it with the guidance of Larry and it got a denial without prejudice because it was like a rough draft of her senior thesis in college and submitted to her professor without her knowledge and he gave her an F. She added that the Albany County Planning Board gave them an F and perhaps if the Planning Board had been allowed to continue their work, with Larry guidance and maybe another consultant and then submitted their finished product, they would have received the kudos that they had received in the past from the Planning Board and the most that the Albany County Planning Board had ever said to them is that it was approved with condition and they did a good job but they need to go a bit further and reiterated that they gave the Town an F.

Supervisor Flach asked if anyone else wished to speak.

Mr. John Bonafide stated that in looking at the documents that they were provided, there was a full Environmental Assessment Form that talks about what has been done

but not what is currently being proposed and it was completed on February 11th and signed by Supervisor Flach acting as the Lead Agent for the Lead Agency, which they identified in the document as being the Town Board collective and that would indicate that the Town Board had taken action or at least reviewed and prepared the full Environmental Assessment Form and then signed by the Supervisor as part of his duties as head of their Board. He added that in looking at a full rezoning of this community, which is what it is and Mr. Conrad made a very eloquent presentation talking about the complexities of zoning but personally he does not think that homogenizing many districts into fewer districts is the way that most communities are going as Planning and Zoning are becoming far more complicated because of things like home occupations, computer commuting and because of new industries that are being developed everyday. He continued by saying that most communities are trying to find ways to seriously use their Comprehensive Plan and find ways to parcel up their communities so they can find the most effective and best uses of those areas that are most inviting to bring people, tax revenue, business, commercial and large residential in, all of which pay taxes and that is their goal and he does not believe that anyone in the room is anti-business but rather they all are pro-Coeymans, which is actually a statement that was taken from a 1985 report that is sitting on a shelf about an incident that occurred 30 years ago that the Coeymans Landing Neighborhood Association put together. He added that in reviewing what they all agreed to as part of the Environmental Assessment and having worked together to fill out, they answered that the change, which includes expansion of industrial areas, some changes in how they buffer and some change in residential, would have no impacts on land, water, ground drainage, air, plants or animals, agricultural land resources, aesthetic resources, historical or archeological resources and the Hamlet in 1990 was determined to be eligible for the National Register and is now part of an overlay district that combines three different densities into one, which he would have some concerns about when it comes to residential density. He continued by saying that the Environmental Assessment also answered that there would be no impact on open space or recreation, critical environmental areas including areas along the Hudson River or the Coeymans Onesquethaw Creek, transportation, energy, noise or odor and everything was no except for impacts on growth and character of community and neighborhood where the Board in their response indicated that there would be small to moderate impact on density and employment, which he found interesting. He added that there was also a question as to whether or not it would be controversial, which was the last question on the EAF and the Town Board answered no to that and he is not sure if it was just a misunderstanding of the community or the scale of rezoning because zoning is a hot button issue in any community and communities that have zoning are always looking to change it and communities that don't have it are always fighting not to get it so it would automatically be a yes answer. He went on by saying that as someone who sat on the Planning Board of the Village for many years and has followed it for a long time, when he used to send things under 239 when he chaired the Zoning Board, he very seldom got any thing other than defer to local jurisdiction from the Albany County Planning Board and he was stunned when he saw a three page response come out of the Board because he didn't think that the Albany County Planning Board could sit long enough to create a three page response. He continued by saying that in essence in their considerations they did reject it and did say that there were significant areas of the town that will be rezoned both to lower densities and to higher with no specific references to planning studies in the Local Law to support the re-zonings and went on to say that the Town's Comprehensive Plan was adopted but not referenced in the zoning and most importantly it said that there were many discrepancies in the Proposed Local Law and with the proposed map, which is not titled a zoning map, which seems to be a mix of a zoning map and a land use map and he finds it incredible that this was sent to the Albany County Planning Office and they said the following:

The Albany County Planning Board recognizes that the Town is trying to update its zoning regulations and map and simplify the number of zones with the town; it is difficult to support a Local Law and corresponding map that has serious inconsistencies and lacks a level of complete review prior to sending it as a referral under New York State General Municipal Law 239.

Mr. Bonafidi stated that this reflects on the Town Board because the Supervisor signed the Environmental Assessment Form. He added that they are a conscientious Board and

they are working very hard to better this community and they are sending materials that are not up to standards when it comes to zoning, which is a one-shot deal and they won't do it again for a lot of years and they have spent many years getting to this point and spent a lot of money for a Comprehensive Plan that should be driving this. He went on by saying that all he sees in the last law are four bullets from the business industrial development piece of a massive document and there are many other pieces that should be taken into consideration and he would urge them to look at it because in looking at the explanation and in looking at the revised map, he is not convinced that homogenizing the Town into 5-6 districts is the way to go. He continued by saying that he has some reservations when he hears that they don't enforce the existing law because lack of enforcement of law does not make it right, it just means that they are not doing their job and if the Planning and Zoning is working effectively, if a home occupation comes in, there should be standards to follow to do that because there are standards of zoning variances, which are done effectively in communities around the state on a regular basis and ignorance is not excuse. He added that laziness on all of their parts in not enforcing the laws is the worst kind of way with dealing with zoning and planning and it is going to dam this community for generations to come and reiterated that he would caution them to make sure what they do is correct and in terms of an old law not being effective, it is a hard thing to argue and he agrees that the zoning has to be updated but saying old law is not effective, he thinks that for the folks that turned out for the second amendment argument a couple of weeks ago, they would be hard pressed to tell them that rewriting it now would be they way to go. He concluded by asking that the Town Board as the Lead Agency take their time and do their due diligence, hire the experts that are necessary like every other community that does rezoning does and match it with the plan that they have agreed to and make sure that it benefits the community for a long time to come because this community needs change but it does not need change that can't be directed.

Supervisor Flach asked if anyone else wished to comment.

Mr. Paul Lawler stated that he and his wife Sylvia have been residents of the Town of Coeymans for over 25 years and as background, which he thinks may be relevant to the comments, he has spent 40 years in finance and most recently as Vice President for Finance and Investments at Kellogg, a fortune 200 company and prior to that CFO & Chief Financial Officer of RPI and currently serves on several boards of two major multinational financial organizations and he believes that he has a bit of understanding about finance and the dynamics of investments. He continued by saying that at present he will not comment on the procedural and regulatory errors and omissions with regard to the proposed zoning changes and he won't comment on the severe adverse environmental impacts of the proposed modifications and he will not comment on the impact on the Coeymans Landing & Ravena communities and the residents nor will he comment on the impact on the historic and cultural resources of our community that are of statewide significance and some national significance and lastly he will not comment on unresolved issues with regard to the Industrial Zone and the Port of Coeymans. He added that he will focus on the economic and financial impacts on our community with the proposed changes and as they all know there are two major access points to the Town of Coeymans and Ravena, which is Rt. 9W and Rt. 144, River Road and a large percentage of the residents work, shop and entertain in Albany and use these routes everyday with Rt. 9W already heavy industrialized and commercial with Lafarge, Cross Roads and many small enterprises, with Lafarge doing an excellent job in terms of community relations, environmental assessment, nurturing of the community and taxes. He went on by saying that the other major route into our community is Rt. 144, River Road and until recently it was primarily residential with some modest commercial activity and now it is very heavily industrialized with mountains of refuse and waste visible from Rt. 144 and it is contrary to the Environmental Assessment Form on file by the Port of Coeymans and the first and lasting impression of anyone coming into our town, Ravena or Coeymans, is that this is an industrial town and that is an industrial site and reiterated that it is the first and probably the lasting impression that they have that it is an industrial town and they ask themselves if they want to live here. He continued by saying that some may say that offsetting this very heavy industrial setting are the taxes generated and Lafarge as a responsible tax payer pays significant taxes to the town but maybe in spite of the visual damage, noise levels, dust, pollution, high truck traffic, the taxes that they generate from the high industrial, some might say offset some of those

community impairments. He added that in looking at the tax base, the Port of Coeymans investment as reported to the public is over 15 million dollars, which was invested in our town and it was the initial investment, which was primarily infrastructure and some moveable equipment and in taking into account infrastructure and excluding moveable equipment one might estimate given the activities there, that the investment is 15 million and the assessed value is 2 million and for the Town it means an under assessment of 13 million dollars and over \$300,000.00 in lost in taxes for the School District and Town. He went on by saying that one might say that there were jobs created and the best that they can tell is that there are 3-5 local resident jobs at the Port of Coeymans and if you assume that they make \$60,000.00 - \$70,000.00 and you multiply their earning power by 2 ½ times for their residential properties and the taxable value, you get about \$18,000.00 a year generated in taxes by those residents so there is a loss of \$300,000.00 and a gain of \$18,000.00 and that loss in our community on our tax base of \$300,000.00. He continued by saying if you look at that property and then look at other comparable institutions, there are other towns in the Hudson Valley north of us that have decided to create residential zones, 25 acres over 40 million dollars of assessed valuation for 25 acres on the riverfront and those valuations look not upon the state park, which we see in Coeymans when we look across the river, they look at industrial activity and based on their river frontage they have 40 million dollars of taxable investment generating close to a million dollars in tax revenue every year but we don't have that because we have decided to go industrial, which is a net loss in taxes. He went on by saying that in 2008-2009 there was a recession and it caused a drop in residential & commercial property values in the Capital District of about 20% and in 2012 – 2013 there has been an uptick in valuation as we have come out of the recession and in the Capital District it has been flat to up about 5-7% and Saratoga had the largest increase in property values of any town in the northeast and in Coeymans & Ravena in 2012 – 2013 there has been a continued decline in property values and there are For Sale signs everywhere and properties have not sold at heavily discounted prices for several years and the net result is local unregulated heavy industry, drop in property values, population decline and a decline in the taxable base. He continued by saying that what they have is a map that proposes further modifications from residential agricultural to industrial and in his opinion it will result in further residential and population decline net loss of taxable base and then asked if this is what they are looking for as a Town and based on his 40 years of experience in finance he can guarantee them that if the additional industrialization takes place and is expanded as is permitted in the proposed zoning there will continue to be a net loss to this community. He concluded by saying that at Kellogg they have invested over 1 million dollars in this community and its residents not on a for profit bases but a community investment and should this industrialization continue on an unregulated basis and increase, their and the town citizen's investments are in jeopardy and he would ask that the Town Board to seriously consider whether this modification of the changes in zoning are appropriate for our town.

Mr. Donald Trickey stated that he has been in the Town for 28 years and he has not seen anything move here in 28 years and when someone comes into town and wants to do something to make some money, it is about time that they let them do it. He added that it isn't Loudonville or Delmar, it is the Town of Coeymans and he thinks that someone ought to do something about it and they should send permits out and push business here because for 28 years he has seen nothing done and in looking at Coxsackie and New Baltimore there are things flying out of the ground. He continued by saying that first off they have to put sewer and water on every road in the Town of Coeymans and it does not matter where it is, they have to have sewer and water and Rt. 144 should have a sewer and water line up it and when they put the bridge across the Coeymans Creek, they wanted \$60,000.00 to put sewer and water across it and the Town Board said that they didn't have that kind of money and now that the bridge is done they want \$125,00.00 to do it. He went on by saying that he is not a college graduate but he knows what they have to do in this town to make it grow and reiterated that there has to be sewer and water on every road in the Town of Coeymans including Rt. 144, up Martins Hill, and Rt. 9W because no business is going to come in here without having water and sewer and that is the bottom line and if they want to have business here, they have to have the stuff for them to do it. He added by saying that the Town needs more money, the Police and Highway Department need more money and to get more money they have to have more business and Rt. 144 sits there with nothing on it all the way to Albany and

the taxes are crazy and ever since he has lived here his taxes have gone up, they have never gone down but they have always gone up and he has 13 acres up on 81, north of Watertown and his taxes were \$1,700.00 for 13 acres, a truck stop, a 14X17 trailer and new garage and here his taxes are \$1,600.00 for 2 acres and one house. He concluded by saying that something is wrong, something is crazy and they have to do something to get more taxes and in order to do that they have to get water and sewer lines put in and put some permits out to let business in.

Supervisor Flach asked if there were any other comments.

Ms. Mary Pape stated that given the maps and the fact that the written information is changing regarding the proposed zoning she also does not see how the Public Hearing can take place but she thinks it is good to have the discussion and she appreciates the fact that Larry said what he said earlier although it raised a few more questions and she was at Town Hall earlier in the day getting some answers and she appreciates having the office open to answer questions. She added that she feels as though there was one thing that she feels is very important to comment on, which was not done and it has to do with the Environmental Assessment Form and she does not know a lot about SEQRA because it has changed since she was involved with it but they really do need to do the long form and the Department of State Coastal Management needs to be informed of any changes along with the Army Core of Engineers, DEC, landowners, and the Department of Historic Preservation, due to the historic homes in the change areas. She reiterated that they really need to think about doing that and by doing the long form SEQRA does not mean that they are not going to change the zoning, it just means that they are taking the right road to do it and they are notifying everyone that should be notified so they can also give feedback, which is very important and why they set that process up. She concluded by saying that someone else in the Hamlet was unable to attend and she had their written comment via e-mail, which she could read or she could give it to the Board to read.

Supervisor Flach suggested that she give it to him to read at a later time and then asked if there were any other comments.

Ms. Elyse Kunz stated that she lives in Coeymans and she is present because of the letter that was sent out and she had questions but now she has more questions. She added that she is very concerned that she has heard that they are not doing a very clear, consistent or effective job of communicating with the public what they are proposing or what the process is that they are all involved in and the letter was not adequate and it did not really explain what it is that they are proposing, which seems to be constantly changing and now they are discussing a map that was just posted. She continued by saying that they referred people to a website but didn't give the address of it and when she found it there was a illegible map on it and a link to view the map that didn't work and it is great to have an internet site but if you can't get the information off of it, it is of no use to anyone and there are a lot of people in the town that can't get on the internet easily and they have to provide an avenue for those people as well. She went on by saying that she sees that they have declared themselves the Lead Agency for SEQRA, which they could have explained a little bit more because it is a very complicated process, which she knows little and a lot of people know nothing and it this has huge implications for the community and people should be better informed about what they are doing. She added that she did have an opportunity to look at the Environmental Assessment Form and with all due respect, she does not know who filled it out, but she was appalled because good portions of it appeared to be blank, there were unanswered questions, whole pages answered entirely with N/A, which she presumes not available and some of the questions were as simple as to identify bodies of water that were going to be impacted like rivers, creeks and streams and they seem to be on the map so she is mystified how that information was not available to them when they conducted the assessment. She continued by saying that the SEQRA process is something that is clearly delineated by law and you need to follow it properly if you want to be the Lead Agency and she is very concerned that they haven't and if the haven't, their conclusion of a negative declaration is called into question and she wonders how valid it is because they are their own Town Board but yet some much information about their community by their own form was not available to them and she is deeply saddened by that. She

went on by saying that from what she understands they are trying to do, and she not sure that she does, it sounds like they are taking some portions of the community close to where she lives and they are going to be turned in to industrial and if it is the case she would respectfully ask that they reconsider. She went on by saying that clearly there are problems with the Zoning Laws but she is not sure that they are going about it in a very constructive fashion and she thinks that condemning the Hamlet to become an industrial wasteland, which seems to be the direction that they are going, is a bad idea and she agrees with Mr. Bonafide, and Mr. & Mrs. Lawler and she thinks that their first and foremost responsibility as a Town Board is to protect the property values of this community because it is the only way to have long-term stability and to enhance the quality of life of the people that live here and whatever appearances they may have in driving in here with it being industrial, most of the people live here, it is where there homes, friends and families are. She continued by saying that a lot of people have been here for generations and she thinks that it is incumbent on the Town Board to protect the quality of life and when they do that they will insure the long-term stability of this Town and what they seem to be doing with the industrial pocket in the Hamlet is going to lower property values for the residential community, which hurts people financially themselves and when you devalue homes, they are causing a enormous harm to those people and destabilizing the tax base for the community, which hurts the school district and if they depress the value of the Hamlet, they are going to shift the tax burden to people in other parts of the town like Coeymans Hollow, who will inevitably have to pick up the slack and at some point they are going to have to pay more if they depress the values in Coeymans and they will be hurt too. She concluded by saying that she does not see that they are going in a very positive direction here and obviously there are problems but she thinks that they need to find a more constructive way to go about finding a solution and to look for things where they can capitalize on the positive investments that we have in the town because there are a lot of assets here, environmentally, historically, and culturally and there are a lot of great people here and it seems that there are ways for them to go forward and lift everyone's boat rather than sinking a big portion of the town.

Ms. Sarah Hafensteiner stated that she has been a resident of this community for 35 years and resides in one of the non-existing historic properties according to the EAF and hers is not just state and thanks to Mr. Bonafide it is both state and federally recognized as are several other sites. She continued by saying that she is going to try and summarize because she has a tremendous amount of support and agreement with many of the things and they are very big things, that have already been said and she is going to start with the simple by saying that there is no question that the zoning from 1961 needs to be updated and most towns repeatedly update their entire zoning every five years and the Town Board, Zoning & Planning Boards act all the time for small changes along the way so no one is faced with a 50-60 year challenge in trying to jump to light speed without having made baby steps and the Town of Coeymans for whatever their wisdom or lack thereof has decided never to make baby steps and to do it all at once. She added that this is an amazing community, we live on the Hudson River, there is gorgeous farmland and we are only nine miles from the Capital, which is a really unique location and yet some of what the new proposal has to do is to sell off all the remaining open land on the Hudson River, the last of our prized resources, for industrial use. She went on by saying that many years ago long before she was here, the Town of Coeymans decided to get rid of the reservoir and she would suspect that no matter who is in the room, they would agree that if they had not done that and simply leased the rights back then, the Town would be reaping the profits as opposed to selling the reservoir, which would be like selling the cow instead of hoping that she will continue to provide you with milk and future calves and they should be very cautious with what they do to with their remaining asset along the Hudson River because it is something that they will never get back. She continued by saying that she went to the Planning Board Meeting and not a single decision was made and yet Mr. Conrad said that the proposed map is a result of Planning Board decisions and the only motion, discussion and approval at the Planning Board Meeting last week was to adjourn. She added that there was no question that those people had worked very hard and had reviewed a lot of what the Albany County Planning Board had to say and they had issues and concerns and not a single person there over all their deep history in this town had ever seen the Albany County Planning Board make a denial. She went on by saying that Mr. Conrad did ask that they submit their ideas so he could put them

together and make some changes and that she wanted to warn them of a couple things, which is they can't conduct business by e-mail and that is how they were asked to do it and the Town Board cannot conduct business by e-mail and the Open Meeting Law states that the only time discussion can take place, and action can take place is when a public meeting is announced and held in public and there are almost no exceptions to that law. She added that submitting e-mails to the Code Enforcement Officer and then make changes to a map and then presenting it at a Public Hearing saying that the Planning Board made these changes is incorrect and if not incorrect illegal because none of that took place at last week's meeting, there was no other public meeting between last week and this week and in fact if you listen to the tape Mr. Conrad also commented that they don't make decisions and do motions and approvals and she went to the website to read the minutes from the Planning Board Meeting so she could get up to speed and she was one of the many people on those committees over the years to review the Comprehensive Plan and she sat on the Zoning Board for a while and there are no minutes available and no actions taken and no current map that was presented earlier available for the public. She continued by saying that the whole purpose of a Public Hearing is to engage the public, which means informing the public and apparently for this entire change it was deemed that 450 people plus or minus were the only people that needed notice of the Public Hearing and if you go from the number of zones that there use to be to the 5-6 that they are proposing now, she contends that it impacts every person in this community in every single way and only 450 landowners received a notice. She went on by saying that they met the letter of the law by putting a Legal Notice in the News Herald but for those of them who have been here as long as she has, the News Herald use to be the source of information so whether you decided to subscribe to it or you bought it, it was always on the counter and above the fold, Town of Coeymans Complete Rezoning would be the article and in looking at the News Herald last week, not only did it not say that but it didn't even make the front page so some how they have to find a better way to notify the public because they need to engage the public and there are people who still live here because they love it here, they like the people, the sense of community, and that in a few minutes you can either be on the river or in the woods. She concluded by asking that they not take that from all of them and to read the law and they pay a Town Attorney and if they don't understand the law because they are new, they should figure it out because they are paying a Town Attorney to guide them through these things and to make sure that they abide by the law of how they make zoning changes and to not say that they are new or have not been able to get to it or they have been trying forever but they can't and reiterated that they need to figure out a process to engage this wonderful community and make positive change and not to sell off their last remaining asset on the Hudson River and she guarantees them that from here to New York City no one else would make that mistake.

Supervisor Flach asked if there were any other comments.

Mr. Carver Laraway stated that in 2001 he bought the Port of Coeymans, the former P&M Brickyard, it was closed and run down and a liability for everyone and he put 15+ million into it to develop an opportunity for everyone to work there and most of them appear to be working class and he is promoting and he compliments the Town to step forward and try to put it together. He continued by saying that there are a lot of grippers that are not putting a whole lot of effort into it besides complaining about the Port and his opinion is to stop complaining about it and start acting on it so they can put people back to work and there were 200 people working there last year and then asked how much the audience put into the community. He added that there are several other people coming into the Port and one of them is a precast company and it is a clean, good business and will put from 200-400 people to work, which should be what the community wants and if it isn't, he will take his work and take it somewhere else and he wants people to be happy but they have to have a combination of working together. He continued by saying that it is an industrial area with Lafarge there as well and he is willing to put forth the effort forward and he is working with them and he tries to hire community people first and now they are looking to put 200 – 500 people to work there and his vision is to put 1,000 people to work and this is his avenue and what he wants. He went on by saying that Mr. Ron DeAngelis from Braman Concrete out of Pennsylvania is a new company coming in with them and hopefully they will be doing part of the Tappen Zee Bridge and it is precast, good, clean work for our people that

support Lafarge Cement, the Town's biggest taxpayer and precast uses concrete and they are looking at it as a great opportunity for this community to maybe get some store fronts back open in town.

Mr. Ron DeAngelis stated that he works for Braman Precast and is the Operations Manager and he has been looking up and down the Hudson River for 10 years and has kept an eye on Carver Laraway and there are other locations on the river but this is a special location for what they feel it would do for their business. He reiterated that there are other locations with some being closer to the city where the rates are a little higher but if this falls through there are other options and they have already started an investment in creating jobs for the Tappen Zee Bridge and they cannot take the risk to go forward and have something happen and they get caught and their commitment to these jobs are in the millions of dollars and they are looking at anywhere from 150-300 people and they have a contract in place with the local union hall, which is one of the reasons why they wanted to be in this location because it is right there and they need the training facilities to bring people up to speed and learn the trade so they can get some of the business that is going to be coming from New York City and New Jersey. He continued by saying that the closet competitor to this area is Bay Shores in Baltimore and the second is Coastal in Norfolk Virginia and they are coming up with product to this area and they are using their labor and keeping the money in their community down there and this is an opportunity for them to bring in labor good paying jobs that start at \$18.00 an hour plus benefits for a worker who just has to show up everyday on time and they will take care of the rest. He added that they are getting concerned when Carver told him that there was a meeting and he picked this area for the reason of having the labor, bringing in money to the community to help rebuild the community, which from where he drives in to it, it could use it and they have to get growth going and they can help but if this is going to go on for a long period of time, he has to start and he has already committed that this was the spot to build a precast plant to do only concrete product that can only be barged. He went on by saying that it is not a truckable concrete product because there are a lot of competitors in the northeast that can do that and they were designed the business model just to do barge concrete product for all of the large projects that are going to come from Tappen Zee Bridge, Bayonne Bridge & Goethals Bridge with probably two dozen more in the pipeline of substantial value and jobs that they have not seen like this in years and not hundreds of thousands of dollars but billions of dollars and they will be building a bridge for 4 billions dollars plus right on the river in this town. He continued by saying that the Bayonne Bridge is a billion dollar bridge and it has to be completed by 2016 and the timelines are incredible and they have to get this money out to get jobs created in this country and they saw this opportunity and knew about Coeymans and decided to come here and start investing money here now and they are not trying to change the design or dynamics of the Town to make it some new modern town and all they are looking for is that they saw the opportunity on the water and he hopes that everyone can see it as well and they can work as a team in a group to help each other and create a lot of jobs here.

Mr. Laraway stated that this is what they bring to the table and they need the communities help and they are not there to fight the community and if they want to meet with him, he will meet with them and the Town and get the Industrial Zone so it does not take another ten years and they miss these opportunities because he personally thinks that along with all of the jobs, come people who buy food, who want a McDonalds and they can make the whole thing happen. He added that it comes with the help of everyone and not just him because he put in his share and they might not like the way that he does it but he tries to put people back to work and it is what they are, a blue collar town and not Saratoga or a Malta Tech Park and it's not going to happen. He concluded by saying that this is what he has to offer and he thinks that the Town Board is on board with it and they need to get forward with it and if there is a problem they should lay it on the table and get it fixed.

Supervisor Flach asked if there were any other comments.

Mr. Andrew Brick stated that he is with the law firm of Donald Zee P.C. in Albany and coincidentally one of their clients is the Port of Coeymans and Carver Laraway and he won't reiterate what Mr. Laraway said other than they do agree with it but they disagree

with some of the fiscal analysis that was provided earlier and they will provide correct fiscal analysis of the beneficial impacts of the existing Port let alone any possible expansion at the next Public Hearing. He continued by saying that he would also add that there is a misperception being set forth that there is a proposal to take zoning where the current land is agricultural and open space and convert it to Industrial Zone in the Rt. 144 corridor and it is not correct and the properties that are proposed to be rezoned to Industrial already have industrial uses on them and are approved for industrial uses. He added that the difference is that they were approved through either obtaining variances over the years or Special Use Permits from the Planning Board so in effect they were granted the authority to engage in industrial operations and it's just the mechanism, they never changed the zoning to allow to do it and as Mr. Conrad is aware, for a number of years, about ten years, he was the Planning and Zoning Board attorney in the Town of Coeymans and he is familiar with the struggles that the Town has faced with the existing zoning and fighting it and the way it has been since 1961. He went on by saying that those properties are proposed to be cleaned up to recognize that yes industrial uses are taking place on it so let's put the zoning properly with what is taking place there and that is all that is being proposed and they are not industrial zoned but they are industrial approved, so the difference is really negligible and it is changing the color on the map because the right to engage in industrial uses already exist on those properties and they are just cleaning up one of the problems of the zoning code. He continued by saying that his firm also represents some residents in North Coeymans in the Fox Street area and they contacted his office upon reviewing the proposed zoning because they had some concerns about how converting that entire area of Fox Street, Bennett Court, etc. to the R/A zoning would affect their existing lots and the concern is that the existing R/A zoning allows for 15,000 square feet in total and the proposed R/A requires 80,000 and he brought it to Mr. Conrad's attention earlier in the day and he was very gracious and worked with him and proposed some possible ideas on how to make it clear that those properties are not going to be negatively impacted by the potential zoning and what he would propose, since they are doing another Public Hearing, is that he will continue to work with Mr. Conrad to see if those concerns with those particular residents could be resolved as well as asking the Board to take the time to consider whether or not it may be more appropriate to keep the R-1 zoning in place in the North Coeymans area at the end of Bennett Court and Fox Street area, which would alleviate everyone's concerns over there because it is what they currently are and if there is nothing changed that are not at risk of becoming a non-conforming use. He concluded by saying that it was a concern expressed by people in that neighborhood and reiterated that he would ask the Board to consider keeping the R-1 in effect just in that particular area of the town and maybe having further discussion with those particular people on what best suits that particular neighborhood rather than group it into the entire rezone and in terms of the industrial rezoning, it is a great idea and as Mr. Laraway said it will bring business and jobs to this community and it's only cleaning up what already exists there and it is just straightening out the map and he will continue to work with Mr. Conrad and they will be prepared to address their entire remarks for them at the Public Hearing next month.

Supervisor Flach asked if anyone else wished to comment.

Ms. Cindy Giammattei stated that she lives on Fox Street and she is concerned about the proposed rezoning in the area that she lives from R-1 to R/A and she knows that Larry said that there was no danger of them being considered nonconforming with that change and there is no danger that they would not have the ability to rebuild their homes but it was not what she was advised when she spoke with her attorney who took a look at it and in turn she spoke with some area resident and has a stack of protest petitions related to the zoning and then asked if they want them now.

Supervisor Flach stated that they would like to look at them now.

Ms. Giammattei continued by saying that she thinks her concern is the character of the community and if you drive through the area north of Bronck Road and south of the thruway bridge, it is clearly residential and not farmland and when Larry said that the R/A will be for uses only she wanted to know if it means that her neighbor on his ½ acre lot next to her ½ acre lot could start a pig farm if they wanted to and reiterated that the character is residential and she would prefer that it remains residential and her biggest

concern is that on her ½ acre lot, if there is a use that is going to impact her, she wants to be able to be aware of it and be heard on that issue. She concluded by saying that it is not with the character of the community right now to make it residential – agricultural.

Supervisor Flach asked if there were any other comments.

Councilman Dolan stated that he did get a e-mail from **Barbara Heinzen** asking that it be read at the Public Hearing and continued by reading the following:

To Board Members, Town of Coeymans,

As someone whose property crosses the boundary between New Baltimore and Coeymans, I would like to comment on the Proposed Zoning Map posted on the Coeymans Town Website.

I understand that the proposed rezoning map has one major change on it. It will rezone land that is currently residential and agricultural into an industry site. This land west of Route 144 and north of the Hamlet of Coeymans, also known as Coeymans Landing. If this land is rezoned it will have a detrimental impact on the Hamlet of Coeymans, also known as Coeymans Landing. If this land is rezoned it will have a detrimental impact on the Hamlet of Coeymans, will destroy riparian agricultural land, and potentially pollute the Coeymans Creek and Hudson River Estuary.

Recently, the Town of Coeymans sent the proposed rezoning map to the Albany County Planning Board. In their recommendation to the Town of Coeymans, the Albany County Planning Board stated that “it is difficult to support a Local Law and corresponding map that have serious inconsistencies and lack a level of complete review”. They also wrote “It is the opinion of this Board that the Local Law and the map as written will be subject to challenge if adopted by the Town”. I have attached their comments for those of you who have not seen them.

The Albany County recommendations offer the Town an opportunity to look at this proposed map again. Any revised map should take the following into account:

Coeymans Comprehensive Plan: The proposed map ignores the Comprehensive Plan. A new rezoning map should be based on the agreed vision and proposals in the Coeymans Comprehensive Plan of 2006.

Hudson River Estuary & Coeymans Creek Flood Plain: Any rezoning should protect the environmental quality of the Coeymans Creek, its flood plain and the Hudson River Estuary.

Scenic By-Way: This stretch of Route 144 is part of a historic scenic byway in the Hudson Valley. It needs to be protected as a public asset of state-wide significance.

Historic Quality of Coeymans Landing: Coeymans Landing is one of the rare places in the United States that can trace its history and its architecture to earliest colonial times. Rather than ignoring these assets, a new zoning code should protect and enhance them. The Landing should become a Historic District where shops and residences can both be found.

Riverview Baptist Church: The last remaining church in Coeymans Landing is directly affected by the proposed rezoning along Route 144. This church has a vibrant congregation and an increasingly valued place in the society of Coeymans Landing. The ability of the church to thrive should be protected in any new zoning.

Heavy Traffic: There has already been a marked increase in heavy trucks passing through Coeymans Landing. This ruins the roads and reduced the quality of life in both hamlets. These villages were built at the same time when buildings were closer to the road than is currently accepted. Putting heavy traffic at the front doors of these residential buildings makes the roads unsafe for local residents. Any rezoning should therefore include

measures to keep heavy industrial traffic away from both Hamlets which were built before heavy industrial vehicles were in use.

Use “Brown Field” Sites: Any rezoning needs to protect the agricultural assets of the Town. When the Port of Coeymans was approved, it was using land that had been in industrial, not agricultural use. Any future industrial developments should be confined to existing brown field sites and industrial areas.

Due Process: A revised rezoning map in Coeymans with such wide-reaching impacts should be subject to a full discussion and review by the Planning Board, the Zoning Board, the wider public and surrounding towns. This has not been done here. It must also have clear definitions of what activities are acceptable in each Zoning Districts. Without respect for due process, as defined in existing laws, whatever changes are proposed will be overturned.

SEQR & EIF: Part of the due process would include a thoughtful Town Board discussion of the Environmental Impact Form and State Environmental Quality Review. To the best of my knowledge, this Board discussion has not yet taken place.

I accept that basing new Zoning Districts on these considerations will take time. However, the proposed rezoning represents a major change of land use, which will have serious impacts on Coeymans Landing, New Baltimore and valuable environmental assets in both towns. Before taking such a major step, the Town Board owes it to its citizens to think wisely about the consequences – in both the short and long term – of what is being proposed. There are alternative ways to use this land which would enhance the value of the Town in significant ways while bringing in ore jobs for residents of this town.

As I will be away on Monday, I would like this letter to be read out at the Public Hearing on March 11th.

With good wishes,

Barbara Heinzen

Councilman Boehm stated that there were also letters from Anne McHugh and Jo-Ann Segal and asked that they be read.

Councilwoman Rogers read the following letter from Anne McHugh.

March 11, 2013

Dear Supervisor & Board Members,

As most of you know, I have been a life long resident of the Town of Coeymans. My father worked at the Brickyard and my husband worked at Lafarge, both until their time of retirement. In that time I have seen a lot of changes within the Town.

I remember the Mushroom Plant and the odor that came up the fill as far as our house. I remember the brickyard and the dirt, dust and mess that we were all exposed. I even remember Doctors LeFevre and Mosher warning resident of the long term illnesses we were exposed to, had we not received municipal water.

Over the last several years I have truly enjoyed watching the area at and around the Port grow and contribute to New York State and the world.

I understand that the Town is considering amending the zoning to accommodate the growth in that area. I feel this is a wise and wonderful decision for the Town of Coeymans. Without growth and the potential for industry our Town will fail and lost out on many opportunities that will provide jobs and additional revenue for the Town. Mr. Trickey, Mr. Tracey, Mr. Allegretta, Mr. Biers and Mr. Laraway have all contributed to

making this a forward thinking community. Each has cleaned up and improved an area that was left in disarray and was an eye-sore for the Town.

I support amending the zoning to industrial in order to accommodate the projects and growth of our community. Let's remember that without the contributions, taxes, revenue and jobs of these businesses our Town will feel hopeless and our children and grandchildren will be forced to look outside our Town for their future.

Thank you for your consideration.

Very truly yours,

Anne M. McHugh

Supervisor Flach read the following from **Jo-Ann Segal**.

March 11, 2013

Stephen Flach, Town Supervisor
Coeymans Town Board

Dear Supervisor Flach and Town Board Members,

I was caught by surprise to SEQRA with a Negative Declaration published in a recent News Herald. I was unaware the Board was even working on a SEQRA and the Negative Declaration seemed to be hastily completed and the "hard look" that is required by a Lead Agency seemed to be totally ignored. The Town website proved little help in understanding the new zoning map. I then went to Town Hall to view the three maps posted there. Again it is impossible to make any comparisons between them. There was no overlay to see the difference between the old and new zones, no landmarks or natural formations were clearly marked and there were no written explanations whatsoever.

The maps viewed in Mr. Conrad's office were just as confusing, although I came away with the knowledge that 6 parcels on the north border of the Coeymans Hamlet, where I won a home, were being zoned Industrial and that no differentiation would exist in the zoning codes between light and heavy industry. It was explained that this was being done to bring more business into the town. The posting in the News Herald stated that this would protect the community from the encroachment of industry on residential areas. Seriously??

To back track a bit, at a previous Town Board Meeting, Supervisor Flach informed the audience that the rezoning of the Industrial District was being done to partially accommodate a few property owners that wanted to do something with their properties. This is called Spot Zoning and according to the NYS website "illegal spot zoning occurs whenever the change is other than that part of a well considered and Comprehensive Plan calculated to serve the general welfare of the community".

The general welfare of my community, the waterfront Hamlet of Coeymans is being ignored and poorly served. It is not possible to increase heavy industry for a small few and ignore the needs in our community and come up with a Negative Declaration. We are home and property owners, tax payers, renters, families, school children, visitors and members of the last house of worship in the Hamlet. The Industrial Zone comprises an important watershed and spawning ground, a flood plain and important drainage for a large area into the Hudson River and Coeymans Creek.

It is also not possible to ignore in that Negative Declaration the effects of dirt and dust covering our cars and settling inside our homes from the activity at the Port, the sometimes constant and jarring noise, the constant influx of heavy haulers and dump trucks that make driving Main Street and other roads unpleasant and dangerous. Our roads are being eaten away. The vibrations we feel in our homes are more and more noticeable. These are not the trucks of yesterday. They are enormous, and there are more

and more of them. I do not see any attempt in the Negative Declaration to speak to what would occur if the Industrial Zone is further increased in the Hamlet.

The DEC states that just by declaring an action, Type I implies that it would not have a Negative Declaration. The Lead Agency is responsible to take a “hard look” at the environmental impacts. The EAF does none of that. There are no explanations, important in the completion of a Negative Declaration, as to the hows and whys this decision was reached. Also checked off in the EAG was that there would be no community objections to this action, a huge assumption that takes a large tax paying group for granted.

At the Planning Board Meeting on March 4th that I attended, we learned that various groups, i.e., farmers of the town, were invited to consult on the rezoning. No one in the Hamlet, where there are a large chunk of property is being zoned Industrial were invited to these meeting and asked for their input. We were also informed that the maps were a work in progress, so I am confused as to why we would have a comment period on maps that are not relevant, and if tonight’s new maps are presented, how can we comment on what we have not seen.

This whole process appears to be in fits and starts. There has been no attempt to engage the community, who know a lot more of what life in an Industrial Zone is like, and little mind has been paid to their problem of having a safe, clean and enjoyable place to live.

I have so much more to say but I will end it here in the hopes that we can all meet and discuss how zoning can be done to benefit the present and the future of our town. Those of us in the Hamlet of Coeymans are also your constituents and we need you to see us as such and really listen.

Respectfully,

Jo-Ann Segal
Coeymans Hamlet

Supervisor Flach asked if there were any other comments, hearing none he said they would close the Public Hearing and asked for a motion to adjourn.

ADJOURNMENT

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Dolan, to adjourn the Public Hearing.

Supervisor Flach stated that a lot of times the Town Board is ridiculed that they don’t have enough Public Hearings and he knew going into this Public Hearing that the map had changed and the law was worked on and they resent the 239 to the Albany County Planning Board. He added that some of the Board Members asked if they were still going to have a Public Hearing and then asked why they were still having it and he felt that it was important to hear people because as one of the residents said, a lot of times they don’t get the word out to the people in the Town. He continued by saying that they have a local paper that does the best they can, they could not go on TV and they did send letters out even though it is not in the law but they did that to try and meet the needs of the people who were most impacted and the Hamlet is the place where it would be most volatile and they hadn’t heard much from anybody from the Village so it is one of the reasons he did it, which might not be correct but it is what they did. He continued by saying that they will have another Public Hearing on April 8th and the map is the revised map and it is a work in progress that has been a work in progress since long before he came on the Board and they are trying to do the best for the whole town and he thinks that it is important to bring jobs into this town and he has people who want to build nice houses and condominiums but you need people to fill them and in order to get people to fill them you need jobs, which they need to create as well as bring business to this town

and there are people on the Rt. 144 corridor that want to bring business to the town, whether it is a small gas station or someone selling mulch, they are all things that are important to our community to bring economic development. He concluded by saying that he encourages everyone to read the revised Local Law, which will be online and it talks about the Comprehensive Plan and it is pretty specific about bringing in blue collar jobs and economic development to this town and then thanked everyone for their comments and added that it is good to get as many people out to express their views and even though they had an unofficial public meeting they need to hear from the people.

Councilman Dolan stated that he would encourage anyone with comments to pass them along to him and he will make sure that they are read.

Supervisor Flach asked for the vote to adjourn the meeting.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 7:50pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

**A Town Board Meeting was held Monday, March 11 2013, at 7:00pm at Town Hall,
18 Russell Avenue, Ravena, New York**

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

AGENDA

- Presentation
 - Chris DiAcetis, Southworth Milton Cat
- Public Comment
- Approval of Minutes
 - Town Board Meeting, February 25, 2013
 - Bid Opening, March 7, 2013
- Old Business
 - Ravena Rescue Squad, March Payment
 - Accept Bid from Loughberry Mfg. for All Season Dump Body
- New Business
 - Generator Service Agreement, March Payment
 - Proposal from Rotella Grant Management
 - Clean-Up on Westerlo & Main Streets
 - Central Hudson Security Breach, Credit Monitoring
 - Shelter Training
 - ONAN Generator Re-Bid
- Resolutions
 - Budget Amendment
 - Authorize CT Male to Prepare SPDES Permit Renewal
 - Authorize Town Clerk and Deputy Clerk to Attend Conference
 - Appoint Special Counsel for Proposed Local Law Zoning and Zoning Map Modifications
 - Establish Public Hearing for Revised Local Law Zoning
- Correspondence
 - Agriculture & Markets, Online Farmer Training
- Town Board Workshops/Meetings
 - Town Board Workshops, March 19, 2013, 6:00pm
 - ZBA Meeting, March 20, 2013, 7:00pm
 - Town Board Meeting, March 25, 2013, 7:00pm

PRESENTATION

Southworth Milton Cat – Chris DiAcetis

Supervisor Flach stated that Mr. Chris DiAcetis from Southworth Milton Cat was present to give a presentation and invited him to the microphone.

Mr. DiAcetis stated that he was representing Milton Cat and has been speaking with Highway Superintendent Deering about a new wheel loader for the Highway Department. He added that they at Milton Cat understand that smaller towns like Coeymans don't always tend to have the money to purchase machines outright so they came up with a couple of options, with one being a lease option for 3,4,5 and up to 10 year lease with a dollar buy out and the machine that they were discussing is a 938K and with the coupler it is \$145,000.00 and as an example if they do a ten-year lease at \$15,000.00 for 10 years with a dollar buy out, they own the machine after ten years and the machine that they would be replacing is the 1980 950, which the Town has had for 33 years with many, many hours on it. He continued by saying that Milton Cat also offers an annual Trade-In Program and the way that it works is that it is \$10.00 an hour a year plus pricing increases so if you get a new machine May 1st and put 500 hours on it, which they discussed and they would not use it for that long, and at the end of the year you would pay \$5,000.00 plus price increases, which tend to be 1-3% and last year it only went up \$1,000.00 so if you did 500 hours plus the price increase, the machine would cost \$6,000.00 for the year and the benefit is that it would be under full warranty for the year of an unlimited warranty with the machine and the only thing that they would ever have to do is grease the machine and 1-2 oil changes. He went on by saying that the machines are Tier 4, which is emissions and they put a DPF (diesel particulate filter) in the machine, which is better for the environment. He concluded by asking if anyone had any questions and added that he does have pricing for the machine that he and Highway Superintendent were discussing.

Supervisor Flach asked if he had copies.

Mr. DiAcetis stated that he did and distributed them to the Town Board.

Supervisor Flach asked if the option for \$6,000.00 a year is with the 10-year lease.

Mr. DiAcetis stated that it isn't and it is the second option, the Trade-In Program, which is \$10.00 an hour plus price increases and they could be more than \$1,000.00 and one month rental for that size machine would be \$5,500.00 and they are almost getting a full year for that price.

Supervisor Flach stated that they would deliver the machine and the Town would pay \$10.00 an hour and then asked if they don't want it renewed, if they just turn it back over to them.

Mr. DiAcetis stated that was correct.

Councilman Masti inquired as to what the biggest price increase was that he has seen.

Mr. DiAcetis stated that it was from 2011-2012 and it was because it went from Tier 3 to Tier 4 and everyone went up and they along with their competitors went up 5-15% and the machine that they are talking about went up \$6,000.00 and he is not sure what the percent was. He added that they are now in Tier 4 and it is going to Tier 4 final and there will not be anymore major increases and for that size machine averages 1-3% price increase.

Councilman Masti inquired as to how often the Town would get a new one.

Mr. DiAcetis stated that if they do the annual Trade-In Program, they would do it every year so if they got one May 1st this year, they would get another one in May next year and it is under full warranty for the full year.

Councilman Masti stated that they would pay \$10.00 an hour plus whatever it went up and at the end of the year trade it in for a new one and start all over again.

Mr. DiAcetis stated that was correct and added that it is almost a no-brainer because if you look at the monthly rental and you look at what the 950 is costing them a year, which he is sure has to be costing the Town \$5,000.00 a year and the only thing that they will have to do with a new one is change the oil and grease it and there would no be any repair costs.

Supervisor Flach thanked Mr. DiAcetis and added that the Town Board would be discussing it with Highway Superintendent Deering and at \$6,000.00 a year vs. \$15,000.00 a year to take out a Bond sounds like a good plan. He then asked if there were any other questions, hearing none he moved to the next item on the agenda.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time.

Ms. Sylvia Lawler stated that from 6-8 they had an informal and unofficial Public Hearing on some rezoning that is proposed for the Town and she would like for those watching at home, to try and go to the Town's website and learn more about it. She added that there is handicap access at Town Hall and there is going to be another Public Hearing on April 8, 2013 and that everyone should get involved because rezoning of the Town is going to affect everyone and hopefully in a positive rather than adverse way if they allow themselves to become part of the process and work with the Town Board and Planning Board as it moves forward.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were two sets of minutes for Town Board approval, a Town Board Meeting on February 25, 2013 and a Bid Opening on March 7, 2013 and continued by asking for a motion.

Councilman Dolan stated that he wanted to add the word "yet" to Mr. David Flach's comments and added that he thinks it is missing the essence of his commentary by not including the word yet.

Supervisor Flach stated that he does not think that they will be adding it to the minutes and added that Mr. Flach made a comment that he had owned a permit to carry a concealed hand gun for 51 years and he has never shot it at anyone and he does not feel as though they need to add the word yet and then thanked Councilman Dolan for the oversight.

Councilman Dolan stated that he pointed out the oversight.

Supervisor Flach stated that he is inclined to disagree and it was not an oversight and then asked for a motion.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, the Minutes were approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

OLD BUSINESS

Bid Opening – Highway All-Season Dump Body

Supervisor Flach stated that there was a bid opening on March 7, 2013 and then asked if either Highway Superintendent Deering or Deputy Highway Superintendent Searles wanted to speak on it.

Highway Superintendent Deering stated that there was a bid opening last Thursday at 2:00pm and Loughberry Manufacturing was the low bidder out of three bids with the other two being Flach and Arrowhead.

Supervisor Flach stated that the low bid was \$21,126.00 plus options and it is a 2013 truck body for the 2000 Sterling truck, which the side dump is rotting away because of the salt and then asked Highway Superintendent Deering if it is a tuck that they use all year round.

Highway Superintendent Deering stated that it is.

Supervisor Flach stated that the Board has to decide and they have approximately \$3,000.00 left over from the purchase of the Town Highway pick-up truck because they budgeted \$40,000.00 and it cost \$37,000.00. He added that they have the old pick-up, which is a 2003 Ford that they want to put on Auctions International because the book value is \$10,000.00 and the Sewer Department does need a truck but he is not sure if they want to spend that much on a 2003 truck when they might possibly be getting a headache from the Highway Department. He continued by saying that with the sale of that pick-up truck they have the potential of \$10,000.00 plus the \$3,000.00 and the truck body is \$21,000.00 plus options.

Deputy Highway Superintendent Searles interjected that with the options it is \$26,624.75, which is still under the other two bids.

Supervisor Flach stated that he has not had a chance to talk to Highway Superintendent Deering to talk about it and then asked if they can use that money from the pick-up along with the remaining \$3,000.00 that was left over and money from the repair fund to get the rest of it.

Highway Superintendent Deering stated that it can't come from the repair fund and of the money that they were given for repair, they have spent \$22,000.00 of it already in two months time and some of the repairs could not be done last year because they didn't have the money last year.

Supervisor Flach stated that there also was \$48,000.00 for salt.

Highway Superintendent Deering stated that they have used \$10,000.00 of that.

Councilman Boehm stated that it is for the second half of the snow season coming in the fall in this budget.

Supervisor Flach stated that they need to come up with approximately \$16,000.00 and then asked if there were any suggestions.

Councilman Dolan suggested that they table it until they identify \$16,000.00.

Supervisor Flach stated that they need to come up with it because they don't want to borrow money.

Deputy Highway Superintendent Searles interjected that he is pretty sure that the bid is usually good for 30 days.

Supervisor Flach stated that he agrees with Councilman Dolan and they should table it until the next meeting on March 25th and they need to look at the finances of the Highway

Department to see if there are places that they can take a little bit from here and there and come up with the money.

MOTION

On motion of Councilman Dolan, seconded by Supervisor Flach, to table the bid for the All-Season Dump Body.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Highway Superintendent Deering stated that the price is good for 30 days from the date issued, which was March 7th.

Supervisor Flach stated that the next meeting is in two weeks and they have until April 7th.

Ravena Rescue Squad – March Payment

Supervisor Flach stated that they are still waiting for an audit of the Ravena Rescue Squad and in the meantime they would like payment for March.

Councilman Boehm asked if there was an indication as to when it would be done.

Supervisor Flach stated that they thought it would be within the next couple of weeks because they are having a hard time getting together with Ravena Rescue Squad due to the fact that it is mostly volunteers on the part of the Board. He then asked for a motion allowing him to make the March payment, which is budgeted for.

Councilman Masti asked if they can make a stipulation that they make themselves more available.

Councilman Boehm suggested that they make it the last payment until the audit is done.

Supervisor Flach stated that he thinks they can talk to them and admonish them to make sure that they work with the auditor and then suggested that they make March's payment because it is in the budget and in April they will decide again what they want to do.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Dolan authorizing the Supervisor to issue the March payment to the Ravena Rescue Squad.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Councilman Dolan stated that although they are not voting this way, the majority of the Board would be disinclined to do an April payment if the audit is not completed because the Rescue Squad was not available to have it done.

Councilman Masti stated that he would put it in the minutes that he is favor of that because the Rescue Squad has to make themselves more available or else this will drag on forever.

Supervisor Flach stated that he would like to discuss it at the next meeting also because it is going to be a little closer and then they can decide what they are going to do.

NEW BUSINESS

Generator Service Agreement

Supervisor Flach stated that there is a Service Agreement for the generator that he needs authorization to sign and it is something that they do every year.

Deputy Highway Superintendent Searles interjected that it is a two-year agreement.

Supervisor Flach continued by reading the following:

To: Supervisor Flach & Town Board
From: Albert Deering, Highway Superintendent

Attached please find the 2013 Generator Agreement that must be approved by the Board and signed by the Supervisor.

Please forward a copy of the signed agreement to the Highway Department for our records. Thank you.

Supervisor Flach asked that Highway Supervisor Deering explain what it is for.

Highway Superintendent Deering stated that it is an agreement that states that they come down twice a year and check the generator out and they change the oil and service it.

Supervisor Flach asked if the Town's Mechanic can do it.

Highway Superintendent Deering stated that he can't and that way they are liable for it.

Councilman Boehm asked what the amount of the agreement is.

Supervisor Flach stated that it is \$3,576.00 with \$596.00 being the interval price with the annual price being \$1,192.00 and it is a two year contract.

Councilman Masti inquired as to if it is in the Highway Budget.

Highway Superintendent Deering stated that it comes out of the A-Fund.

Supervisor Flach asked for a motion.

MOTION

On motion of Councilman Masti, seconded by Councilwoman Rogers, authorizing the Supervisor to sign the generator service contract for \$1,192.00 a year.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Proposal from Rotella Grant Management

Supervisor Flach stated that he was in receipt of a letter of interest from Rotella Grant Management and continued by reading the following excerpt:

Dear Supervisor Flach:

The Rotella Grant Management Company would like to be considered as the Town of Coeymans' grant writing service. We would bring the research and submission of grants for your projects that could potentially save thousands of dollars for the taxpayers and allow its Board Members to utilize the grant moneys that are specifically targeted to the Town of Coeymans and its surrounding municipalities in a multitude of funding venues.

Councilwoman Rogers interjected that it says that the fees are \$1,900.00 per month retainer and added that she does not think that the Town needs to pay \$1,900.00 on the first of every month for a grant writer.

Supervisor Flach stated that he agrees and he has talked with a grant writer and he said if the Town says that it needs a grant, the Town can say what amount of money they would be willing to spend. He added that \$1,900.00 a month is quite a bit for the hope that you are going to get a grant.

Councilman Dolan stated that it is also interesting that the letter that was written on their behalf slams the grant writer that gave a proposal previously.

Ms. Lawler from the audience interjected that there are quite a few people at the County level as well as people within that Town who have quite a bit of grant writing experience and she thinks that they could probably find someone for their grant writing for next to nothing.

Mr. Lawler stated that there are grant writers who do it on an incentive basis and they will write the grant and then if you do get the grant you can pay a percentage.

Supervisor Flach stated that they are hard to find and it would be great if they could find someone that would do it that way.

Highway Superintendent Deering stated that he talked to someone who tried to find Highway Grants for equipment and she could not find any but they must be out there.

Ms. Lawler asked if he is trying to locate an available grant.

Highway Superintendent Deering stated that he is for equipment and roads.

Supervisor Flach stated that maybe they could discuss this further at some point.

Clean-Up Westerlo & Main Streets

Supervisor Flach stated that there is a pile of debris at the corner of Westerlo and Main Streets due to a house that has been foreclosed and the bank now owns it and he would like for the Beautification Department to go down and clean it up as well as some garbage in the alley, which he thinks is a hazard to the community and some folks in the Hamlet expressed their concerns as well. He continued by saying that he wanted to bring it forward to the public at a public meeting that he will have the Town's Beautification Department pick it up.

Councilman Boehm inquired as to if the Town can bill the bank for the clean-up.

Supervisor Flach stated that he would hope that they could get something from them and then asked for a motion to do it.

Councilwoman Rogers interjected that she does not think that they need a motion.

Town Clerk Millious interjected that they have charged for clean-up before and it can be put on the tax warrant.

Councilman Boehm asked if it was wood from the building or if it is trash.

Supervisor Flach stated that it is wooden stuff and debris right on the front lawn on the corner and he does not sure if there are nails in it.

Councilman Dolan interjected that it is a former fence.

Supervisor Flach stated that the Town's dumpster gets emptied every Wednesday so he thought it could be done on a Tuesday and put in the dumpster, which will be emptied the next day and continued by saying that they will put a bill together for the Town's labor and send it to the bank.

Central Hudson Security Breach – Credit Monitoring

Supervisor Flach read the following excerpt from a correspondence from Central Hudson relative to a security breach:

I am contacting you regarding a recent computer data security incident that occurred here at Central Hudson. This incident may have potentially involved outside access to your private banking information. Please be assured that we have taken every step necessary to address the incident, and that we are committed to fully protecting all of your personal information.

Supervisor Flach stated that Central Hudson is providing a complimentary 12-month membership to monitor the Town's business credit file as well as unlimited access to their business credit report for free and e-mail alerts of key changes indicating possible fraudulent activity. He added that he is not sure about the legal aspects because they are a municipality and if they can allow them to do it and he wanted to bring it to the Board's attention to see how they feel about it.

Councilman Masti inquired as to if it is for everyone's or if it is just for the Supervisor's accounts.

Supervisor Flach stated that it is for the entire town and added that Experian Smart Business Reports will be doing it for a year for free.

Councilwoman Rogers stated that Central Hudson is contacting those who were of the most risk.

Supervisor Flach reiterated that he is not sure if it is something that a municipality can do.

Councilman Dolan suggested that he check with the Attorney for the Town and if they can, it would be in the best interest of the Town to make sure that someone isn't using their good credit.

Supervisor Flach stated that he would check with the Attorney for the Town.

Shelter Training

Supervisor Flach asked that Councilman Boehm talk about the shelter training.

Councilman Boehm stated that he and Councilman Dolan along with a Red Cross Official and Village Trustee Warner received Shelter Training, which was very interesting and helpful. He continued by saying that it is a component of the Town's Emergency Management Plan if residents are in need of a shelter and in moving forward they want to include the school and actually have a drill or table top exercise where they assemble cots and go over the operations. He added that for anyone that would be interested in helping out and being trained to respond in an emergency and help operate the shelter should contact the Supervisor's Office. He concluded by saying that hopefully they won't need it but if they do they will be better prepared.

Councilman Masti stated that there is a shelter at the Grange in Coeymans Hollow as well.

Councilman Boehm stated that there is but it is somewhat limited and it is near a creek and you have to bring in a generator where at the high-school it is perfect because you have transportation, a food facility, lots of space and emergency power.

Councilman Dolan stated that part of the training is also identifying other areas in town such as the Grange and Senior Center should the high-school be inaccessible and it would be other areas in town such as Town Hall, fire departments, etc. because you never know what sections of town might be blocked off. He continued by saying that Councilman Boehm is a tireless fighter for cots and he will not rest until Coeymans has more cots.

Councilman Boehm stated that they are hard to find and there are 25 Red Cross cots in good shape at the high-school and reiterated that they are hard to find during an actual emergency when you have to go out in a flood or rain and having more would help them out.

ONAN Generator Re-Bid

Supervisor Flach asked that Chief Darlington to talk about the ONAN Generator re-bid.

Chief Darlington stated that approximately a year and a half ago their ONAN Generator that runs the tower for police and fire, the transfer switch went bad and the Town decided to surplus it and they put it out to bid and someone paid \$800.00 for it but never came and got it. He added that per Auctions International they are given 10 days to get it but the Town has given a year and in turn they put it out to re-bid and they got \$1,450.00 for it and currently they do not have a generator that is emergency power and they should be receiving the check within a week. He continued by asking the Board if he can transfer that money to the .02 account for communications so he can start the process of purchasing a small generator because if the power were to go off right now, they would lose the police, fire and highway towers until they get their bus out there.

Councilman Dolan asked how it was going with the bus.

Chief Darlington stated that the bus started but the generator did not and the mechanic came and fixed it.

Councilman Boehm inquired as to what the cost of the new generator would be.

Chief Darlington stated that he has a meeting with Holdridge Electric and they will give an estimate on the size of generator they truly need and from there his recommendation is that they put it out to bid or get three quoted.

Councilman Boehm inquired as to if it will be housed at the tower.

Chief Darlington stated that it will be.

Councilman Masti inquired as to if it will use diesel or propane.

Chief Darlington stated that it will probably be propane.

Councilman Boehm stated that there is a generator at Town Hall and another at the Highway Department and then asked if they are serviced by the same person.

Chief Darlington stated that the Town Hall generator use to be handled by him and now it is handled by Nelson and he does not know what service it actually gets and obviously it will power the Emergency Communication Center if there is a power outage. He added that they were working with Francisco's and there is a switch in the station and since that has been put in they have been trying to get a switch installed to let them know that it is running or if it overheats, which still hasn't been done and it is something that they need to look at and he does not think that they have a Service Contract.

Supervisor Flach asked who was supposed to install the switch.

Chief Darlington stated that originally they had prices from Francisco.

Councilman Boehm inquired as to if it switches to the generator when the power goes out.

Chief Darlington stated that the transfer switch has been installed and he is talking about an alarm box in their station that tells them if it is overheating, low fuel or other errors that it could have and right now it could start at 8:00 on a Friday night and run all weekend and they wouldn't know it because they don't hear it on their end and it could overheat. He added that as Albert said, it would hold someone accountable for any repairs that need to be done.

Councilman Boehm continued by offering a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, authorizing \$1,450.00 to be transferred to the .02 Communications Account in anticipation of the purchase of a generator for the tower.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Hannacroix Creek Project

Supervisor Flach stated that they have some bills coming in for the Hannacroix Creek Project that they need to pay and they don't have money to pay those bills because they have not taken debt for the project and the money that will be coming from FEMA when the project is done. He continued by saying that they have gotten some money that he has to check on.

Councilman Boehm inquired as to if the Sequestration and elimination of funds will affect those funds.

Councilman Dolan stated that it won't.

Chief Darlington stated that it should not because those funds are allocated specifically for that and currently when they asked for an increase, they received a check for what he believes was the additional \$90,000.00 that they asked for, which covers the engineering and permitting process and he believes that the total grant was approximately \$324,000.00. He added that they received that 2-3 years ago and when the bookkeeper was asking him about it, he explained that the Town received it and will be meeting to find out where the \$90,000.00 was placed and they are expected to put out money first but as percentages go, they can ask for percentages to help offset.

Supervisor Flach stated that by the next meeting, which is in 2 weeks they will have some firm numbers and he just wanted the Board to be aware.

Planning Board Directive

Supervisor Flach stated that they need to do a motion to direct the Town of Coeymans Planning Board in accordance with Town Law 165-15 to submit a written advisory report for the revised 2013 Map Modification Local Law and associated map.

Councilman Boehm asked if there is a timeline for that.

Supervisor Flach stated that he did not put a timeline on it but it needs to be done at their next Planning Board Meeting.

Councilwoman Rogers asked if it something that he wants done before the April 8th, Public Hearing.

Supervisor Flach stated that it is.

Sylvia Lawler from the audience interjected that they need 30 days under Town Law 165-15.

Supervisor Flach stated that they will extend it if they need to and added that they will follow the letter of the law but it has to be done no matter what anyway and then asked for a motion.

MOTION

On motion of Councilman Masti, seconded by Supervisor Flach, directing the Town Planning Board to submit a written advisory report in accordance to Local Law 165-15 for the revised 2013 map modifications and Local Law.

Ms. Lawler interjected that it is says: Within 30 days of receiving notice from the Town Clerk of the proposed change.

Supervisor Flach called for the vote.

VOTE – AYES 5 – NAYS 0 – SO MOVED

RESOLUTIONS

Supervisor Flach stated that the Court received a grant from JCAP and there is no line item in the budget for it and they have to amend the budget.

RES. #58A-13 AUTHORIZE BUDGET AMENDMENT

On motion of Councilman Masti, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans Justice Court has received grant money for new printers, and

WHEREAS, the 2013 Budget did not include grant money, and

WHEREAS, the Town of Coeymans is required to create a budget for the source and use of fund for the Court Grant.

NOW, THEREFORE, BE IT RESOLVED, that the 2013 Budget be amended as follows:

Increase Revenue Code	A3021	\$300.00
Increase Expenditure Code	A1110.2	\$300.00

RES. #59A-13 AUTHORIZE C.T. MALE TO PREPARE SPDES PERMIT RENEWAL

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) requires the Town of Coeymans to renew its State Pollutant Discharge Elimination System (SPDES) Permit, and

WHEREAS, the Engineering Firm of C.T. Male Associates, P.C. has provided the service of preparing the permit renewal in the past, and the Town of Coeymans is desirous of C.T. Male Associates compiling the necessary information for renewal,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans authorizes Supervisor Stephen D. Flach to engage with C.T. Male Associates for the purpose of preparing and completing the forms necessary for the SPDES renewal for a fee not to exceed \$2,000.00.

RES. #60-13 AUTHORIZE TOWN CLERK AND DEPUTY CLERK TO ATTEND CONFERENCE

On motion of Supervisor Flach, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the New York State Town Clerk’s Association Annual Conference will be held in Buffalo, New York, April 28 – May 1, 2013, and

WHEREAS, the Town Clerk and Deputy Clerk desire to attend the Town Clerk’s Conference, and

WHEREAS, a registration fee in addition to prepayment for meals and classes is required,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk and Deputy Town Clerk are hereby authorized to attend the Town Clerk's Conference in Buffalo, New York, April 28 – May 1, 2013, and

BE IT FURTHER RESOLVED that the Town Board of the Town of Coeymans authorizes prepayment for registration, meals and classes and round-trip mileage reimbursement upon submission of voucher.

Councilman Dolan stated that it looks like there are some good Workshops.

Town Clerk Millious stated that she did not attend for the past 3 years and that it is important to go and it is only for Town Clerks and it is good to hear what is going on in other towns.

RES. #61-13 APPOINT SPECIAL COUNSEL FOR PROPOSED LOCAL LAW

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans has had discussion regarding Proposed Local Law “Amend and Replace Chapter 165 Zoning Maps of 2013, and

WHEREAS, the importance of zoning updates is realized, the Town of Coeymans requires Special Counsel to handle the various legalities of the proposed zoning modifications,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans will appoint Brendan F. Baynes of Baynes Law Firm as Special Council for the purpose of handling the legal issues regarding the Propose Local Law and Zoning Map Modification. Fees for such services shall be at a rate of \$175.00 per hour but shall not exceed \$2,500.00 without further Town Board approval,

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans is hereby authorized to appoint Brendan F. Baynes as Special Counsel.

Councilman Dolan stated that he knows that Mr. Baynes has vast experience as the Planning Board Attorney and he will guide them through each of the steps so that they go through the process in a legal manner.

RES. #62-13 SET PUBLIC HEARING DATE AND AUTHORIZE TOWN CLERK TO ADVERTISE

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the following resolution was

WHEREAS, the Town Board of the Town of Coeymans intends to further consider the Local Law to “Amend and Replace Chapter 165 Zoning Maps” of 2013, and

WHEREAS, the revised Proposed Local Law of 2013 has been distributed to members of the Town Board, and

WHEREAS, the Town Board has been designated as Lead Agency under the provision of the State Environmental Quality Review Act (SEQRA), and

WHEREAS, the Town Board wishes to set a Public Hearing date to provide members of the community with an opportunity to express their views on the Revised Proposed Local Law of 2013,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby sets April 8, 2013 at 6:00pm as the date and time for a Public Hearing

and directs the Town Clerk to issue a Notice of Public Hearing to be published in accordance with law for that date.

APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

CORRESPONDENCE

Agriculture & Markets

Supervisor Flach read the following excerpt from a correspondence from Agriculture & Markets.

Beginning in January of 2009 WIC families in New York State began receiving traditional monthly WIC checks to be used exclusively for the purchase of vegetables and fruit from traditional WIC vendors. (e.g. grocery stores). In partnership with the NYS Department of Health, the NYS Department of Agriculture and Markets created the WIC Vegetable and Fruit Check Program (WIC VF), a system to enable farmers to gain authorization to accept these traditional monthly WIC checks for vegetables and fruit at Farmer's Markets.

To become an authorized vendor to accept these traditional WIC vegetables and fruit check farmers must:

- Be currently enrolled in the NUS Farmers' Market Nutritional Program (FMNP).
- Sign a separate WIC VF application and WIC VF Agreement.
- Participate in an annual free training program.

Supervisor Flach stated the letter was sent to Rick Touchette, a former member of the Town Board and he believes that he has something to do with the Farmer's Market and then asked Councilman Dolan if it was true.

Councilman Dolan stated that he does and added that he will be again if the Town has a Farmer's Market this year.

Supervisor Flach stated that he has gotten a couple of questions about it.

Councilman Dolan suggested that they talk about it at the next Workshop.

Supervisor Flach stated that they would and he will pass the information on to the Farmer's Market people and he just wanted to let people know what is going on.

TOWN BOARD WORKSHOPS/MEETINGS

- Town Board Workshop, March 19, 2013, 6:00pm
- ZBA Meeting, March 20, 2013, 7:00pm
- Town Board Meeting, March 25, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Town Clerk Millious stated that reminder notices for property taxes will be going out on Friday, March 15th and then reminded everyone that the Sewer Bills went out late this year and you have to follow the dates on the bill as well as Water Bills going out and if anyone didn't get their bill, they should let her know.

Supervisor Flach asked if there were any other comments.

Chief Darlington stated that he spoke with the Bookkeeper and they have to set up an additional account for Federal Asset Forfeitures because they have to be kept separate from the State and Local Forfeitures, which are the current accounts and then suggested that they discuss it at the next Workshop Meeting because there are forfeitures in the pipeline that will be headed for their accounts. He continued by saying that with the intent to purchase a generator for the cell tower, when they put up the tower they set up an account so that the rents that they were receiving would go into there and there is now question as to whether that account still exists and if so, is any of that money available to purchase the generator.

Supervisor Flach stated that he believes that there is a separate line and he will check into it for him.

Councilman Boehm inquired as to the revenue that is generated on a monthly basis.

Chief Darlington stated that he believes that it is \$2,000.00 a month with \$1,000.00 a month going to the tower company that maintains the tower and of the remaining \$1,000.00 any expenses the Town has get taken out and then what is left is split 50% with the property owner, which is Carver Laraway and the minimum is \$500.00 a month.

Councilman Boehm inquired as to the Town buying the generator and Carver Laraway getting less money.

Chief Darlington stated that potentially that might be and added that originally he was overseeing the generator but know he does not know who is doing it.

Councilman Boehm asked Supervisor Flach if it is a separate account.

Supervisor Flach stated that he believes it is a separate line and he remembers seeing it when they did the budget and he will check into it.

Supervisor Flach asked if there were any other comments, hearing none he offered a motion to adjourn.

ADJOURNMENT

MOTION

On motion of Supervisor Flach, seconded by Councilman Masti, the Town Board Meeting was adjourned.

Time – 8:53pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, March 19, 2013 at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ABSENT: Dawn L. Rogers, Councilwoman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Greg Darlington, Chief of Police
Rachel Weidman, Clerk to the Supervisor
Linda Eissing, Clerk to the Justice
George J. Dardani, Town Justice
Philip A. Crandall, Town Justice

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of three Town Board Members with Councilwoman Rogers being absent.

AGENDA

- Annual Audit of Departments
 - Justice Court
 - Town Clerk
 - Police Department
 - Supervisor
- Establish Public Hearing for Proposed Local Law “Amend and Replace Chapter 165 Zoning Maps”
- Police Department - Generator
- Pieter B Coeymans

ANNUAL AUDIT OF DEPARTMENTS

Supervisor Flach stated that the objective of the audit is to complete the requirements of an annual audit of certain Town Officials in accordance with Section 123 of Town Law.

Audits were conducted by the Town Board for the Justice Court, Town Clerk, Police Department and Supervisor. Judge Dardani, Judge Crandall and Tammy Eissing represented the Justice Court, Town Clerk Millious represented her office, Chief Greg Darlington represented the Police Department and Rachel Weidman represented the Supervisor’s Office.

Supervisor Flach asked that Bookkeeper Weidman give an update on the status of the Annual Financial Report.

Bookkeeper Weidman advised that most of their part is done but Sarah Morrison asked them to do an extension just in case because of Easter weekend.

March 19, 2013 – Town Board Workshop – 6:00pm

Discussion ensued amongst the Town Board and Bookkeeper Weidman relative to the due date and when it might be done.

Collectively it was decided that the sooner they get it in, the better.

Supervisor Flach asked that Bookkeeper Weidman give an update on the changes in the Bond for the Sewer Department.

Bookkeeper Weidman stated that there was a mix-up when the lawyer didn't make it on time to the closing and the wrong wording was on his copy but the original one that they have and the one approved in the minutes is correct.

Collectively it was decided that they should ask Attorney for the Town Wukitsch if there is anything that they need to do with the final paperwork.

DISCUSSIONS

Police Department Generator

Discussion ensued amongst the Town Board relative to the generator and whether or not there is a contractual agreement to have it serviced and it was suggested that the Chief of Police be in charge of the maintenance and operation as well as installation of the panel that would alert the Dispatch Center if it stops running, is overheating or on fire.

Collectively it was decided that the care and servicing of the generator should be in the hands of the Police Department and that the Chief of Police obtain a service contract to have it serviced so it is properly maintained and that he also get quotes from electricians to have the panel installed.

Supervisor Flach stated that as they are aware, he previously had conversation with Albany County Sheriff Apple relative to the Sheriff's Department providing a state of the art housing generator and housing at the tower in exchange for some space on the tower at a discounted rate.

Discussion ensued amongst the Town Board and Chief Darlington relative to the County's desire and the concern about lost revenue if they allow it as well as the need for negotiation with the Town, County and Crown and the cost and availability of funds in the budget.

Collectively it was decided that Chief Darlington should talk with Crown regarding getting the Sheriff's on the tower at a reduced cost as well as talking to the Sheriff's Department about a timeline for getting a generator and having it installed and in turn report back to the Supervisor with his findings and ultimately act on it at the next Town Board Meeting on Monday, April 8th.

R-C-S / Town of Coeymans Shared IT Services

Chief Darlington inquired as to if the Town Board is going to do a resolution at the next Town Board Meeting regarding shared IT Services with R-C-S School.

Discussion ensued amongst the Town Board and Chief Darlington relative to a shared services contract for IT Services between the Town, Village and School District.

Collectively it was decided that the Town Board will look at it and discuss it at the next Town Board Meeting when Diane Malecky from the school will be present to answer questions about a shared services grant.

Mastrianni Audit

Chief Darlington asked for a copy of the audit from Joseph A. Mastrianni Inc., the administrator for the Town's Section 8 Housing Program and then voiced his concern with the fraud recoveries.

Discussion ensued amongst the Town Board and Chief Darlington regarding the program and the fraud recovery process.

Pieter B. Elementary Request

Councilman Boehm stated that in fourth grade, part of the curriculum is to learn about local government and he has a resolution that he wants to propose at the next Town Board Meeting where they would empower the fourth grade classes, four of them, to research and recommend to the Town Board a Town Mammal, Town Bird, Town Tree and Town Fish and in May have them provide the research that they did to the Town Board and in turn have the Town Board accept them.

Discussion ensued amongst the Town Board and collectively it was agreed that they would have a resolution authorizing it at the next Town Board Meeting.

Establish Public Hearing

Supervisor Flach stated that they needed to do a resolution to set a Public Hearing date and authorize Town Clerk Millious to advertise such and to read it along with the entire content of the Proposed Local Law.

Collectively it was decided that they would read the Public Notice and the Local Law first followed by the resolution.

LEGAL NOTICE
TOWN OF COEYMANS

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Coeymans will conduct a Public Hearing for the purpose of receiving comments on Proposed Local Law #1-13 "Town of Coeymans 2013 Zoning Map Modification Law." The Public Hearing will be held on April 8, 2013 at 6:00pm prior to the Town Board Meeting at 18 Russell Avenue, Ravena, NY.

REVISED PROPOSED LOCAL LAW FOR 2013

A LOCAL LAW AMENDING CHAPTER 165 ZONING, OF THE CODES OF THE TOWN OF COEYMANS.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COEYMANS AS FOLLOWS:

§1 Title

This Local Law shall be known as the Town of Coeymans 2013 Zoning Map Modification Law of the Official Map of the Town of Coeymans.

§2 Statutory Authorization

This local law is hereby adopted pursuant to Municipal Home Rule section 10 and Town Law sections 264 and 273.

§3 Intent

The intent of this Local Law is to amend and replace sections 165-4, 165-5 of Article III located in Chapter 165 Zoning of the Town of Coeymans and all schedules and associated map. Since there have been no proper Zoning amendments since the 1961 zoning and maps were validated by a NYS Legislative act, (Chapter 377 of 1978) the existing 1961 Zoning and maps became effective on June 19, 1978 and remain in effect today.

This map change is based on the 2011 Real Property Tax Parcels. These districts are intended to be maintained as shown in the event of any future subdivisions and/or mergers. These districts are parcel based.

The 2006 adopted Comprehensive Plan had also identified certain timelines for Implementation of Land Use & Zoning Goals and Strategies. This type of action was to be done within the next year and then ongoing. This map change eliminates some of the current districts and merges others, to clearly define and delineate the boundaries of this modification, as was noted in the Land Use & Zoning Strategies of the 2006 adopted Comprehensive Plan.

This change is also in accordance with the Economic Development Goals as noted in the 2006 adopted Comprehensive Plan which is noted as follows:

Goal #1 Foster the development of a vital business-friendly environment, both for existing businesses and new business enterprises.

Goals #2 Promote economic development that will expand and stabilize the Town's tax base while providing for a range of employment opportunities.

Goal #3 Retain and improve the Town's commercial and industrial base to expand the availability of goods and services to residents and tourists alike.

Goals #4 Foster the development tourism resources in the Town to strengthen the local economy and establish stewardship and preservation of the Town's unique resources.

The current R-A Residential/Agricultural District is one of the largest changes to allow for the Town's support of the existing farmlands, along with the Albany County recent Right to Farm Law of 2007. The Town of Coeymans is part of the Albany County Agricultural District #3. The area of North Coeymans is currently an R-1 District without any municipal sewer or water which requires larger lot areas to accommodate the Albany County Health Departments requirements for water and septic systems, similar to other areas of the Town's R-A District. This district has two large tracts of farmland that are also located in the Albany County Agricultural District #3, but the use of farming is not a listed principal use in the R-1 District. This area will be added to the R-A District, but will continue to be regulated by the dimensional requirements of the current R-1 District. The current Industrial I-3P District located between the NYS Thruway and the CSX railroad will be eliminated and this area will be made a part of the R-A District also. There is also a large tract of the R-4P District which is a planned residential district between the I-1 District west of CR 101 and the current R-A District to the eastern side. This R-4P district will be merged into the R-A District to maintain the current uses.

The Hamlet area is a combination of R-1, R-2, and R-A, CF-1, CF-2 and B-1 areas. These R-1, R-2, and R-A areas will be merged into a new R-L (Residential Low Density) District. These areas typically have municipal sewer and water available are generally smaller lots. This area is located close to the Hudson River and one of the Town Park's and the boat launch. The merger of some of the current districts will allow the area to maintain the historic nature. The R-3 District will also be merged in with the new R-L District to maintain the current uses.

The CF-1 and the B-1 District will be merged together into the CF-1 District to maintain and provide more flexibility of uses in these areas. These areas will also be able to encourage business to be developed.

The CF-2 District will be used to delineate the Town of Coeymans properties located outside of the Village of Ravena only. These areas currently include the Highway Departments buildings and lands, Parklands, Parking lots and the Town of Coeymans Hamlet Sewer District.

The next change is the I-1 Industrial District near the old brickyard and Frangella Mushroom properties. This area has been being used for both Industrial and Commercial uses for many years now as noted on the existing land use map of the adopted Comprehensive Plan of 2006. These properties were added to the already existing Industrial District of cement company property located to the north. This area is currently being used by JAT Construction, an under ground utilities construction company with heavy equipment, DR Trickey, which has industrial storage on site and heavy equipment, Tracey Welding, an industrial metal fabrication shop and Coeymans Recycling LLC, a permitted junkyard and recycling facility. The area along the western side of the River Road is currently an R-2 District, which is adjacent to the current industrial district to the north on property owned by the cement company. The area to the eastern side of River Road is the industrial property of the old brickyard now known as the Port of Coeymans. The remaining area of this change is part of an R-A district to the western side of the Frangella Mushroom property which is located next to the NYS Thruway and is now being used for both industrial and commercial purposes. The Industrial I-2 district will also be merged into the Industrial I-1 District to maintain all existing uses.

§4 List of districts.

For the purpose of promoting the economic development, health, safety and general welfare of the Town of Coeymans, the town is hereby divided into the following districts:

(R-A) Residential/Agricultural District: Areas of the Town designated as part of this district are characterized as important agricultural area, often having historic structures defined as those being 100 years or older, to be protected and preserved. As identified in the Comprehensive Plan and vision for the Town, the Residential Agricultural District's intent is to support and protect farming by stabilizing the agricultural land base. The agricultural zone is designed specifically to protect farmland as a non-renewable resource for future generations. This district shall merge all uses of the current R-1, R-2, R-3, R-4P and R-A districts and be regulated by the dimensional requirements of the current R-A District except the current R-1 District shall keep the existing dimensional requirements, in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

(R-L) Residential Low Density District: Areas of the Town designated as part of this district are characterized by traditional single-family, two-family and multi-family residential development and neighborhoods, often having historical structures defined as those being 100 years or older. The purpose of this district is to ensure that the general character of these neighborhoods is protected. This district shall merge all uses of the current R-1, R-2, and R-3 Districts and be regulated by the dimensional requirements of the current R-1 District in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

(CF-1) Community Facility: Areas of the Town designated as part of this district are intended to further enhance the Town of Coeymans riverfront and strengthen its perception as a "Riverfront Community." A balanced mix of appropriate uses, including high-density residential, commercial, and water-dependent recreational uses is envisioned for this District. A variety of nonresidential water-dependent and water-enhanced uses will be permitted in this area, subject to development standards including adequate buffering between incompatible uses and a review process, which will ensure that environmental and historic resources are protected. Careful consideration will be given to architectural design, building form, and signage to ensure new development retains the District's historic qualities and unique identity. This District shall merge the uses of the current CF-1 and B-1 Districts and be regulated by the dimensional requirements of the current CF-1 District in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

(CF-2) Town Properties: Areas of the town designated as part of this district will include all parklands and properties owned by the Town of Coeymans located throughout the entire town outside of the Village of Ravena. The current uses shall be replaced with Town owned properties and any associated uses approved by the Town Board from time to time.

(C-1P) Commercial District: Areas of the Town designated as part of this district to provide a transition area between residential uses along higher volume traffic corridors. The district encourages a land use pattern suitable for the development of professional and business offices and limited services, retail and commercial activities. This district shall be regulated by the current C-1P District in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 168-8 of Town Code.

(I) Industrial District: Areas of the Town designated as part of this district are deemed appropriate for general industrial and other appropriate nonresidential services and businesses. The purpose of this district is to provide areas for industrial uses primarily engaged in basic processing, assembling, and manufacturing of products from raw materials and with tolerable levels of noise, dust, odor, vibration, or smoke. The district is further intended to promote the existing uses and allow for the economic development of such general industrial land uses. This district will include a buffer zone that shall have a minimum width of 25 feet from any residential district. Access for utilities and vehicular travel ways shall be allowed in buffer areas subject to Planning Board review during the site plan review process and/or subdivision review. Buffer areas required by this section shall in no way relieve properties from the requirements of any applicable federal or state laws or regulations related to buffer areas or setback restrictions including those involving the Hudson River or Coeymans Creek. This district shall merge all uses of the I-1 and I-2 Districts and be regulated by the I-1 District as referenced in Chapter 165 section 165-8 of Town Code.

(I-3P) & (I-B) Districts: The current Industrial I-3P District and the I-B Industrial Buffer shall be eliminated from the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

§5 Zoning Map:

The districts referred to above are shown on the map entitled, Town of Coeymans 2013 Zoning Map Modification, as adopted _____, 2013, and certified by the Town Clerk, which accompanies, with all explanatory matter thereon is hereby made a part of this Local Law. The zoning maps may be amended to the same manner as any other part of this law. Said maps, indicating the latest amendment, shall be kept up to date in the office of the Building Inspector/CEO and the Town Planning Board for the use and benefit of the people.

§6 Effective Date:

This Local Law shall take effect immediately upon the filing with the Department of State.

RES. #63-13 SET PUBLIC HEARING DATE AND AUTHORIZE TOWN CLERK TO ADVERTISE NOTICE OF PUBLIC HEARING

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Rogers) – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans intends to further consider the Local Law to “Amend and Replace Chapter 165 Zoning Maps” of 2013, and

WHEREAS, the revised proposed Local Law of 2013 has been distributed to members of the Town Board and the public, and

WHEREAS, the Town Board has been designated as Lead Agency under the provision of the State Environmental Quality Review Act (SEQRA), and

WHEREAS, the Town Board wishes to set a Public Hearing date to provide members of the community with an opportunity to express their views on the Revised Proposed Local Law of 2013.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby sets April 8, 2013 at 6:00pm as the date for a Public Hearing and directs the Town Clerk to issue a Notice of Public Hearing on the following proposed Local Law to be published in accordance with law for that date.

Councilman Boehm suggested that they also include a larger separate 4X4 Notice for the Public Hearing.

Collectively the Town Board agreed.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, directing Town Clerk Millious to publish a 4X4 display ad advertising the Public Hearing on April 8, 2013 indicating that the map can be found on the website.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Rogers)

Request to Hold Training at Landfill

Supervisor Flach stated that he was in receipt of a request from Bill Sadowski, a member of the Coeymans Hollow Fire Company, to hold training at the landfill and then asked how the Board felt about it.

Collectively the Town Board agreed that it would be fine as long as they authorized it by a resolution.

Distribution of Arby Gift Cards

Councilman Boehm stated that the Arby gift cards will be coming soon and they have to figure out how to distribute them, hopefully with Town Clerk Millious' assistance.

Discussion ensued amongst the Town Board and Town Clerk Millious.

Collectively it was decided that they would have an initial distribution on a Saturday morning followed by Town Clerk Millious distributing them to residents from her office and after a certain date make them available to not-for-profit churches and senior centers.

ADJOURNMENT

MOTION

On motion of Councilman Dolan, seconded by Councilman Boehm, the Town Board Workshop was adjourned.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Rogers) – SO MOVED

Time – 8:12pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
March 25, 2013 – Town Board Meeting – 7:00PM

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A Town Board Meeting was held Monday, March 25, 2013, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Peter E. Masti, Councilman

ABSENT: Thomas E. Dolan

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
David Wukitsch, Attorney for the Town
Gregory Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of four Town Board Members with Councilman Dolan being absent.

AGENDA

- Presentation
RCS Central School District
- Public Comment
- Supervisor's Report – February
- Department Reports
 - Sewer Department, December 2012
 - Leachate, December 2012
 - Sewer, January 2013
 - Leachate, January 2013
 - Town Clerk, February 2013
- Old Business
 - Highway, Water Issue on Property
 - Town Web Site
- New Business
 - Reubenville Arby's Gift Card Distribution
 - Town Generator, Shed
 - Building Department Flooring
- Resolutions
 - Rescind Resolution #008-13 ZBA Chairman Appointment
 - Appoint ZBA Chairman
 - Approve Annual Audit of Town Justices
 - Approve Audit of Town Officials
 - Authorize Students at Pieter B. Coeymans to Recommend Official Mammal, Fish, Bird & Tree to Town Board
 - Approve March Abstract
- Town Board Workshops / Meetings
 - Planning Board Meeting, April 1, 2013, 7:00pm
 - Public Hearing, April 8, 2013, 6:00pm
 - Town Board Meeting, April 8, 2013, 7:00pm
 - Town Board Workshop, April 16, 2013, 6:00pm
 - ZBA Meeting, April 17, 2013, 7:00pm

- Town Board Meeting, April 22, 2013, 7:00pm

PRESENTATION

R-C-S Central School District – Diane Malecki

Supervisor Flach stated that Ms. Diane Malecki from the Ravena Coeymans Selkirk School District was in attendance to give a presentation and then invited her to the microphone.

Ms. Malecki thanked the Town Board for inviting her to present to the Town Board a presentation for a Shared Services Technology Grant that she has applied for and the grant itself will be for \$100,000.00 for four municipalities, which would be \$25,000.00 for each. She continued by saying that in addition to the R-C-S School District it will include the Coxsackie Athens Central School District, Town of Coeymans, and Village of Ravena and the motivation for going through shared technology services began with a discussion that Chief Darlington, Bill Schrom, the Technology Director at R-C-S and Superintendent Dr. Alan McCartney and she had with regard to looking to share their technology capabilities with the Town of Coeymans School Resource Officers because they want to bring a SRO back to the School District. She added that in turn they talked to Coxsackie Athens because there is a need in all school districts to be ready for on-line testing by July 1, 2014, which is another aspect of why the grant application was moved towards. She went on by saying that it is anticipated that R-C-S would hire an additional Network Engineer to give them the foundation and currently they have the Director of Technology who is the one and only Network Engineer, a computer systems individual, a help desk teaching assistant and a one day a week BOCES employee who does instructional technology. She continued by saying that the information that she was required to provide for the grant shows them as being well set up to have a good return on investment with any grant that they would go through with local government efficiencies and at this point it is only an application, it is not a given that they are going to get the grant but it was well worth the efforts to move forward with it in anticipation that it could supplement. She added that whether they get the grant or not, she would like to emphasize that shared services on the part of the School District and the Town of Coeymans would be definitely advantageous and would end up requiring a legal Intermunicipal Agreement so they know where they all stand and should the grant come to fruition, the Intermunicipal Agreement would also be a necessary piece of the process. She concluded by asking if there were any questions.

Councilman Boehm thanked her for coming to the meeting and continued by saying that they entire Town Board believes in shared services. He added that the SRO Officer would be provided by the Town and they currently have a contractual agreement with BAS for technology services so their return would seem limited on the Town's part.

Ms. Malecki stated that it would have to be an additional discussion and they don't want to put the Town at odds with their contracted services and it is not their intent but if there are other areas where they could help out and not infringe on their territory, this is how she can see it going.

Councilman Boehm stated that by applying for the grant they are not working out the details now and then asked if it would be worked out in the Intermunicipal Agreement.

Ms. Malecki said that was correct but they can certainly talk in advance of that and with regard to them looking into the SRO, it is probably advisable on all their parts.

Councilman Boehm stated that he noticed where it said that R-C-S would pay for the SRO Officer in full if there are no shared technology services paired with a SRO services and time.

Ms. Malecki stated that should they not be able to provide any technology services that would counter any costs of the SRO, she would anticipate that they would be charged and in the past there have been grants for SRO's and they may exist again and she would plan on moving forward with those grants as well. She continued by saying that the

application is a foot in the door and a step in the right direction for the shared services and it is not totally defined and there are opportunities where they can do other aspects of shared services as well.

Councilman Boehm stated that once they apply for the grant, negotiations and Intermunicipal Agreements become grant administration.

Ms. Malecki stated that the critical piece at this point is to get all four municipalities to do a resolution saying that they support the grant application and without those it pretty much defeats the applications purpose.

Councilman Boehm asked if she had gotten any resolutions from any of the other entities.

Ms. Malecki stated they are currently in process and last week Coxsackie Athens School District was to have their Board Meeting and she has not connected with the Business Administrator.

Councilman Boehm stated that R-C-S Board postponed their Board Meeting.

Ms. Malecki stated that R-C-S will have their resolution in place.

Councilman Boehm asked if there is a sample resolution.

Ms. Malecki stated that she will get him one.

Councilman Boehm asked when she needs everything by.

Ms. Malecki stated that the deadline for her to provide the resolutions to the State is April 10th.

Collectively the Town Board agreed that they could have a resolution for the April 8th Meeting.

Attorney for the Town Wukitsch stated that the Town already contracted with an outside vendor for IT services and then asked why they would be interested in this.

Councilman Boehm stated that this was the question that he asked.

Chief Darlington stated that they are contracted for services on equipment that they currently own and there is a stipulation in the contract that says for any projects, the Town gets charged an hourly rate and as an example, he just purchased six computers/printers and he was charged \$95.00 an hour to have them installed and the Live Scan, which is still being worked on and they are trying to figure it out and he is being charged \$95.00 an hour for that and there are other things such as wireless connections for the cars to download there information.

Attorney for the Town Wukitsch stated that it is \$25,000.00 that they are talking about looking for as a contribution from the Town.

Ms. Malecki stated that there is no contribution from the Town.

Attorney for the Town Wukitsch stated that he thought it was \$100,000.00 split four ways.

Ms. Malecki stated that the \$100,000.00 is what the local Government Efficiency Grant will provide the group and there is no initial investment and the only thing that she needs from the Town is a resolution.

Attorney for the Town Wukitsch stated that he misunderstood what she said.

Councilman Boehm interjected that it is open to negotiation with the SRO and maybe they would use part of the technology person to offset the cost, which they can negotiate or adjust.

Ms. Malecki stated that \$25,000.00 that they earn per municipality will be allocated and she will be the one overseeing it and it isn't until that \$100,000.00 disappears that there would be charges occurring from that standpoint.

Attorney for the Town Wukitsch asked if they would hire someone if they get the grant.

Ms. Malecki stated that this is their goal.

Attorney for the Town Wukitsch asked if it would be a full-time district employee.

Ms. Malecki stated that the grant itself is over a three year period and \$100,000.00 will certainly support the first year and then they will see how it works out.

Chief Darlington stated that they are at the school on a daily basis anyway and they would be recovering some by not having to pay the contracted company \$95.00 an hour if they could offset it with the school district and then ultimately, over time be able to do a shared service where they are not contracting and saving money that way.

Ms. Malecki stated that she wanted to emphasize that regardless of the grant, they want to have discussions about bringing the SRO back to see where they can move forward with it.

Councilman Boehm stated that he thinks it is a concrete solution to the world that we live in today and the need a SRO Officer in there.

Supervisor Flach stated that they will do a resolution to support the application and from there they can and may decide that it is not for them.

Ms. Malecki stated that the Intermunicipal Agreement is where they would start to really delineate the steps that they have to take.

Councilman Masti inquired as to where they get the return on investment.

Ms. Malecki stated that the State's calculation is embedded in the worksheets that they use to substantiate their position and the information that is in there is what feeds into creating the return on investment calculation.

Councilman Masti inquired as to what exactly they are putting the new computers in for and whether or not it is another required mandate that they are not funding.

Ms. Malecki stated that the essence is that by July 1, 2014, all testing and regents testing for the various grades are going to be done in an on-line fashion so they have to have an infrastructure put into place. She added that Coxsackie Athens has about the same size Technology Department so she is looking there to share staff between the two districts to implement the setting up of the networking, wireless, computers labs and such for those testing situations.

Councilman Masti stated that they are doing away from paper testing and then asked at what cost.

Ms. Malecki stated that they are saying that every school district should set aside 5% of their budget, which for R-C-S would be 2.5 million and she does not think that it will be quite that extreme because a lot of them have an infrastructure and there is an ability to do a virtualized set-up where there is one main computer that feeds everyone else. She added that there is also bring your own devices, where students bring in their I-Pads or Net Books but then they have to establish a control on it.

Councilman Masti inquired as to if the tax savings are a savings to a district and the people.

Ms. Malecki stated that it is really to the people because it will be a small reduction on the tax rate.

Councilman Masti stated that he is confused because the R-C-S School District will be taxing .18 per thousand and then the Town of Coeymans at .04 per thousand and the Village of Ravena .15 per thousand.

Ms. Malecki stated that it is looking at the municipality itself and the tax base so it is basing the calculation on the timeframe of the 09-10 school year for the schools and the other two municipalities have a different calendar year and smaller base so they are going to get a smaller return savings on the tax rates and it will have a modest impact on all.

Councilman Boehm inquired as to what the in kind services would be that the Cocksackie School District and Village of Ravena would offer the school district.

Ms. Malecki stated that the Village would probably not offer services in kind so it would be an allocation and they would provide what tends to be a modest amount of services from a technology standpoint and the services in kind from the Cocksackie-Athens would be that over a period of time their staff would come to the R-C-S District and then the R-C-S staff would go to their district so there would not be any dollar changing.

Councilman Boehm inquired as to if it would be for training.

Ms. Malecki stated that it would be for implementation of the infrastructure for the on-line testing set-up and there is a lot of work to do in a school district with regard to computerization and it is all through all the buildings and at best they have is 2 ½ staff people that are doing it. She added that to cover a lot of territory in a short amount of time, if they bring C-A staff to R-C-S a couple of weeks over the summer and R-C-S staff goes to C-A, they can get a lot more accomplished and this is what they are looking at it as in kind services for the districts.

Supervisor Flach thanked Ms. Malecki.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time.

Ms. Virginia Pearson stated that she is the President and Treasurer of the Ravena Rescue Squad and it was brought to her attention via e-mail by a resident who was at the last meeting, that there were some statements made that the Ravena Rescue Squad was not cooperating with the Town and she is quite upset over the comments because there was no one to represent the Rescue Squad and she is there to defend them now. She added that it was said that an audit would be in a couple of weeks and they were having a hard time getting together with the Rescue Squad as well as stating that the March payment would be the last payment to them until the audit was complete and that they would have to work with the auditor and after the motion it was up for discussion and it was stated that the Coeymans Town Board would decline April payment because the Rescue Squad was not available and they will have to make themselves more available or it will drag on forever and she listened to the tape and came up with that information earlier in the day. She continued by saying that the Town Board chose to have the audit, not the Ravena Rescue Squad and the auditors contacted her in February and told her that they could not be in the Rescue Squad's office until the middle or end of March, which she understood because it is tax time and she told him that she and their bookkeeper have full-time jobs during the day but could meet any evening, or Saturdays and Sundays and he said he would be in touch with her and on the 6th or 7th of March he called and asked when they could meet and she told him any evening, any Saturday or any Sunday so they met on the 16th at 9:00am and the Town Board Meeting was on the 11th. She went on by

saying that she is not the babysitter for the Town and she feels as though the auditor should have given them a timeframe, which she does not know if he did or didn't but if he did they must have misunderstood him and they are the people that hired him for \$4,100.00, which she thinks is a waste of money but they chose it and they have not had any contract auditors for any other contracts for the Town but they are going along with it because they have nothing to hide and their books are wide open and have been for years. She added that they stated that they will not pay the Rescue Squad for their services until the audit is done and then asked how they can hold back 2103 approved budget money because she does not understand and they say they don't cooperate, which is prejudicial. She continued by saying that she does not know what the problem is with the Town Board and Ravena Rescue Squad and personally it is unnerving to be told one thing then to turn around and have it kicked right back at you and it has been going on ever since two Boards ago that she knows of. She then asked if she can ask each Board Member a question and in turn get an answer.

Supervisor Flach stated that he didn't know how the other Board Members felt but she could ask him and he would not have a problem answering a question.

Ms. Pearson asked what their problem is with the Ravena Rescue Squad.

Councilwoman Rogers stated that she does not have a problem with the Ravena Rescue Squad and she was not aware of the dates that she just shared.

Ms. Pearson stated that it is obvious that someone was remiss and it is not up to her to make calls between the Town and the auditor and it was the Town's position to call and not say at a public Town Meeting that they were not cooperating.

Supervisor Flach stated that they got a message from the auditor that they could only meet on nights and weekends and also indicated that it would not be done anytime soon.

Ms. Pearson stated that she made that clear in her first phone call with the auditor and he didn't have a problem with it and said he could meet any evening and she assumed that because it was tax time, he would not get here until the middle of March and now they are getting penalized because of it.

Supervisor Flach stated that he does not know if it was the Auditor's company or the Auditor himself.

Ms. Pearson interjected that she would find it hard to believe that it was the Auditor because he is a gentleman.

Supervisor Flach stated that he knows the Auditor and he did an audit for the Town and he is from South Bethlehem and a very nice gentleman.

Ms. Pearson stated that they have not had a problem and she does not have a problem.

Councilman Boehm stated that he does not have a problem and he did want to do the audit but as far as the communication, there seemed to be a problem.

Ms. Pearson asked if he would give up his full-time job to go to something that he volunteers for and added that she can't.

Councilman Boehm stated that it is not the point and she is not asking her to.

Ms. Pearson stated that obviously someone is.

Councilman Boehm stated that the information that the Board got from the Supervisor's Office is that there was some tension and some opportunities being missed and that they have not been able to communicate or work with them.

Ms. Pearson stated that this is why she is there, to defend the fact that she is available every single evening and all weekend long and the Auditor knew it and agreed to it.

Councilman Boehm inquired as to whether he showed up.

Ms. Pearson stated that he did and they agreed to a date and they were both there at 9:00.

Councilwoman Rogers stated that for one, she would apologize because she didn't get any of that messages and the message that they did get was incorrect.

Ms. Pearson stated that they can't have this tension.

Supervisor Flach stated that he will show her a copy of what they received from the Auditor.

Ms. Pearson stated that she does not care about it and all she cares about is that the audit gets done that the Town wants and they go from there.

Councilman Masti stated that he talked with Marvin last night when he stopped by the Squad and from the get go he was against the audit it was a waste of money. He added that Marvin had said that from what he understands, the audit was done and they are waiting for it to get written up.

Ms. Pearson stated that it is exactly right and that they can't expect anything faster.

Councilman Boehm asked if she met with them.

Ms. Pearson stated that she met him once with Patty, their Bookkeeper and on Saturday he was there again doing his final figures to the point where she even gave him the figures that were the ALS figures due for the last quarter that she just got from the company that pays them and they just got the final December payments so they had the money that was due to the Town of Coeymans, which will show as a liability in 2012.

Councilman Masti stated that Marvin had also said that their mother board went down but luckily he found someone to download it and reiterated that he does not have any complaints and it all pulled together.

Councilman Boehm interjected that he disagrees with Councilman Masti and he believes that the audit was prudent and he is glad they did it and he is looking forward to the results.

Supervisor Flach thanked Ms. Pearson and then asked if anyone else wished to comment.

Ms. Mary Pape stated that she lives in Coeymans in the neighborhood of James Drive and Rte. 144 South Main Street and one thing that she would like the Town Board to consider, and she will bring it up to the Planning Board also, is that she has serious concerns about changing her neighborhood, which is single family houses to R/L Low Density. She continued by saying that it would open the door to having some more landlords that don't live there but just own property and she does not want her neighborhood to look like it does up the street where it is run down and she does not want absentee landlords, which she feels would open the door to that. She added that it has been a lovely neighborhood from the 1950's, when she was born where the neighbors have always been close and they still get together and celebrate the holidays and they are there for each other and she does not want to see the character of that neighborhood changing because it is a wonderful place. She concluded by saying that she thinks it is very important that they think about it before they open the door to absentee landlords and she does not like to be there talking about it anymore than they want her there talking about it but she does feel as though it is necessary because she just wants to defend her home and it is a shame that she has to stand there before her Town Board to try and keep a decent home.

Supervisor Flach thanked Ms. Pape and then asked if anyone else wished to comment.

Ms. Sylvia Lawler stated that she lives in the Town of Coeymans and she is there to make public comment on the scheduled April 8th Public Hearing for the rezoning. She

added that the Planning Board had been working on the rezoning when the Town Board declared itself Lead Agency, which they had a right to do, and submitted the Planning Board’s half finished work to the Albany County Planning Board back in February and the comments of the Albany Planning Board was that it was a disapproval without prejudice and there were nine items that needed to be addressed. She continued by saying that she went to the March 4th Planning Board Meeting and at that meeting, both the Planning Board and Mr. Conrad agreed that the comments of the Albany County Planning Board were of merit and needed serious consideration and in turn they scheduled to begin their work at the April 1st Planning Board Meeting when they would start to respond to the comments. She went on by saying that the first time some of the Town Board did not even know as Lead Agency that the EAF had been prepared and was being submitted to the Albany County Planning Board and it is one thing to circumvent their Planning Board but it is quite another to leave out members of the Town Board who are members of the Lead Agency. She added that rather than waiting until the April 1st Meeting it was decided that the revisions would be done again without the knowledge of the Planning Board and a new map were submitted to the Albany County Planning Board and normally it would have been worked on in April, May or possibly June and gone on the July Agenda of the Albany County Planning Board but someone decided that it needed to be on the March agenda and it was submitted again. She continued by saying that this time it came back with a deferral, which is not an approval and there were eight comments and in reading the comments, it is in dire need of addressing and once again Town Board Members knew that the 239 was submitted but when asked if they could see it they were told by Mr. Conrad that they could not because it is too big when in fact it was only five pages and a map and she thinks that there is a big problem with the process. She went on by saying that years ago they did a Comprehensive Plan and the zoning is suppose to reflect it but it clearly does not and it is not just her saying it, it is also Albany County Planning Board and several other people that have looked at it. She went on by saying that she has to ask what the rush is and why are they not doing it in a proper manner and taking their time to come up with a good rezone, which obviously needs to be done, and make it a good rezoning that reflects the vision of the Town. She added that they were further told by the Planning Board that members of industry, business and the farming community have all been invited to attend Planning Board Meetings to weigh in and she thinks that it speaks to Mary Pape’s comments as to what about the residents and why were the people on Fox Street not consulted or the 800 people in the Hamlet who are most directly impacted by the rezoning. She concluded by saying that she thinks that they just need to slow down and take a step back and do it right and she does not know who needs the zoning done by April/May, she thinks that it is a big mistake and reiterated that they need to take a step back and give it their thoughtful consideration.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

SUPERVISOR’S REPORT

February 2013

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$1,368,520.56	\$1,300,782.13	\$1,104,726.20	\$1,564,576.49
Part-Town	\$ 580,067.49	\$ 5,686.46	\$ 14,200.83	\$ 571,553.12
Highway	\$ 110,023.02	\$ 7.62	\$ 95,629.25	\$ 14,401.39
Bridge Const.	\$ 28,871.26	\$ 7.62	-0-	\$ 28,878.88
Sewer	\$ 294,336.01	\$ 53,284.99	\$ 28,293.84	\$ 319,327.16
Special Water	\$ 4,602.14	\$ 50,299.28	-0-	\$ 54,901.42

Police Forf.	\$ 9,026.10	\$.35	\$ 50.35	\$ 8,976.10
Trust & Agcy.	\$ 16,505.97	\$ 212,897.82	\$ 213,199.17	\$ 16,204.62
H-Fund Capital Proj.	\$ 135,672.44	\$ 26.42	-0-	\$135,698.86
Section 8 HUD 77-Units	\$ 28,495.85	\$ 43,944.28	\$ 42,320.05	\$ 30,120.08
		Tot. Rec. Bal.		\$2,744,638.12

<u>SAVINGS ACCOUNTS</u>		<u>COLLATERAL</u>	<u>FDIC</u>	<u>COLLATERALIZED</u>
		<u>COVERAGE</u>		
Unemployment	\$ 702.83	Bank of Greene	\$250,000.00	\$4,235,900.28
Grove Cemetery	\$40,910.51	National Bank	\$250,000.00	\$1,027,790.00
Coey. Hollow Cem.	\$13,420.31			
Sewer-Dedicated	<u>\$10,141.56</u>			
Total	\$65,175.28			

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Masti, seconded by Councilwoman Rogers, the Supervisor’s Report was approved as presented and read.
VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Dolan) – SO MOVED

DEPARTMENT REPORTS

Sewer Department – December 2012

Supervisor Flach gave the Sewer Department Report for December 2012.

Leachate Plant – December 2012

Supervisor Flach gave the Leachate Report for December 2012

Sewer Department – January 2013

Supervisor Flach gave the Sewer Department Report for January 2013.

Leachate Plant – January 2013

Supervisor Flach gave the Leachate Department Report for January 2013.

Town Clerk – February 2013

Supervisor Flach asked that Town Clerk Millious give her report for February.

Town Clerk Millious continued by giving the report.

Supervisor Flach asked for a motion to approve the Town Clerk’s report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the Town Clerk’s Report was approved as presented and read.
VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Dolan) – SO MOVED

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Sewer Department and Leachate Reports were approved as presented and read.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Dolan) – SO MOVED

OLD BUSINESS

Highway – Water Issue on Property

Supervisor Flach asked Attorney for the Town Wukitsch if he had an opportunity to talk with Highway Superintendent Deeri

Attorney for the Town Wukitsch stated that he did but it was for an entirely different matter so he thinks that they are okay.

Highway Superintendent Deering distributed pictures to the Town Board and continued by saying that they have been having a water issue that has been going on for quite a while and the owner is quite upset with him.

Councilwoman Rogers asked where he was referring to.

Highway Superintendent Deering stated that it is on Bushendorf Road at the old Boy Scout Camp.

Attorney for the Town Wukitsch stated that from a legal standpoint they need to know the natural flow of the water and from a legal standpoint the Town is safe as long as it does not divert water from its natural flow, for example if there is a steep embankment and water flows down the embankment naturally on to property, it is really not the Town's responsibility and it is only where the Town causes water to pool on a landowners property through the Town's negligence or action that it becomes a problem and the fact that the property is wet does not mean that the Town is involved.

Highway Superintendent Deering stated that there is a natural drain above him and a pipe that goes across the Town road.

Attorney for the Town asked if the pipe has been cleaned out.

Highway Superintendent Deering stated that it has been cleaned out but only the Town's right-of-way and as they can see by the picture it has been blocked off and the water bubbles out of the ground.

Attorney for the Town Wukitsch stated that if the pipe was not there the water would flow over the road.

Highway Superintendent Deering stated that it does flow across the road.

Chief Darlington interjected that it happens when we have had heavy rain and he has a culvert.

Highway Superintendent Deering stated that the landowner wants him to go down the right side and dig it deeper where it is all rock and he got a price on pipe for 600 feet.

Councilwoman Rogers asked if he is replacing existing pipe.

Highway Superintendent Deering stated that he's not and he wants him to lower the ditch and in some parts they would be 5-6 feet deep and they would have to put a pipe in for safety and the Town only owns to the edge.

Attorney for the Town Wukitsch stated that just because he is saying it, does not mean that they have to do it and Highway Superintendent Deering has to make a determination as to what is in the Town's best interest. He continued by saying that he is in charge of the highways and roads and he has to decide what is prudent from a standpoint of the person in charge of the highways and roads.

Highway Superintendent Deering stated that it is flooding a Town road because it is dammed up and they have to go beyond their right-of-way or do something different.

Attorney for the Town Wukitsch asked if the landowner dammed it up.

Highway Superintendent Deering stated that over a period of time the landowner has dumped there.

Councilman Masti interjected that it is the landowner's problem.

Attorney for the Town Wukitsch stated that it is the Town's problem because it is backing up.

Highway Superintendent Deering reiterated that it is running over the road.

Councilman Masti stated that his actions are damaging a Town road.

Highway Superintendent Deering stated that he claims it is damaging his driveway because when it comes over and runs down, it runs over his driveway and washes it out.

Councilwoman Rogers asked if it is why he filled it in.

Highway Superintendent Deering stated that he does not want the water to go across there.

Councilman Masti interjected that he is obstructing the natural flow of the water.

Highway Superintendent Deering stated that he can only take care of what is in his right-of-way.

Councilman Masti inquired as to what the legal action would be if there is damage to a Town road because of what he did.

Attorney for the Town Wukitsch stated that they can bring an action against him to stop doing what he is doing.

Councilman Masti stated that he has to stop damming it up so it can flow naturally like it is supposed to.

Attorney for the Town Wukitsch stated that Albert cannot go on the landowner's property and start working.

Highway Superintendent Deering stated that 30+ years ago a galvanized pipe was put in for the Boy Scout Camp.

Councilman Masti asked if it has worked alright.

Highway Superintendent Deering stated that it didn't solve the problem because water still went down there but the landowner was happy with it.

Councilman Masti asked if the water ever crossed the road when it was open.

Highway Superintendent Deering stated that it didn't and as long as that pipe was open, it didn't cross the road.

Councilman Masti stated that if it wasn't there it would flow down that way anyway and basically he dammed up what was working and he did damage to a Town road for his own good and now it is causing damage to his driveway and Town road.

Highway Superintendent Deering stated that it is going across his leach field and it has been going there for over 30 years.

Councilwoman Rogers asked how much money he is talking about the project that he wants done.

Highway Superintendent Deering stated that he just got price for the pipe alone, not counting the excavator, and the least he would go with is an 18 inch pipe, which is \$5,094.00 and the two foot pipe is \$7,932.00 for 600 feet of pipe.

Councilman Masti stated that he would propose that they ask him to unplug his end of the pipe that is causing it to overflow the Town road or file suit against him.

Highway Superintendent Deering stated that he can ask him.

Attorney for the Town Wukitsch suggested that Highway Superintendent Deering ask him that first and maybe a polite request will work and if it doesn't he should let him know and in turn he will send him a legal letter.

Councilman Masti inquired as to why he put the leach field there in the first place.

Highway Superintendent Deering stated that he does not know how long it has been there.

Councilman Masti interjected that it was poor planning to put it where there is a natural flow of water.

Highway Superintendent Deering stated that he chewed on him pretty good and that is why he brought it to the Board.

Supervisor Flach stated that he wanted to go with Highway Superintendent Deering to look at it and in turn have him write it out and give an estimate and maybe there will be other options available.

Attorney for the Town Wukitsch reiterated that he needs to let him know what happened.

Highway Superintendent Deering stated that the time is coming up to hire a seasonal person for the summer and he has a person that he can hire one day to work on Fridays but he needs permission to hire someone for the other four days.

Councilman Boehm inquired as to if it was budgeted for.

Supervisor Flach stated that they budgeted a seasonal guy and he does not have a problem with him looking for someone.

Collectively the Town Board agreed.

Highway Superintendent Deering stated that he has another matter about a road movement on Bucks Ranch Road, which the Town maintains.

Supervisor Flach stated that he looked at the file and he thinks that they should sit down at a Workshop and discuss it because it is going to be a lengthy discussion and they will probably need Attorney for the Town Wukitsch at some point.

Town Web-Site

Supervisor Flach stated that they are in receipt of a proposal for the Town's website design and maintenance from Brickrow Computer Company, which is \$2,750.00 with additional charges for trouble calls. He continued by saying that they put an RFP out and there is one more proposal coming in and they previously discussed the shared services with the school. He continued by saying that he wanted the Board to take a look at the proposal and then asked if there were any questions.

Councilman Boehm asked if there was a deadline for the RFP's.

Supervisor Flach stated that he believes that it is until the end of the month and added that at the next Workshop on April 16th they can discuss it further.

NEW BUSINESS

Reubenville – Arby's Gift Card Distribution

Councilman Boehm stated that the Town did receive the Reubenville cards and they will be doing a distribution on April 6th at Town Hall and it will just be an initial distribution. He continued by saying that there are 5,000 cards with a value of \$6.00 on each card, which is the price of a Reuben sandwich and in order to get one you have to be a resident of the Town of Coeymans. He added that he will work with Town Clerk Millious and then asked her if there is a list they can use such as a Tax Roll.

Town Clerk Millious stated that she has a Tax Roll but she does not have a list of those who rent but there might be some other way that they can find out through maybe the police or Building Department.

Councilman Masti asked about limiting it to four per family.

Councilman Boehm stated that he does not know if they can do that.

Town Clerk Millious stated that they can show a drivers license or maybe a utility bill.

Councilman Boehm stated that it could be anything with a Town of Coeymans address.

Town Clerk Millious asked if they are limiting the number of tickets per family.

Councilwoman Rogers stated that she does not want to do that because there could be someone with six in their family and you can't give a family of six, four coupons.

Supervisor Flach stated that they discussed having to bring all of the family members to get coupons.

Town Clerk Millious interjected that the only real way to prove it is with an income tax statement.

Ms. Pearson asked if distribution was only going to be one day.

Supervisor Flach stated that they would be available for distribution at the Town Clerk's Office.

Councilwoman Rogers interjected that Confidential Secretary Cirillo could help.

Councilman Boehm reiterated that it will be Saturday, April 6th from 10:00am to 2:00pm.

Town Generators / Shed at Water Plant

Chief Darlington stated that he had been in contact with the Albany County Sheriff's Department and they are still interested in going out on the Gedney Hill site but they were not thrilled with the price that the main company was asking, who he in turn reached out to. He continued by saying that the County just submitted their plans and he is waiting for them to come up with a price and once the County gets it they will let him know and in turn he will let the Board know, who can either agree and/or the Town can do something with their share of it. He added that Attorney for the Town Wukitsch can reach out to tower company to say what the Town wants to do to help the County out.

Councilman Boehm stated that at the Workshop they discussed wanting a timeline because if the power goes out they would have to take the bus with the generator for communications.

Chief Darlington stated that it is his understanding that the County is looking to start their construction within three weeks.

Councilman Boehm stated that everything shall start fairly quickly and part of the agreement was that they will be purchasing the generator, which will save the Town some money.

Chief Darlington stated that as well as housing it in their climate controlled shelter and pay for the electric.

Councilman Boehm asked if there is video surveillance that they can put out there.

Chief Darlington stated that they are looking into what it would cost to put up a camera so they would be able to monitor it from the Police Department.

Supervisor Flach asked about the shed.

Chief Darlington stated that they are in the process of getting prices to replace the shed at the Water Plant and when they narrow banned they moved the tower that is attached to Town Hall because when they narrow banned it limited the range and if you look at the top of the tower when you are sitting at Town Hall, the top of the tower is about the height of the roadway on 9W and they are trying to shoot across the ground and this is why they lost coverage. He added that they want to go back on top of the cliff and the Village of Ravena has agreed to remove the current electric and tear down the shed so the new shed can be built and the electric & radio hooked back up.

Councilman Boehm stated that it is a shared service between the Village and Town.

Chief Darlington stated that it is and it is powered by the generators that supply the water plant so when the power goes out there, the generators kick on for the Water Plant and supplies the Town.

Councilman Boehm asked if they are just asking that the Town put the shed over the generator.

Chief Darlington stated that the only thing that is going in there are the Town's radios and the Village generators are by the Water Plant and the reason they are doing it for the Town is because the Town provides dispatching as well as them operating on the frequencies that are being housed there also.

Supervisor Flach stated that they are just waiting for the price of the shed.

Councilman Boehm asked what the approximate price is.

Chief Darlington stated that it was somewhere between \$1,000.00 - \$1,200.00 for the shed and labor to have the radios moved and things like that.

Councilman Boehm asked if he thought it would exceed \$1,500.00.

Chief Darlington stated that he didn't think that it would.

Councilman Boehm stated that he wanted to offer a motion.

MOTION

On motion of Councilman Boehm, seconded by Council, authorizing the Chief to purchase the shed not to exceed the amount of \$1,500.00.

Chief Darlington stated that originally they talked about taking the \$1,450.00 to purchase the generator and then asked if they want to use it for the shed.

Collectively the Board agreed that they would.

Supervisor Flach stated that he does not believe that they would need a motion to do that.

Chief Darlington stated that he knows that it has been approved to be moved to the .2 Account.

Councilman Boehm stated that it was what they received for the sale of the old generator and then asked if he received the money yet.

Chief Darlington stated that they should have because they received a payment confirmation.

Councilman Boehm stated that they will put that toward the purchase price of the shed.

Collectively the Town Board agreed.

Councilman Boehm stated that he was withdrawing his motion.

Building Department Floor

Supervisor Flach stated that the flooring in the Building Department is in really bad shape and they have a local company to put a water proof type carpet in and the price is \$1,875.00. He added that they don't need a motion because it is budgeted but they wanted to make everyone aware that they are doing it.

Councilman Masti asked if the Building Department has flooded since work was done outside Town Hall.

Supervisor Flach stated that they have not seen any kind of water come into the Building Department.

Councilman Boehm asked Chief Darlington if there has been any flooding in the interview room.

Chief Darlington stated that anywhere along that side of the building water could have come in and he does not believe that they have had any issues.

Town Clerk Millious stated there was a problem in the records room but it was a pipe that was taken care of.

Councilman Masti stated that he just wanted to know if everything was fixed before they put carpet down.

RESOLUTIONS

Supervisor Flach stated that the first resolution to rescind the appointment of Kerry Marsh as the Zoning Board of Appeals Chairman is because Mr. Marsh had an accident. He continued by saying that he is still on the Zoning Board but is unable to be the Chairman because he might be missing some meetings and the second resolution appoints Mr. Brown as the Chairman.

RES. #064-13 RESCIND RESOLUTION #008-13 ZBA CHAIRMAN APPOINTMENT

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Dolan) – SO MOVED

RESOLVED, that Resolution #008-13 appointing Kerry Marsh as Zoning Board of Appeals Chairman from the Town Board Meeting on January 2, 2013 is rescinded.

RES. #065-13 APPOINT ZONING BOARD OF APPEALS CHAIRMAN

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Dolan) – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans, does hereby appoint Patrick Brown as Chairman of the Zoning Board of Appeals to a term to expire on December 31, 2013.

Councilman Boehm stated that he wanted to do a brief introduction on the following resolution and added that part of the curriculum at Pieter B. Elementary School is to work with local government and he thought it would be a great idea to officially request the third graders to present to the Town Board an official mammal, bird, tree and fish and he wants to give them the authorization to start their research so at a later date they can present to the Town Board their findings.

RES. #066-13 AUTHORIZE STUDENTS AT PIETER B. COEYMANS TO RECOMMEND OFFICIAL MAMMAL, FISH, BIRD & TREE

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Dolan) – SO MOVED

WHEREAS, today, growth and economic development are being driven by the availability and retention of talented, young people and the Town of Coeymans is interested in identifying opportunities to accomplish this, and

WHEREAS, the Town Board of the Town of Coeymans is desirous of identifying an official Town mammal, fish, bird and tree that will represent the cultural heritage of the Town of Coeymans, and

WHEREAS, Pieter B. Elementary School is located in the Town of Coeymans and has a fourth grade curriculum that involves a unit of study pertaining to local government and has students, educators and staff that play a vital role in the success and future of our Town, and

WHEREAS, the fourth grade teachers and Principal Hakim Jones, have shown great interest in assisting the Town with identifying and presenting their recommendation of an official Town mammal, fish, bird and tree before the ending of the school year,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby requests Ms. Marilyn Mulderry's fourth grade class to research and present their recommendation for an official Town Mammal, Mr. Sean Power's fourth grade class to research and present their recommendation for an official Town Fish, Ms. Mary Roger's fourth grade class to research and present their recommendation for an

official Town Bird and Ms. Carrie Sollien’s fourth grade class to research and present their recommendation for an official Town Tree.

Supervisor Flach stated that the next two resolutions related to an audit of the Town Justices and other various officials.

Councilwoman Rogers stated that she would be abstaining because she was absent at the time of the audit.

RES. #067-13 APPROVE ANNUAL AUDIT OF TOWN JUSTICES

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSTAIN 1 (Rogers) – ABSENT 1 (Dolan) – SO MOVED

WHEREAS, the Town Board must complete or have completed an audit in accordance with Town Law Section 123 and Section 2019-a of the Uniform Justice Court Act, of all Town Justices, and

WHEREAS, the Town Board has adopted an audit procedure, based on the Local Management Guide, Fiscal Oversight Responsibilities, published by the State of New York Office of the State Comptroller, on May 14, 2007 to be applied to the records of each Town Justice, and

WHEREAS, the Town Board has completed the audit on March 19, 2013,

NOW, THEREFORE, BE IT RESOLVED, the records of Town Justice Dardani have been reviewed by the following reviewers and have concluded as follows:

Board Member	Conclusion
Stephen Flach	See Attached Checklist / Comments
Dawn Rogers	Absent
Peter Masti	See Attached Checklist / Comments
Thomas Dolan	See Attached Checklist / Comments
Thomas Boehm	See Attached Checklist / Comments

BE IT FURTHER RESOLVED, the records of Town Justice Crandall have been reviewed by the following reviewers and have concluded as follows:

Board Member	Conclusion
Stephen Flach	See Attached Checklist / Comments
Dawn Rogers	Absent
Peter Masti	See Attached Checklist / Comments
Thomas Dolan	See Attached Checklist / Comments

RES. #068-13 APPROVE ANNUAL AUDIT OF TOWN OFFICIALS

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSTAIN 1 (Rogers) – ABSENT 1 (Dolan) – SO MOVED

WHEREAS, the Town Board must complete or have completed an audit in accordance with Section 123 of Town Law, of all Town Officials that handle cash, and

WHEREAS, the Town Board has adopted an audit procedure, based on the Local Management Guide – Fiscal Oversight Responsibilities, published by the State of New York Office of the State Comptroller, on May 14, 2007, to be applied to the records of each Town Official that handles cash, and

WHEREAS, the Town Board has completed an audit on March 19, 2013,

NOW, THEREFORE, BE IT RESOLVED, that the records of the Town Supervisor have been reviewed by the following reviewers and have concluded as follows:

Board Member	Conclusion
Stephen Flach	See Attached Checklist / Comments
Dawn Rogers	Absent
Peter Masti	See Attached Checklist / Comments
Thomas Dolan	See Attached Checklist / Comments

The records of the Town Clerk have been reviewed by the following reviewers and have concluded as follows:

Board Member	Conclusion
Stephen Flach	See Attached Checklist / Comments
Dawn Rogers	Absent
Peter Masti	See Attached Checklist / Comments
Thomas Dolan	See Attached Checklist / Comments

The records of the Receiver of Taxes have been reviewed by the following reviewers and have concluded as follows:

Board Member	Conclusion
Stephen Flach	See Attached Checklist / Comments
Dawn Rogers	Absent
Peter Masti	See Attached Checklist / Comments
Thomas Dolan	See Attached Checklist / Comments

The records of the Town Clerk’s collection of Water receipts have been reviewed by the following reviewers and have concluded as follows:

Board Member	Conclusion
Stephen Flach	See Attached Checklist / Comments
Dawn Rogers	Absent
Peter Masti	See Attached Checklist / Comments
Thomas Dolan	See Attached Checklist / Comments

The records of the Town Clerk’s collection of Sewer receipts have been reviewed by the following reviewers and have concluded as follows:

Board Member	Conclusion
Stephen Flach	See Attached Checklist / Comments
Dawn Rogers	Absent
Peter Masti	See Attached Checklist / Comments
Thomas Dolan	See Attached Checklist / Comments

RES. #069-13 APPROVE MARCH ABSTRACT
On motion of Councilwoman Rogers, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Dolan) – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby approve the following claims of vouchers for the March, 2013 Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	504-559	\$165,542.57

General	616-638,640-673,675-680,759	\$ 61,048.90
	General Total	\$226,591.47
POLICE FORFEITURE (A)		
Police Forfeiture Pre-Pay	560	\$ 50.35
Police Forfeiture	681	\$ 1,322.52
	Police Forfeiture Total	\$ 1,372.87
PART TOWN (B)		
Part Town Pre-Pay	561-575	\$176,436.46
Part Town	682	\$ 600.00
	Part Town Total	\$177,036.46
HIGHWAY(DB)		
Highway Pre-Pay	576-587	\$ 61,969.75
Highway	639,683-735	\$ 26,494.60
	Highway Total	\$ 88,464.35
SEWER (SS)		
Sewer Pre-Pay	588-607	\$ 20,945.84
Sewer	674,736-752	\$ 10,345.76
	Sewer Total	\$ 31,291.60
CAPITAL PROJ. (H30)		
Capital Projects H30	753-754	\$ 55,247.38
	Cap. Proj. H30 Total	\$ 55,247.38
CAPITAL PROJ. (H38)		
Capital Proj. H38	755-756	\$ 4,240.15
	Cap. Proj. H38 Total	\$ 4,240.15
CAPITAL PROJ. (H39)		
Capital Proj. H39	757-758	\$ 6,260.15
	Cap. Proj. H39 Total	\$ 6,260.15
	Total for All Funds	\$590,504.43
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	608-615	\$240,787.69
	Trust & Agcy. Total	\$240,787.69

TOWN BOARD WORKSHOPS / MEETINGS

- Planning Board Meeting, April 1, 2012, 7:00pm
- Public Hearing, April 8, 2013, 6:00pm
- Town Board Meeting, April 8, 2013, 7:00pm
- Town Board Workshop, April 16, 2013, 6:00pm
- ZBA Meeting, April 17, 2012, 7:00pm

- Town Board Meeting, April 22, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Chief Darlington stated that the Police Athletic League had their Annual Free-Throw and approximately 25 kids attended and it was a lot of fun.

Councilman Masti asked where it was held.

Chief Darlington stated that it was at the R-C-S High School.

Supervisor Flach asked who it was open to.

Chief Darlington stated that flyers were distributed at the elementary and middle school and the ages were 8-18 and next year they are going to look at potentially getting a school bus because an issue that they had is that kids in the Hamlet could not get up to the school and they are going to try and set up a bus route next year. He continued by saying that they have other programs coming up and they are looking to do a 5K Run and a Bicycle Rodeo in May and it is Police Officers and Dispatchers donating their time.

Supervisor Flach asked where people would find out about it.

Chief Darlington stated that it can be found on the coeymans.org website and the Pal Program and the Police Department is on Facebook.

Supervisor Flach asked if there were any other comments.

Town Clerk Millious stated that the Ravena Coeymans Historic Society is reserving Joralemon Park Pavilion and the fee of \$25.00 is going to be waived and continued by asking if they wanted to do it by motion.

Supervisor Flach stated that he would offer a motion.

MOTION

On motion of Supervisor Flach, seconded by Councilman Boehm, authorize waiving the fee for the Ravena Coeymans Historic Society for use of Joralemon Park.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Dolan) – SO MOVED

Councilman Boehm asked the date.

Town Clerk Millious stated that it is June 22nd for a picnic.

Town Clerk Millious continued by saying that she is getting toward the end of the tax collection and that payment will be accepted in person or postmarked on April 1, 2103 and within two weeks she will settle with the County.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that he is glad that the audit with the Rescue Squad is done and over and now they can move on. He continued by saying that he is excited about Reubenville and it sounds like a silly contest to some but it portrays the Town in a positive light and hopefully these type of activities, including the school and shared services, and PAL brings more positive attention to our community. He concluded by saying that there are a lot of great activities happening in Coeymans and part of their responsibility is to develop a sense of community and these things are important.

Supervisor Flach asked if there were any other comments.

Councilman Masti stated that Reubenville has gotten around and he even heard about it in Hudson from the EMS stopping in the hospital and added that if they are giving out \$30,000.00 worth of food to people who can use it, it is a good thing.

Supervisor Flach asked if there were any other comments.

Town Clerk Millious stated that it was nice to hear that Ravena was recognized on WGNA.

Supervisor Flach stated that WGNA made a song about Ravena last week and each week they do Small Town Thursdays. He added that it was good and if you didn't hear the song on the radio, you could hear it online and they did a part 2 that was only online. He then thanked the News Herald for doing a story on the trains that will be displayed from Coeymans Hollow to Coeymans Landing and there will be one at the Highway Garage in memory of Linda Bianca who had planned on painting one herself but she is no longer with us and one of the artists stepped up and did it. He concluded by saying that it will be great to see the trains because there is such a rich train heritage in the Town and Village.

Supervisor Flach asked if there were any other comments.

Councilman Masti stated that on behalf of several of the churches in town they are looking to have a National Day of Prayer at Coeymans Landing and he said he would ask if they could have their fee waived and it will be on May 2nd. He continued by saying that he took time to go through the Comprehensive Plan and what they have done is what was proposed back in 2005.

Ms. Sylvia Lawler from the audience interjected that the maps were added in 2011.

Councilman Masti stated that on page 24 it did say that they wanted to drop it down to five districts to simplify it and the last thing that he wants to do is endanger anyone's home and he is glad that the document that they paid tens of thousands of dollars for, they are starting to use.

Ms. Sylvia Lawler stated that if you look at New Scotland, they have 515 acres of industrial land and they just took 167 of those acres and turned it into R/A even though it is right near the railway and they are environmentally and ecologically sensitive areas and in the Town of Bethlehem they have expanded their 15 districts to about 27 and they have done a beautiful job.

Councilman Masti stated that he thinks that they can do a beautiful job with what they are doing.

Ms. Lawler stated that she thinks they can too if they take a step back but right now they are the laughing stock of Albany County and she defends our town. She continued by saying that none of them had seen the EAF and she has no idea who prepared it.

Supervisor Flach asked Councilman Masti if he was done.

Councilman Masti stated that he was.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that he had one more thing and added that he is not saying it to insult anyone but the Village is included in Reubenville.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn the meeting.

ADJOURNMENT

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the Town Board Meeting was adjourned.

Time – 8:25pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Public Hearing was held Monday, April 8, 2013 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Larry Conrad, Building Inspector / Code Enforcement Officer
Greg Darlington, Chief of Police

Supervisor Flach opened the Public Hearing and led the Pledge of Allegiance.

NOTICE OF PUBLIC HEARING

The following Notice of Public Hearing was published in the Town’s official newspaper the News Herald. Supervisor Flach asked that Town Clerk Millious read the Notice as well as the entire proposed law.

NOTICE OF PUBLIC HEARING

LEGAL NOTICE TOWN OF COEYMANS

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Coeymans will conduct a Public Hearing for the purpose of receiving comments on Proposed Local Law #1-13 “Town of Coeymans 2013 Zoning Map Modification Law”. The Public Hearing will be held on April 8, 2013 at 6:00pm prior to the Town Board Meeting at 18 Russell Avenue, Ravena, NY.

PROPOSED LOCAL LAW FOR 2013

A LOCAL LAW AMENDING CHAPTER 165 ZONING, OF THE CODES OF THE TOWN OF COEYMANS.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COEYMANS AS FOLLOWS:

§1 Title

This Local Law shall be known as the Town of Coeymans 2013 Zoning Map Modification Law of the Official Map of the Town of Coeymans.

§2 Statutory Authorization

This local law is hereby adopted pursuant to Municipal Home Rule section 10 and Town Law sections 264 and 273.

§3 Intent

The intent of this Local Law is to amend and replace sections 165-4, 165-5 of Article III located in Chapter 165 Zoning of the Town of Coeymans and all schedules and associated map. Since there have been no proper Zoning amendments since the 1961 zoning and maps were validated by a NYS Legislative act, (Chapter 377 of 1978) the

existing 1961 Zoning and maps became effective on June 19, 1978 and remain in effect today.

This map change is based on the 2011 Real Property Tax Parcels. These districts are intended to be maintained as shown in the event of any future subdivisions and/or mergers. These districts are parcel based.

The 2006 adopted Comprehensive Plan had also identified certain timelines for Implementation of Land Use & Zoning Goals and Strategies. This type of action was to be done within the next year and then ongoing. This map change eliminates some of the current districts and merges others, to clearly define and delineate the boundaries of this modification, as was noted in the Land Use & Zoning Strategies of the 2006 adopted Comprehensive Plan.

This change is also in accordance with the Economic Development Goals as noted in the 2006 adopted Comprehensive Plan which is noted as follows:

Goal #1 Foster the development of a vital business-friendly environment, both for existing businesses and new business enterprises.

Goals #2 Promote economic development that will expand and stabilize the Town's tax base while providing for a range of employment opportunities.

Goal #3 Retain and improve the Town's commercial and industrial base to expand the availability of goods and services to residents and tourists alike.

Goals #4 Foster the development tourism resources in the Town to strengthen the local economy and establish stewardship and preservation of the Town's unique resources.

The current R-A Residential/Agricultural District is one of the largest changes to allow for the Town's support of the existing farmlands, along with the Albany County recent Right to Farm Law of 2007. The Town of Coeymans is part of the Albany County Agricultural District #3. The area of North Coeymans is currently an R-1 District without any municipal sewer or water which requires larger lot areas to accommodate the Albany County Health Departments requirements for water and septic systems, similar to other areas of the Town's R-A District. This district has two large tracts of farmland that are also located in the Albany County Agricultural District #3, but the use of farming is not a listed principal use in the R-1 District. This area will be added to the R-A District, but will continue to be regulated by the dimensional requirements of the current R-1 District. The current Industrial I-3P District located between the NYS Thruway and the CSX railroad will be eliminated and this area will be made a part of the R-A District also. There is also a large tract of the R-4P District which is a planned residential district between the I-1 District west of CR 101 and the current R-A District to the eastern side. This R-4P district will be merged into the R-A District to maintain the current uses.

The Hamlet area is a combination of R-1, R-2, and R-A, CF-1, CF-2 and B-1 areas. These R-1, R-2, and R-A areas will be merged into a new R-L (Residential Low Density) District. These areas typically have municipal sewer and water available are generally smaller lots. This area is located close to the Hudson River and one of the Town Park's and the boat launch. The merger of some of the current districts will allow the area to maintain the historic nature. The R-3 District will also be merged in with the new R-L District to maintain the current uses.

The CF-1 and the B-1 District will be merged together into the CF-1 District to maintain and provide more flexibility of uses in these areas. These areas will also be able to encourage business to be developed.

The CF-2 District will be used to delineate the Town of Coeymans properties located outside of the Village of Ravena only. These areas currently include the Highway Departments buildings and lands, Parklands, Parking lots and the Town of Coeymans Hamlet Sewer District.

The next change is the I-1 Industrial District near the old brickyard and Frangella Mushroom properties. This area has been being used for both Industrial and Commercial uses for many years now as noted on the existing land use map of the adopted Comprehensive Plan of 2006. These properties were added to the already existing Industrial District of cement company property located to the north. This area is currently being used by JAT Construction, an under ground utilities construction company with heavy equipment, DR Trickey, which has industrial storage on site and heavy equipment, Tracey Welding, an industrial metal fabrication shop and Coeymans Recycling LLC, a permitted junkyard and recycling facility. The area along the western side of the River Road is currently an R-2 District, which is adjacent to the current industrial district to the north on property owned by the cement company. The area to the eastern side of River Road is the industrial property of the old brickyard now known as the Port of Coeymans. The remaining area of this change is part of an R-A district to the western side of the Frangella Mushroom property which is located next to the NYS Thruway and is now being used for both industrial and commercial purposes. The Industrial I-2 district will also be merged into the Industrial I-1 District to maintain all existing uses.

§4 List of districts.

For the purpose of promoting the economic development, health, safety and general welfare of the Town of Coeymans, the town is hereby divided into the following districts:

(R-A) Residential/Agricultural District: Areas of the Town designated as part of this district are characterized as important agricultural area, often having historic structures defined as those being 100 years or older, to be protected and preserved. As identified in the Comprehensive Plan and vision for the Town, the Residential Agricultural District's intent is to support and protect farming by stabilizing the agricultural land base. The agricultural zone is designed specifically to protect farmland as a non-renewable resource for future generations. This district shall merge all uses of the current R-1, R-2, R-3, R-4P and R-A districts and be regulated by the dimensional requirements of the current R-A District except the current R-1 District shall keep the existing dimensional requirements, in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

(R-L) Residential Low Density District: Areas of the Town designated as part of this district are characterized by traditional single-family, two-family and multi-family residential development and neighborhoods, often having historical structures defined as those being 100 years or older. The purpose of this district is to ensure that the general character of these neighborhoods is protected. This district shall merge all uses of the current R-1, R-2, and R-3 Districts and be regulated by the dimensional requirements of the current R-1 District in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

(CF-1) Community Facility: Areas of the Town designated as part of this district are intended to further enhance the Town of Coeymans riverfront and strengthen its perception as a "Riverfront Community." A balanced mix of appropriate uses, including high-density residential, commercial, and water-dependent recreational uses is envisioned for this District. A variety of nonresidential water-dependent and water-enhanced uses will be permitted in this area, subject to development standards including adequate buffering between incompatible uses and a review process, which will ensure that environmental and historic resources are protected. Careful consideration will be given to architectural design, building form, and signage to ensure new development retains the District's historic qualities and unique identity. This District shall merge the uses of the current CF-1 and B-1 Districts and be regulated by the dimensional requirements of the current CF-1 District in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

(CF-2) Town Properties: Areas of the town designated as part of this district will include all parklands and properties owned by the Town of Coeymans located throughout the entire town outside of the Village of Ravena. The current uses shall be replaced with Town owned properties and any associated uses approved by the Town Board from time to time.

(C-1P) Commercial District: Areas of the Town designated as part of this district to provide a transition area between residential uses along higher volume traffic corridors. The district encourages a land use pattern suitable for the development of professional and business offices and limited services, retail and commercial activities. This district shall be regulated by the current C-1P District in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 168-8 of Town Code.

(I) Industrial District: Areas of the Town designated as part of this district are deemed appropriate for general industrial and other appropriate nonresidential services and businesses. The purpose of this district is to provide areas for industrial uses primarily engaged in basic processing, assembling, and manufacturing of products from raw materials and with tolerable levels of noise, dust, odor, vibration, or smoke. The district is further intended to promote the existing uses and allow for the economic development of such general industrial land uses. This district will include a buffer area that shall have a minimum width of 100 feet from any residential district and the Coeymans Creek. Access for utilities and vehicular travel ways shall be allowed in buffer areas subject to Planning Board review during the site plan review process and/or subdivision review. Buffer areas will be designed to ensure that environmental resources are protected. Buffer areas required by this section shall in no way relieve properties from the requirements of any applicable federal or state laws or regulations related to buffer areas or setback restrictions including those involving the Hudson River or Coeymans Creek. This district shall merge all uses of the I-1 and I-2 Districts and be regulated by the I-1 District as referenced in Chapter 165 section 165-8 of Town Code.

(I-3P) & (I-B) Districts: The current Industrial I-3P District and the I-B Industrial Buffer shall be eliminated from the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

§5 Zoning Map:

The districts referred to above are shown on the map entitled, Town of Coeymans 2013 Zoning Map Modification, as adopted _____, 2013, and certified by the Town Clerk, which accompanies, with all explanatory matter thereon is hereby made a part of this Local Law. The zoning maps may be amended to the same manner as any other part of this law. Said maps, indicating the latest amendment, shall be kept up to date in the office of the Building Inspector/CEO and the Town Planning Board for the use and benefit of the people.

§6 Effective Date:

This Local Law shall take effect immediately upon the filing with the Department of State.

SUPERVISOR'S OPENING COMMENT

Supervisor Flach stated that they had a Public Hearing on March 11, 2013 and at that time they made a change to the map so they established another Public Hearing and the map was presented at that time and has also been available on the Town's website and the Town Clerk's Office since that time. He continued by saying that it is a Zoning Map Modification Law to change the Town of Coeymans Zoning Map according to the Comprehensive Plan. He concluded by saying that the Town Board will be taking comments from the public, will not be answering any questions and anyone wishing to comment needs to go to the microphone and state their name and names will be called as indicated on the sign-in sheet, comments should be kept within 3-5 minutes due to the number of those who are present and wish to speak.

PUBLIC COMMENT

Supervisor Flach invited Andrew Brick to comment.

Mr. Andrew Brick thanked the Town Board for the opportunity to speak to this issue as they did at the last Public Hearing and then complimented Town Clerk Millious on her reading of the proposed law, which was quick and she did a nice job. He continued by saying that he is an Attorney with the Law Firm of Donald Zee PC and he represents some people in the northeast corner of the town as well as representing the Port, P&M Brick, and Carver Laraway. He added that he made some comments at the last meeting, which he will not reiterate but he would like to reference the particular code that they are considering and when you look at the northeast area that is being proposed to be rezoned into the R/A, the Proposed Local Law specifically states that the intent to do that is to protect and sustain existing agricultural uses in that area, which is great and a laudable goal and they should be trying to do their best to support it as well as encourage new agriculture operations. He went on by saying that they would submit that changing it to R/A is not the most effective means to do that and granted in the existing R1, farming is not a permitted use but it is okay because under the NYS Agricultural & Markets Law you cannot restrict farming operations in a agricultural district through the Zoning Code and Section 305A says that they cannot utilize their zoning code to unreasonably restrict agricultural operations. He continued by saying that even though in that area of town there are existing agricultural operations, which by the terms of their very Local Law are in the District, they are protected even though they are not a permitted use, therefore there is no reason to change the zoning in that area particularly to protect the agriculture, which is a stated intent and already protected under the Agricultural & Markets Law and he will submit at the end of his comment a copy of that section of law as well as a court case that upholds that very same decision and if it is the basis for doing it, they would submit that it would better, more effective, make a lot of people happier and relieved if they leave that particular area of the town as R1. He added that he personally thinks that it is great that they are finally considering adopting a zoning map and he had some involvement representing the Zoning and Planning Boards a few years back and he saw their struggles and reiterated that it is great that the map is finally being considered and he would point out that amending the zoning regulations and map was a short-term goal and it has been 6 ½ years so they better get looking at the long-term ones if that is the kind of timeframe that they are looking at. He continued by saying that in terms of the R1, if they amend it to R/A, in effect what they are doing to everyone that does not meet the elements of the R/A is that they are making their properties a non-conforming use, which has two profound impacts on any property that becomes a non-conforming use because they don't comply with the new R/A zoning regulations. He added that it diminishes the value of their property and everyone would have the ability to grieve their taxes because they are now a non-conforming use so the assessed value needs to be lowered appropriately and more importantly, under the existing code, it is impossible and not permissible to expand a non-conforming use on a particular property and for instance if you have a 1,200 square foot ranch that has become a non-conforming use and you want to put a sun room on the back or add a bedroom, you would not be able to do that under the existing code because you would be a non-conforming use. He went on by saying that the Building Inspector said that he would not enforce that in that type of situation but that does not provide the level of safety and security that the people need and want and they would prefer that they carve out that particular neighborhood in the northeast section, which is Bennett Court, Fox Street and Ruby Lane, and leave it R1 for now and if it is important for them to have farming as a permitted use, from his way of thinking, this is the next discussion that has to take place and not just in that area but throughout the Town. He added that they consider a map and put it in place and the next step should be some Workshops because now that they have a map, they have to decide what uses should go where and the subsequent step to that would be Workshops on what supplemental regulations should they include to govern the uses and they would submit that the safest course of action to relieve the concerns of a good number of people would be to leave that particular section of the town R1 and because they are reducing the scope of the rezone, it would not require re-notice or a new Public Hearing and they would be keeping status quo in the area, which they could do under the existing procedure that they have in place and reiterated that they are requesting that they leave it as R1 at this juncture and the farming is protected. He went on by saying that since the last Public

Hearing he has been to a couple of meetings and he attended the Albany County Planning Board Meeting where they completely reversed their prior decision and deferred to local consideration based upon the efforts of the Town in responding to their initial comments from February and he compliments them on being that diligent and addressing the issues that quickly to the satisfaction of the Albany County Planning Board and there were some issues that arose at the meeting in terms of what maps were available on-line and there was some information provided to Albany County that was not completely correct but the information was online and he was able to demonstrate to the County that the maps were available. He continued by saying that he also attended the Town of Coeymans Planning Board Meeting last week where they sought to consider a recommendation to the Town Board on the map and rezone and irrespective of what they have been told, procedurally and legally nothing happened at that meeting and the only resolution that took place was a resolution to approve the map and nothing else and that resolution received 3 yes votes and 4 no votes so the resolution did not pass. He added by saying that the Planning Board then engaged in discussion amongst the members and they expressed seven individual opinions of where they are in terms of the zoning process and the Board at no time subsequent to that took a formal vote to either recommend or not recommend, approve or disapprove and reiterated that there was no subsequent action and procedurally what they have from the Planning is no recommendation with the possibility of seven subjective opinions from the individual Board members and there were no Board determination made at that Meeting. He went on by saying that in terms of the industrial uses, as it is stated in the Code there are existing approved industrial uses in the area by the Port and they have been approved and they were approved by Special Use Permits or Variances over the years and they are actually listed out by name in the Local Law and they exist, are legal, have been approved and have been there for years and what is being proposed in that area is to simply conform the Zoning Map to recognize that there are approved industrial uses in that area and reiterated that this is all that is taking place and they are not creating new industrial uses in that particular area. He continued by saying that one of the most important components of this proposed change, and he thinks a basis of it is back in 2006 when the Comprehensive Plan was enacted, is under the proposed map the Industrial 3P Zoning, the Landfill Zoning is being removed and one of the things that gets lost in the proposal is that the ability to site a landfill in that particular area as it exists on the existing zoning map, is being eliminated and that area is being proposed so landfills would not be a permitted use in that particular area and it is laudable because people fought for that for a long time and it is great that it is finally taking place. He added that at the last meeting people were talking about assessed values and how industry or industrial uses could decrease the tax base and in looking at the Comprehensive Plan there is a chart of land use category by assessed value and industrial zoned land comprises 12.6% of the total land of the Town and the assessed value of that land comprises 63.5% of the total assessed value of the Town so there is 12% of land paying .63 on a dollar in terms of assessed value and from that very number alone he would think as a taxpayer of the community, you would want to increase the available industrial land because the more industrial land that comes in, the more the 63% of assessed value would go up and theoretically everyone else's should drop. He concluded by saying that people are saying that industrial drives people out and reduces property value when the industrial uses in this town are actually paying 63.5% of the assessed value for their property and he will be giving a copy of that to the Board.

Supervisor Flach thanked Mr. Brick and then invited the next person wishing to comment to the microphone.

Mr. Dale Hitchcock stated that he currently owns one property in the Town of Coeymans which is on River Road and is the former Malphrus property. He added that he is currently looking in to putting a bakery, store and fueling station where the diner was on the property and he also has a business at 1650 Rte. 9W where the Quaker State building was and he is currently running a transfer facility, which he has been running for six years. He added that he just wanted to let people know who he is and what he wants to do, which will also help the tax base in the Town of Coeymans by adding not only jobs but a place that he feels will be beneficial to this area.

Supervisor Flach thanked Mr. Hitchcock and then invited the next person wishing to comment to the microphone.

Ms. Ginny Pearson thanked the Town Board for their time last week when she was at the Town Board Meeting representing the Rescue Squad and she appreciated all of the time that they gave her. She added that as most know she is not a frequent speaker and only voices her opinion when she has heard and heard and heard again and she has been at meetings and feels as though voices have been heard but there have not been very many at the meetings that she has been to. She continued by saying that they should not waste their time on negativity in our town, there has been enough and they need to move on and going back as far as she can remember they have been a working person, industrial town that prides itself on being just that, a working person town and obviously the Board believes in that because they have instituted the train display for the town, which exemplifies just who they are. She went on by saying that everyone in the town wants it to grow, they want the best for our schools, the best employment and expansion and she does not know a soul who would not agree with her on this and then asked how they could possibly attain this if they are not allowed to grow and keep their industries. She added that they don't want to discourage industry and asked that everyone take a look at what Mr. Laraway's companies have contributed to the town's economy and then asked if the 15-20 speakers who she had heard before, would stop to think about what additional jobs have been created and what has been done for this community and what the additional 100's of jobs at a precast company do for our town. She continued by saying that Mr. Laraway's companies have come and will continue to follow the strictest degree of the ENCON regulations and they now have a proposed Local Law in front of them and they need to get on with it before its too late and get it on its way and she has heard at meetings that people want the riverfront to be known for its fine parks, etc. and right now she cannot think of a finer recognition than to be known as the greatest Port on the Hudson River. She went on by saying that few of them know what is going on at their fine Port and all they need to do is ask and they will proudly explain it and enlighten them and just because they are not pompous and don't pat themselves on the back for what they have done or for what they are doing doesn't mean that they are not doing their job. She concluded by saying that people should look at the site from Rte. 144 and compare it to when it was the brickyard where many of their parents and grandparents proudly worked and to also look at the berm built by Carver and Company and admire the proud American flag flying there and reiterated that they need to move on.

Supervisor Flach thanked Ms. Pearson and then invited the next person wishing to comment to the microphone.

Ms. Cynthia Kunz stated that she lives in the Hamlet of Coeymans and she has several issues with the proposed amendment to Chapter 165 Zoning of the Town of Coeymans. She continued by saying that the zoning map is complete only when you look at the map and you see the district descriptions, uses, regulations and the use of buffering between more and less intrusive uses, and they are so close to that, they just need to finish it and do that part of it and move on. She added that in reviewing the Comprehensive Plan, she notes that there are goals and strategies for future development and in fact there are 60 pages of them and the goals must be looked at in context with the whole and ignoring all other goals and focusing on only one is incorrect. She went on by saying that to look at economic development without addressing the goals of residential, environment, and transportation fails at the very concept that makes the Comprehensive Plan a good document and they are all ways of doing it and they have to look at it all. She continued by saying that the document was written by many residents and was written after residents participated from all walks of life, areas of the town and ages to the point of having high-school groups participating and it is their guide for the future and a gift to future generations and it has to be followed responsibly. She added that she has a list of what she considers blunders that she wanted to share and she does not want to see them repeated by not doing the zoning correctly and they are as follows:

1. The Alcove Reservoir – how has it worked out for the Town and has the Town really gotten anything out of it? How about the people that live by it, are they happy with it? It seems to her that the Town is not getting what they should have gotten.
2. Dredge Spoils – They filled in the land between Barren Island and the border of the Hamlet of Coeymans and people fought valiantly against it and she was told that Mr. Harry Niles spent all of his money trying to fight it and one of the

reasons that he fought it was that he believed that it would forever change the waterfront, which it did. He believed that the trees would grow up and there they sat on one of the greatest natural resources in North America and people who had beautiful views of the river, no longer had them and it is what happened so in fairness to Harry Niles, it was a blunder. Barren Island was a treasure for the Mohican Indians and when the Dutch came, it was the entrance into Rensselaerswyck and you had to lower your flag because it was like entering a new country and the history there is unbelievable. The Briggs family had an amusement park that was well known up and down the Hudson and in studying the history of the Hudson River Valley and Albany County you will find references to Barren Island. Hudson River day liners went to Barren Island and it was quite the spot with a dance hall. What did the Town of Coeymans do they put a Sewer Plant there, another blunder.

She continued by saying that they should not make zoning a blunder and it should be done correctly and responsibly with a balance between business, industry, and residential all done within the protection of our natural resources, Coeymans Creek, Hannacroix Creek and the Hudson Valley. She added that the Town is a treasure, the viewsheds in this town are a treasure and Coeymans Hollow is what made Thomas Cole a famous Hudson River painter and reiterated that they are treasures that need to be protected and there needs to be a balance and then asked that the Town Board act responsibly and do it correctly. She concluded by saying that she is not against zoning and she is not against industry but it has to be done responsibly and they have a good start on it, now they need to finish it.

Supervisor Flach thanked Ms. Kunz and then invited the next person wishing to comment to the microphone.

Dr. Reverend D. Roxanne Jones-Booth stated that she stands there as a leader of a faith community of people who are greatly impacted by the area to be known as industrial and they are very much aware of the industrial work that takes place in the area right next to where her church is located and they have known it to be industrial because many of the people had attended and worshipped in the last house of worship in the Hamlet of Coeymans and they worked in both the Mushroom Plant and Brickyard and the reason why Riverview Baptist is located there is because the men and women who worked in the Brickyard started a prayer group, which grew into a worshiping congregation. She continued by saying that three bricks that were produced from the brickyard along with \$3.00 that came from the congregation were the foundations of that building that has been sitting there since 1926 so they have a vested interest in the Hamlet of Coeymans and they know that their roots go down very deep just like a tree planted by the river and when the roots go down deep, the tree is going no where. She added that they are very much concerned about the industry that goes in that area of which they all know it to be an industrial place and she was very much involved in finding out what was actually happening with rezoning as a result of going to church on Sunday March 3rd and opening a letter from the Town Board announcing a Public Hearing to be held on March 11th and she didn't really look into what the Public Hearing would be but on Monday, March 4th she went online to the Town of Coeymans and sought out what was happening with regard to rezoning. She continued by saying that on March 4th she saw a map on the Town's website that indicated the draft map had gone to the Albany County Planning Board and that it would be discussed at a Planning Board Meeting so on March 4th she attended the Planning Board Meeting with a draft map of rezoning trying to get ready and prepare for the Public Hearing on March 11th and at the meeting she found out that the Planning Board was not even aware that the map had been sent to the Albany County Planning Board and she was confused and yet she was trying to get some information. She went on by saying that as a result of that meeting on March 4th she was very much confused about rezoning and what the Town was proposing and because she was given a letter stating that there would be a Public Hearing on March 11th, she went to the Public Hearing and was further confused because the map that she had downloaded on March 4th from the Town's website was not the same map the very next week and she was totally confused so she began to think that somehow they need to know what is going on because the information that she had been getting at the Planning Board Meeting and Town Board Meeting was very confusing. She continued by saying that at the close of the

Public Hearing on March 11th she took it upon herself, after a suggestion from the Town Supervisor who said that people should talk with Mr. Laraway and she approached Mr. Laraway and he was more than happy to agree to come and talk to the faith community at Riverview Church to let them know what his plans were and he did come on Tuesday, April 2nd and he explained exactly what he was going to do and how the area was already designated industrial and how it was going to impact Riverview. She added that he let them know that his plans are to put up a berm at the end of their property and the beginning of his so where they are would become a cul-de-sac and he let them know about a bridge that would be built from what is known as the former Mushroom Plant and go over the creek connecting to Rte. 144 and heading right into the Port of Coeymans and the plans for building the bridge and everything that he is proposing to do is on its way and it is a ball rolling and he projects that by September the bridge will be in and he told them about jobs that would be available in the Town of Coeymans and of the jobs that the many businesses that would come and be a part of the industrial park would provide for the Town. She went on by saying that they also at Riverview have plans for development and they welcome the whole idea of industry coming to provide jobs and stability for the Town and particularly for the Hamlet of Coeymans because they know it is much needed but their concern is, just like all of their neighbors, is they want to make sure that their Hamlet is going to be a place where people can live safely, where the environment is protected and that the industries going in to the industrial park will be industries that will not pollute the waters and industries that will not impact the environment in the area and they want to make sure that what is going into the industrial zone, which will be right next to their place of worship, is not going to be detrimental to the community. She continued by saying that industry is fine and they appreciate it but they want to be a part of what is taking place and as it stands now, zoning is what is happening and the maps have been rezoned but the uses of the areas has not been defined and then asked if they can in any way convince the Town Board to slow down on voting for the existing map until the definitely know what the uses of the area will be. She added that they are thankful for Mr. Laraway coming to let them know what is happening and they understand now that industry is coming, it is there, it has been there since they have been since 1926 but they want to know as they move forward, what type of industry and what the uses will be for that area. She continued by saying that they are grateful that a road is being proposed to be cut off right in front of their church and they will become a cul-de-sac and they won't have trucks going up and down the road and it will be beautified and they have no reason to doubt what Mr. Laraway tells them but they have every reason to believe that they need to slow down the rezoning proposal and they need to look at the uses of the industrial site and they need to include the residents because right now they have not been included in the discussion of what will greatly impact them and the community. She concluded by saying that when she and her husband came here in 2010, one of the first things that they did was come to Town Hall to meet with the then Supervisor and in 2010 the Supervisor made a comment about where their home and place of worship is and the comment was that the Hamlet is the armpit of the Town, which she finds very offensive and she prays to God that the Town does not think of another part of the town as an armpit and if they do think that way, they think that people don't matter and in a world in which everybody needs everyone else, everybody matters so they need to slow down and let the community that is most affected by industry help to draw the lines for usage before this plan is voted on.

Supervisor Flach thanked Dr. Reverend Jones-Booth and then invited the next person wishing to comment to the microphone.

Ms. Ann Marie Vadney stated that she wanted to say that she hopes that no one takes some of her comments personally because she thinks that they seem to be running off the track again by trying to propose new zoning, new laws, based on a 2006 Comprehensive Plan and she is sure that people had good intentions when they designed and developed the Plan but it is very clear that it has not worked and they only have one high point as a result of the Plan, which is the Port of Coeymans and hopefully they will continue to expand the industrial and commercial areas. She continued by saying that with the proposed zoning she has a lot of questions, only because it is based on the Comprehensive Plan and additional compliance and they have pulled out the Sign Law as well as the Site Development Planning Process and they really have to take a look at if they want to continue trying to work with a document that they have not had a whole lot

of luck with or do they want to evolve and design a proposal that truly meets the needs of our community, both individuals and business because she is pro for both. She added that they need to do something dramatic and different from other regions and other regions may have this typical zoning process but obviously something has not worked here in the past 6-7 years and if they are going to take more time to determine what it is suppose to be and that they do not prevent anyone from developing any type of business in our town and she thinks that they need site development process functions without the Zoning Board to ensure that businesses, whether industrial, commercial or someone renovating a house, can address their needs as well as comply with the codes, regulations, etc. She went on by saying that she thinks that there are other issues that also have to be addressed in addition to the zoning because here they have the zoning with the Village in the middle and they don't have a Main Street in the Town of Coeymans, Main Street is in the Village and she would ask that some type of information be shared with the community as to what the Mayor is doing to encourage development within the Village and even with all of the hard work that they have in the Town, they still have the Village and based on her understanding not much gets through there in regard to any kind of business nor does anyone want to develop any business on Main Street because it doesn't look to good. She continued by saying that she is curious about those answers because it is also her understanding a lot of times they have industries that are developing projects in the Town of Coeymans who want to run sewer and water lines, which are things that they need to develop residential, commercial and industrial and when there is not some type of working relationship, that is not going to happen and we are stuck in the muck in the Town of Coeymans because of what is happening in that middle area. She went on by saying that she had sat at many Planning Board Meetings and they did go over the uses and she knows that it would be innovative not to have 8 pages of uses and have some type of process where they can use some common sense and have public elected officials who are really interested in benefiting our community and really focus on development and getting people to move back in because she does not think that they are going to grow at all if they don't keep industry and provide jobs so people that want to buy the 75-80 houses that are on the market right now. She concluded by saying that it will initiate small businesses opening and they really have to look closely at how they do this planning, zoning process and what is included in it and if they have to have all these regulations because it is at a point where there are so many regulations everywhere, State, Federal, and Town and she thinks that they need to be user friendly and understand what is already in existence.

Supervisor Flach thanked Ms. Vadney and then invited the next person wishing to comment to the microphone.

Mr. Dominic Bruno stated that he is a life long resident of the Hamlet of Coeymans and has lived there his entire life and he will restrict his comments to the industrial section of the plan and he hopes that the Town can come to some agreement with the folks in North Coeymans as to that part of the zoning. He added that when he grew up on Main Street in Coeymans, there were two businesses, one in the area where Mr. Laraway is proposing, which was the former Mushroom Plant and P&M Brick and they coexisted and interacted with no issues and in addition to that there were two churches in the Hamlet, three grocery stores, three bar/restaurants, a law office, barber shop and marina and most of them went away, the Mushroom Plant and brickyard are gone and most of the businesses dried up so anything that they can do to bring business into the community would be a help and he agrees that there are times when the loading of the ships at the Port can be a little loud at night and hopefully some resolution can come to that. He continued by saying that there were two service stations that are also gone and so are the auto mechanics and one of the sites became the Coeymans Fire Department, which has been a vast improvement to the entry into the Hamlet and hopefully they can move forward and bring this to fruition and he is not a spokesman for the Fire Company, he is a member of the Fire Company. He concluded by saying that as a member of the Coeymans Fire Company they he had the opportunity to tour the Port of Coeymans and they have been very accommodating and they also made some suggestions, which they acted on and two years ago they had a river rescue in the middle of the winter when someone apparently fell off a bridge and their boat was not in the water and immediately the Port dispatched their tug boat with the Fire Company Dive Team and they were able to set up a rescue

operation with no questions asked and he believes that they want to be part of the community and he hopes that they can help support them.

Supervisor Flach thanked Mr. Bruno and then invited the next person wishing to comment to the microphone.

Mr. Vernon Pitts stated that he came to Ravena 30 years ago and in 1996 he joined the Riverview Baptist Church and he has been very proud of it and he would hate to see anything interfere with the church and he is on the Trustee Board Baptist so he knows what goes on at the church and they are a very God minded church and want to do things right for the community. He added that he traveled all over the country before coming to New York and he has seen towns have someone come in, build something and then leave and then the towns went dead and it even happened in his own home town back in Colorado and it is dead now because a flash in the pan industry came and went. He continued by saying that if you don't have something that is concrete and set in stone there is no sense in even talking about it and they are doing something half-cocked hoping that it works out and he is saying to all of them to remember that it don't work unless they make it work. He concluded by saying that Riverview has been a home for him since 1996, his wife goes to St. Patrick Church and they work with each other on the churches and they believe that God has no preference of church or race and he has been very happy to be a part of this community.

Supervisor Flach thanked Mr. Pitts and then invited the next person wishing to comment to the microphone.

Ms. Sylvia Lawler stated that she had not planned on speaking but she wanted to respond to a couple things that Mr. Brick had said. She continued by saying that it is true that the revised map and the revisions that were sent in to the Albany County Planning Board the second time around did come back with a deferral to local jurisdiction rather than a disapproval and a deferral is not an approval and there were 8 recommendations, which were very strong recommendations and they don't read very much differently from the 9 points that were made when they gave a disapproval so they are not exactly endorsing the Town. She added that Mr. Brick was at the Planning Board Meeting as she was and it is true that the Planning Board Members voted on the map and perhaps they didn't vote on their letter of recommendation to the Town Board and she thinks that they asked Cynthia Kunz if she could draft something and they could have input so if there is an illegality because they didn't vote on that, and it is what Mr. Brick calls a non-recommendation, she would have to say that this a non Public Hearing because when the Town Board takes it upon themselves, which they have a right to do under 165-15, and appoint themselves Lead Agency and submits to the Albany County Planning Board, then what they do have to do is receive an advisory report from their own Planning Board. She went on by saying that the Planning Board was given notice on March 12th so their letter was due on April 12th and the Planning Board in good faith submitted it prior to this Public Hearing but since it is a non recommendation this would be a non Public Hearing and if they are going to speak to protocol, they don't have a legal EAF because the EAF is a State form and filling it out does not vary from municipality to municipality and as the Lead Agency only two members, the Supervisor and one other member of the Board had any knowledge of the EAF and the other three did not participate in filling out the EAF. She reiterated that she would think that, therefore because it is possibly not an official Public Hearing because they don't have a legal EAF, which she believes has to be done at an open meeting and she is saying what is good for the goose is good for the gander.

Supervisor Flach thanked Ms. Lawler and then invited the next person wishing to comment to the microphone.

Ms. JoAnn Segal stated that Sylvia Lawler had just spoke to what she was going to speak about and added that someone should correct them if she is wrong in that the entire Town Board as Lead Agency did not know about the first map submitted to the Albany County Planning Board and did not see the second map and submission and the Environmental Assessment Form was not completed at a Public Hearing for the first map and never completed for the second map so therefore the two failures of proper procedure

mean that this can only be an unofficial Public Hearing yet again. She concluded by saying that if counsel wants to correct her then maybe people will stop speaking and wait for the real official Public Hearing to make their comments.

Supervisor Flach stated that he would like to make a statement that as the Supervisor, according to Town Law can call a Public Hearing to make a worm the official animal of the Town of Coeymans so any Public Hearing that the Supervisor brings forth is an official public meeting according to Town Law. He added that there may be some discrepancies with what some folks are saying but it does not make it an unofficial Public Hearing and as far as other legal things they can ask counsel to look into that. He reiterated that he can call an official Public Hearing for anything whether there are statements or different things that someone objects to or may seem not right does not make it an unofficial Public Hearing and whether they have to have another one or not this is an official Public Hearing.

Supervisor Flach invited the next person wishing to comment to the microphone.

Mr. Donald Zee stated that his law partner Andy Brick spoke earlier and he wanted to point out that as Supervisor Flach had said, it is an official Public Hearing and it is his understanding that a long-form EAF has been proposed though it has not been acted upon by the Town and you don't have to act on it prior to the setting of the Public Hearing and with regard to the Notice requirements, you do not have to have the actual responses from the Planning Board and prior to having the Public Hearing set and for the Board's information he has appeared before 67 different municipalities seeking governmental approval and he has seen various Boards act and he believes that they are acting in an appropriate manner. He added that in going back to some of the comments and in looking at the Comprehensive Plan, as some had indicated it has been 6 ½ years, his clients have owned the property known as the Port of Coeymans and the former Powell & Minnock Brick Plant for close to 11 years and they have approached the Town a variety of times seeking zoning changes because they believe firmly that this town is ready to grow from a commercial and industrial standpoint and they believe that firmly because they have been approached on behalf of them as counsel, by various companies who want to come to this area and establish their roots and one company, who he believes was at a previous Town Board Meeting and he wants to leave the City of Pittsburg and bring several hundred jobs to this area. He continued by saying that they are also talking to three companies that have been approved by the State of New York to build the Tappen Zee Bridge and they are interested in locating here and bringing in somewhere from 300-500 jobs and the bridge building for the Tappen Zee won't be forever but if people recall in the past three years by the Thruway Authority, various municipalities and DOT have inspected bridges in the State of New York and in the neighborhood of 60% of the bridges need work and the Port of Coeymans wants to be part of the bridge building center of the northeast. He went on by saying that they are talking to entities not only New York related but also the Bayonne New Jersey bridge and they are looking to rebuild the bridge nearby because it is so low that the big tankers can't get into New Jersey and one of the companies is talking about bringing in equipment that can lift 1,000 tons in one shot because they need pieces that big to be built on the land at the Port and the adjoining properties so that they can float them down the Hudson River and it is being proposed right now but the companies are very reluctant to come into the Town of Coeymans without knowing the fact that the property is rezoned. He added that there are already permitted uses for industrial that exist but they deal with attorneys and attorneys like to see zoning maps and want to know officially that the property is zoned for the permitted type uses. He added that in looking at the Comprehensive Plan one of the things talked about is that the Town needs to market itself and it needs to put itself out there to attract other industries, businesses and other types of activities that are positive and he just want to point out that on Wikipedia under Coeymans New York the second paragraph says that the Powell & Minnock Brick Yard, just north of the Hamlet on Rt. 144, was used as the assembly site for a new swing span for the 145th Street Bridge in 2006, so bridge making has already made Coeymans a name and it also talks about the job creation in saying that the Economy of Coeymans is driven largely by Lafarge Cement Plant, and Port of Coeymans. He went on by saying that he does not know the public and members of the community felt but he knows when the national and international news took pictures of the bridge floating down from the Port, the owners of

the bridge felt proud that they participated in that and in 100 years when the Tappen Zee Bridge needs to be done over again they will ask where the bridge was built the last time, which was Coeymans. He added that in regard to the discussions about slowing down, it has been 6 ½ years, people are concerned about industrial uses and development and they recognize that and fortunately there are a lot of regulations and if they didn't have regulations people wouldn't need to hire attorneys like himself and there is the EPA, Army Corp, DEC as well as them having the Department of Health, County and Town and they don't want to circumvent any of those entities, they just want to be able to say that the map and uses of industrial purposes are permitted on the lands they are talking about, which is not just the Port of Coeymans because Mr. Biers is present who owns land nearby and they believe that all of the land should be developed for commercial and industrial purposes. He continued by saying that besides the industrial uses that have approached them, they have also been approached by a restaurateur because if the development occurs as they hope will occur, there are people that want to come in with a restaurant because they know there are people that are going to be working at the facility that need to eat and they might not want to bring in their lunch everyday and the ships will be there more than 7:30am to 3:30pm. He went on by saying that some of the companies that want to be there were asked if they are going to hire local employees and the answer was yes as well as asking about truck travel and how they will travel and whether they will commit to when they are exiting the facility to go north only and not go through the Hamlet and their responses were yes and those are things that would occur during a Site Plan Review Process. He added that because of the concern with regard to the Hamlet and its safety this is why Mr. Laraway is talking about building a bridge to eliminate that curvature and they could develop the property without it but they don't want to adversely impact the church and the residents in that area and that is why they are talking about spending several hundreds of thousands of dollars in just material, which does not include the permitting process to potentially build a new bridge to eliminate that severe turn as vehicles are exiting from the Trickey area and some of what will transpire would be subject to the Town Board's approval and when they talk about building the cul-de-sac, part of the road is currently a public road and they would ask the Town to consider if and when they are able to build the cul-de-sac, will allow for the abandoning of the street because without the abandonment of the street, it maintains its public status. He continued by saying that if you look at the 2010 census for the Town, it is interesting in that there are very few communities that has lost population over the last ten years and this town has lost over 1,000 residents over the past 10 years and if this community wants to thrive, they need to be able to draw more people in and the only way that they draw more people in is by having more industry and more jobs and if you look at the people who live in the community and in looking at the demographics it turns out that the median age of the population in the Town of Coeymans in 2000 was 35.9 years of age and today it is 40.5, which means that the Town population is getting older and in looking at the percentage of people over 55 it was 20% in 2000, today it is 27% in looking at the youth, the population 14 and under in 2000 was 23% and today it is 19%. He went on by saying that there are less children in the community and more older people so they need to attract more families and it is also interesting to know that the vacancy rate for housing in the Town has stayed the same at approximately 10%. He added that with regard to the Village, they agree with Ms. Vadney that there needs to be communication between the Village and the Town and Mr. Laraway met with Village officials within the past two weeks to talk about infrastructure and infrastructure improvements and how better to assist in for example water pressures down on Riverview Road, looping the water and sewer lines and right now an improvement that they are doing on the Trickey property right now is that they are assisting the Town with the I&I issues with DEC and have met with DEC in making the improvements at their own expense because they believe it is for the betterment of the Town even though they are waiting for the hopeful rezone. He continued by saying that they recognize that this is a major step for the Town, otherwise it would not have taken 6 ½ years to get to this point and they are asking that the Town consider in the very near future voting on the rezone as well as welcoming the opportunity to have a workshop session on uses at Town Hall and invite the public in and they will have a stenographer to take comments from the public about what uses the public feels are appropriate in the various zones in the town. He concluded by saying that they understand the public's concerns and as others had said, Carver is the type of person who follows through and they welcome the opportunity to be in this town, they believe that it is a great place and business can thrive here and in the near future they hope that

the Town Board will consider voting on this matter because they have been holding off on signing leases and contracts with a lot of people because they don't know what is going to happen and to a certain degree it is a little unfair because 6 1/2 years is a long time to be waiting on a Comprehensive Plan and they waited beforehand for the Comprehensive Plan to be passed and adopted.

Supervisor Flach thanked Attorney Zee and then invited the next person wishing to comment to the microphone.

Mr. David Flach stated that he lives at 353 Blodgett Road and he is one of the 23% that Mr. Zee had talked about and has been in the Town for 70 years and owns quite a bit of property in the Town of Coeymans and he thanks God for Mr. Laraway. He continued by saying that his first job was with Atlantic Cement in 1963 and in working there he learned a trade, bought his first home and worked 16 hours a day, seven days a week and he also bought his first new truck and motorcycle. He added that it was a blessing for him but there was a lot of controversy in the beginning about Atlantic Cement and everyone thought that they were going to die from cement poisoning and all of these different things and it went from being Atlantic Cement to Blue Circle and now to now Lafarge and they have done a real good job. He concluded by saying that Mr. Laraway is spending millions of dollars to benefit our town and as a very intelligent Town Board he hopes that they can get this done.

Supervisor Flach thanked Mr. Flach and then invited the next person wishing to comment to the microphone.

Mr. Lawler read the following:

The process of reviewing the proposed changes in the zoning map for many of us has been an engaging and actually a very positive experience. As we know zoning defines what we are and what we want to be as a town and community and this process if handled appropriately promises to be a very positive experience which moves the town forward toward a vibrant community with secure and prosperous residential, agricultural and a business community together. The process by which we talked about these proposed changes had already been discussed and I will not comment on them but given that context, the proposal has engaged this community in remarkable and in many respects a very positive way. Discussions between elected officials, community leaders, residents and business leaders over the past several weeks have been productive and positive. I personally have found our meetings with industry leaders, community residents and Town Officials most productive and it has been very, very positive and after the extensive discussions I am convinced that they can move forward in creating a zoning map, definitions, and a Code of Enforcement that will serve the community and business and protect our neighborhoods and environment in a timely and constructive way. We are working to establish an ad-hoc group of community residents, business leaders, the farming community and professional regional planners that is committed to support the Planning Board, Zoning Board and Town Board in moving toward a process that incorporates the Comprehensive Plan in these important zoning decisions in a timely and responsible fashion. In conclusion, this process if handled properly promises to bring our residential, agricultural and business communities closer in alignment toward a vision for our community that benefits all stake holders and we can do it in a timely and effective fashion not in three years, not in two years, not in one year, but in a timely fashion.

Supervisor Flach thanked Mr. Lawler and then invited the next person wishing to comment to the microphone.

Mr. Carver Laraway stated that in the past two weeks he has met with several members of the community working together as Mr. Zee had said and added that he is very proud to be the leader of this bridge building and industry putting people back to work in trying to turn it from a loss to gaining it back and in working with the community in the past few weeks they realized that they are all working for one good, to improve the area where they live and putting people back to work. He added that the meetings were great and they walked away much more positive and hopefully they can communicate within themselves because communication is the secret to it all and he believes that they should

have workshops and this could help with some grants and the riverfront property and there was a grant that they almost had for $\frac{3}{4}$ of a million dollars but unfortunately they were turned down. He continued by saying that this can improve the sewer, water and highways and they are doing well without any grants from the State and what they are looking for is for the grants to be utilized within them and maybe they can take some of the money that was going to be tax dollars and earmark some for the riverfront revitalization. He went on by saying that grants are out there and working with the community they can go for these things and he will pay for it and they are also talking about working with some of the areas in the Village as well and the key is communication and he knows that everyone there is for the good of the community, which he is proud to be a member of and he is doing his part in trying to put people back to work and in doing whatever he can do to help. He concluded by saying that he tries to be a man of his word, which he has been so far and his thought is that they need to move forward with it so they don't miss some of the opportunities and they do have to make sure it is right and in working together they will make mistakes because everyone makes mistakes but they will work together to improve them and they won't make them twice and it is as simple as that.

Supervisor Flach thanked Mr. Laraway and then invited the next person wishing to comment to the microphone.

Mr. Laszlo Polyak stated that he lives in the Village and he wanted to remind people that a couple of years ago there was what was called a perfect storm where there was a lot of clanging and banging and people were up until 3:00 am in the morning and what he likes about Mr. Laraway is that when they approached him they didn't have to go through any legal wrangling and the next day he rectified the issue and this is the kind of business leaders that we need in the community. He continued by saying that it is not until the water is turned on from the Village and he means really turned on that they are going to grow and he does not want to be the Mayor but if he were the Mayor he would turn it on because he would get the small businesses in the Village and get the sales tax. He added that the Town may put a thousand homes in the Hollow and some industrial businesses along the river and various restaurants and parks and this is how he would envision working on it because he would get the sales tax money as the Mayor. He reiterated that they have to turn the water on because it is the life blood of any community and with that 5 million gallons guaranteed to this community for approximately \$18.00 from a 100 year old contract, the amount of money that you can make in doing just industrial is mind boggling and he wanted to remind everyone that 15-20 years ago Clifton Park was sand dunes and it grew so fast that they had to build two exits.

Supervisor Flach thanked Mr. Polyak and then invited the next person wishing to comment to the microphone.

Ms. Donna Pasquini stated that she lives in the Hamlet in the so called arm pit and has lived there for 35 years and she does not think that she has heard anyone in the room say that they are against business and industrial and what she thinks people are saying is that they are against the way the maps were presented, the way it was written and the way it was shoved at them and they were kept in the dark and knew nothing until all of the meetings. She added that they all know that as residents they are afraid of having the wool pulled over their eyes, which happens with political things all the time and the residents want to be informed and they are not against Carver and are all for the industrial and the only problem that she has in reading the law is that there is only a 25 foot buffer between residential and industrial, which is not very much.

Supervisor Flach interjected that it is 100 feet.

Ms. Pasquini stated that it was 25 when she read it.

Supervisor Flach stated that it was 25 but was changed to 100.

Ms. Pasquini stated that she thought 25 feet was strange because she had to have 35 feet between the end of her porch and the sidewalk and she did question it and was told that it was that in the previous law, which didn't make it right and this was her only concern.

She added that as a resident she is not against Carver, she would love to see the business come in and she would love to see the Hamlet come up again but she would like the maps to be presented a little bit better and people need to be more informed as residents so they are not scared about what might be going on behind closed doors.

Supervisor Flach thanked Ms. Pasquini and then invited the next person wishing to comment to the microphone.

Ms. Mary Driscoll stated that she was not born in the Town of Coeymans and is not a native of the Town but has seen a lot during the past 48 years and became interested in the history of Coeymans and evidently the Indians were here first and then some people came on a boat and landed in the Hamlet of Coeymans and in turn the Hamlet was developed. She continued by saying that she wonders what the Indians thought about the people that came in and developed the ice business and brickyards and our United States came not from people who want to do things in a timely manner but people who forged ahead, thought ahead and were not afraid to take a leap of faith in other people. She added that they have a Supervisor who has tried ever since he got elected to advance this community and if the people that settled Coeymans took as long as they have with the zoning and everything else that has gone on over the past four years with the same people coming in and say no they can't do this, no they can't do that, they would still be on the Mayflower trying to get across to the United States. She concluded by saying that she has watched the businesses, stores and people go out and people sit on the Board and make decisions and then move out of Town so she says to them to take the step and invest in the future and our children who are going to be looking for jobs.

Supervisor Flach thanked Ms. Driscoll and then invited the next person wishing to comment to the microphone.

Ms. Barbara Heinzen stated that she lives on Rte. 144 just over the line in Greene County and some of her property is in the Town of Coeymans and some of it is in Greene County and continued by reading the following:

I have worked with businesses and I have worked with communities in many parts of the world, what we are facing here is something like the classic dilemma because I know that businesses don't like uncertainty, the fact that they have to live with it every day makes it even worse but when you have regulatory uncertainty it is very hard to live with so I understand the pressure from the Port to make a decision, it makes complete sense to me. But I also know that the request to put this zoning map in place was thrown at the community without proper consultation and without due process, I don't think that there is much question about that. That is also a value that this community respects, if there is proper consultation with the people concerned. So we have a dilemma between the business need for greater certainty and the community need for consultation and the business wants this to happen fast because they have a contract that they would like to be able to sign when they are available to be signed, we understand that. But I think to take a decision without allowing consultation is wrong. What we can do after the many fruitful discussions we've had only in the past week, is continue the process of that discussion and agree a time by which the business needs to make a decision and the community will feel it has been consulted. We are very close to getting there and if the Board would hold off a vote until we have finished this process of talking to each other and understanding what this map is suggesting, correcting the mistakes, getting the definitions in order, respecting the Planning Board's advice, I think we have a much better future because then we are standing together. We are not letting one side or the other dominate and call all the shots, we are creating something that is good for everyone in the Town but we just need a little bit more time.

Supervisor Flach thanked Ms. Heinzen and then invited the next person wishing to comment to the microphone.

Mr. George Langdon stated that he lives on CR 101 and moved to this town when he got married right out of high-school and has been here for 28 years and he has not seen a lot of growth but he has seen some growth going on down at the Port and it is rays of light in his mind. He continued by saying that he raised his kids here and none of them

live here, they have all moved on and he would like to see this town be able to grow in to something that people can stay and see their family stay here. He added that he is not saying that it is something that should be rammed through and to a large degree he does not think that it has been and the attorney spoke of six years in the process of trying to come together. He went on by saying that there has to be an understanding that business people are investors and they come here with money that they are looking to invest in our community and if we hold them off for ever, they will find some place else to invest and they are going to make money, create jobs and do things because that is the type of people that they are and he would caution the Board against taking too long with this and if it is going to be delayed longer, someone needs to put a date of it so business people have a timetable to work with because they are talking to banks and potential clients that are going to lease the property. He reiterated that they have to give them something to work with and they can't say that they are going to do it until the community is satisfied because the vast majority of people are not comfortable with change and it is the reality of life and change has been happening in this town for 40 years and it hasn't all been good and change will come regardless so it is a matter of keeping some momentum going because if you slow water down too much, it becomes stagnant and it dies. He concluded by reiterating that there has to be some timetables set and they need to give the businesses the ability to put it before the people that are considering the location for the projects that they are working on and opportunities are not going to last forever.

Supervisor Flach thanked Mr. Langdon and then invited the next person wishing to comment to the microphone.

Mr. Joseph Vitollo stated that he lives on Rte. 144 in the Hamlet and he was a businessman for 25 years, he owned his own company and he knows what time tables are like and how difficult it is when you are under pressure but he also knows as a business man and with no disrespect to anyone, they can dispense with the altruism that they are doing it for the good of the community because people do this to make money and the truth is not that he doubts anyone's intentions but at the same time when he ran his business, he ran his business to make money and he didn't say that he was doing it to make the Town better but rather that he was doing it to make money and it could profit the Town. He continued by saying that they need to be honest and true about all of those things and with that all said, he would say that time can be of the essence and it does not mean that they need to pass it to find out what is in it and they don't want to totally dispense with everything that protects the people who live in the Hamlet, they want to do things in a legal and right fashion. He continued by saying that he is not saying that he is against the whole thing because he thinks that it is great and fantastic in listening to the owner of the Port but at the same time they want to make sure that they protect everyone that lives down there and he is very much in favor when this goes through that somehow it does benefit the little Hamlet that has been taken advantage of by bad business men who don't live there and don't even look at the buildings that they own and only look at the dollars that come in. He concluded by saying that there is great history in this town and he would love to see that area be revitalized and it would be to his benefit to live in an area that looks nice and is nice and he is investing a lot in his house and reiterated that he thinks that they need to do things in a timely but right fashion.

Supervisor Flach thanked Mr. Vitollo and then invited the next person wishing to comment to the microphone.

Mr. Donald Zee stated that he wanted to ask people to go on the City of Troy website and see that the City of Troy right now is asking for an RFP where they have an industrial piece of property along the waterfront and they are asking developers to come forward, which they see as their competition. He added that in talking about the time frame, the RFP is due May 1st and the people that they are talking about might not be around too long and reiterated that it is on their website. He continued by saying that it is a 5.8 acre parcel and in looking at the aerial, immediately south of it is a salt storage facility and a dock already there and these are the type of things that they are competing against when they are talking about these other operations and why they understand that for everyone else in the public saying that you have time but they don't perceive that they have the time that other people say may exist. He concluded by saying that they have been waiting

for 11 years for this moment and they have to make a decision because there know that there are other competitors out there and they are not the only one in Town.

Supervisor Flach thanked Mr. Zee and then asked if there were any other comments, hearing none he asked for a motion to adjourn the Public Hearing.

ADJOURNMENT

MOTION

On motion of Councilman Masti, seconded by Councilman Dolan, the Public Hearing was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 7:44pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, April 8, 2013, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scot Searles, Deputy Highway Superintendent
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

AGENDA

- Presentation
 - Doug Porter, Wellness Walk
 - Proclamation, Grange Week
- Public Comment
- New Business
 - Portable Sanitation Units for Parks
- Resolutions
 - Authorize Sewer Department Employee to Attend NEIWPCP Seminar
 - Authorize Sewer Department Employees to Attend Submersible Pump Seminar
 - Appoint Part-Time Clerk 1 Town Clerk's Office
 - Appoint Seasonal Highway Equipment Operator 1
 - Accept Resignation of Part-Time Police Officer
 - Intermunicipal Agreement for Shared Technology Services
- Correspondence
 - Albany County Department of Health, Capturing Bats
 - FEMA, Risk Mapping, Assessment and Planning Program
- Town Board Workshops/Meetings
 - Town Board Workshops, April 16, 2013, 6:00pm
 - ZBA Meeting, April 17, 2013, 7:00pm
 - Town Board Meeting, April 22, 2013, 7:00pm

PRESENTATIONS

Wellness Walk - Doug Porter

Supervisor Flach invited Mr. Doug Porter to the microphone to talk about the Wellness Walk.

Mr. Porter introduced himself and continued by inviting everyone to the 2nd Annual Wellness Walk, which is sponsored by their Wellness Committee at the school and last year they came up with the idea of healing the community as a whole, Village and Town, as well as working on a School Budget and getting it passed, which they did. He continued by saying that his job and mission is to see that the kids eat right and are healthy and to create awareness of the importance

of healthy lifestyles to people who make up our community within the R-C-S School District. He added that physical activity as well as eating a balanced diet play a vital role to healthy mind, body and soul and together contributes to a healthy life that will impact our community as a whole in a healthy positive way and their hope is to foster positive attitude toward wellness in our community. He went on by saying that on April 28th from 1:00pm to 4:00pm they are going to meet at Joralemon Park for a two mile walk, run or ride or a five mile walk, run or ride and there will be free water and fruit provided by Father's Produce who will be donating oranges with DeCrescente providing the water. He concluded by saying that it is a fun day and hopefully some young musicians will be playing along with people from the Soccer Club, as well as some baseball and football people and last year there were also EMS and the Police Department who went out and supported them and made sure that everyone was safe. He concluded by saying that information will be put on the Town and School websites.

Proclamation - Grange Week

Supervisor Flach asked that Councilman Dolan read the Ravena Grange Proclamation.

WHEREAS, the Grange has sought to advance the interest of farmers, rural Americans and our Nation's families, for 145 years through the simple but powerful concept that by working together we can accomplish much for our communities; and

WHEREAS, voluntary association with the Grange not only provides the benefits of economic and political cooperation for its members, but also elevates their character by providing social, cultural and educational programs; with opportunities for personal growth; and,

WHEREAS, the Grange provides members the opportunity to serve their community through projects and programs that make a difference in the lives of children, youth and neighbors in need of assistance; and

WHEREAS, the Ravena Grange in Coeymans Hollow has served this community since 1919,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans, proclaims the week of April 15-21, 2013 as Grange Week, in recognition of the contributions made by the Grange throughout their many years of faithful service.

Supervisor Flach expressed his thanks to the Grange for all that they do and encouraged everyone to go to a Grange Meeting.

PUBLIC COMMENT

Supervisor Flach stated that there would be no public comment because of the public comment that they just had for an hour and a half.

Ms. Sylvia Lawler from the audience interjected that it was not fair and as a public meeting it is not fair.

Supervisor Flach stated that if there was someone who didn't have a chance to speak at the Public Hearing or if you were present for something other than the Public Hearing he would be willing to let them speak. He then asked if anyone wished to comment, hearing none he moved to the next item on the agenda.

NEW BUSINESS

Portable Toilets for Parks

Supervisor Flach stated that they have to secure portable toilets for the Town Parks and they had gotten three quotes with Blue Diamond being \$62.00 per unit and the other two were \$95.00 and \$105.00 per unit.

Councilwoman Rogers interjected that they have always used Blue Diamond.

Supervisor Flach stated that they normally place them in May but it looks like it should be an earlier date because of the Fitness Walk.

Councilman Boehm suggested that they have put them in on April 15th.

Supervisor Flach asked for a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, authorizing the Supervisor to sign a contract with Blue Diamond Septic for portable toilets for \$62.00 a month to be delivered on or before April 15th.

VOTE – AYES 5 – NAYS 0 – SO MOVED

RESOLUTIONS

RES. #70-13 AUTHORIZE SEWER DEPARTMENT EMPLOYEE TO ATTEND NEIWPCP SEMINAR

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the New England Interstate Water Pollution Control Commission (NEIWPCP) will be holding a seminar in Fort Edward, New York, June 25-26, 2013 for “Wastewater Microbiology - What Every Operator Needs to Know; and

WHEREAS, John Lennon from the Sewer Department desires to attend this seminar which will provide 12 credit hours required by NYS DEC to maintain licensing; and

WHEREAS, a prepaid registration fee \$200.00 for classes is required.

NOW, THEREFORE, BE IT RESOLVED, that John Lennon is hereby authorized to attend this Seminar in Fort Edward, New York, June 25-26 2013; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans will reimburse Mr. Lennon the round-trip mileage for use of his personal vehicle upon submission of voucher.

RES. #71-13 AUTHORIZE SEWER DEPT EMPLOYEES TO ATTEND SUBMERSIBLE PUMP SEMINAR

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Siewert Equipment will be holding a seminar in Troy, New York, April 17, 2013 for Submersible Pump Hands - On Maintenance and Trouble Shooting; and

WHEREAS, John Lennon and Keith Geraldson from the Sewer Department desire to attend this seminar which will provide 3.5 credit hours required by NYS DEC to maintain licensing; and

WHEREAS, a prepaid registration for classes is required,

NOW, THEREFORE, BE IT RESOLVED, that John Lennon and Keith Geraldson are hereby authorized to attend the Submersible Pump Seminar in Troy, New York, April 17, 2013; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans will reimburse the prepayment of the seminar (\$25. per person) and round-trip mileage upon submission of voucher.

RES. #72-13 APPOINT PART-TIME CLERK I TOWN CLERK'S OFFICE

On motion of Supervisor Flach, seconded by Councilman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Town Clerk Millious is desirous of filling a part-time position for a Clerk I in the Town Clerk's office; and

WHEREAS, the Town Clerk has advertised and interviewed a number of applicants for the position, and found a candidate who meets the minimum qualifications; and

WHEREAS, the position is pending the Albany County Department of Civil Service review and approval of the candidate's qualifications,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Michelle N. Conte to the position of part-time Clerk I, at the hourly rate of \$11.22 effective April 9, 2013.

Councilman Dolan stated that Town Clerk Millious did get 6 applications.

Town Clerk Millious stated that she did and there were others that picked up an application but didn't bring it back and added that she focused on getting someone who lives in Town who can meet the needs of her office.

RES. #73-13 APPOINT SEASONAL HIGHWAY EQUIPMENT OPERATOR 1

On motion of Councilwoman Rogers, seconded by Councilman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Section 3.2.6 of the CSEA Labor - Management Agreement provides for the hiring of road maintenance seasonal employees, and

WHEREAS, the Albany County Civil Service Department has confirmed this job title as a non-competitive position requiring the chosen candidate to meet minimum qualifications,

WHEREAS, The Highway Superintendent has confirmed the candidate meets minimum qualifications,

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Coeymans authorizes the appointment of Herbert William III as seasonal Equipment Operator I, effective April 19, 2013, at the rate in effect in the current bargaining agreement and contingent on a successful drug screening report.

Councilman Boehm asked the term of the seasonal employee and when it ends.

Highway Superintendent Deering stated that it is for four months.

Councilman Boehm inquired as to what the termination date would be.

Collectively it was agreed that it would be August 19th.

Deputy Highway Superintendent Searles stated that they can ask for an extension.

Supervisor Flach suggested that they do it for four months so there aren't any questions.

Highway Superintendent Deering stated that it is only one day a week.

Councilman Boehm suggested that they amend the resolution to include August 19th as the tentative termination date of the seasonal employee.

Councilman Dolan asked Highway Superintendent Deering if it is in his budget.

Highway Superintendent Deering stated that it is in the budget.

Highway Superintendent Deering stated that he is advertising for the other four days a week and so far he hasn't gotten any applications.

Councilman Boehm inquired about amending the resolution to include the tentative termination date.

Councilwoman Rogers agreed to amend the resolution to include August 19th as the termination date.

RES. #74-13 ACCEPT RESIGNATION OF PART-TIME POLICE OFFICER

On motion of Supervisor Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Lisa Giddings-Fumarola has submitted her letter of resignation as Part-Time Police Officer in the Town of Coeymans Police Department;

THEREFORE, BE IT RESOLVED, that Lisa Giddings-Fumarola's resignation as Part-Time Police Officer be accepted effective immediately.

Councilman Dolan noted that her resignation was attached to the resolution.

Ms. Vadney asked if she could comment on the Intermunicipal Agreement.

Supervisor Flach stated that she could not and continued by saying that the resolution is just to allow them to put in an application for a grant and in no way is the Town bound to anything in the resolution.

RES. #75-13 AUTHORIZE INTERMUNICIPAL AGREEMENT FOR SHARED SERVICES WITH R-C-S FOR IT SERVICES

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that upon the recommendation of the Supervisor of the Town of Coeymans, the Town Board of the Town of Coeymans hereby approve and authorize the Supervisor to enter into an Inter-Municipal Agreement for Shared Technology Services with the Ravena-Coeymans-Selkirk Central School District should funding be received from a Local Government Efficiency Grant through New York State.

Councilman Boehm stated that he wanted to thank Diane Malecki from R-C-S for reaching out to the Town and he believes that shared services are essential going forward in keeping taxes down.

Councilman Masti stated that he would like to know why they need increased shared technology services and added that he would rather share things such as fuel and salt because they already have IT people and he also does not understand how they came up with a savings of 1,200%. He added that he has several questions before he would approve them engaging in an agreement.

Supervisor Flach stated that he and Chief Darlington went to the school and they talked about shared services and he thinks there are a lot of things such as fuel, salt, paper or whatever and in today's economy they need to save where they can and if they can save by sharing services they need to do it.

Councilman Boehm interjected that it is worth taking a look at.

CORRESPONDENCE

Albany County Department of Health - Capturing Bats

Councilmember Boehm read a letter from the County of Albany Department of Health regarding capturing bats as follows:

The warmer weather is approaching and the Albany County Department of Health would like to remind its' residents what to do when a bat is found in their home. Please feel free to post the enclosed flyer so that your residents are educated on how to capture and submit bats for testing. Capturing bats that may have come in contact with a person is essential in order to prevent having to undergo rabies post exposure treatment.

We appreciate your assistance in providing valuable information regarding rabies prevention to our community. If you have any question or would like more information, please contact our Health Education office at 447-4648.

Sincerely,

Lisa McGuern

Councilman Boehm continued by reading from the flyer as follows:

If a person or pet came in contact with a bat or if you're not sure, for instance, a bat is found in the room where a person was sleeping, the bat must be captured to have it tested for rabies. Confine the bat to a room by closing all doors and windows. Call an animal/wildlife removal expert or use a rigid container, such as a coffee can, and cover with a lid to capture the bat being careful not to touch it. Call your local Health Department to find out where to take it.

Councilman Boehm stated that contact information is on the flyer as well as their website www.health.ny.gov/diseases/communicable/zoonoses/rabies/catchthebatvideo .

FEMA - RISK MAPPING, ASSESSMENT AND PLANNING PROGRAM

Supervisor Flach stated that he received a correspondence from FEMA regarding the Risk Mapping, Assessment and Planning (MAP) Program and read the following excerpt as follows:

Department of Homeland Security, Federal Emergency Management Agency (FEMA) will be developing new products in your community, as part of a Flood Risk Assessment for Albany County, New York. FEMA is conducting a comprehensive assessment of flood hazards for Albany County through Risk Mapping, Assessment, and Planning (MAP) Program. Data from this assessment will be used to convey flood hazard risk planning and assessment products and datasets, also referred to as no regulatory products and datasets, so that communities can better understand their risks and take action to mitigate those risks.

Supervisor Flach stated that he would urge any and everyone who owns a piece of property in the Town of Coeymans to make sure that they look at the new Flood Maps and there are properties that are now in a flood zone and this can possibly and probably will affect insurances for floods. He continued by saying that the maps are in the Building Department and everyone needs to look at them to see if your place has or has not changed because it could affect your property.

Councilwoman Rogers interjected that Flood Insurance is not cheap.

NEW BUSINESS RESOLUTION

Supervisor Flach stated that under New Business there was a resolution and then asked that Attorney Baynes introduce it.

Mr. Baynes stated that he is an Attorney in Town and at the last Board Meeting the Town Board retained him as Special Counsel for Proposed Local Law #1-13, Zoning Map Modification Law. He added that for those not aware, since the start of the process the proposed law has changed, specifically with respect to buffer zones, which went from 25 feet to 100 feet and by way of background the Town Board had previously adopted a Long Form Environmental Assessment Form and because of the change from 25 to 100 feet he recommended that the Board go through the Long Form Environmental Assessment Form again and comply with the law as far as Notices are concerned for any public vote and there won't be a vote right now concerning the

modification because of the Notice requirements of the modification as required by Town Law. He continued by saying that previously the Board had determined and declared a Negative Declaration finding no significant adverse impact with respect to the Zoning Law Zoning Map Modification and it was essentially mandated, recommended and envisioned by the 2006 Comprehensive Plan of the Town and when it was approved, a Negative Declaration and Long Form Environmental Assessment Form was done as well and essentially that the Zoning Map is building upon the 2006 Comprehensive Plan. He went on by saying that he would like to put forth the questions that encompass the Long Form Environmental Assessment Form to the extent that they are going to supplement the record that was previously established. He continued with the following:

Will the Proposed Zoning Law have any adverse affect on agricultural resources?

Attorney Baynes interjected that it is open for discussion amongst the Board.

Supervisor Flach stated that it would not affect agricultural resources.

Councilman Dolan asked if the question is, is it the zoning change itself or is it possible events that could flow from that.

Attorney Baynes stated that it is both the zoning change itself and anticipated effects that are reasonably inferred to occur and it does not mean that the Board has to consider every possible permeation under the sun but they have to consider what would be a reasonable inference from the action that is being taken itself and the secondary issue is that there are going to be regulations regarding the Zoning Law and defining all of the uses and at that time there will be another look at all of these issues.

Supervisor Flach inquired as to what happens after that.

Attorney Baynes stated that they have to look at it now knowing that it will be looked at again at the time that the uses are defined. He continued by saying that he would go right down the list to see if there are any questions or additions from the prior, when they responded negatively to all and they are the items that have to be evaluated and then continued with the following:

Will the Zoning Law #1-13 have an adverse impact on the aesthetics of the Town of Coeymans?

Will Local Law #1-13 significantly increase noise or create sounds that are significantly inconsistent with existing uses of land identified in the zoning map and zoning changes?

Will the zoning map and consolidation of zoning uses identified in Local Law #1-13 in and of itself, indicate any significant adverse impact or change in the quality of ground or surface water or create a substantial increase of solid waste production or a substantial increase or potential for erosion, flooding, leaching or drainage problems?

Is there a significant adverse impact expected to wetlands, streams or other water bodies?

Attorney Baynes stated that Proposed Local Law #1-13 includes a buffer zone surrounding the Coeymans Creek of 100 feet.

Does Proposed Local Law #1-13 significantly affect the archeological and historic resources of the Town of Coeymans?

Is Proposed Local Law #1-13 likely to have a significant adverse impact on traffic within the Town? Traffic patterns, flow and extent can be considered.

Does Proposed Local Law #1-13 create any significant adverse impact on community character in consistent with the Comprehensive Plan of 2006? In other words is the zoning map inconsistent with the Comprehensive Plan that has already been approved.

Does Proposed Local Law #1-13 have any significant impact on wildlife or habitat for wildlife?

Will Proposed Local Law #1-13 significantly affect public safety concerns?

Will Local Law #1-13 as proposed, expect to implicate air quality in the Town of Coeymans?

Does Local Law #1-13 expect to significantly affect wild, scenic and recreational rivers?

Attorney Baynes interjected that the Coeymans Creek, Hudson River and Hannacroix Creek flow through the Town of Coeymans.

Will the Proposed Zoning Law have a significant adverse impact to ground water quantity or quality as a result of the rezoning?

Will Local Law #1-13 expect to have any significant adverse impact on soil, vegetation or natural resources?

Will Local Law #1-13 result in a significant increase in solid waste production?

Is Local Law #1-13 expected to have a significant impact on flood plains or determination of flood plains in the Town of Coeymans?

Will Local Law #1-13 induce economic growth and is the economic growth within the purview and is consistent with the Comprehensive Plan of 2006?

Will Local Law #1-13 expect to increase a demand on public services beyond the capacity of services within the town?

Does Local Law #1-13 create a material conflict with the community's plans or goals as officially approved or adopted and in the Town's case, the Comprehensive Plan of 2006?

Will Local Law #1-13 have a significant cumulative impact on the environment within the Town of Coeymans?

Attorney Baynes stated that these are the issues to be considered with respect to a resolution in the matter in addition to the Comprehensive Plan of 2006 and the Town Board has conferred upon the Planning Board significant authority to review land use, special use permit, and subdivision review without having to go through the whole litany of what the Planning Board's authority includes, which includes many of the issues that are represented by the zoning map itself and this evaluation. He then asked if there were any questions or discussion on those specific issues and whether there is significant impact or change from the prior determination.

Supervisor Flach stated that the map is a footprint, the actions that happen after the Site Plan Review is when the action for anything that comes in will affect the streams or what have you.

Attorney Baynes stated that there is mitigation that can be imposed upon any particular use at the Planning Board level.

Supervisor Flach stated that it would end with Site Plan Review as part of the process.

Attorney Baynes stated that was correct.

Councilman Boehm stated that from what they had heard, they can expect an increase in truck traffic and a bridge is being built to accommodate that and continued by asking when it is considered.

Attorney Baynes stated that it can be considered in the context of the approval of the Local Law and the issue is not whether there is going to be a change in traffic pattern as opposed to an increase in the traffic, which would be what the current level of traffic is as opposed to what it might be in the future.

Supervisor Flach stated that his feeling is that a bridge is going in where there is traffic going down Riverview Drive and the plan is for a decrease in traffic and without another business being in there it is impossible to say at this point.

Attorney Baynes stated that it is also in the context of what the current zoning is there and the uses for industrial land back behind Riverview would be whether a business going in there would have an impact on traffic and if the zoning map in and of it self would change that.

Supervisor Flach stated that he thinks that if they go with the existing uses that are already there it is already industrial and the existing uses are commercial/industrial, so it is not changing the uses.

Attorney Baynes stated that it is for the Board to decide.

Councilman Masti stated that if they put a new business there, it would increase the traffic

Supervisor Flach interjected that it would if they put a business there but as far as the footprint of a map, it is a map.

Councilman Masti inquired if the only thing that they changed since 2006 is the buffer.

Attorney Baynes stated that the map itself, a lot of the businesses that were there, were there by Special Use Permit or variances but the use is consistent with what is on the map by and large.

Supervisor Flach stated that the other thing that they have to look at is that they reduced almost as much industrial as they put in, in North Coeymans where they made it R/A.

Mr. Buddy Irwin from the Planning Board stated that he was not at the Public Hearing and wanted to ask Mr. Baynes a couple of questions if at all possible and that it pertained to what they wee discussing and would not open a can of worms.

Supervisor Flach stated that he would allow it.

Mr. Irwin introduced himself as a member of the Planning Board and stated that one thing that he did notice on the original EAF Form that was filled out, is that there would be no impact on animals or endangered species. He continued by saying that in working with the Onesquethaw Coeymans Water Shed they found out that there is a creature know as the Silver Eel and it only mates in the Hannacroix Creek and comes all the way from Brazil.

Councilman Boehm asked if it was the Coeymans Creek or Hannacroix Creek.

Mr. Irwin stated that it is the Hannacroix Creek and then complimented the Town Board for increasing the buffer from 25 to 100 feet, which to him is a big issue and it is not because of the eel that he wouldn't want to catch anyway. He added that he would hate to have the last 100 feet of water before it goes into the Hudson have some type of pollution and he believes that the 100 foot buffer will take care of it. He added that the other thing that he questions has to do with what happened at the Public Hearing where it asks on the EAF if there was going to be any public uproar from it and the answer was no and he thinks that they can put yes and when asked how they were going to handle it they can say that they had Public Hearings and reiterated that he thinks that saying no is wrong because of the turnout and reiterated that they could answer yes followed by saying that they had Public Hearings and it was sent for redraft to the Albany Planning Board along with other adequate answers.

Councilman Boehm stated that it asks if it would have adverse or significant impact and there is a difference.

Attorney Baynes interjected that the Hannacroix Creek is not within the Industrial District.

Mr. Irwin stated that the Hannacroix Creek comes down to the Coeymans Creek and it is the last place before the Hudson River.

Supervisor Flach stated that in looking at their answer under A. it says that the project will not have any significant adverse impact on agricultural resources and the zoning map does not curtail agricultural resources but in fact promotes the same. He then asked if the should read down the list.

Attorney Baynes stated that at this point, if they don't have any other questions and they are going to discuss the respective issues, it is fine; otherwise they can table it or put it to vote.

Supervisor Flach asked if he should read the resolution.

Attorney Baynes stated that if they are going to propose a resolution, they are going to have to read the whole thing as part of a motion.

Councilman Dolan inquired as to if there is any timing significance as to whether they do it now or at the next meeting.

Attorney Baynes stated that it would have to be done prior to enactment of a Local Law, it is okay that it is done after a Public Hearing and it has to be done as a continuum of the process and the sooner it is decided the better as far as moving forward, if that is what they want to do.

Councilman Dolan asked if there are a set number of days that they must do it for.

Attorney Baynes stated that there is not.

Councilman Masti interjected that the resolution would be just to accept the map.

Councilman Dolan stated that Mr. Brick suggested that they leave the R1 in North Coeymans instead of changing it to R/A and they would not have to have another Public Hearing for that if they are relieving a use.

Attorney Baynes stated that they could roll it into changing the buffer and if they wanted to make any other changes, now would be the time to do it and reiterated that they could roll it in with the 100 foot change in the Notice that is required for that.

Councilman Dolan asked, if they were to relieve R1 in the existing northeastern part of Coeymans and change the rest to R/A, would it require an additional Public Hearing.

Attorney Baynes inquired if he was asking about varying from the proposed map as it currently exists.

Councilman Dolan stated that was correct.

Attorney Baynes stated that it would require Notice under Town Law but he does not think that it would require any other Notice and they would have to let the County Planning Board know and put it back to the Town Planning Board but they would have to have Notice under Town Law and it is a ten day notice provision. He continued by saying that they would have to have the exact law that is being proposed to be adopted and there has to be 10 days Notice to the Board and published in the News Herald.

Supervisor Flach interjected that they would have to go through the process again.

Attorney Baynes stated that it would not be the full process but they have to do a Notice because of the 100 foot buffer addition regardless and if they want to tag anything else on it, he would suggest that they do it before they give Notice on the other matter because they would have to go through the process again as opposed to doing it all at ones.

Councilman Dolan stated that he missed the nuance of the answer and asked again if they will have to do it again if they make that change in the R1.

Attorney Baynes stated that they would have to go over it to see if there is any change as a result of the change and it is a close call as to whether they want to do any of this stuff and given the issue with the public and the chance of litigation, they need to be careful.

Supervisor Flach stated that he wanted to go ahead with the resolution and he thinks if they change the map they would be opening up a big can.

Councilman Masti stated that as Attorney Brick had said that changing that decreases their property value and it makes it harder for them to change their houses and then asked if it was true.

Councilwoman Rogers inquired as to if he meant change it back to R1.

Councilman Masti stated that he meant if they didn't change it to R1 and left it R/A.

Councilwoman Rogers stated that it is what they were told.

Attorney Baynes stated that it is from one perspective and he was not there when Andy Brick spoke but the proposed change would be that if North Coeymans was changed to R/A, all of the existing lots that currently exist would be essentially grandfathered in under the dimensional definitions for R1 that currently exist, so none of them would be illegal.

Supervisor Flach reiterated that they are grandfathered in and that is why they put the provision in.

Councilman Boehm stated that if someone goes to build in an R/A, they have to have the minimum requirements of an R/A District.

Supervisor Flach stated that they do now because there is no water or sewer there.

Attorney Baynes stated that it would be the same dimensional requirements that currently exist and whatever the set-backs are now for R1 would be incorporated into that district for the previously existing lots and they could not subdivide without a variance unless they had the necessary dimensional requirements.

Supervisor Flach stated that the dimensional requirements they put in the law to stay at the R1 but essentially because there is no water or sewer, it goes back to what the RA District is and they put a provision in to leave it as R1.

Attorney Baynes stated that depending on the lot, it may require a variance.

Supervisor Flach interjected that it depends on each lot.

Attorney Baynes stated that it would be a lot by lot analysis.

Councilman Dolan stated that he would like to accommodate the people in North Coeymans if they can and if it something that they can take care of now, he wants to do it now and if they are putting it off and going to do it later and there is going to be a cause for delay, he does not want to do that.

Supervisor Flach stated that he does not know if it is something that they want to do and he thinks with respect to the law, they have given the best by saying that in that particular area, the set-backs are for the R1 for those people that are already there and the zoning talks about water and sewer.

Councilman Dolan interjected that they are changing those anyway and it is what's coming next.

Attorney Baynes stated that the way that it is set up is not ideal because they are reverting back to the prior definitions but it is conceivably a workable solution.

Supervisor Flach stated that they have to take little steps and in trying to do one big thing all at one time, it gets left on the shelf for 6 ½ years.

Councilman Dolan interjected that this is why he is saying that if they are going to do it, they should do it now because it would be potentially less time and if they are not going to do it, it is a different issue and if three people don't want to do it, it's fine. He added that if at some point 3 people want to do it, he would rather consider it now and move on it instead of coming back and having to do another 10 day but if they are not going to change it, it does not matter.

Councilman Masti stated that he understands what he is saying.

Supervisor Flach stated that the significance of the change is big.

Councilman Masti stated that if Mr. Brick had not brought it up, he would have never thought of it.

Supervisor Flach stated that as far as property values, which was one thing, is subject to opinion.

Attorney Zee stated that he apologizes because Mr. Brick is not there and continued by saying that he wanted to tell them what the changes are and in that zone, if you change it to R/A the dimensional requirements are all non-conforming uses and they can stay with the existing side-yard setbacks indicated however if any of the homes burned down, by the Town Code, they cannot be rebuilt without any further approvals and to rebuild they would have to go back to the Zoning Board to get a variance, which is a hardship placed on someone who has just lost their home and they don't think that it is appropriate. He added that if someone has a 1,200 square foot home and wanted to put an addition on their home, under the Zoning Code pre-existing non-conforming use they cannot expand the foot print of the building without going to the municipality for approval or a variance, which is also a hardship and that is the reason why if you want to add one square foot more to the house or the house burned down or was damaged by a hurricane or gets washed away in a flood, you cannot get an automatic Building Permit and would have to spend money to apply for a variance. He concluded by saying that this is why they are saying that it decreases the value of those homes because of the restrictions that will take place by that change.

Attorney Baynes stated that he had not looked at the Code as far as the grandfathered use and typically most Town Codes, if you have a pre-existing use that has been grandfathered in, you can always rebuild if it is within the footprint.

Attorney Zee stated that it is not in the Coeymans Code and this is why they brought it up as an issue.

Councilman Dolan stated that he thinks that the homeowners through their legal representative have a compelling case and his caution is that if it is something that they are going to do, rather than to come back in two weeks to find out what hoops they have to jump through now.

Attorney Baynes stated that if they chose to do it, they are giving back to the status quo, other than the Notice under Town Law for 10 days and everything else involved would be very abbreviated.

Councilman Masti interjected that it would not be a big deal if they turn it back over.

Attorney Baynes stated that if they put it back to where it was, it is not a change and it is less restrictive.

Supervisor Flach stated that on the map, they would be leaving it alone.

Attorney Baynes stated that they are carving out the change and restoring the status quo, if he understands what they are thinking about doing and he is not sure that he does.

Councilman Masti stated that it would be putting it back to the way that it was before it was changed in that one little area.

Councilman Boehm inquired as to what the area is defined.

Councilman Masti stated that it is Brock Road, Ruby Lane and Fox Street.

Councilman Boehm stated that it is basically from Eck's Farm to the town line.

Councilman Dolan stated that his understanding is that what ever agricultural is to take place would still be allowed.

Councilwoman Rogers stated that it falls under the Right to Farm Law.

Councilman Masti interjected that if they are going to change the buffers; they will have to do a 10 day Notice.

Attorney Baynes stated that the resolution could be voted on immediately with that change and they would have to change the map after and roll it into the 10 day Notice for the next public meeting.

Councilman Dolan stated that this is why he suggesting that they do it now.

Collectively Councilwoman Rogers, Councilman Masti and Councilman Boehm agreed.

Councilman Dolan asked about the description and if they need to name the streets.

Attorney Baynes stated that it is by the map and it is going to be very difficult to describe it in a few words unless they restore the entire area to what it currently is unless they carve out certain streets.

Councilman Dolan stated that he didn't realize until Mr. Brick mentioned it, that you could change without having to do another Public Hearing.

Attorney Baynes stated that they could come up with a description where they define North Coeymans and the streets that lead off Rte. 144 as currently being described on the map as changing to R/A to be rescinded and a new map is going to be prepared where there is no R/A and the current uses are going to be superimposed on the map, if it is what they are talking about because he is not sure what they are saying.

Supervisor Flach stated that it is a small section and there is not an actual description.

Attorney Baynes stated that it can be described as north of Bronck Road.

Councilman Dolan asked if it is both sides of Rte. 144.

Deputy Highway Superintendent stated that there are only two on the other side, Bennett Court and Boehlke Drive.

Attorney Baynes stated that maybe they could come up with language that says any current lot that meets the R/A District dimensions is going to be converted to R/A zoning and the balance of them will retain the current zoning classification that they have.

Supervisor Flach stated that he sees what he is saying.

Attorney Baynes stated that they are not taking anything away although those people could argue that you are taking away their ability to subdivide.

Councilwoman Rogers inquired as to if he is saying that if they reword it, they won't have to have another Public Hearing.

Attorney Baynes stated that they will have to have another Public Hearing but as far as all the issues such as SEQRA, Albany County Planning Board and Town Board and Town of Coeymans Planning Board, he does not think that they have to go through that again but they will need the 10 days to enact the Local Law and the Local Law has to take the form that it is going to take when they give notice of it.

Supervisor Flach suggested that they take a 5 minute recess and try to come up with some kind of a map.

Collectively the Town Board agreed.

Attorney Baynes stated that during the recess they looked at the Proposed Law and they looked at the regulatory scheme for R1, which would affect the people north on Rte 144 and indeed the

law is written to preserve the status quo for all current properties that are zoned R1 so in the instance of a fire or destruction the landowner would be absolutely allowed to rebuild what they had and if the landowner currently requires a variance to add on to their house, nothing would change by the enactment of the law and reiterated that they would preserve the status quo for all R1 properties, which would not make it better nor would it make it worse.

Attorney Zee stated that he agrees and apologizes with regard to the fact that there is language with special exception for R1 in the RA Zone.

Supervisor thanked everyone and asked that the resolution be introduced.

RES. # 76-13 CONFIRMING TOWN OF COEYMANS' ESTABLISHMENT AS LEAD AGENCY FOR ENVIRONMENTAL REVIEW AND ISSUING A NEGATIVE DECLARATION PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) WITH RESPECT TO THE PROPOSED LOCAL LAW #1-13 "TOWN OF COEYMANS' 2013 ZONING MAP MODIFICATION LAW"

At a regular meeting of the Town Board of the Town of Coeymans held at Town Hall at 18 Russell Avenue, Ravena New York on April 8, 2013 at 9:30p.m., the following resolution was adopted by the Town Board:

WHEREAS, the Town of Coeymans desires to make certain modifications to its Zoning Map and Zoning Law pursuant to the plan and intent of the Town of Coeymans' Comprehensive Plan of 2006; and

WHEREAS, the proposed Local Law constitutes implementation of Action Items set forth in the Land Use and Zoning Goals and Strategies contained in the Town's Comprehensive Plan of 2006. Specifically, the proposed law implements the Comprehensive Plan's goal of reducing the number of zoning district classifications and amending the Zoning Map of the Town of Coeymans so as to conform the Zoning Map to existing land uses previously authorized by special use permit or variances and to conform the Zoning Map to long term goals and objectives of the Comprehensive Plan of the Town of Coeymans; and

WHEREAS, the Town of Coeymans had previously issued a negative declaration with respect to the implantation of the Comprehensive Plan of 2006; and

WHEREAS, there has been no substantial change in the environmental or economic conditions in the Town of Coeymans since adoption of the Comprehensive Plan of 2006 which would exceed or alter the thresholds and parameters reviewed by the Town Board when it issued a negative declaration pursuant to SEQRA prior to adopting the Comprehensive Plan of 2006; and

WHEREAS, on February 11, 2013 the Town of Coeymans Town Board declared itself Lead Agency for purposes of SEQRA in relation to adoption of Local Law 1-13; and

WHEREAS, pursuant to SEQRA, the other involved agencies have consented to the Town Board acting as Lead Agency; and

WHEREAS, the project is a "Type I" action under the applicable provisions of the State Environmental Quality Review Act (SEQRA); and

WHEREAS, a Long Form Environmental Assessment Form (LEAF) has been prepared, reviewed and issued by the Board as SEQRA Lead Agency for the proposed enactment of Local Law 1-13; and

WHEREAS, the Town of Coeymans had previously prepared and reviewed a SEQRA LEAF prior to the enactment of the Comprehensive Plan of 2006; and

WHEREAS, the LEAF in reference to the proposed Local Law 1-13, as well as the LEAF prepared prior to the enactment of the Comprehensive Plan of 2006 identified any potential or large or substantial impacts that could have a significant effect upon the environment resulting from either the Comprehensive Plan or the amended zoning districts and zoning map contained in the Local Law 1-13, said zoning districts and map being based upon the goals and objectives of the Comprehensive Plan of 2006; and

WHEREAS, the subject of the proposed Local Law #1-13 falls within the potential impact thresholds and parameters reviewed by the Town Board when adopting a SEQRA negative declaration in relation to the Town's Comprehensive Plan of 2006; and

WHEREAS, the Town Board has independently evaluated the LEAF correspondence with local and state agencies regarding proposed Local Law 1-13, materials, maps and information presented by the Town of Coeymans Planning Board, together with proposed zoning maps recommended by the Town of Coeymans Planning Board based upon a lengthy study by the Town of Coeymans Planning Board concerning the zoning changes, as well as the Town Board's knowledge of the area involved in the proposed Local Law; and

WHEREAS, the proposed Local Law #1-13 has been considered by the Town Board at multiple previous meetings including January 9, 2012, January 17, 2012, February 13, 2012, September 24, 2012, October 22, 2012, February 11, 2013; and

WHEREAS, Public Hearings addressing the proposed Local Law 1-13 have been held on March 11, 2013 and April 8, 2013

WHEREAS, the Town Board has applied the applicable criteria set forth in SEQRA's identification and assessment of potential environmental impacts reasonably expected to result from the proposed Local Law 1-13, including all applicable provisions of 6 NYCRR;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans Town Board hereby confirms its status as SEQRA Lead Agency for the review of the proposed law; and

BE IT FURTHER RESOLVED, that the Town Board hereby determines that the project will not result in any significant environment impacts and issues a "Negative Declaration" and accordingly no further SEQRA review is required. The reasons supporting such a determination are set fourth herein as follows:

The following analyses and reasons by the Town Board are also considered in the context of power conferred upon the Town's Planning Board:

- The Town of Coeymans has conferred upon its Planning Board significant authority as part of the Site Plan Review, Special Use Permit Review, and Subdivision Review processes to impose mitigation measures to ameliorate any potential adverse environmental impacts identified during the SEQRA review process for site specific land use applications submitted. Existing Planning Board authority includes the power to:
 - a. Regulate traffic patterns,
 - b. Pedestrian safety and access,
 - c. Parking and loading areas,
 - d. Screening and landscaping (including suitable buffer widths),
 - e. Environmental air quality,
 - f. Fire protection equipment,
 - g. Drainage/storm water runoff,
 - h. Refuse disposal,
 - i. Location and placement of signs,
 - j. Location and dimension of buildings,
 - k. Impact of proposed use on adjacent uses,
 - l. Snow removal,
 - m. Location design and all construction materials of all utilities, energy and communications distribution facilities including gas, solar, wind energy, telephone, cable, water and sewer,
 - n. The impact of the proposed use on both on-site and off-site infrastructure,
 - o. Effects of smoke, noise, glare, vibration, odors and/or other noxious and offensive conditions,
 - p. Effects on historical properties listed on the national, state, or historical registers, and
 - q. Effects of other cultural, archaeological and historic resources of the Town.
- A. Agricultural Resources: The project will not have any significant adverse impact on agricultural resources. The zoning map does not curtail agricultural resources but, in fact,

promotes same, including re-zoning and area in the northern portion of the Town of Coeymans as RA so as to recognize and promote agricultural uses and Right to Farm Law. The Local Law #1-13 achieves land use and zoning goals set forth in the Comprehensive Plan of 2006 to: “preserve and enhance Coeymans existing rural, small town character while accommodating a balanced mix of agricultural, recreational, residential, commercial and industrial uses”.

- B. Aesthetics: The proposal will not have an adverse impact upon the aesthetics of the Town of Coeymans. It is determined by the Town that the consolidation of zoning districts shall promote more uniform zoning and application of zoning rules. The proposed Local Law #1-13 will bring the Town Zoning Code into conformity with the recommendations and scheduled tasks set forth in the Town’s Comprehensive Plan of 2006. So as to “ensure that zoning districts are clearly defined and delineated, terms are appropriately explained and the intent and vision identified through the comprehensive planning process is clearly articulated through the Town’s zoning. Proposed Local Law #1-13 is accordance with the Comprehensive Plan’s goal to “protect the community’s visual character and aesthetics especially along corridors and prominent gateways”.
- C. Noise: It is not anticipated that the proposed Local Law #1-13 will significantly increase noise or create sounds which are significantly inconsistent with existing uses of the land uses identified in the zoning map and zoning changes of Local Law #1-13. Site Plan Review will be necessary for new business, commercial and industrial uses within the newly established zoning district.
- D. Storm Water: The zoning map and consolidation of zoning uses identified in Local Law #1-13 is not, in and of itself, indicate any significant adverse impact or change in the quality of ground of surface water or create a substantial increase in solid waste production or a substantial increase or potential for erosion, flooding, leaching or drainage problems.
- E. Wetlands, Streams and other water bodies: There are no significant adverse impacts expected to wetlands, streams and other water bodies. Proposed Local Law #1-13 includes a buffer zone surrounding the Coeymans Creek. Industrial areas fronting on the Hudson River are currently under industrial use and have, historically, been under industrial use for over 100 years.
- F. Archeological and Historical Resources: The Proposed Local Law #1-13 serves to re-enforce the archeological and historical resources of the Town of Coeymans, consistent with the Comprehensive Plan of 2006. Distinct zoning classifications encompassing historical resources are being enacted with the intent to preserve historical resources of the Town, consistent with the Comprehensive Plan of 2006.
- G. Traffic: Proposed Local Law #1-13 is not likely to have a significant adverse impact on traffic within the Town. Traffic patterns, flow and extent are expected to be consistent with their current loads.
- H. Community Character: The Proposed Local Law #1-13 will not create any significant adverse impacts on community character. In fact, Proposed Local Law #1-13 is designed to protect community character consistent with Comprehensive Plan of 2006 which authorized the issuance of a new zoning map with consolidated zoning districts.
- I. Wildlife: The Proposed Local Law #1-13 will not have any significant adverse impacts on wildlife. Areas that are being rezoned are presently of a character and use such that the new zoning map will not affect wildlife or habitat for wildlife.
- J. Public Safety: Public safety concerns are not impacted by Proposed Local Law #1-13.
- K. Air Quality: Proposed Local Law #1-13 is not expected to implicate air quality within the Town of Coeymans.
- L. Wild, Scenic and Recreational Rivers: The Coeymans Creek, Hudson River and Hannacroix creek flow through the Town of Coeymans. Buffer zones with Local #Law 1-

13 are intended to protect such resources. Additionally site plan review of the Planning Board is expected to protect such resources.

- M. Ground Water: No significant adverse impact to ground water quantity or quality is expected to occur from rezoning or new zoning maps.
- N. Loss of Soil, Vegetation and Other Natural Materials: Proposed Local Law #1-13 is not expected to have any significant adverse impact on soil, vegetation or natural resources.
- O. Solid Waste Production: The Proposed Local Law #1-13 will not result in a significant increase in solid waste production.
- P. Flood Plains: Proposed Local Law #1-13 is not expected to have any significant impact on flood plains located within the Town of Coeymans expect to the extent of buffers created which will serve to minimize damage from flooding.
- Q. Induced Growth: The proposed Local Law #1-13 may induce economic growth because of the certainty which it presents with respect to zoning within the Town of Coeymans. However, the growth that may be induced will be consistent with the growth capacity of the Town of Coeymans in areas of the Town of Coeymans which have been identified as appropriate for growth or for the rebirth of uses consistent with prior levels of use.
- R. Demand on Services: The Proposed Local Law #1-13 is not expected to increase a demand on services beyond the capacity of services within the Town. Based on the foregoing, the proposed Local Law #1-13 will not create and significant adverse impact of services.
- S. Community Plans: The Proposed Local Law #1-13 will not create a material conflict with the community's current plans or goals as officially approved or adopted. In fact, the Proposed Local Law 1-13 is envisioned by and authorized by the Comprehensive Plan of 2006 (U).
- T. Cumulative Impact: No significant adverse cumulative impacts are expected from the enactment of Proposed Local Law #1-13.

As required by SEQRA the Town Board considered reasonably related long term, short term, direct, indirect and cumulative impacts, including other simultaneous or subsequent actions which are (1) included in any long-range plan of which the action is a part; (2) likely to be undertaken as a result of the action; (3) dependent on the action. Based on the foregoing, the Proposed Local Law 1-13 will not create any significant adverse cumulative impacts.

IT IS HEREBY RESOLVED, that the Town Board hereby determines that the Proposed Local Law #1-13 will not resolve in any significant environmental impacts and accordingly, no further SEQRA review is required.

IT IS FURTHER RESOLVED, That the Town Board directs this Resolution be promptly filed, circulated and that a Negative Declaration be issued and Proposed Local Law #1-13 be published as required by SEQRA.

Supervisor Flach asked for a motion to approve.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, to approve the resolution as read.

Supervisor Flach asked that Town Clerk Millious do a roll call vote.

Town Clerk Millious continued with a roll call vote as follows:

Supervisor Flach – AYE, Councilman Boehm – AYE, Councilman Dolan – AYE, Councilwoman Rogers – AYE – Councilman Masti – SO MOVED

Councilman Dolan stated that it should have been on the agenda as well as the issue in North Coeymans and the issue in the Hamlet that needs to be addressed by continuing dialog and he knows that both sides are interested in it being a mutual beneficial law and the results flowing from it and he hopes this is not the end of it.

Supervisor Flach stated that for the next Workshop they should welcome the residents especially from North Coeymans to voice their concerns.

Councilwoman Rogers interjected that the April Workshop is April 16th at 6:00pm.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

TOWN BOARD WORKSHOPS/MEETINGS

- Town Board Workshop, April 16, 2013, 6:00pm
- ZBA Meeting, April 17,2013, 7:00pm
- Town Board Meeting, April 22, 2013, 7:00pm

ADDITIONAL BUSINESS

Supervisor Flach stated that there should be a motion directing the Planning Board to come up with language that corresponds with the map.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, directing the Planning Board to come up with language that corresponds with the map within the next 90 days.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach asked that Town Clerk Millious send a letter directing the Planning Board.

Councilman Dolan stated that one of the issues that they just had with North Coeymans was that they were referring to definitions that everyone agrees are going to change and while that right now preserves the landowners rights depending on how some of those things change it could change also so he thinks that even after it is passed they have other work to do and no one wants to hold up people with business interests but also they want to make sure that everyone is heard and everyone's rights are withheld. He added that depending on what changes are made to the definitions and uses, he thinks it is as important as the map itself.

Supervisor Flach stated that they took the time to do the Sign Law and it helped the Planning Board with the process, so it went a little faster.

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any other comments.

Town Clerk asked if they were going to schedule another Public Hearing and if they were asking that she send a letter to the Zoning Board directing them to come up with definitions that correspond with the map.

Supervisor Flach stated that she was to send the Zoning Board a letter.

Town Clerk asked about another Public Hearing.

Supervisor Flach stated that according to Mr. Baynes, they didn't need to at this time and then asked if there were any other comments.

Town Clerk Millious stated that she would be taking the taxes to Albany by Friday, April 12th and anyone with an unpaid tax bill should give her until then to settle with Albany County and then call Albany County first at 447-7070 to get the current amount. She concluded by saying that they have been very busy in her office and she appreciates the Board allowing her to appoint someone.

Supervisor Flach asked if there were any other comments.

Chief Darlington stated that the Supervisor mentioned a meeting with the School District, which was with Superintendent McCartney and Diane Malecki and part of it was to discuss the shared services but the other part was to consider the reinstatement of the Student Resource Officer Program whether or not the Shared Services Grant moved forward. He added that there seems to be mixed feeling as to whether an SRO Program is of value on both sides of the Boards so he asked that the Superintendent approach his Board and ask for them to make an official decision and if so they need to make a formal request to the Town Board and if it is in fact an avenue they wish to travel, he eagerly awaits to get it moving. He went on by saying that shortly after Newtown Connecticut they had a public forum where parents packed the library and seemed to be in support of this program but as time has gone by, many of the officials who can make the decision to make that happen have backed off but publicly say they are interested and in order for his department to make the arrangements to make it happen, he has asked that formal decisions be made so they can either move forward or not have it.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn the meeting.

ADJOURNMENT

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the Town Board Meeting was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 9:52

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

April 16, 2013 – Town Board Workshop – 6:00pm

A Town Board Workshop was held Monday, April 16, 2013 at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Greg Darlington, Chief of Police
Nelson Perry, Parks & Community Beautification Supervisor

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

AGENDA

- Community Beautification – Seasonal Hires
- Summer Recreation Program / CHOICES
- School Resource Officer
- Mailbox Gardens
- Ravena Rescue Squad Audit
- Joint Town / Village Meeting

AGENDA DISCUSSIONS

Community Beautification – Seasonal Hires

Supervisor Flach stated that Parks and Community Beautification Supervisor Perry was present to discuss with the Town Board his need for a Seasonal Employee and then invited him to address the Board.

Parks and Community Beautification Supervisor Perry stated that he is in need of a seasonal employee due to the decrease in his staff from three to two employees and the number of parks and cemeteries that needs to be maintained during the mowing season.

Discussion ensued amongst Parks and Community Beautification Supervisor Perry and the Town Board relative to his need.

Supervisor Flach stated that he would sit down with the Bookkeeper to make sure it is in the budget and in turn talk with Parks and Community Beautification Supervisor to go over his request and they will let him know at the next Town Board Meeting on Monday, April 22nd.

Collectively the Town Board agreed.

Summer Recreation Program / CHOICES

Councilman Boehm stated that he spoke with the Village about the shared Summer Recreation Program and it was decided that they will keep the same schedule as last year, and they are starting to receive applications for employment.

Discussion ensued amongst the Town Board relative to the Program.

Councilman Dolan stated that the Summer Youth Employment Program through CHOICES, which is a County Program, runs for 6 weeks, July 8th through August 16th and in order to apply for a job you have to be income qualified.

Discussion ensued amongst the Town Board relative to the Program.

School Resource Officer

Councilman Boehm stated that he spoke with Chief Darlington, Superintendent of Schools and several Board members relative to a School Resource Officer and his feeling is that they should split the cost with the School District to have a Resource Officer based at the Senior High with responsibilities for the Junior High and Pieter B. Elementary.

Discussion ensued amongst the Town Board and Chief Darlington relative to a full-time School Resource Officer.

Councilman Boehm suggested that they move forward with the School District with regard to working on an Intermunicipal Agreement to split the cost of a full-time School Resource Officer.

Supervisor Flach interjected that it is not in the budget.

Councilman Boehm stated that he would call the Superintendent of Schools after the School Board Meeting to see if they are interested in an Intermunicipal Agreement with the Town and then they would go from there.

Supervisor Flach asked that Chief Darlington stop in his office to firm up the numbers.

Collectively the Town Board agreed that they are in favor of having an Intermunicipal Agreement for shared services with the School District to have a Student Resource Officer.

Supervisor Flach asked Chief Darlington if he had any other business to discuss.

Chief Darlington questioned how benefits would work for an employee upon retirement when her spouse is also a Town employee.

Discussion ensued amongst the Town Board and Chief Darlington.

Collectively the Town Board agreed that it needs to be looked into.

Councilman Boehm inquired as to how it is going with the County with regard to sharing the tower.

Chief Darlington stated that they submitted their plans and are looking to have a meeting to sit down with the Town and Tower Company and added that he thinks that their numbers are going to be lower because they will be using less space than they originally thought as well as being receptive to the Town's request for them to purchase the generator and storage.

Mailbox Gardens

Supervisor Flach stated that a member of the Garden Club asked about challenging residents to make mailbox gardens, which would be landscaping around your mailbox and can be as simple or as complex as you like and can be done with plants, vines, containers, ornamental grasses, decorative flags, mailbox, covers, etc. and she asked if the Town could possibly award prizes and entry forms could be placed at Town Hall, post offices and in the News Herald.

Councilman Dolan brought up the fact that the Hamlet residents do not have mail boxes and suggested that Supervisor Flach ask if there could be another garden in lieu of a mailbox garden.

Supervisor Flach stated that he would discuss it with her and get back to the Board.

Collectively the Board agreed that it sounded good.

Ravena Rescue Squad Audit

Supervisor Flach stated that the Ravena Rescue Squad Audit has been completed and the Town Board will be given a summary.

Councilman Boehm suggested that it be done at a Workshop setting.

Supervisor Flach stated that he will ask the auditor and let the Board know.

Joint Town / Village Meeting

Supervisor Flach stated that the Village would like to have a Joint Town-Village Meeting on April 23rd at 6:00pm for sewer issues and a personnel issue.

Councilman Boehm stated that he would prefer that the liaisons for the Town and Village meet.

Supervisor Flach stated that he would get more information on the meeting.

Councilman Dolan asked about doing a Notice for the meeting and if there was time.

Town Clerk Millious stated that they can have a meeting without a Notice in the paper as long as it is posted.

Councilman Boehm suggested and he would recommend that Supervisor Flach and Councilman Dolan meet with Mayor Bruno and Trustee Bailey to see if there is anything that they can work out beforehand.

Supervisor Flach stated that he would and he would also tentatively set the date of April 23, 2013 for a Joint Town-Village Meeting at Town Hall.

Town Clerk Millious asked to be informed if anything changes.

ADDITIONAL BUSINESS/COMMENTS

Supervisor Flach asked if there were any comments or any other business to discuss.

Councilman Boehm asked Supervisor Flach if he intended to put the Zoning Law up for adoption at the next Town Board Meeting.

Supervisor Flach stated that he does and then asked if there were any other comments.

MINUTES BOOKTOWN OF COEYMANS**
April 16, 2013 – Town Board Workshop – 6:00pm

5

Councilman Masti stated that a National Day of Prayer is the first Thursday in May, which is observed by the Governor and Mayor of Albany and he believes the County Executive and he suggested that the Town have one at the Coeymans Landing on that evening, May 2nd.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that Confidential Secretary Cirillo furnished him with a list of agencies to distribute the Arby cards to, which included the three fire companies, and the food pantries in the Town.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn the Workshop.

ADJOURNMENT

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, the Town Board Workshop was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 6:56pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, April 22, 2013, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Peter E. Masti, Councilman
Thomas E. Dolan, Councilman
Thomas A. Boehm, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent
David Wukitsch, Attorney for the Town
Brendan Baynes, Special Counsel for the Town
Gregory Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

AGENDA

- Public Announcements
 - Recreation Assistants for Summer Programs
 - Town Offices Closed, May 27, 2013
- Presentations
 - County Executive Dan McCoy, State of the County Address
 - Mike Kralik, Lafarge
- Public Comment Period
- Approval of Minutes of Meetings
 - Public Hearing – March 11, 2013
 - Town Board Meeting – March 11, 2013
 - Town Board Workshop – March 19, 2013
 - Town Board Meeting – March 25, 2013
- Supervisors Report – March 2013
- Department Report Review
 - Building Department – March 2013
 - Police Department March 2013
 - Town Clerk – March 2013
 - Sewer Department – March 2013
- Old Business
 - Stream off Kruger Road, Issue on Bushendorf Road
 - Coeymans Hollow Fire Company Training
- New Business
 - School Resource Officer
- Resolutions
 - Adopt Proposed Local Law #1-13, Zoning Map Modification
 - Authorize Highway Superintendent to Attend School
 - Authorize Budget Amendment/Transfers
 - Approval of Abstracts
- Town Board Workshops/Meetings
 - Planning Board Meeting, May 6, 2013, 7:00pm
 - Town Board, May 13, 2013, 7:00pm

- ZBA Meeting, May 15, 2013, 7:00pm
- Town Board Workshop, May 21, 2013, 6:00pm
- Town Board Meeting, May 28, 2013, 7:00 pm

PUBLIC ANNOUNCEMENTS

Recreation Assistants for Summer Programs

Supervisor Flach stated that the Town is now accepting applications for Recreational Assistants for the Summer Programs and they can be obtained at the Supervisor's Office, 18 Russell Avenue, Ravena and according to Civil Service, applicants must have completed 9th grade and questions can be directed to the Supervisor's Office at 756-6006.

Town Offices Closed - May 27, 2013 – Memorial Day

Supervisor Flach stated that Town Offices will be closed on Monday, May 27th in observance of Memorial Day.

PRESENTATIONS

County Executive Dan McCoy - State of the County Address

Supervisor Flach stated that County Executive Dan McCoy from the County of Albany was present to give a State of the County Address and then invited him to the microphone.

Mr. McCoy stated that it was about a year ago that he stood at the microphone to tell everyone about the finances of Albany County and when he became County Executive he said that he would reach out to the community and people who he represents, which is everyone. He added that when he is out in the community people ask him what is going on, what his plan and vision are and in turn he asks them their vision and what they want out of Albany County services and how do they want him to serve them and the only way they can find it out is that they have to speak to their legislatures, Town Board Members and his office because they are working for them. He continued by saying that it has been a rough time, in 2008 they went into a recession and Albany County lost 5 million dollars on Wall Street and another 12 million, which totaled 17 million dollars in 2008 and since then they have been borrowing money every July to make payroll for eight months and last year they knocked it down to approximately 13 million dollars with some of the saving. He went on by saying that when he became County Executive he put a team of professionals together and said that they had to look at government differently and they had to start to strive and treat Albany County as a business and try to make money although they are not in the business to make money but they should try to make money to save the taxpayer, which has been hard and challenging because when you are use to doing things the way it has been for 20-40 years, no one wants to change. He added that times have changed and people have to change with the times to make things better and some of the things that they have implemented over the course of last year is they consolidated the Law Department because there were attorneys scattered all over Albany County so they put them all under one roof as well as stopping the use attorneys from the outside and in doing so they have made tons of money and they have saved the taxpayers by keeping things in-house and it is working. He continued by saying some of the other consolidation that he is looking at is to move all finance under one roof because there are 28 departments with finance people in every department and he is shaking it up restacking and moving county employees into 112 State Street and in turn try to get rid of some of the buildings that are under utilized and in turn sell them off. He went on by saying that these are some of the things that are internal, which people don't see everyday but they are striving to save money, which is something that they need to do and as Hugh Carey said in 1975 when he got elected as Governor, it was time to start to live within their means and 1975 vs. 2013 has not changed much and New York City was on the

verge of bankruptcy and it was within hours and they had to do things differently, which is the same thing that they are faced with now in trying to deliver services that people are use to but it has to be done cheaper, in partnership and they have to be creative. He added that some of the things they have done through partnership is that they reached out and had multiple meetings and when he became County Executive he started to meet with the Town, City and Village Elected Officials and they sat at a roundtable and discussed duplication of services and what they can do to work with each other and in working with Sheriff Apple, they consolidated 911 and took over Cohoes, Watervliet and Green Island dispatching and it saved the City of Cohoes \$400,000.00, Watervliet \$160,000.00 and Green Island \$35,000.00. He continued by saying that it is a step in the right direction and something that they can do and they are reaching out to other communities but it is up to the community as far as what they want to change and he is not there to say that they can take over the Police, 911 or roads but they have to collectively work together and roll up their sleeves to find out what the people want because some might not want to lose their identity, or that type of service, which is okay and it is up to them as far as what they want to do. He went on by saying that they can put the solutions out there to save the money but at the end of the day if people are happy with what they are paying in taxes, it is okay and those are some of the things that they have been working on, which has been challenging. He added that Albany County's budget is approximately 576 million dollars and in taking the City of Albany, Guilderland, Colonie, Cohoes, and Green Island and put them all together, their budget just meets Albany County's and reiterated that it is challenging and some of the things that they are facing with borrowing money is that they pay 30 million dollars a year on their debt service and their debt service is 240 million on top of the 576 million and one of the things that he said when he became elected was that they have to take responsibility today for the future of our children who we want to raise in Albany County, and in turn work, live and do well here but you can't do that if we don't change the way we are doing business. He continued by saying that it is something that he decided to take on and times are tough but they are getting better and our sales tax revenue is up \$850,000.00 to the 2008 levels, which is a step in the right direction and this quarter it is down a little bit but they are starting to come out of it and Nano School's Dr. K has been a great partner in Albany County and has done a lot of great things, they moved the Children's Museum there and they are doing a Nano High School and they are bringing companies from all over the world and are getting ready to move out of that building and they are looking for office space in Albany County, which will create jobs from high tech to janitorial service, which they will train for. He went on by reiterating that there are challenges ahead, they have to do things differently and they have to do something with the Nursing Home, which is a hot button topic and is probably one of the hardest decisions that he has to make as County Executive and the things that they have to do different with the Nursing Home vs. where it was with his predecessor who wanted to close it down but he fought to keep it open. He added that a couple things have happened since then, the recession of 2008, the 2% property tax cap, which was implemented two years ago that everyone wants but the reality is how to get there because they didn't get the relief from the State that they said they were going to get and they are delivering great services but they are in debt so he put together a road map to recovery and gave four options to the legislature last year showing how they get there. He continued by saying that one option was to continue running the nursing home the way it is, the second was to do a LLC, the third was to have a management company and the fourth was to privatize it and he put the two last ones out to bid and they only had one person that wanted to manage it so it gave him the door of opportunity to seek someone and he found a great person to do it, Upstate Services Group who will come in and run the nursing home, employ the 300 employees that were working there, and keep all the patients there currently will and nothing changes. He went on by saying that what does change is it relieves one million dollars every month that they were losing at the nursing home and they continue their mission to protect the seniors and taxpayers and he did this by privatization where Upstate Services Group will run the nursing home, keep the employees and patients there and it will be the safety net for Albany County because they won't turn away anyone that currently can get in there today so it meets everything that they are doing but it relieves the taxpayers of 100 million. He added that he conservatively said they were going to save 60-70 million over the next ten years, which was a number that they could not argue and then he changed it to 100 million, which will probably be approximately 117 million because ten years prior to this they spent 148 million dollars of tax payer money. He continued by saying that when he laid out his

roadmap for recovery, he has 15 bargaining units and his predecessor never completed one contract in the last five years, which he has to deal with and a workforce of 2,500 people that have not had a raise between 4-8 years, which he has to settle and turn the finances around and he knows that 2014 will be a little rough but he will guarantee that if the legislature follows his roadmap to recovery, by 2015 they will have a 2% property tax cap without having to change any services and they will change the way they do things and the way that they do business but will not have to push it down to the towns and villages. He continued by saying that there is in the legislature what is called the college tuition and in 1973 a Senator had a great idea and said that every county that does not have a community college has to pay for anyone to go to a community college and it cost Albany County 11 million dollars last year and they are on track to spend 12 million this year and he has two recourses, one that he starts a regional community college and two he can pass the bill down tomorrow and they can't say no. He went on by saying that he would still be taxing the same people but it is going to be at a higher rate vs. spreading it out amongst 340,000 residents and the Hudson Valley Community College bill for 2011-2012 was \$201,000.00 that it would cost the Town toward a community college, which is a big change but that is not the right way to handle it either. He added that he has worked with his counterparts and one of the things that he started is that he works with the Rensselaer, Schenectady and Saratoga counties and they have been talking about it because they are paying outrageous money to Hudson Valley for the program to go forward, which is a great program and anyone can get it but it is really hurting them because it is an unfunded mandate and some of the challenges that they have in Albany County is that they are dealing with 43 unfunded mandates. He continued by saying that the Senate and Assembly come up with these great ideas and pass them on but the first thing that they ask is how and who is going to pay for it and if they would have to raise taxes so great ideas get tabled because they don't have the money but if you are an Assembly or Senate member you pass it on to the municipalities. He added that he was on a local radio show and was asked if County Executive was his ideal job and he jokingly said he was going to run for one more job, which would be the most popular Senator out of 62 counties by passing one unfunded mandate that every child when they turn 16 gets a brand new car and he won't care how it is paid for because he would pass it down, which in essence is what they do when they come up with unfunded mandates and it makes it tough. He went on by saying that he was happy with the State Budget on a variety of issues and in being with the National Guard he responded to Super Storm Sandy and he saw the devastation in Long Island, which reminded him of being back in Iraq because it was so bad and the Governor's focus needs to be down state to rebuild and he didn't expect any relief but they did get some relief and two things that he was happy about is that they didn't get any unfunded mandates, which is the first time that he can remember and they did get a little bit of relief with \$500,000.00 extra for Medicaid, the CHIPS funding went up for the highways by \$349,000.00 and there are some other things in there that are really a step in the right direction for the Senate and Assembly, which means to him that they are getting it and starting to catch on that they have to work with everybody. He continued by saying that on the back of the budget he simplified it and made an arrow going up and listed the 43 unfunded mandates and an arrow going down of every department that they have control over in the county and they have knocked down 33% overall in every department and eliminated 810 jobs in ten years, which is a lot and these are the tough decisions that they need to make but they still have an obligation to deliver quality service and he compliments the Town Board with working on duplication of services and how they can work together, which is good for the Town's budget and the County's budget. He added that in looking at some positive things going on, Albany County partnered with Soldier On and took the old Ann Lee Home at the airport and turned it over to Soldier On and they are doing a project for returning homeless veterans and they will have a campus like setting to the tune of 30 million and there is no money involved for Albany County because it is partnership and it is thinking outside the box and he likes doing it because it's giving back to veterans and not costing any money and it will keep veterans off the street and put them back on their feet and they will be announcing hopefully with U Albany, Hudson Valley, and Schenectady Community colleges that they will be offering courses on campus as well as therapists and they will have everything there for the soldiers to return back to active life, which is important. He went on by saying that for the ones that are homeless, if you look at Pittsfield's Soldier On, they have taken homeless men and women who were on the streets and got them into their own apartments and they are working, it is a successful

program and it will be the first in New York State because they are going to do it and it is not going to cost the taxpayers any money. He continued by saying that another thing close to here is Lawson's Lake and when he was in the legislature in 2011, they went to sell it for \$500,000.00 but they couldn't because there was a federal grant attached to it that they purchase it under and there are 423 acres, it is beautiful and there is an upper and lower camp and the Boys and Girls Club pulled out last year with no notice and walked away in mid May when they said they could not afford it so through partnership with Sheriff Apple, DA Soares, and Chairman Sean Morse they have been working together to come up with a solution to the camp with partnerships from Job Corps, the operating engineers, electrician union and others to bring it up to codes as well as fixing the road and expanding the parking lot and variety of other things. He added that in partnership with the Boys and Girls Club and a couple of other organizations they will come together and offer a day camp there again as well as partnering with CDTA who will run a bus through Cohoes, Watervliet, the City of Albany and the Town of Coeymans and will pick up kids in the morning to bring them out to camp for the day and then bring them back home for a nominal fee. He went on by saying that there is an organization that is going to donate trollys out there, the State will offer a motorcycle safety course, the boy scouts will be clearing trails, there will be zip lines and a lot of other nifty things out there and it is really taking off but they will be taking baby steps and this summer they will be doing a soft opening so they make sure they are doing it right. He continued by saying that he is sure that they will stumble a little bit but there are a lot of passionate people at the table talking about what they can do such as offering wi-fi, computer courses and everything from chess to piano, which will all be done by partnership without costing tax dollars and it will be a place where the kids can go for the day that will be bully free and they can enjoy being kids by going fishing, canoeing, playing basketball or whatever they want to do. He added that they are some of the good things that are going on and there will be challenging times and in partnership with Schenectady Community College he had them come to 112 State Street and hopefully the legislature will let them sign the lease for \$156,000.00 a year to have 1,000 students in the building taking courses and in partnership with CDTA anyone attending will get a free bus pass, which helps because they pay roughly \$1,500.00 a credit hour for Hudson Valley and for Schenectady they pay \$150.00, which is a great college. He added that the County Executive Office was on the 2nd floor and they are now on the 8th floor, which is great because it is good to have them there as well as getting another company from Saratoga County to move into the building and he talked a company from Glens Falls to relocate to downtown Albany and these are the things that they need to do collectively in working together to attract companies here who will want to do business and live here and he wants them there as well as a lot of other things going on in the building and he talked a company from Glens Falls to relocate to downtown Albany and these are the things that they need to do collectively working together to attract companies here who will want to do business here and live here. He went on by saying that Albany County has so much to offer and every little niche in the county offers something different for anyone and he was at the Cary Institute last month and they met with home brewers in Albany County and they said that they have to go to Massachusetts to get their barley and there are over 400 farms in the hill towns and they are going to try to get some of them to grow barley here for the local brewers, which is another incentive to do different things. He continued by saying that there are some really good things going on and they are trying to change things around but he can't do it without everyone in the audience reaching out to their legislature and telling them what they want and they can't do it if people don't speak up and when you are elected and represent people, you want to know what they want and you want to hear from them and when he did his first tour around the county last year he decided that he would be doing a tour every year and he would be attending every meeting and every Neighborhood Association Meeting where people want him to speak and he will be talking about the good things going on in government and the things that people want and reiterated that he cannot do it without people telling him what they want and he wanted to assure everyone that the Town Board has been working with him and they have been looking at everything that they can to bring it back to the people to see what they want. He added that the Town of Coeymans got 1.6 million dollars from the property taxes last year and he is not trying to entice anyone in the argument about the nursing home and how passionate people are but there are certain legislatures that want to pass the college tuition down or change the sales tax formula, which will affect their budget and the way that they deliver services here. He went on by saying that Albany

County per capita has the best rates and is number one but in the overall taxes they are number 10 where Saratoga County is number 6 and they have a casino and two race tracks and should be number one with no taxes and in looking at Rensselaer County and Schenectady County, if you merge the two of them together their population just meets Albany County with Rensselaer County being 25th for having the worst taxes and Schenectady County is 36th and he is not trying to justify why they raise taxes because they have done their job but they need to do it better by giving services to our seniors and long-term care because there are over 60,000 people over the age of 60 in Albany County and on the population map it shows the growth of seniors for 2000 to 2010, which went up 100 more seniors over the age of 60 that are living longer who want to stay in their homes and the sequester is affecting the Senior Program and they are losing approximately \$70,000.00, with \$20,000.00 being taken from Meals on Wheels and now they have to try and find the money to either keep the program going or cut the service and there are many people who rely on the meals being delivered. He added that leadership starts at the top and he applauds Governor Cuomo for what he is doing and there were a lot of problems going into office and they know what the Senate was like beforehand and how budgets were and to have three consecutive years a row with an on-time budget, which has not happened since the 70's, says a lot but nothing is perfect, you always find something wrong but at least they are going in the right direction. He continued by saying that Veterans Director Charles Burke was present and he wanted to thank him for being there and he wanted to let everyone know that next year everyone has to re-file for the STAR exemption and it is being done because they found some people that are double dipping and it has to be done by next May or else you won't get the exemption and he wants to make sure that every resident gets the STAR exemption. He concluded by saying that he can be reached at 447-7040 or at dmcoy@albanycounty.com and they will be launching their new website in June, which will be transparent showing the budget breakdown, who has take home cars, cell phones, etc. and you will be able to see where every dollar is being spent, which he did with the nursing home where he put down every meeting that they had, everyone that they met with, the Lease Agreement vs. what is going to be saved and how they are going to save it and he can assure everyone that if they want information it can be found on the website and then thanked the Town Board for the opportunity to speak.

Supervisor Flach thanked Mr. McCoy and then introduced Mr. Mike Kralik from Lafarge to the microphone.

Mr. Mike Kralik thanked the Board for giving him the opportunity to speak and introduced himself as the new Plant Manager at Lafarge and he is excited to be here because he sees lots of opportunities with optimizing and working on improving the existing plant as well as looking at the ability to start up and develop the new plant. He continued by saying that in hearing Mr. McCoy, one of the things that they have seen is an economic downturn and in the past 5-7 years he has seen a lot of cement plants close and the Ravena Plant is no different in the sense that they have a lot of challenges to continue to stay competitive in the market place and they have to find ways to consolidate roles, optimize the process and figure out how to make a high-quality cement safely at the most cost effective price possible. He added that these are the things that they have been looking at as they continue to move forward and they are working through a lot of issues and the idea of the issues that they are working through, continue to be looking to preserve the future for the plant and the community. He went on by saying that he and his family are looking very much forward to moving here, his family is still in Canada, he has worked with Lafarge for the past 13 years, he came from the Midwest and for the past 4 years had been the Manager at the Bath Plant in Canada. He then thanked the Town Board for having him.

Supervisor Flach thanked Mr. Kralik and then moved to the next item on the agenda.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time and reminded everyone to keep their comments to three minutes and added that the Board would be making public statements after the Public Comment period.

Rev. Antonio Booth stated that he is there to represent the R-C-S Community Library and he is President of the Board of Trustees and he wanted to thank the Town Board for their support of the library in allowing them to house and store some of their things in a Town facility. He continued by saying that the library will be moving the first week in May from 15 Mountain Road to 95 Main Street and there will an Open House on May 19th from 2:00pm – 5:00pm and they are looking forward to the transition of being in a facility that is at least twice the size as the facility that they are moving from. He reiterated that on behalf of the Board of Trustees he wanted to thank the Town Board for their support and he hopes to see them on May 19th.

Ms. Mary Pape stated that she lives in the Hamlet of Coeymans, the origin of the Town and a former Supervisor referred to it as the armpit of the Town and a present Town Councilman had never been in the Hamlet until recently and he thought that only prostitutes and drug traffickers lived there and continued by reading the following:

It is too bad that you can't see the potential that there is in this historic riverfront neighborhood as the New York State Department of State, Division of Coastal Management and many others see. Learning of this negative deception of the Hamlet I now understand why my December 20, 2012 written complaint with the Police Department was never written or filed and at the January 14, 2103 Town Board Meeting I questioned this and the Chief said he knew nothing of my complaint but would look into it the next day and on Tuesday, the next day January 15th , I received a call saying that my complaint was ready to be paid for and picked up. The complaint that was written by the police and dated January 15, 2013 reads: on the above date and time an R/O was dispatched to above address for a noise complaint and upon arrival C/O stated that there has been a constant issue with the Port of Coeymans making noise at all hours of the night. C/O states that although trucks have not come by her residence today and that they usually pass her house early in the AM as well. C/O wished to file a complaint to take further action with the Town.

She continued by saying that the correct written complaint that she was trying to file last December was regarding truck traffic going past her house all night for four days and nights and noise from the Port all night and it had been going on all week and she was tired of not being able to sleep and continued by reading the following:

When the Officer first came he told me he didn't think that the noise was coming from the north and rather he indicated that it was coming from the south. There is nothing south of me except the Water Treatment Facility, woods and more neighbors trying to sleep and I told him that no it was coming from the Port, it is lit up like a football field, I can see it from my upstairs window. I also told him that I am sorry but from now on I will file a written complaint every time this happens, it is my understanding that the complaint should go before the Zoning Board of Appeals, I want to start a paper trail. I also said that the Zoning Board will say that the Port is within their rights, they are zoned industrial, however I am not zoned industrial and should not feel like I am living in an industrial zone. So I will give you all a copy of my written complaint for the record, as you see I am already affected by industrial activity, this new zoning law will only increase the noise around us. Others like me worry about bringing industrial areas even closer to the Hamlet of Coeymans. Here are some petitions signed by residents against the proposed zoning change.

Ms. Pape continued by giving the Town Board a copy of her complaint and the petitions and then thanked the Town Board.

Supervisor Flach asked if anyone else wished to comment.

Ms. Sylvia Lawler stated that she lives in the Town of Coeymans and she noticed on the agenda under resolutions there is Adopt Proposed Local Law of 2013 Zoning Map Modifications and she wanted to speak once again to the process and she knows that she said before that it is seriously flawed. She continued by saying that the Town of Coeymans Planning Board was in the process of addressing the rezoning of the Town congruent with the Comprehensive Plan and unbeknownst to them the Town Board, as they had a right to, but should have informed the Planning Board, took it upon themselves to submit what had been completed to the Albany County Planning Board and they declared themselves Lead Agency and the Albany County Planning Board came back with a disapproval without prejudice with nine strong recommendations. She added that at the next Planning Board Meeting, Mr. Larry Conrad said that the comments certainly bore merit and at the next meeting on April 1st they would roll up their sleeves, get to work and address their recommendations and before that could happen, Mr. Conrad, once again unbeknownst to the Town Planning Board submitted his revisions to Albany County and once again they came back this time with a deferral but with 8 strong recommendations and she would argue that none of those recommendations have been seriously addressed by this Board. She went on by saying that the Board declared themselves Lead Agency in the project and yet the first time the EAF was prepared, it was prepared without the knowledge or participation of at least 3 Board members, which would be one thing if some of the Board said to other members of the Board that they were confident with them to do the EAF and let them see it when they are done but this was not done, it was done without their knowledge and she thinks that it speaks to a lack of process. She continued by saying that more recently she wanted to address what went on at the last Public Hearing and the last Town Board Meeting on April 8th and at the Public Hearing, Supervisor Flach was very clear in asking that they address their comments to the Board and that they keep them from 3-5 minutes, which most people did however Mr. Brick and Mr. Zee, both attorney's for the Port of Coeymans were 11 and 16 minutes respectively without any warning from the Supervisor and they were allowed to continue on and she had never seen this happen at a Town Board Meeting before and Supervisor Flach would usually let someone go and reiterated that she had never seen this happen. She added that a more concerning thing to her was after the Public Hearing, she knows that an agenda for a Town Board Meeting can be tentative and subject to change but this is very different from willfully and purposely omitting something from the agenda, which was done last week and the preparation of the EAF was not on the agenda and the reason that she knows this is after the Public Hearing as people started to leave other people started coming in and she knew some of the people and told them that they missed the Public Hearing and she was told that they were there for the meeting that they had been told would count. She went on by saying that some people were apprised of the fact that the EAF was going to be prepared at the Town Meeting while others were willfully kept in the dark and none of these things are illegal but they are certainly inappropriate and it does not speak well for a Board that she generally thinks high of and it is most disheartening and needs to be addressed.

Supervisor Flach thanked Ms. Lawler and then asked if anyone else wished to comment.

Ms. Barbara Heinzen stated that she lives at 1330 Rte. 144 and in following on what Sylvia Lawler had said, the Albany County Planning Board in its advice on the 21st of March, the revised map that was submitted to them said that the new law needed to have definitions attached to it and at the moment as best she knows there are no definitions and uses that describe what is going on in the different zoned areas. She added that they also made the comment and recommended that the white areas on the map be zoned as well and if they are not zoned, towns that have done partial zoning have been successfully challenged in New York State, which is a quote from the Albany County Planning Board advice and they were particularly concerned about the rezoning of the areas along Rte. 144 from residential/agricultural to industrial uses and noted that DEC sampling has determined that Coeymans Creek to be moderately impacted and that protective measures should be taken to avoid further degradation of water quality and she does not see much in the Planning Law that addresses that. She continued by saying that similarly this area along Rte. 144 is a scenic area of statewide significance, however they note that lands being rezoned from residential/agricultural to industrial are adjacent to this town to the State designated area and therefore the studies assessment should be considered when determining a significant rezoning for the uses of this land, which she does not think has

been done. She went on by saying that finally they recommend that there should be consideration for a traffic study and there has been nothing to that affect included in the Zoning Law or any sign that some study of the traffic impact is going to be done and in fact in the Negative Declaration they said that there is no traffic impact even though they have been told that there will be 1,000 new jobs, which argues that there could be 2,000 new trips on the road everyday and if it is not an impact in this small area she does not know what is. She added that on the 5th of April, the Town of Coeymans own Planning Board sent a letter to the Town saying that they would not recommend the zoning amendment and then read the following excerpt from the letter:

The Planning Board met on April 1st and voted to advise the Town Board that it does not recommend adoption of the proposed amendment.

She continued by reading their reasons as follows:

- a. The revision is contrary to the general purposes of the intent of Chapter 165.
- b. The revision is contrary to the Comprehensive Plan because it lacks district descriptions, lacks district regulations, lacks district uses, lacks proper buffering between more intrusive and less intrusive uses and lacks proper notification of all of the Town of Coeymans residents and lacks a traffic study.

She concluded by saying that if they vote to go ahead with it they will be ignoring the advice of their own Planning Board, which she thinks is unwise as well as knowing that the Town Board was sent a letter saying that if they vote on it, they will be subject to legal challenge and she believes that Attorney Wukitsch also received the letter.

Attorney for the Town Wukitsch interjected that he did.

Ms. Heinzen stated that she has a copy of the letter for anyone who wishes to have a copy and added that no one wants to go to court on this matter because it is a waste of money and time and this community is better than that and they can find a way to work together because several positive conversations have already begun but they need time. She continued by saying that the Port of Coeymans, who she believes is behind some of the pressure, may say it does not have time but their plans she assumes have been in the works for at least a year and then asked why the process began in February when they know that business planning takes a very long time. She concluded by asking that they take their time, consult and give it the time that is needed to come to a resolution that is acceptable to everyone.

Supervisor Flach thanked Ms. Heinzen and then asked if anyone else wished to comment.

Ms. Carol Ruff stated that she lives in the Hamlet on Rte. 144 at the bottom of James Drive and she wanted to address some of the problems with the proposed zoning map as well, which they believe to be flawed and needs to be redefined and continued by reading the following:

As noted by the Zoning Board and Planning Board the map and the definitions are always linked and you can't approve a map without clear definitions and we don't believe that it has clear definitions. As per the Zoning Board the Environmental Assessment Form couldn't even be completed without reference to definitions and yet it seems that it was. We want to know how can one know or understand environmental consequences without definitions of permitted and allowable uses. Under the proposed zoning we will see collapse of zoning categories and that is inconsistent with modern zoning practices. We have concerns about the parcel owned by the City of Albany, it is not State or Federal land and it is Town land therefore we believe that it is under our jurisdiction and zoning. Many of us are nervous about the future use of that land since the Zoning Code is currently blank and it seems like a way to open the door to future recoding and therefore may be misuse of that land. The rezoning of the southeast section, which is my area, from R1 to RL, it has been hard to get an answer about what this really means and it seems to me that when I went up to the Town building some of the employees directed me to the map, which is really of little help, it seemed confusing to them and is confusing to me.

We keep being assured that nothing is changing, that R1 to RL really means the same thing so I guess we have to ask, if nothing is changing, why change it at all? It seems kind of like a little misdirection so that maybe some spot zoning can benefit the few and that is what seems to be occurring, so why mess with our area if nothing is going to change. Changing zoning might seem like a good idea today but the Times Union on April 18th reported on the Lehigh Northeast Cement Plant in Greene County and they are being fined \$50,000.00 for polluting the Hudson River. This is their second fine in five years, toxic chemicals are leaking out from two of their cement waste dumps near wetlands and they had a prior fine in 2008 that was due to cement waste leaking through ground water into the river from two other dump sites. The company did not then meet their clean up goals, the dust is a byproduct of making cement and it includes arsenic, barium, lead, chromium, mercury and is also highly alkaline with levels that are similar to bleach. The River Keeper had threatened to sue Lehigh in 2008 under Federal Law but dropped it after DEC investigated and then imposed fines, cleanup, and operation goals, the River Keeper states that they will be keeping a close eye on them. So, we who live here don't know what chemicals may be in the dust that floats from the piles at the Coeymans Port on windy days since we have seen some dust storms ourselves just driving around there when the weather permits. In related news, I am sure people saw the explosion at the fertilizer plant in West Texas and that was the result of poor planning as well and if you looked in the Times Union it said that no Federal Agency determines how close a facility handling potentially dangerous substances can be to population center and in many states, including Texas, many of these decision are left up to local zoning authorities. In Texas the states minimal approach to zoning put plants just yards away from schools, houses and populated areas, as was the case in West. That plant received a special permit because it was located less than 3,000 feet from a school, the damage from the blast destroyed an apartment complex, nursing home and houses in a four block area. As you can see local Boards can and do make mistakes, I'm sure they thought it was a good idea at the time but it certainly was not, so please learn from the history and mistakes of some short-sighted town planners and we don't want to be the nay sayers to business but we would really, really like some clean business to be in our town as well.

Supervisor Flach thanked Ms. Ruff and then asked if anyone else wished to comment.

Mr. Andy Brick stated that he is with the Law Firm of Donald Zee, P.C. and he was not going to comment but he did want to correct some misinformation that has been provided so it is in the record accurately since people are now throwing around the threat of law suits. He added that first, in terms of the definitions, in terms of Albany County's recommendation in total if you look at what they are, you will see that they have been addressed by changes to the proposed zoning and by way of example, their recommendation was to consider following suit of Bethlehem, which has a 100 foot set-back restriction upon the Coeymans Creek, which is called the Onesquethaw Creek in Bethlehem and in turn they amended the Code to include that 100 feet. He continued by saying that the 100 feet is now consistent with the recommendation of Albany County, it is consistent with the Town Code of Bethlehem on the northern end of the same creek and it is consistent with the 100 foot DEC set-back that you see for wetlands and reiterated that they have taken active steps to address the comments and recommendations of Albany County. He went on by saying that the idea that you have definitions, you do have to have definitions, but they never said that they have to have new definitions and reiterated that they said that they have to have definitions and the course of action that they are considering is keeping the existing definitions in place and if they change the map, the existing definitions are going to remain in effect and in the future if they want to work on definitions, that would be a logical next step and you need to have a map to have the definitions adhere to and you can't put the cart before the horse. He added that in terms of a traffic study, traffic studies for a town-wide rezone are somewhat ineffectual because you don't know what the actual traffic counts are going to be and traffic studies are most useful and appropriate for site specific projects that come before the Planning Board and with the new authority that they have under the Site Plan Review, they have the ability to require a traffic study for any project that comes before them because that way you know the specifics of the project so the Traffic Engineers can determine the specific traffic impact and he does not know how you would determine actual, worthwhile traffic impacts when you are changing codes on a map. He continued by saying that in terms of the Planning Board's letter, it is wholly untrue because he was

at the Planning Board Meeting and the Planning Board failed to take any action as a Board, there was one motion and the motion was to issue a positive recommendation for the map, made by Joe Kapusta and it only garnered three votes and three out of a seven member board is insufficient so the motion failed and there was no other motion or formal action taken by the Planning Board and subsequent to that meeting, one Planning Board Member submitted a letter to the Town Board, which he believes was quoted from but it was not representative of the opinion of the Planning Board as a whole taken by a formal vote of the Board so they have legally no Planning Board recommendation before them. He went on by saying that lastly he would add that what happened in Texas is a tragedy but Texas is a lot different than New York and they are in New York likely the most heavily regulated state in the country and the regulations in effect in Texas, which he is not familiar with, he is sure are not as stringent as New York and he thinks that it is unfair to throw in a tragedy from a state that has less stringent regulations out there as a concern when we live in the most heavily regulated state in the country. He concluded by saying that he thanks him for their time throughout the process and it has taken 6 ½ years to get to this point so it is not something that the Town had considered overnight and he appreciates their efforts to keep moving the Town forward.

Supervisor Flach thanked Mr. Brick and then asked if there were any other comments.

Mr. Paul Lawler stated that he is a resident of the Town of Coeymans and he would also like to address issues with regard to the proposed zoning and continued by saying that they believe that the proposed map is contradictory to the Adopted Comprehensive Plan of the Town. He then quoted from and referenced the Comprehensive Plan as follows:

With regard to the views of residents, residents focused on the high quality of life in the Town, residents want to maintain the current land use patterns. The majority of residents focused on land use issues involving needing protection for the natural environment and for the housing stock.

He then referred to the executive summary as well as the goals and strategies within the Comprehensive Plan as follows:

The section referenced land use and zoning highlights – protection of the natural environment, service oriented businesses along the waterfront, enhance the rural small town character development that minimizes negative impact on natural resources and neighborhood uses, protect the visual character and aesthetics along corridors and gateways.

He continued by saying that it specifically references Route 9W and Route 144 and then read the following:

Local Historical Overlay District – modify zoning to prohibit uses inconsistent with the Plan to assist an environmentally restored and aesthetic community.

Local Waterfront Redevelopment Plan (LWRP) – no action taken but referenced to the land use regulations to preserve the Hudson River and the Water Shed area.

Natural Resource Goals – foster protection of environmentally sensitive lands, preserve and protect water bodies and lands, work with Nature Conservation Groups – no action, focus on scenic byways – no action, land use regulations to protect the Hannacroix and Onesquethaw and Coeymans Creeks, including overlay protection districts – no action.

Mr. Lawler stated that they all want progressive and positive economic development in the Town, including jobs and good businesses and continued with the following:

Economic Development Goals – emphasize small town tourism and service oriented businesses, expand and stabilize the Town's tax base, develop tourism.

Strategies Within Economic Development Goals – identify the Hudson Riverfront community through development of parks boat launches, etc.

Light Industrial – Commercial warehousing in appropriately identified locations.

Mr. Lawler stated that no where in the entire document is there envision by reference or recommendation, additional heavy industrial areas or usage and indeed there are references to the need for the Town to protect against heavy industrial uses. He added that there are other historical and cultural goals, there are recreational goals, there are transportation goals referenced to establish a Traffic Safety Committee and a recommendation for a study of truck traffic on Rte. 144, which was done a long time ago regardless of new activity – no action.

Government Development Goals – continue local efforts to prevent development of the proposed landfills and other industrial sites, enforce building codes, approaches to enhance the aesthetics of the Town, enforce land use regulations, consider a Noise Ordinance.

Mr. Lawler stated that in summary the Comprehensive Plan emphasis the historic, cultural, environmental and rural characteristics of our town with specific reference to rivers, streams and related Water Shed areas and the need to protect and enhance these strategic resources. He added that the Onesquethaw Coeymans Creek Water Study referenced directly in the Comprehensive Plan, notes the extreme importance of protecting the stream and Water Shed from adverse development and as noted in the study there is specific reference to the adverse impact of industrial development. He concluded by saying that another speaker will address the issues with regard to the Onesquethaw Coeymans Water Shed Study, which is integral to the Comprehensive Plan and they ask that in the context of the Comprehensive Plan, the zoning map is inconsistent and they would ask that they vote accordingly.

Supervisor Flach thanked Mr. Lawler and then asked if anyone else wished to comment.

Mr. Larry Ruff – stated that he lives in the Hamlet of Coeymans and he wanted to discuss some environmental issues and then wished everyone a Happy Earth Day. He continued by saying that as the previous speaker had mentioned, there was a study done in May 2008 of the Onesquethaw Coeymans Water Shed and there are some things that should be kept in mind when you look at development around the Onesquethaw and Coeymans Creek such as water quality protection that feeds directly into the Hudson and they have to look at what is going on in the area to protect it. He added that another issue that they discussed was soil erosion and as they all know, especially with climate change, they are having heavier rains in the summer and he is really concerned that as they are looking at development along the Coeymans Creek, there would be a lot of run-off going into the Creek, which is damaging water quality in the Creek and the Hudson River. He went on by saying that another issue is the steep slopes found along the creek and they all know that if you hike just to the south of the nature area there are very steep slopes and a lot of it is clay and they have to be really careful because if they are clear cutting or running heavy machinery over some of the areas, they are going to get excessive run-off, which is going to run into the creek. He continued by saying that the Town Board has adopted a 100 foot buffer zone by the side of the creek and 100 feet is 1/3 of a football field, which is not a lot when you look at the climate change effects from the heavy rain and things like that so they really want to be careful when they do any development around that area. He added that he does not know what is going on with the Trickey property and why all of the trucks are going up there and he is worried with the ground compaction that is going on and whatever it is being set on, it is causing areas where there will be even more run-off with heavy rains and what ever is being piled there, which he does not know what it is, that will also become run-off that will run into the Coeymans Creek and then in the Hudson River. He went on by saying that there is an issue with fish and wildlife and basically there is an endangered species that actually spawns at the base of the Coeymans Creek, the short nosed sturgeon but there are other fish that spawn there as well and they want to be really careful because a 2001 study of the Coeymans Creek indicated containments exceeding levels of concern for copper, pyrene and arsenic and they don't know what else and depending on what development might occur, there could be other chemicals such as mercury in the water. He concluded by saying that they have to be very careful when they look at development and when you look at the new zoning map it basically shows industrial on both sides of the Coeymans

Creek for a very long distance through most of the Town and they should really try to address that and as a previous speaker had said, they can adopt the map and make definitions later but he thinks that they would really be leaving themselves open with some problems and he would rather that they all work together on the map and definitions and look at the buffer zones and then adopt the map and not rush it through at this time.

Supervisor Flach thanked Mr. Ruff and then asked if anyone else wished to speak.

Mr. Laszlo Polyak – stated that he lives in Ravena and the first question that he would ask is if the community is liking the fact that they lost 1,500 people in ten years, who Carver is trying to bring back. He added that as far as traffic flow, you can have all of the zoning and laws but he has found that actions speak louder than words and then asked why he would be willing to spend a million dollars on a bridge if he wasn't responsive and reiterated that actions speak louder than words and further traffic issues he will want to address because he wants to make people happy and build a community and as far as industrial by the river and streams, if he remembers correctly it has been an industrial zone since God created it. He continued by saying that they have to approve it and vote on it because they need to spread loan the tax base and they need to bring people in and as Mr. Laraway's business grows, so does the environmental such as more fishing, restaurants and more sites to see and if is not responsive, why is he doing the landscaping so you can see the river because he cleaned the berm and removed the thicket and reiterated that this is being responsive. He went on by saying that he does not know him that well but he lived in a neighborhood that had the garbage barge that went around the world and humiliated his community, so he does understand things like Texas and other places and even in Greene County but they don't have responsibility for those communities. He added that they have to take it one step at a time, the definitions are already here if he understood what Mr. Brick said and he should be able to speak again to address some of the comments and accusations that have been made and he spoke 11 minutes and 3 minutes respectively, which is far to short for any attorney that is trying to explain some of the positive things that they are trying to do to make everyone happy. He continued by saying that he made him happy because he has nothing to hide and he does not worry about chemicals or things like that because any time that he has wanted to go down to the Port he has gone down and gotten a tour by simply asking him. He went on by saying that in talking about clay, it was a brickyard so there is a ton of clay and it was what they were using but times have changed and they need to recycle, which is a trillion dollar business, so they need to take it step by step and they have been there 4 or 5 times to address this issue and it wasn't just started in February, it was started 6 years ago to change the zoning and maps and they need to continuously look at it and change it and basically what they are doing is they are looking at something from 1961 compared to 2013 and when other major industries come, they can start going forward. He concluded by saying that he is a watch dog and master foiler and if they need anyone to vouch for him they should contact John Bruno who will tell them he drives people nuts and if this gentleman is going to do anything to destroy our community he will be on him and with that being said he hopes that the Town Board approves because his actions are showing that he cares, he wants to be a neighbor and he wants to grow this community.

Supervisor Flach thanked Mr. Polyak and then asked if anyone else wished to comment.

Ms. Anne Marie Vadney stated that she wanted to say that she hopes that this community can move on and she has read the Comprehensive Plan and Economic Plan and to be quite frank she could use them to support or not support anything that they want to have voted on. She added that her position along with many other people who unfortunately cannot be there because they are working, tired, etc., is that they need to change what is going on in our community and support all businesses that want to come here. She continued by saying that she agrees that New York State is the most regulated state or close to the most regulated state in the nation and she believes that they have to trust the Board's judgment and for her to say that after the year she has had and with various things going on in this town, it's a lot. She went on by saying that they need to move forward so that they can then determine what businesses want to stay, what businesses want to come in here and then take the necessary steps, which is a long process for getting anything approved in our Town, and move forward with the zoning so

they can get more people in this town and then they can become something other than they are now. She added that no one wants our stream polluted or our historical building knocked down but they need people and money coming into the town and flowing through this town so they stay on the map and the current businesses have shown their good faith, they all have to stick together and if something is not right they go to the Town Board and they go to the people in business and ask them what is going on, which is the way that it should be. She concluded by saying that she does not think that anyone in this town wants to have any kind of adversarial role with our politicians, our residents, or our businesses and she is hoping that they can move forward and start progressing.

Ms. Joanne Segal – stated that at the last Board Meeting Councilman Dolan asked the Board if the vote would be at the current meeting and the answer was yes, which means to her that they are going through with the vote later in the meeting and if that is the case she needs to say that the Town Board has ignored public comment and the concerns of those residents and citizens that are most directly involved in the new zoning changes and continued by reading the following:

It has been stated that different groups in the town were previously consulted about the zoning map, not so anyone from the Hamlet. It was brought up that some of the changes would adversely affect the property values in the north of Coeymans and by residents of the Hamlet, Town Board members seemed concerned when the lawyer for the north of Coeymans commented about this, they said that they didn't know about this and asked what could they do to change it. Many Hamlet residents voiced the same concerns but no Board member commented or seemed surprised to learn of this aspect of rezoning and the potential loss of Hamlet property values didn't seem to register with you. You were presented with extremely cogent arguments by residents as to why you should slow down and not change 6 parcels next to the Hamlet to industrial. We started a series of informative meetings, now seemingly ignored. You were advised by knowledgeable residents about environmental concerns, you have received letters from the Albany County Planning Board twice, your own Planning Board and Zoning Board of Appeals stated that the map is not ready to be voted on, instead you seem to be persuaded by threats real or imagined that possible business in the future will be taken elsewhere.

Supervisor Flach thanked Ms. Segal and then asked if anyone else wished to comment.

Ms. Elyse Kunz – stated that she lives in Coeymans and she wanted to address the issue that came up earlier with process and she is very uncomfortable with the way that this whole thing has been unfolding. She added that there was a Public Hearing on April 8th, which she was unable to attend due to a prior commitment and she sent comment in that she asked to be read into the record and it is her understanding that it did not happen and she is very disappointed to say the least and she thinks it is unacceptable and irresponsible. She continued by saying that they have a responsibility to consider fully what people in this town have to say about this and again, again and again people are standing up there and trying to reach out to them and she thinks that one of the big things going on is a lot of frustration that the existing problems with the Port has not been addressed, which is part of the problem why people keep getting up and talking about things like the environmental impact, traffic and noise. She went on by saying that she is affected by the noise and has lost track of the number of nights that she has not been able to sleep in her own house, she sees trucks going by and she knows that they are going to the Port because scrap metal flies off them and lands in her yard, which are real problems and to say that they are going to fix it later is not enough because they have not fixed the problems that they already have. She added that making changes to the Zoning Laws are going to have enormous impacts on this community and it is imperative that they do it only after careful planning and maybe some of the people have been working on it for 6 years but most of the people in this town heard about it a few weeks ago. She continued by saying that it is obvious that there are problems with the existing laws but if you are not carefully planning and thinking these things through, you are only going to create a new set of problems and one example of not thinking it through she believes is the way that the SEQRA process has been addressed and is uncomfortable with the way the Town has handled the Environmental Assessment and by determining themselves Lead Agency they took responsibility for the Environmental Assessment Form. She went on by saying that she came to a prior Public Hearing and pointed out the fact that a lot of the form was

left blank and now understand from other people in the town that not everyone on the Board had even seen it and to her understanding it got resubmitted but it still does not appear to have had due diligence and does not recognize issues like traffic, environmental impact or the fact that there is a historical value to the Hamlet and she does not know who got the idea that it is full prostitutes and drug dealers and would state for the record that she is not either and there are a lot of people who live there are not that. She added that for the record she also wanted to state her opposition to expanding the industrial usage and one of the main reasons why she is opposed to it is because of what she said before, the Town Board has not addressed the problems that they have and have said that it will get fixed later and she is having a little trouble because people have come and brought up problems and they are not getting fixed. She continued by saying that she does not believe that a port is necessarily the route to economic development and all you need to do is drive to the south end of Albany where they have had a port for centuries and it is a mess up there and then asked if they wanted to live in the south end of Albany because she doesn't and this is what she thinks is going to happen in her neighborhood, which is a real disservice to a place that has a lot of positive things to offer. She went on by saying that she thinks the issue of truck traffic is also important because it can damage the roads and where she lives and where she sees trucks and possibly 1,000 people driving back and forth to work in cars, there are sewer and water lines under the road, which are very, very old and have broken many times and have been patched together. She added that she believes that the State DOT is not repaving the road that needs to be repaved because the water and sewer lines are so bad and then asked what is going to happen when they increase the traffic and the lines break and who will pay for it and questioned whether Mr. Laraway would pay for it or if it would fall on the taxpayers. She continued by saying that it is going to be even more critical when they destabilize the tax base by lowering people's property values, which brings up another issue of the assessment because it is her understanding that the Port is assessed for 2 million dollars and yet millions more seems to have been put in there so there are questions about who is going to pay their fair share around here. She added that she believes that the Town has an obvious duty to protect people's property values and that includes enhancing the quality of life for the people who live here where it is mostly a residential community and most of the people that voted for them are residents of the community and making it more industrial may appear to be business growth but it is not going to help most of the people who actually reside here. She continued by saying that it is very discouraging to sit there and learn that the Albany County Planning Board has so many problems that the Town Board has been made aware of and yet they are willing to proceed and it is very discouraging to hear that the Town's own Planning Board could not endorse the proposal and yet they are willing to proceed and it is very discouraging to learn that it is not consistent with the Comprehensive Plan, which was approved and yet they are willing to proceed and this is why people are asking them to slow down and think about this. She went on by saying that if they are going to go ahead and vote for it, she strongly encourages them to vote it down and she understands that there are problems with the Zoning Laws but the proposed changes do not represent a solid step forward and they are leaving too many door open for negative impacts in the Town as well as thinking that there is also a question about changing the laws whether or not current laws are always being enforced that are already on the books and it is her understanding that in the area where Mr. Tricky use to own the land, there is industrial refuse material being brought in there and the Town Code requires that any fill in excess of 2 feet in height has to be approved by the Planning Board and it is not clear if that has taken place. She concluded by saying that she thinks there are questions as to the existing operation at the Port of Coeymans is fully in compliance and before they start changing the laws they should make sure that they are enforcing the ones that they have.

Supervisor Flach thanked Ms. Kunz and then asked if anyone else wished to comment.

Ms. Sylvia Lawler – stated that she wanted to defend the Planning Board and she wanted to clear something up with Mr. Brick because she was at the meeting as well and after the vote on the map it was decided by all of the members present.

Attorney Brick – Interjected that it was not by a formal vote.

Ms. Sylvia Lawler – Agreed that it was not by a formal vote and she feels that it is a technicality.

Supervisor Flach – Interjected that they were not going to continue with a back and forth and invited the next person to comment to the microphone.

Mr. George Langdon – stated that he has been in the town for almost 30 years and he can't really speak to the process because he does not know much about it but what he can tell them is that when it comes to trying to grow something economically, it requires that there has to be something that puts some engine behind it and they have to do something that is going to attract money to the area. He added that this area has been declining from what he can see, for the 30 years that he has been here and service oriented businesses only come because there is already something here that is attracting activity. He continued by saying that they don't have a Disney Land here to create a tourism base from, there is historical but most of that is based on the industry that has been here such as the brickyard, cement plant and railroad, which have all been industrial in nature and they provided the jobs. He went on by saying that he went on a tour of Lafarge and in talking to the men up there, it use to take and run a lot more than it does now and it is operating on less than 1/3 of the capacity that it did 20 years ago. He added that if things like this are not permitted to move forward that is going to create jobs and if they create 1,000 jobs there, he guarantees that they are going to find successful restaurants, someone can't come in now and put a restaurant in because they will go under because there is not enough activity to draw people to that restaurant. He concluded by saying that all of those types of things will begin to happen, gas stations will go in and you will see activities that will begin to happen that will grow around that but you have to have some kind of foundational stuff in order to grow a town and in order to grow economy in this area, he would strongly encourage the Board to proceed with this.

Mr. Rodney Krzykowski – stated that he lives in Coeymans Hollow and has been in this town since 1953 and is pretty well versed in what has been going on here. He added that over the years he has heard all of the fears about someone coming in and property values going down but he has never seen that happen and he was surprised to hear the LWRP brought back up earlier because he started a fight against them back in 1961 along with a group called CLAC. He continued by saying that he is not sure that people know what the LWRP is but it came from Czechoslovakia if that gives them any idea and he does not think that is the direction that they want to go. He continued by asking where all the people were years ago against industrial when they had industrial on the river and he worked at Powell & Minnock in 1957 and there has been something going on at that port ever since and no one has complained and the roads have not deteriorated like everyone says will happen. He went on by saying that this town needs business and what is going on with the few people that are against it, and they have the right, is that they are going to drive people out and he went through about 2 years of all the stuff with the chemicals and the creeks with the School Board about Lafarge and it all came out negative, the cement plant is not guilty and they are going to find the same thing here. He added that he does not know why they want to continue this and he would suggest that they approve this later in the meeting.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were four sets of minutes for Town Board approval, a Public Hearing on March 11th, a Town Board Meeting on March 11th, a Town Board Workshop on March 19th and a Town Board Meeting on March 25th and then asked for a motion to approve them.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the Town Board Meeting Minutes were approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

SUPERVISOR’S REPORT

March 2013

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$1,564,576.49	\$ 81,191.97	\$223,165.07	\$1,422,603.39
Part-Town	\$ 571,553.12	\$ 414.96	\$177,648.24	\$394,319.84
Highway	\$ 14,401.39	\$162,293.11	\$ 89,984.05	\$ 86,710.45
Bridge Const.	\$ 28,878.88	\$ 11.11	-0-	\$ 28,889.99
Sewer	\$ 319,327.16	\$ 35,921.02	\$ 31,248.24	\$323,999.94
Special Water	\$ 54,901.42	\$ 14,174.73	-0-	\$ 69,076.15
Police Forf.	\$ 8,976.10	\$.38	\$ 1,372.87	\$ 7,603.61
Trust & Agcy.	\$ 16,204.62	\$237,074.01	\$239,506.50	\$ 13,772.13
H-Fund Capital Proj.	\$ 135,698.86	\$ 28.78	\$ 65,747.68	\$ 69,979.96
Section 8 HUD 77-Units	\$ 30,120.08	\$ 43,271.11	\$ 42,291.05	\$ 31,100.14
		Tot. Rec. Bal.		\$2,448,055.60

<u>SAVINGS ACCOUNTS</u>		<u>COLLATERAL</u>	<u>FDIC</u>	<u>COLLATERALIZED</u>
		<u>COVERAGE</u>		
Unemployment	\$ 702.86	Bank of Greene	\$250,000.00	\$3,019,902.23
Grove Cemetery	\$40,912.25	National Bank	\$250,000.00	\$1,024,120.00
Coey. Hollow Cem.	\$13,420.95			
Sewer-Dedicated	<u>\$10,141.99</u>			
Total	\$65,178.05			

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti the Supervisor’s Report was approved as presented and read.
VOTE – AYES 5 – NAYS 0 – ABSENT 0 – SO MOVED

DEPARTMENT REPORTS

Building Department - March 2013

Supervisor Flach asked that Councilwoman Rogers give the Building Department Monthly Report.

Councilwoman Rogers continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Dolan, seconded by Councilman Masti, the Building Department Report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – ABSENT 0 – SO MOVED

Police Department - March 2013

Supervisor Flach asked that Chief Darlington give the Police Department Monthly Report.

Chief Darlington continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, the Police Department Monthly Report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – ABSENT 0 – SO MOVED

Town Clerk - March 2013

Supervisor Flach asked that Town Clerk Millious give the Town Clerk's Monthly Report.

Town Clerk Millious continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, the Town Clerk's Report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – ABSENT 0 – SO MOVED

Sewer Department - March 2013

Supervisor Flach asked that Councilman Dolan give the Sewer Department Monthly Report.

Councilman Dolan continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Masti, seconded by Councilman Boehm, the Sewer Department Monthly Report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – ABSENT 0 – SO MOVED

OLD BUSINESS

Clean-Out Stream off Kruger Road & Bushendorf Road

Supervisor Flach asked that Highway Superintendent Deering give them an update of the streams off Kruger Road & Bushendorf Road.

Highway Superintendent Deering stated that he went to Bushendorf Road with a permission slip to do work and the resident denied his request.

Councilman Boehm inquired as to if he was asking for permission to go on his private property.

Highway Superintendent Deering stated that it was permission to clean the ditch out on his property but he has since been advised that he can do it if it is hazardous to the public, which it has not been. He continued by saying that he has been asked to clean out the stream off Kruger Road where they put in a pipe and then distributed pictures of it to the Town Board and added that it should be cleaned out while the creek is low.

Supervisor Flach asked if it is off Miller Road.

Highway Superintendent Deering stated that it is Kruger Road, which is off Miller Road and it is where they put the pipe in.

Supervisor Flach stated that the Town put the pipe in many years ago.

Councilman Boehm inquired as to if they are going to clean out around the culvert.

Highway Superintendent Deering stated that they are going to clean out the ditch like it was because it is filled in with silt.

Supervisor Flach asked how much of the culvert has been filled in.

Highway Superintendent Deering stated that it is about 2 feet and it is a 3 foot pipe.

Deputy Highway Superintendent Searles interjected that it was cleaned out in 2006.

Supervisor Flach asked if he had a timeframe in mind.

Highway Superintendent Deering stated that he didn't and he just wanted to let the Board know and he will have to meet with Attorney for the Town Wukitsch because one of the people won't let him on the property and they will need a Court Order.

Supervisor Flach suggested that they try a letter first.

Coeymans Hollow Fire Training at Landfill

Supervisor Flach stated that at a previous Town Board Meeting they had discussed Coeymans Hollow Fire Company's request to do training at the landfill site and then asked for a motion allowing permission for them to do it, which had been done in years past.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, authorizing the Supervisor to grant permission to the Coeymans Hollow Fire Company the use of the landfill site for training.

VOTE – AYES 5 – NAYS 0 – ABSENT 0 – SO MOVED

Supervisor Flach asked if there were any other Old Business topics for discussion, hearing none he moved to the next item on the agenda.

NEW BUSINESS

School Resource Officer

Councilman Boehm stated that they discussed the School Resource Officer at the last Workshop Meeting and had quite a lengthy discussion about it and in turn he had a conversation with the Superintendent of Schools who brought it to his School Board. He added that he thinks that everyone is in favor of splitting the cost of a School Resource Officer to be assigned to the High School with duties for the Junior High School and Pieter B. Coeymans and he thinks that the next step would be for them to formulate a Intermunicipal Agreement and actually work out the costs, benefits, timeline, etc. He reiterated that everyone is in agreement that it is something that they can do to provide safety for the kids in school and they will be moving forward with it. He then asked Chief Darlington if he had any comments.

Chief Darlington stated that he also spoke with the Superintendent and he advised him that it was brought before the School Board and it is his understanding that they are in favor and have reached out to have a Intermunicipal Agreement drafted for the Town's review to move forward with getting it started as soon as possible due to the time required for the hiring process and training and hopefully they will have it in place for next year.

Councilman Boehm stated that they will move forward and hopefully have the agreement in hand so they can start moving it forward.

Supervisor Flach interjected that he and the Chief had been looking over the budget and he will keep the Town Board posted. He continued by saying that Mr. John Vadney, President of the School Board was present and then asked if he wished to comment.

Mr. Vadney stated that they are very interested in a School Resource Officer at the school and hopefully they will be working with the Town on other shared services, which will be good for the community.

Supervisor Flach stated that he also spoke with the Superintendent about shared services and there are quite a few things that they can share and they are looking forward to working with them on that.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

RESOLUTIONS

Supervisor Flach stated that there were some comments to read into the record, which he would be starting with and continued by reading the following:

On March 21, 2013 the Albany County Planning Board gave a recommendation to defer to local consideration:

Advisory Responses for the Record:

1. We will continue the current use regulations until the new uses and supplementary regulations are completed.
2. Districts can be regulated by numerous methods as the current chapter does. For example, the R-A district currently allows everything in R-A district which allows everything in the R-2 district which allows everything in R-1 district. This currently allows three districts uses and is regulated by the dimensional requirements of R-A. This standard has existed for 52 years. The Planning Board is working to amend the schedule of uses in the next step. In addition, the R-1 is regulated by the R-A district when there is no municipal water or sewer available.
3. The current zoning regulation is not affected by the language in 165-10 L (2) because the B-1 District is not being replaced as indicated but is being merged with the CF-2 district. The current regulations still relate to many things aside like Site Plan Review which is now a stand alone local law, along with Building Permits, Certificate of Occupancies and Penalties (now Chapter 71). Signs are

also a stand alone law. Recently, the Planning Board was also given authority to handle Special Use Permits instead of the Zoning Board of Appeals by Chapter 34.

4. The Industrial Buffer in 165-8 indicates “See Supplementary Regulations”. Which can be found in 165-10(X) which currently has a 25 foot setback. This was indicated only in certain areas of the Zoning Map. This incorporates that setback into an Industrial District boundary. Also, the Planning Board is working on new language for setbacks along the Hannacroix Creek and the Coeymans Creek of 100 feet; this too is part of the Zoning supplementary regulations to be amended as part of the next amendmet.
5. Advisory refers to #4 of the ACPB review of February 21, 2013 as being misunderstood. It should be noted #4 of 2/54/13 was #3 of 2/21/13 addressed above. The actual comment talks about municipal owned properties being zoned as well as highlighted. The Village of Ravena, Albany County, City of Albany and the Department of Education are properties are Zoned CF-2 which includes uses of the B-1 district. These areas will also be looked at for uses in the next step of Zoning amendments.
6. This is currently regulated by the Town’s Code along with the Department of Environmental Conservation, Army Corp of Engineers and Albany County Health Department. This too is being addressed as indicated above and guidance about zoning is being reviewed by the Planning Board.
7. The studies are in-fact good guidelines for the Supplementary Regulations yet to be amended by the next step of Zoning Updates.
8. The Planning Board is aware of traffic issues which are currently looked at during Site Plan Review. The Capital District Transportation Committee (CDTC) is a good idea for future Zoning amendments of the regulations.

It should be pointed out that these 2013 Zoning Map Modifications are primarily to design the district, not the regulations being the issues of these advisory opinons.

Supervisor Flach asked that Councilman Masti read the first page of the next comment.

Councilman Masti continued by reading the following:

To: Stephen D. Flah, Supervisor & Town Board Members
From: Laverne H. Conrad, Building Inspector/ CEO
Subject: Comprehensive Plan and Zoning Update
Date: April 5, 2013

1. Jan 20,2004

- William Biers, requests a zoning change from Residential R-2 to Industrial I-1 along Rt. 144 north of the Hamlet to the Lafarge Industrial District.
- Albert McHugh requests a zoning change from Residential R-2 to R-A for his property which is multi-zone.

2. Aug 9, 2004

- Councilman Conrad reports that the Planning Board was informed about the possible zoning changes requested for the Hamlet.

3. April 11, 2005

- Town Board authorizes by resolution; (59-05) a grant application for the proposed Comprehensive Plan and Zoning revisions.
- Town Board authorizes Supervisor Hotaling to sign the contract for the development of the Comprehensive Plan and Zoning Update in the amount of \$62,000 to Laberge Group (Draft of March 30, 2005)

4. May 9, 2005

- Corrected Special Workshop from May 9, 2005 to May 10, 2005 @ 6:00pm. This will be the first public presentation of the Comprehensive Plan to the Laberge Group.

5. May 10, 2005

- Ben Syden, of Larberge presents the concepts of the Comprehensive Plan to the public.

Councilman Boehm continued with the next page as follows:

6. June 14, 2005

- Town Board holds a second public meeting regarding the Comprehensive Plan and Zoning Update.
- Additional meetings for July 12, 2005 @ 6:00pm and August 9, 2005 @ 6:00pm.
- Citizen advisory committee formed & time-line update.
- Town awarded \$7,500.00 Grant (Greenway)
- Stephanie Baron Senior Planner with Laberge presentation

7. July 12, 2005

- Town Board holds the third Public Meeting.
- Assets & Liabilities.
- Public input, three groups of 5-people
- The next Public Meeting, August 23, 2005 @ 6:00pm.

8. Aug 23, 2005

- 45 members present.
- 80 letters sent out for committee input.
- Joralemon Park, northeast portion of town, Coeymans Landing to Sewer Plant, development of P&M property and the City of Albany dump.
- Three members of Village Board presents.

9. Sept. 20, 2005

- Town Board holds another Public Meeting @ 7:00pm.
- Approximately 35 present
- Members of RCS Government Programs.
- Round Table Discussions.
- Next meeting November 1, 2005.

10. Nov. 1, 2005

- Town Board holds Public Meeting @ 7:00pm.
- 30 members of public present.
- Visioning
- Post cards sent out to all the survey.

11. May 9, 2006

- Town Board holds Public Meeting @ 7:00pm.
- Preparation for adoption of Comprehensive Plan.
- Public review May 17- June 16, 2006
- Economic Development for zoning changes.

12. June 12, 2006

- Establish Public Hearing date after 14 months of review, for July 11, 2006 @ 6:00pm
- Comments will be received until June 26, 2006.

Supervisor Flach read the following:

13. July 11, 2006

- Public Hearing held for Comprehensive Plan.
- Presentation by Laberge Group.
- Stand alone 'Site Plan Law' recommended.
- LWRD is a separate issue.
- Only 7 people present at the Public Hearing, the Public Workshops had 40-50 people in attendance.
- Comments to be received through July 24th.
- Zoning revisions to follow Comprehensive Plan.

14. July 17, 2006

- Joint Public Meeting Town Board/ Planning Board & Zoning Board of Appeals to discuss zoning revisions by LaBerge Group.

- Boomer vs. Coeymans case discussed.
- Definitions.
- Districts.
- Next Public Meeting August 21, 2006 @ 6:30pm.

15. Aug. 21, 2006

- Joint Public Meeting of Boards.
- Discussion about Districts and Intent (Boundaries)
- Non-conforming uses.
- Home Occupations.
- Performance Standards
- Site Plan & Overlay Districts.

16. Sept. 11, 2006

- Public Hearing held for the Final Draft of the Comprehensive Plan.
- Process now about 17 months of input.
- Public comments about Comprehensive Plan were heard.
- SEQRA Reviewed

17. Sept. 8, 2006

- Joint Pubic Meeting @ 6:00pm.
- Discussed District Boundaries, Permitted Use & Special Use Permits.
- Definitions
- Next meeting Scheduled for October 16, 2006

18. Sept. 25, 2006

- Albany County Planning Board Review
- Negative Declaration issued for the Comprehensive Plan
- Comprehensive Plan adopted.

19. Nov. 20, 2006

- Joint Public Meeting @ 6:00pm.
- Zoning Comments, Correspondence (11/16/06)
- Zoning Revisions.
- Survey Information.

20. Jan. 16, 2007

- Public Information Meeting for Zoning Update.
- Revisions as a result of Comprehensive Plan.
- Revisions to Zoning Districts and maps.

21. Feb. 26, 2007

- Town Board sets Public Hearing for the DRAFT ZONING on March 19, 2007 @ 7:00pm.

22. Feb. 27, 2007

- Joint Public Meeting @ 6:00pm.
- Zoning discussion

23. Mar. 12, 2007

- Site Plan/Permit Fees/ Planning Board for Special Use Permits.
- Public Hearing 3/19/07 @7:00pm - Public Hearing
- Draft Zoning Workshop 3/20/07
3/26/07
4/09/07

24. Mar. 19, 2007

- Public Hearing Draft Zoning.
- 100+ residents attended.
- Scheduled May 21, 2007 for another Public Hearing.

25. Mar. 20, 2007

-Discussed Zoning with Members of the Public.

26. Mar. 23, 2007

-Laberge New Contract (Change of Scope)

-Tasks completed on 3/19/07

-Hourly Rate Schedule for rest of the processes.

27. Mar. 26, 2007

-Schedule Public Meeting for Joint Workshop to discuss proposed Zoning Update on April 16, 2007 @ 6:30pm.

-Discussed Zoning with members of the public.

28. Apr. 09, 2007

-Town Board authorizes Supervisor to execute new contract with Laberge Group

-Public Meeting regarding Economic Development

29. Apr. 26, 2007

-April 16, 2007 meeting was cancelled due to flooding from storm.

-Town Board rescheduled another Public Joint Meeting to Discuss the Zoning Update at 6:30pm.

30. May 21, 2007

-Joint Public Meeting @ 6:30pm.

-Zoning Committee Meeting- third Monday of each Month.

31. June 2007

Nothing from here mentioned.

32. Dec. 12, 2011

-Adopted Planning Board Revisions of duties and Site Plan Review Laws as recommended by Planning Board (Removed from Zoning Law).

33. Jan. 9, 2012

-Supervisor Flach Requests Public Hearing for Zoning Map Revisions. Discussion followed.

34. Jan. 17, 2012

-Town Board authorizes Planning Board to Review and get back to the Town Board with recommendations for Zoning Update.

35. Feb 13, 2012

Supervisor and Board discuss New Zoning map revisions.

36. Sept. 24, 2012

-Town Board adopts New Sign Law (Removed from Zoning Law)

37. Oct. 22, 2012

-Town Board authorizes C.T. Male to create a new Zoning Map.

38. Feb. 11, 2013

-Supervisor and Board discuss New Zoning map revisions.

-Town Board declares them as lead agency for SEQR.

-Town Board reviews the EAF for proposed 2013 Town of Coeymans Zoning Map Modification Local Law.

-Town Board determines action not to have a substantial impact and determines it a Negative Declaration.

-Town Board Schedules a Public Hearing for Draft Zoning Map Modification on mar. 11, 2013.

39. Feb. 21, 2013

-Albany County Planning Board 239 Review recommends: Denial without Prejudice with advisory comments.

40. Mar. 11, 2013

-Town Board holds Public Hearing on the Town of Coeymans 2013 Zoning Map Modification Law.

-Town Board schedules a second Public Hearing to Revise Map Modification.

41. Mar. 19, 2013

-Town Board Reschedules Public Hearing for the Revised Town of Coeymans 2013 Zoning Map Modification Law for April 8, 2013 @ 6:00pm.

42. Mar. 21, 2013

-Albany County Planning Board 239 review of revised 2013 map modifications recommends: Defer to Local Consideration with eight advisory comments.

43. Apr. 1, 2013

Town of Coeymans Planning Board recommends by a majority vote to revise the Town of Coeymans 2013 Zoning Map Modification Law, to include additional definitions of the districts, district uses and buffer areas to protect the Coeymans and Hannacroix creeks.

44. Apr. 8, 2013

-Town Board holds Public Hearing for the Revised Town of Coeymans 2013 Zoning Map Modification Law.

It should be noted that the Town of Coeymans Planning Board has held open meetings of the Zoning Map Modifications and Zoning uses from March of 2012 to April of 2013, as a result of the Town Boards request of January 17, 2012 to review the Zoning.

Supervisor Flach continued by reading the following and indicated that it was from himself as Supervisor.

Thank you for all your comments and concerns. The Town Board has been looking at these changes for many years. The main concern with regard to this map modification is the property just north of the Coeymans Creek Bridge. This map modification has been in process for many years and we are taking small steps. As for the proposed Industrial Zone from Riverview Drive to the Lafarge conveyor belt, this property has been used for industrial business for many, many years. The Frangella Mushroom Plant, which is still there but not operating, Tracey Welding, JAT Construction and the Trickey properties are all industrial based businesses. Just north of JAT Construction is property owned by Mr. Biers who has asked along with others to have this property zoned industrial. To the west of these properties are the NYS Thruway and Lafarge Cement who also own to the north along Rte. 144. I do not see the problem of these already used industrial pieces of property becoming industrial, being next to the conveyor or thruway is not conducive to building houses. We have taken a large section, over 500 acres of planned zoned industrial properties to the north of the conveyor along the thruway and Rte 144 out of the planned industrial zone and placed it in the Residential Zone. There is a 100 foot buffer within the law for the Coeymans Creek and residential areas. Another question has been the truck traffic, first of all Rte. 144 is a State Highway, the Port of Coeymans also known as P&M Brick is an industrial corridor, which is already zoned industrial. This piece of property is not about the Port of Coeymans even though it has been talked about immensely. There is a quarry on Gedney Hill Road in Coeymans Hollow where they have been hauling stone to this Port for many, many years, even when it was a brickyard. Mr. Laraway, who now owns the Trickey property and the Frangella Mushroom Plant is planning on building a bridge from the south entrance of his Port to the Trickey property across the Coeymans Creek, this will reduce his truck traffic in going to the Frangella and Trickey properties. As soon as this bridge is done, Mr. Laraway has offered to place landscaping at the Riverview Drive end of the bridge to protect the view of the Riverview Church. Upon completion of this bridge project I will ask the Town Board to make Riverview Drive into a dead-end street ending at Riverview Baptist Church, this will

bring much less traffic to that particular road. This area from the Port of Coeymans to the NYS Thruway and continuing on to Lafarge's 3,000 plus acres is and has been largely industrial. Regardless of any zone change, State Rte. 144 is a thoroughfare for all types of traffic including trucks. Unfortunately the Town has no control over these already zoned industrial areas such as the existing Port of Coeymans. Our Comprehensive Plan states that we are a blue-collar working town and that we should broaden the industrial and commercial needs of our area. We as a Town, County and State need to focus on job creation to rebuild our town. Our Comprehensive Plan discusses modifying our current zoning from 13 districts to 5 districts, we have scaled down to 6. We have 18 vacant homes in the Hamlet alone, some of which are structurally unsound. We have the opportunity to rebuild this portion of the Hamlet as well as others with this map modification, since it will aid in the creation of jobs and with the creation of jobs we will see future home owners, the hope is that some will hunker down get a good paying job and want to live within a mile of their job and hopefully buy one of these houses, fix it and live there. These zoning changes were not done overnight, they have been worked on since 2005. I have personally sought these changes since my first week in office. We are taking small steps to make these changes, the first step is the map and I have asked the Planning Board for the uses, which are nearly complete as well as the updated regulations that will finish the process. Our town needs business and jobs, lets move forward and make our town a better place to live.

Supervisor Flach asked that Councilman Masti read the following resolution.

Councilman Masti continued by reading the following:

RES. #77-13 ADOPT PROPOSED LOCAL LAW #1-13 ZONING MAP MODIFICATION

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Proposed Local Law 1 of 2013 “Zoning Map Modification” dealing with zoning districts located within the Town of Coeymans was introduced by a member of the board at the February 11, 2013 meeting, and

WHEREAS, a Public Hearing was duly advertised in the official newspaper of the Town, and

WHEREAS, said Public Hearing was duly held on March 11, 2013 at 6:00pm at Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to the Proposed Local Law, or any part thereof, and

WHEREAS, the Town Board of the Town of Coeymans held open the Public Hearing and heard further public comment at a Public Hearing on April 8, 2013; and

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to Article 8 State Environmental Quality Review Act (SEQRA) it has been determined by the Town board of said Town of Coeymans that adoption of said proposed Local Law would not have a significant effect upon the environment; and

WHEREAS, the Albany County Department of Planning initially recommended disapproval of the proposed Local Law on February 21, 2013 but has subsequently modified its recommendation to: “Defer to local consideration” on March 21, 2013, pursuant to Section 239-M of the General Municipal Law; and

WHEREAS, the Town Board of the Town of Coeymans after due deliberation, finds it in the best interest of said Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby adopts the Proposed Local Law 1-2013 “Zoning Map Modification” providing the modification of zoning districts within the Town of Coeymans.

BE IT FURTHER RESOLVED, that the Town Clerk is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of

Coeymans, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

Supervisor Flach asked if there were any comments.

Councilman Boehm stated that he planned on voting in favor because he thinks that the changes are necessary to help the Town of Coeymans grow and he does not see the Hamlet as an armpit nor does he see it as a place for prostitutes and drug dealers, he goes down there all the time and he enjoys the river view. He added that he believes that they have to make some positive changes in the Town of Coeymans because they are losing their population. He concluded by saying that change is not easy for everyone and he does not believe that the discussion has ended and hopes that it continues and in going forward and changing the Zoning Laws, it makes the best sense for the entire town.

Councilman Masti stated that after they had a prior Public Hearing he met with some members of the Hamlet, another Board member and Mr. Carver Laraway and they had a very good meeting and he was at the Town Board Meeting where they discussed accepting the law and he had stated that he thought they really needed to pass the map before they can really figure out what will be implemented in the new districts, which he still stands by. He added that he had said that he would be willing to talk and they set up a meeting and he has talked to the people that were at that meeting since and he would really like to continue that because he thinks that talking it through is where they need to be because nothing has happened for years and nothing happened in the first year when Mr. Laraway offered to talk to some people. He continued by saying that he hopes that that they will continue the discussion because it is the only way that they can move forward and just to say it is a bad thing, they have been saying that for years and reiterated that they do have to move forward responsibly.

Councilman Dolan stated that he thinks that the discussion was important and he agrees with Councilman Boehm and Councilman Masti that it is important that it does not end. He added that they still have a Site Plan that protects the industrial uses in town, which protects any uses that they deem not appropriate and he also thinks that the dialog will be important for the definitions and the uses and he knows that the dialog that they have had up to and including this point is important to move this and both sides have acted responsibly in putting their issues on the table, which he hopes continues. He continued by saying that he thinks that it was important to put in the 100 foot set-back to protect the buffer zone both between the industrial area, residential area and also the creek and he was happy to see that the 100 foot protection will apply to the Hannacroix Creek and it is something where the definitions will be spelled out. He went on by saying that it would make more sense to do the map uses and definitions all at once but he does not see that happening so they will move on to the uses and definitions.

Councilwoman Rogers stated that she thinks that it is time for the Town to move on and she started on the Comprehensive Plan when she came on the Board and it has been 6 ½ years that they have not done anything. She added that many people have moved out of the town and the town now has an opportunity to bring in some business and she thinks that it is the last chance that this town has to grow and try to thrive; otherwise this town is not going anywhere. She continued by saying that she agrees with this, she hopes that they continue to talk but they do need to move on.

Supervisor Flach stated that the State has talked about repaving Rte. 144 from the Town of New Baltimore line up to the new bridge and they are in the process of making it happen. He added that he does not think that the passing of the law will affect property values because they will be bringing people and jobs into the community and he just received the sales tax revenue check, which was up and is good news. He continued by saying that he is happy that they put the 100 foot buffer in and it was good that they put it in.

Councilman Masti stated that he had mentioned the repaving of Rte. 144 and continued by saying that it would be a good time to get the sewer and water lines fixed so they are not digging up a new paved road

Supervisor Flach stated that they are in the process of doing that and there are sewer and water projects going on right now between Colvin and Blaisdell and the Highway

Department has been working very hard to get that done and the next step will be to get the trump line down to Rte. 144.

Town Clerk Millious interjected that she has to do a roll-call vote for passing the Local Law and continued as follows:

Supervisor Flach – AYE, Councilwoman Rogers – AYE, Councilman Masti – AYE, Councilman Dolan – AYE, Councilman Boehm – AYE – SO MOVED

LOCAL LAW 1-2013

A LOCAL LAW AMENDING CHAPTER 165 ZONING, OF THE CODES OF THE TOWN OF COEYMANS.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COEYMANS AS FOLLOWS:

§1 Title

This Local Law shall be known as the Town of Coeymans 2013 Zoning Map Modification Law of the Official Map of the Town of Coeymans.

§2 Statutory Authorization

This local law is hereby adopted pursuant to Municipal Home Rule section 10 and Town Law sections 264 and 273.

§3 Intent

The intent of this Local Law is to amend and replace sections 165-4, 165-5 of Article III located in Chapter 165 Zoning of the Town of Coeymans and all schedules and associated map. Since there have been no proper Zoning amendments since the 1961 zoning and maps were validated by a NYS Legislative act, (Chapter 377 of 1978) the existing 1961 Zoning and maps became effective on June 19, 1978 and remain in effect today.

This map change is based on the 2011 Real Property Tax Parcels. These districts are intended to be maintained as shown in the event of any future subdivisions and/or mergers. These districts are parcel based.

The 2006 adopted Comprehensive Plan had also identified certain timelines for Implementation of Land Use & Zoning Goals and Strategies. This type of action was to be done within the next year and then ongoing. This map change eliminates some of the current districts and merges others, to clearly define and delineate the boundaries of this modification, as was noted in the Land Use & Zoning Strategies of the 2006 adopted Comprehensive Plan.

This change is also in accordance with the Economic Development Goals as noted in the 2006 adopted Comprehensive Plan which is noted as follows:

Goal #1 Foster the development of a vital business-friendly environment, both for existing businesses and new business enterprises.

Goals #2 Promote economic development that will expand and stabilize the Town's tax base while providing for a range of employment opportunities.

Goal #3 Retain and improve the Town's commercial and industrial base to expand the availability of goods and services to residents and tourists alike.

Goals #4 Foster the development tourism resources in the Town to strengthen the local economy and establish stewardship and preservation of the Town's unique resources.

The current R-A Residential/Agricultural District is one of the largest changes to allow for the Town's support of the existing farmlands, along with the Albany County recent Right to Farm Law of 2007. The Town of Coeymans is part of the Albany County Agricultural District #3. The area of North Coeymans is currently an R-1 District without any municipal sewer or water which requires larger lot areas to accommodate the Albany County Health Departments requirements for

water and septic systems, similar to other areas of the Town's R-A District. This district has two large tracts of farmland that are also located in the Albany County Agricultural District #3, but the use of farming is not a listed principal use in the R-1 District. This area will be added to the R-A District, but will continue to be regulated by the dimensional requirements of the current R-1 District. The current Industrial I-3P District located between the NYS Thruway and the CSX railroad will be eliminated and this area will be made a part of the R-A District also. There is also a large tract of the R-4P District which is a planned residential district between the I-1 District west of CR 101 and the current R-A District to the eastern side. This R-4P district will be merged into the R-A District to maintain the current uses.

The Hamlet area is a combination of R-1, R-2, and R-A, CF-1, CF-2 and B-1 areas. These R-1, R-2, and R-A areas will be merged into a new R-L (Residential Low Density) District. These areas typically have municipal sewer and water available and are generally smaller lots. This area is located close to the Hudson River and one of the Town Park's and the boat launch. The merger of some of the current districts will allow the area to maintain the historic nature. The R-3 District will also be merged in with the new R-L District to maintain the current uses.

The CF-1 and the B-1 District will be merged together into the CF-1 District to maintain and provide more flexibility of uses in these areas. These areas will also be able to encourage business to be developed.

The CF-2 District will be used to delineate the Town of Coeymans properties located outside of the Village of Ravena only. These areas currently include the Highway Departments buildings and lands, Parklands, Parking lots and the Town of Coeymans Hamlet Sewer District.

The next change is the I-1 Industrial District near the old brickyard and Frangella Mushroom properties. This area has been being used for both Industrial and Commercial uses for many years now as noted on the existing land use map of the adopted Comprehensive Plan of 2006. These properties were added to the already existing Industrial District of cement company property located to the north. This area is currently being used by JAT Construction, an under ground utilities construction company with heavy equipment, DR Trickey, which has industrial storage on site and heavy equipment, Tracey Welding, an industrial metal fabrication shop and Coeymans Recycling LLC, a permitted junkyard and recycling facility. The area along the western side of the River Road is currently an R-2 District, which is adjacent to the current industrial district to the north on property owned by the cement company. The area to the eastern side of River Road is the industrial property of the old brickyard now known as the Port of Coeymans. The remaining area of this change is part of an R-A district to the western side of the Frangella Mushroom property which is located next to the NYS Thruway and is now being used for both industrial and commercial purposes. The Industrial I-2 district will also be merged into the Industrial I-1 District to maintain all existing uses.

§4 List of districts.

For the purpose of promoting the economic development, health, safety and general welfare of the Town of Coeymans, the town is hereby divided into the following districts:

R-A) Residential/Agricultural District: Areas of the Town designated as part of this district are characterized as important agricultural area, often having historic structures defined as those being 100 years or older, to be protected and preserved. As identified in the Comprehensive Plan and vision for the Town, the Residential Agricultural District's intent is to support and protect farming by stabilizing the agricultural land base. The agricultural zone is designed specifically to protect farmland as a non-renewable resource for future generations. This district shall merge all uses of the current R-1, R-2, R-3, R-4P and R-A districts and be regulated by the dimensional requirements of the current R-A District except the current R-1 District shall keep the existing dimensional requirements, in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

(R-L) Residential Low Density District: Areas of the Town designated as part of this district are characterized by traditional single-family, two-family and multi-family residential development and neighborhoods, often having historical structures defined as those being 100 years or older. The purpose of this district is to ensure that the general character of these neighborhoods is protected. This district shall merge all uses of the current R-1, R-2, and R-3 Districts and be

regulated by the dimensional requirements of the current R-1 District in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

(CF-1) Community Facility: Areas of the Town designated as part of this district are intended to further enhance the Town of Coeymans riverfront and strengthen its perception as a “Riverfront Community.” A balanced mix of appropriate uses, including high-density residential, commercial, and water-dependent recreational uses is envisioned for this District. A variety of nonresidential water-dependent and water-enhanced uses will be permitted in this area, subject to development standards including adequate buffering between incompatible uses and a review process, which will ensure that environmental and historic resources are protected. Careful consideration will be given to architectural design, building form, and signage to ensure new development retains the District’s historic qualities and unique identity. This District shall merge the uses of the current CF-1 and B-1 Districts and be regulated by the dimensional requirements of the current CF-1 District in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

(CF-2) Town Properties: Areas of the town designated as part of this district will include all parklands and properties owned by the Town of Coeymans located throughout the entire town outside of the Village of Ravena. The current uses shall be replaced with Town owned properties and any associated uses approved by the Town Board from time to time.

(C-1P) Commercial District: Areas of the Town designated as part of this district to provide a transition area between residential uses along higher volume traffic corridors. The district encourages a land use pattern suitable for the development of professional and business offices and limited services, retail and commercial activities. This district shall be regulated by the current C-1P District in accordance with the Schedule of District Zoning Regulations as referenced in Chapter 165 section 168-8 of Town Code.

(I) Industrial District: Areas of the Town designated as part of this district are deemed appropriate for general industrial and other appropriate nonresidential services and businesses. The purpose of this district is to provide areas for industrial uses primarily engaged in basic processing, assembling, and manufacturing of products from raw materials and with tolerable levels of noise, dust, odor, vibration, or smoke. The district is further intended to promote the existing uses and allow for the economic development of such general industrial land uses. This district will include a buffer area that shall have a minimum width of 100 feet from any residential district and the Coeymans Creek. Access for utilities and vehicular travel ways shall be allowed in buffer areas subject to Planning Board review during the site plan review process and/or subdivision review. Buffer areas will be designed to ensure that environmental resources are protected. Buffer areas required by this section shall in no way relieve properties from the requirements of any applicable federal or state laws or regulations related to buffer areas or setback restrictions including those involving the Hudson River or Coeymans Creek. This district shall merge all uses of the I-1 and I-2 Districts and be regulated by the I-1 District as referenced in Chapter 165 section 165-8 of Town Code.

(I-3P) & (I-B) Districts: The current Industrial I-3P District and the I-B Industrial Buffer shall be eliminated from the Schedule of District Zoning Regulations as referenced in Chapter 165 section 165-8 of Town Code.

§5 Zoning Map:

The districts referred to above are shown on the map entitled, Town of Coeymans 2013 Zoning Map Modification, as adopted May 22, 2013, and certified by the Town Clerk, which accompanies, with all explanatory matter thereon is hereby made a part of this Local Law. The zoning maps may be amended to the same manner as any other part of this law. Said maps, indicating the latest amendment, shall be kept up to date in the office of the Building Inspector/CEO and the Town Planning Board for the use and benefit of the people.

§6 Effective Date:

This Local Law shall take effect immediately upon the filing with the Department of State.

RES. #78-13 AUTHORIZE HIGHWAY SUPERINTENDENT TO ATTEND HIGHWAY SCHOOL

VOTE – AYES 5 – NAYS 0 – SO MOVED

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Association of Towns 2013 Highway School will hold it's Annual School for Highway Superintendents on June 3-5, 2013 in Ithaca, New York; and

WHEREAS, Albert Deering, Highway Superintendent has requested to attend said School; and

WHEREAS, a pre-registration of \$100. is required,

NOW, THEREFORE, BE IT RESOLVED, that Albert Deering, Highway Superintendent may attend the 2013 Association of Towns Highway School to be held on June 3-5, 2013 in Ithaca, New York,

BE IT FURTHER RESOLVED that the Town Board of the Town of Coeymans shall authorize the pre-registration and reimbursement for travel to and from the conference center.

RES. #79-13 BUDGET AMENDMENTS/TRANSFERS

On motion of Councilman Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the following accounts have been exhausted in 2012 because of unforeseen expenses,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize Supervisor Stephen D. Flach to transfer the following amounts to the respective accounts.

General Fund (A)

<u>Amount</u>	<u>From Account</u>	<u>To Account</u>
.16	A1315.4 Contractual	A1010.1 Town Council Pers. Serv.
\$ 297.00	A1315.4 Accountant Cont.	A1010.4 Town Council Contractual
\$2,530.80	A1110.4 Justice Contractual	A1110.1 Justice Personal Services
\$ 973.59	A7310.1 Youth Services	A1110.1 Justice Personal Services
\$1,291.24	A1430.1 Human Resource	A1220.1 Supervisor Personal Serv.
\$2,425.00	A1430.1 Human Resource	A1310.1 Finance Pers. Services
\$ 443.87	A1355.2 Assessor Equip.	A1355.4 Assessor Contractual
\$ 597.69	A1660.4 Central Storeroom	A1420.4 Law Contractual
\$1,118.01	A1430.1 Human Resource	A1430.4 Human Resource Cont.
\$2,283.68	A1450.4 Elections Contr.	A1640.4 Central Garage Contractual
\$2,365.74	A1620.4 Town Hall Contr.	A1640.4 Central Garage Contractual
\$2,433.00	A5132.4 Hwy. Garage Contr.	A1640.4 Central Garage Contractual
\$ 50.00	A1650.4 Central Comm.	A1930.4 Judgment & Claims
\$6,468.54	A3020.4 Comm. Contr.	A3020.1 Communications
\$2,929.14	A3020.4 Communications	A3120.11 Law Enforcement
\$3,438.04	A1315.4 Accountant Contr.	A3120.11 Law Enforcement

MINUTES BOOK ** TOWN OF COEYMANS
April 22, 2013 – Town Board Meeting – 7:00pm

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\$9,398.28	A1430.1 Human Res. Pers.	A3120.1 Law Enforcement
\$8,449.08	A1650.4 Central Comm.	A3120.1 Law Enforcement
\$2,544.83	A1670.4 Central Printing	A3120.1 Law Enforcement
\$2,538.77	A1910.4 Insurance Contr.	A3120.1 Law Enforcement Personal
\$11,447.78	A1990.4 Contingency Contr.	A3120.1 Law Enforcement Personal
\$2,000.00	A3010.4 Commun. Contr.	A3120.1 Law Enforcement
\$3,019.82	A3312.2 Vest Equip.	A3120.2 Law Enforcement
\$1,092.24	A3310.1 BUNY Pers. Serv.	A3197.4 Police Forfeiture
\$ 500.00	A3310.2 BUNY Equip.	A3197.4 Police Forfeiture
\$ 280.18	A3311.1 STEP Pers. Serv.	A3197.4 Police Forfeiture
\$ 500.00	A3315.2 TSD Equip.	A3197.4 Police Forfeiture
\$ 535.47	A3510.4 Dog Control	A3197.4 Police Forfeiture
\$7,454.10	A5010.1 Highway Admin.	A3197.4 Police Forfeiture
\$2,674.85	A5132.4 Hwy. Garage Contr.	A3197.4 Police Forfeiture
\$1,266.67	A3311.1 STEP Pers. Serv.	A3315.1 TSD Personal Services
\$ 771.40	A3510.4 Dog Control Contr.	A3510.1 Dog Control Pers. Services
\$ 10.70	A1650.4 Central Comm.	A6410.4 Publicity Contractual
\$ 466.55	A7270.4 Band Concerts	A7110.4 Parks
\$ 105.95	A7510.4 Historian Contr.	A7989.4 Other Culture & Recreation
\$1,401.61	A8090.1 Leachate Facility	A8090.4 Leachate Facility Cont.
\$ 80.85	A8090.1 Leachate Facility	A8160.4 Refuse & Garbage
\$2,340.45	A8510.1 Beautification	A8510.4 Beautification Contractual
\$ 446.07	A8810.1 Cem. Personal Services	A8510.4 Beautification Contr.
\$3,357.03	A9055.8 Disability Insurance	A9010.8 Retirement
\$7,620.94	A9060.8 Health Insurance	A9010.8 Retirement Insurance
\$1,465.20	A9070.8 Dental Insurance	A9010.8 Retirement Insurance
\$ 550.00	A9089.8 Other Emp. Ben.	A9010.8 Retirement Insurance
\$1,053.93	A9030.8 Social Security	A9010.8 Retirement Insurance
\$1,309.82	A1660.4 Cent. Storeroom Contr.	A9010.8 Retirement Insurance
\$17,375.99	A9730.6 B.A.N.S	A9710.6 Serial Bonds
\$ 633.07	A9730.7 B.A.N.S. Interest	A9710.7 B.A.N.S Interest

PART TOWN FUND (B)

<u>Amount</u>	<u>From Account</u>	<u>To Account</u>
\$1,583.91	B1990.4 Contingency Contractual	B1680.1 Shared Services Pers.
\$23.46	B1680.4 Shared Services Contr.	B1910.4 Insurance Contractual
\$3,199.71	B1990.4 Contingency Contractual	B5182.4 Street Lighting Contr.

\$1,677.23	B3620.1 Safety Inspection	B9010.8 Retirement Insurance
\$2,432.96	B3620.1 Safety Inspection	B9060.8 Health Insurance

HIGHWAY FUND (DB)

<u>Amount</u>	<u>From Account</u>	<u>To Account</u>
\$ 50.00	DB5130.2 Machinery Equip.	DB1930.4 Judgment & Claims
\$2,430.04	DB5130.2 Machinery Equip.	DB5110.4 General Repairs Contr.
\$5,820.68	DB5130.2 Machinery Equip.	DB5130.4 Machinery Contr.
\$ 25.60	DB5142.1 Snow Removal Pers.	DB9010.8 Retirement Insurance
\$10,549.39	DB5142.1 Snow Removal Pers.	DB9050.8 Unemployment Ins.

SEWER FUND (SS)

<u>Amount</u>	<u>From Account</u>	<u>To Account</u>
\$2,645.03	SS8130.1 Sewer Pers. Serv.	SS9010.8 Retirement Insurance
\$4,525.00	SS9730.6 BAN Principal	SS9710.7 Serial Bond Interest
\$3,375.63	SS8120.4 Collection System	SS9720.6 Statutory Bond Principal
\$3,950.00	SS8120.4 Collection System	SS9720.7 Statutory Bond Interest

Councilman Boehm stated that he believes that in going forward they should do the transfers in a more timely manner so they won’t have several pages.

Supervisor Flach stated that there are quite a few and he believes it was due to the end of the year balances.

Councilman Dolan stated that he agrees with Councilman Boehm and he thinks that it is inconceivable that all of the funds went over in December and the accounts must have been exhausted throughout the year.

Supervisor Flach stated that he can check to see when they were and get back to him and that his point was noted.

RES. #80-13 APPROVE MARCH ABSTRACT

On motion of Councilman Dolan, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby approve the following claims of vouchers for the March, 2013 Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	760-819	\$ 220,183.67
General	863-904,917,968	\$ 117,950.09
	General Total	\$ 338,133.76
POLICE FORFEITURE (A)		
Police Forfeiture Pre-Pay	820	\$ 50.35
	Police Forfeiture Total	\$ 50.35
PART TOWN (B)		
Part Town Pre-Pay	821-834	\$ 13,440.13
Part Town	905-907	\$ 2,029.93

	Part Town Total	\$ 15,470.06
HIGHWAY(DB)		
Highway Pre-Pay	835-841, 967	\$ 40,125.36
Highway	908-916, 918-946	\$ 25,266.73
	Highway Total	\$ 65,392.09
SEWER (SS)		
Sewer Pre-Pay	842-858	\$ 18,253.03
Sewer	947-966	\$ 10,355.40
	Sewer Total	\$ 28,608.43
	Total for All Funds	\$447,654.69
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	859-862	\$181,398.19
	Trust & Agcy. Total	\$181,398.19

TOWN BOARD WORKSHOPS / MEETINGS

- Planning Board Meeting, May 6, 2013, 7:00pm
- Town Board Meeting, May 13, 2013, 7:00pm
- ZBA Meeting, May 15, 2013, 7:00pm
- Town Board Workshop, May 21, 2013, 6:00pm
- Town Board Meeting, May 28, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach stated that they scheduled the Town Board to meet with the Village Board on April 23, 2013 and that they have some personnel issues to discuss in Executive Session and then asked if there were any other comments.

Town Clerk Millious stated that she wanted to introduce her new part-time Clerk, Michelle Conte who was present to observe a Town Board Meeting.

Supervisor Flach asked if there were any additional comments.

Chief Darlington stated that he wanted to advise the Board that effective Wednesday, April 25th he will be out of the office for approximately two weeks.

Councilman Boehm asked Chief Darlington if there was an update on the status with the County and the tower.

Chief Darlington stated that they got back to him and indicated that they were concerned with the price that the tower company provided, which was \$46,000.00 and that they wanted to know what the Town is interested in doing and when he spoke with the Sheriff’s Office they realized that the Town’s share would be 50% of \$20,000.00 and that they are not going to go on for more than \$20,000.00 so basically they wanted the Town to forgo the revenues that they would obtain from the tower. He continued by saying that he spoke with Councilman Dolan who said that the was going to reach out to the Sheriff as well as Mr. McCoy to find out what the actual facts are and where they can go with it.

Councilman Boehm asked if it was future revenue or the initial set-up.

Chief Darlington stated that it would be \$46,000.00 a year for them to be on it and for \$20,000.00 a year the Town had room to wiggle but to take the Town's percentage right out, he is against and has openly stated it. He added that a comment was made that they will put up a similar tower on a piece of property close by and if we are having problems getting people on ours for the last three years, he is sure that they won't be taking any revenue from the Town.

Councilman Boehm asked what the problem is with the tower company and if they won't negotiate.

Chief Darlington stated that they actually brought it down and initially it was a lot higher and they are using less space than what was agreed to. He added that it is a prime spot if people want to go on and Verizon is looking at their digital for the cities and they are not spending money taking care of cell service in the country.

Councilman Dolan asked what the likelihood is that they will be renting to someone else.

Chief Darlington stated that it was a good question.

Councilman Masti inquired as to the status of the Hannacroix Creek.

Chief Darlington stated that he sent an e-mail to the Board on April 8th and basically they are moving forward with it and C.T. Male put out survey flags but then it rained and the flags got washed away before F.X. Browne could get in.

Councilman Masti interjected that it was then done by satellite.

Chief Darlington stated that it is in the planning process and they have met with the Army Corp. of Engineers and ENCON and he met with them and he believes they will be satisfied with the plans and hopefully approving it and then starting the permit process.

Councilman Masti inquired as to if it is on schedule.

Chief Darlington stated that they feel as though it is on schedule.

Supervisor Flach asked if there were any other comments.

Highway Deputy Searles stated that the truck came in to Crossroads earlier in the day after being in transit for five weeks and it will probably be next week when they get it.

Supervisor Flach asked if there were any other comments.

Councilman Masti stated that several of the local churches are having a National Day of Prayer event later in the day at Coeymans Landing from 6:00pm to 8:00pm and it will include patriotic songs, worship and prayer time for our town and nation.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn.

ADJOURNMENT

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the Town Board Meeting was adjourned.

Time – 9:28pm

APPROVED –

Diane L. Millious, Town Clerk

April 23, 2013 — Joint Village of Ravena and Town of Coeymans Board Workshop Meeting — 7:00PM

A Joint Workshop of the Village of Ravena Board and Town of Coeymans Board was held on Tuesday, April 23, 2013 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

VILLAGE BOARD Bill Bailey, Trustee
Martin R. Case, Trustee
Rocco Persico, Trustee
Nancy Warner, Trustee

TOWN BOARD: Stephen D. Flach, Supervisor
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman

ALSO PRESENT: Laverne Conrad, Town Code Enforcement Officer

ABSENT: John Bruno, Mayor
Dawn L. Rogers, Councilwoman
Peter E. Masti, Councilman

The following Notice was published in the Ravena News Herald:

NOTICE

**JOINT VILLAGE OF RAVENA BOARD
&
TOWN OF COEYMANS BOARD**

WORKSHOP MEETING

In compliance with Public Officer's Law, this will inform you that the Village Board of the Village of Ravena and the Town Board of the Town of Coeymans will hold a Joint Workshop Meeting, Tuesday, April 23, 2013 at 7:00pm at the Village of Ravena, 15 Mountain Road, Ravena, NY for the purpose of discussing Sewer and Water issues.

**By Order of the Town of
Coeymans Town Board
Diane L. Millious
Town Clerk**

AGENDA

- Paying \$8,600.00 from 2012
- Paying \$12,710.00 from October 2012
- Employee Payroll Dispute
- Meter Readings to 60/40

DISCUSSIONS

Paying \$8,600.00 From 2012

Discussion ensued amongst those present.

Collectively it was decided that The Village would pay the \$8,600.00 from 2012.

April 23, 2013 — Joint Village of Ravena and Town of Coeymans Board Workshop Meeting — 7:00PM

Paying \$12,710.00 from October 2012

Discussion ensued amongst those present.

Collectively it was decided that the Village would pay the \$12,710.00 from October 2012.

Employee Payroll Dispute

Discussion ensued amongst those present.

Collectively it was decided that half of the \$14,000.00 owned for payroll in the amount of \$7,000.00 would be paid.

Meter Readings to 60/40

Discussion ensued amongst those present.

Collectively it was decided to pay 65/35 that was budgeted for and at the end of the year the charges will be credited to equal 70/30 for January through March and 60/40 for April through December and readjust to what the meters say at the end of 2013 to start the cycle at whatever percent in January 2014.

ADJOURNMENT

Time — 8:36pm

Respectfully Submitted,

APPROVED —

Diane L. Millious, Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
May 13, 2013 – Town Board Meeting – 7:00pm

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A Town Board Meeting was held Monday, May 13, 2013, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman

ABSENT: Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board with the exception of Councilman Masti who was absent.

AGENDA

- Public Announcements
 - Town Offices Closed, May 27, 2013, Memorial Day
 - Town Board Meeting Date Change
- Presentation
 - Town Assessor
- Public Comment Period
- Approval of Minutes of Meetings
 - Public Hearing, April 8, 2013
 - Town Board Meeting, April 8, 2013
 - Town Board Workshop, April 6, 2013
- Old Business Update and Discussion
 - Mailbox Gardens
- New Business Topics for Discussion and/ or Action
 - Town Prosecutor Appointment
 - Town Board Meeting Date Change
- Resolutions
 - Authorize Sewer Dept. Employees to Attend Seminar
 - Authorize Police Chief to Attend Conference
 - Accept Registration of Town Prosecutor
 - Authorize Credit to Village of Ravena for Sewer Billings
 - Authorize Amendment of Intermunicipal Agreement with Village of Ravena for Sewer Billing
 - Authorize Forgiveness of H29 Capital Project Loan
 - Amend March 2013 Abstract
 - Amend April 2013 Abstract
 - Appoint Town Prosecutor
- Town Board Workshops/Meetings
 - ZBA Meeting, May 15, 2013, 7:00pm
 - Town Board Workshop, May 21, 2013, 6:00pm
 - Town Board Meeting, May 29, 2013, 7:00pm

PUBLIC ANNOUNCEMENTS

Town Offices Closed, May 27, 2013

Supervisor Flach stated that the Town Offices will be closed on May 27, 2013 in observance of Memorial Day.

Town Board Meeting Date Change

Supervisor Flach stated that May 28, 2013 is Grievance Day for property assessments and there is a Town Board Meeting scheduled for that night so there is a need to reschedule it to Wednesday, May 29, 2013 at 7:00pm.

PRESENTATION

Supervisor Flach stated that Assessor VanValkenburg was present and would be addressing the Board about the Analysis Project and then invited her to the microphone.

Assessor VanValkenburg stated that she had given the Supervisor and Town Board a letter relative to the Analysis Project and would now highlight some key points. She continued by saying that as they know they are always trying to be at 100% Equalization Rate and they have struggled over the year just because they never know what the State is going to come out with as far as their equalization rate and they are trying to basically keep the 100% rate going. She continued by saying that back in the early part of October she talked with Bob Hilbert from the firm that did the 2007 Revaluation for the Town of Coeymans and in turn she spoke with the Supervisor to tell him what they were proposing and then went forward with the Analysis Project. She then gave the following statistics as follows.

- The Town of Coeymans including the Village has 3,055 total parcels.
- The Assessor is responsible for Role Section 1, which is the largest with 2,874 parcels.
- Role section 6, which is utilities on private property and is 60 parcels.
- Remaining role sections are out of her control ie. Special Franchise, Ceiling Railroads, Wholly Exempt
- 2,874 parcels are under the control of the Assessor.

She continued by saying that as she had said, in the early part of October she got together with Bob Hilbert and shortly after she became ill and didn't get back to work until early November. She added that in October, Bob Hilbert got a copy of the Assessment Role and analyzed it and determined that the Town had five areas that needed changes with those being mobile homes on private properties, farms, Village/Town parcels, and commercial properties, which everyone knew were not doing well because of the economy and it was a poor situation. She went on by saying that there were approximately 2,200 Change of Assessment Notices that went out to taxpayers/owners of the property and of that there were about 38 that saw increases for any number of reasons with most due to new construction as well as for additions, splits/merges, change in use as well as the analysis of sales. She continued by saying that prior to the project the Town's RAR was anticipated to be 106.70, which would indicate with the 5% tolerance, the Town would not be able to get to 100% Equalization Rate and with the analysis it is putting the Town back into a range that they believe will be somewhere hopefully around 103%, which will enable them to stipulate to 100% and use that as the apportionment for school taxes. She added that the apportionment is out there for school districts because if everything was contained in one town you wouldn't have to do apportionment but because schools have multiple parcels outside of one town, they have to use something that will make everyone equal, which is the apportionment where they bring it to a full value no matter what they are. She went on by saying that there was the lowering of a lot of assessments and unfortunately no one has a crystal ball as to who, when or how the market is going to travel, they are seeing a slight up-tip in sales, which have only been a handful but they are showing improvement as far as the market and they will see how

long, or when it happens if it is going to burst, which she hopes does not happen like it did years ago. She continued by saying that they saw 25 exemptions that were lost off the Assessment Roll and she spoke to the State, her vendor Dave Brokaw and IT and no one can figure out what happened, they have had problems with their computer running slow and not being able to do a backup as well as some of it being part of the ORPS State software. She continued by saying that they know of 25 and they hope it is not more because so far only two have come in and this is what made them wonder what was going on and if they hadn't come in they wouldn't have known about it and there are several things that could play out as far as how many there really is but they are doing their best and no one seems to have an answer as to how they were dropped because no one else can get in her system.

Councilman Dolan asked if it can be fixed manually.

Assessor VanValkenburg stated that it can and they are putting them back in place as they should have been to begin with.

Councilman Dolan stated she mentioned that two people brought it to her attention and the others she found because they were looking for them and she was able to fix it.

Assessor VanValkenburg stated that the State ran a report and it is the 25 that they have identified.

Councilman Dolan asked if she checked it against the State report.

Assessor VanValkenburg stated that she did but she is not really warm and fuzzy about the whole thing because she does not know how it happened.

Councilman Dolan asked if she can tell them specifically what the Equalization Rate is.

Assessor VanValkenburg stated that it is not set yet for 2014.

Councilman Dolan interjected that he was asking for a definition of Equalization Rate.

Assessor VanValkenburg stated that it is the State's number, they take measurements of the rolls and they go back two years, which is one of the reasons why it is tricky because you don't really know where it is going because it is back in time. She added that it is a very sophisticated type of methodology that the State does and she tries to run reports off her system to see where the Town's level of assessment is or where the residential assessment ration is but all of that isn't going to say that they are going to mesh exactly and she has to accept their number. She continued by saying that she can challenge it but it really does not go anywhere with the State and it has gotten so it is not worth it to fight it.

Councilman Boehm questioned the up-tick in the market and the market improving.

Assessor VanValkenburg stated that the State is not acknowledging that now and reiterated that they are two years behind and this is how they do their Equalization Rate.

Councilman Boehm stated that he would think that it would self correct in another year if the market continues its upward trend.

Assessor VanValkenburg stated that it could and it should but it is going to take two years for the State to recognize it.

Councilman Boehm questioned the assessed value vs. the market value.

Assessor VanValkenburg stated that if the Town is at 100%, the market value and the total assessment is going to be one in the same and if it dips down, the market value would show a different number than the assessment.

Councilman Boehm asked Assessor VanValkenburg if anyone with questions could contact her office.

Assessor VanValkenburg stated they can and her office has gotten many calls but not as much as she thought it would be and it has been relatively quiet. She continued by saying that they have gotten approximately 3 calls from people that were upset because they lowered the assessment because they didn't want it lowered.

Councilman Boehm inquired as to why they would be upset about it lowering.

Assessor VanValkenburg stated that it is because they have their house on the market and they think if the assessment goes down it will kill the sale, which she does not think will happen.

Councilman Dolan stated that he thinks that they didn't call her because they were busy calling the Town Board to voice their displeasure because they didn't really understand it.

Supervisor Flach asked if on May 28th, which is Grievance Day, she expects a lot of questions about it.

Assessor VanValkenburg stated that she might but it is really hard to tell and they ask people to make appointments but you don't have to and can walk in all day and night.

Councilman Boehm asked what her hours are for those wishing to contact her office.

Assessor VanValkenburg stated that she is in the office on Saturday, Tuesday night and her Clerk Dawn is in Monday, Wednesday and Thursdays.

Councilman Boehm stated that her number is 756-8927 for anyone wishing to contact her.

Councilman Dolan asked if someone can grieve based solely on the current change of the assessment.

Assessor VanValkenburg stated that they can and usually people don't come in to ask that their assessment be raised but it could be done by the Board of Assessment Review because once the Assessment Roll is certified, the Assessor has no control over it.

Councilman Dolan stated that someone may disagree with the methodology or the application of the methodology and then asked if it was a Revaluation that was done.

Assessor VanValkenburg stated that it is, but it isn't and that it was an Analysis Project, which she prefers to say because they were not so far out of sync to have to do something so voluminous and costly because the last Revaluation Project was \$86,000.00.

Councilman Boehm inquired as to when that was.

Assessor VanValkenburg stated that it was in 2007.

Councilman Dolan stated that if a person's assessment went up because of this, can come and grieve it based on the methodology used.

Assessor VanValkenburg stated that they can grieve it on cost methodology, market sales or income and these are the three valuations that are used.

Councilwoman Rogers stated she has heard with the S.T.A.R. Program that everyone has to reapply and that it won't be automatic.

Assessor VanValkenburg stated that it is the State that is mandating that and not the Town.

Councilwoman Rogers asked if it has to be done before March.

Assessor VanValkenburg stated that it has to be done on or before March 1st and it is only for the Basic S.T.A.R. and not the enhanced for the seniors. She added that it is because they basically saw that people were getting the same exemptions for two different houses that they lived in and it is probably for areas south such as Westchester because that is where most of it was caught. She continued by saying that they want to do this totally over again and it is all going to be done by the State Office of Real Property Services and she would suspect within the next month that they are going to see a lot because they are going to put a blitz on to get everyone registered.

Collectively the Town Board thanked Assessor VanValkenburg.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time.

Joan Radley stated that she was a resident of Coeymans Hollow and she wanted to present a challenge and continued by reading the following:

This year the Town of Coeymans and Village of Ravena will be sponsoring a Train Festival. Artfully decorated trains will be on display throughout the Town and Village between Memorial Day and Labor Day followed by a festival to be held at Mosher Park with many vendors and fun activities on August 31, 2013. This will attract many visitors to our community to view the trains and take part in the upcoming activities. Therefore, we would like to challenge our Town residents to an activity of their own. We would like to challenge each of you to create a mailbox garden. What is it? A mailbox garden is simple, it is landscaping surrounding your mailbox and can be done as simple or as complex as you like. It can be done with plants, vines, containers, flags, rock or whatever it is, it's all up to you. It can be done on an afternoon or as a weekend project. There are many ideas online about mailbox gardens. This is not a contest really; it is not about prizes but about pride, pride in your home, and pride in your community. We will have entry blanks available, there is no fee but the entries will help us locate the properties and photograph them. The entry forms will be available on the Town's website, www.coeymans.org, at the Coeymans Hollow Post Office, Supervisor's Office and probably in the News Herald too. May is also Mailbox Appreciation Month, a time devoted to upgrading your mailbox sponsored by the US Postal Service; make your mail carrier happy. This is a great time to help us show off our town to visitors viewing beautiful hand painted trains located throughout the Town and Village. Let's all get behind this challenge, show your imagination, and enhance your own curb appeal. It is about pride, get outside, have some fun, we will all be winners. Actually you don't even need an entry blank, just mail in a slip of paper marked Mail Box Gardens with your name, location of the mail box and phone number to Town of Coeymans, 18 Russell Avenue, Ravena, NY 12143. We will have preprinted entry blanks available on the Town's website. Photos will be posted on the Town's website and displayed at the Train Festival in August. I have many pictures that I took off the internet and will leave them with the Supervisor so you can look at them and get inspired. It is a small change that will make a big difference, especially people visiting the Town to see the trains.

Ms. Radley continued by saying that the Federated Garden Club of New York State awarded the Clematis Garden Club First Place Landscape Design Award for the #47 Blue Star Memorial Highway Marker by the Highway Garage and then presented it to the Board.

Collectively the Town Board thanked Ms. Radley.

Supervisor Flach stated that they talked about the Mail Box Gardens at the Workshop Meeting.

Councilman Dolan interjected that they talked about extending it to the Hamlet where they don't have mail boxes and it could be a curb side garden.

Ms. Radley stated that they can make it overall and anyone can submit an entry blank or piece of paper with their name, location of the mailbox and phone number and mail it to the Town Offices. She continued by saying that any that they get, they will look at and photograph and they will be at the Train Festival on August 31st as well as being on their website.

Supervisor Flach stated that for those not having a mail box, it can also be a window box container garden at your doorstep or perhaps a small area along the walkway and there are definitely ways to make it look great.

Councilman Dolan interjected that it is a great idea.

Collectively the Town Board thanked Ms. Radley.

Ms. Regina Palmer stated that she lives at 72 Main Street in the Hamlet and she and her husband purchased a duplex in 2011, renovated the property, live in one side and rent out the other side and during the past year and a half they have become increasingly disturbed by the number of disruptive tenants living in the area. She added that she understands that there are a lot of absentee landlords and non-owner occupied rental property down there and as a result there are more disruptive tenants and disorderly conduct on a more frequent basis, which results in a disproportionate high number of police and emergency service calls or complaints related to noise, drunkenness, littering, property damage, fighting and other disorderly conduct and the police and emergency responders that respond to these violations are costly to the community and distract from other emergency activity. She continued by saying that rental properties are often in violation of building and property maintenance codes and to combat these burdens some municipalities have acting ordinances requiring landlords to obtain residential rental licenses and if there are more than three disruptive conduct incidences or code violations in a 12 month period, the tenants may be evicted or the license may be revoked and she would like to propose a similar ordinance for our community. She went on by saying that she has used an existing ordinance from the Village of Geneseo in Western New York that they can use for the beginning framework and she e-mailed it to the entire Town Board on May 6th, which still needs some work but she thinks that it is worth their time to pursue the new law in relation to these problems and asks that they work with her to better our community.

Supervisor Flach thanked Ms. Parker and added that they took a look at the e-mail and then asked if there were two.

Ms. Parker stated that one of the pieces is the Rental Licensing Policy and the other is a nuisance law and she believes that you would need a license if you have four or more units in a complex and this would extend it to where anyone renting property has to get a license. She added that the importance of this is that the landlords are not around and if they are not in the area, they don't care as long as they get a check and it's not their problem but for the community members it is a problem. She continued by saying that a lot of these tenants are moving from one unit to the next and in talking to the police, they say that there is nothing that they can do because there are not any laws for it and it is not fair because she spends a lot of time in getting good tenants and they should not have to put up with that and she should not have to put up with it as a member of the community and a property owner. She went on by saying that in talking about sales and market analysis and getting more income in the community, with rental properties like that, they are not going to see increased sales because there are buildings that have been for sale for year after year and they are not selling because people don't want to buy rental properties and then have to rent to more people like that because they can't find anything else. She concluded by saying that if they put something in place they are going to see more investors that want to come in because their investment is protected, which right now it is not.

Supervisor Flach thanked Ms. Parker.

Councilman Dolan suggested that they should take a look at it at the next Workshop and suggested that Attorney for the Town Wukitsch and Code Enforcement Officer Conrad have some input.

Ms. Parker stated that she spoke with CEO Conrad and she didn't realize the codes were online, which she will go through and match them to the Town's Codes and she is more than happy to do the legwork but will need some help because she doesn't understand all of the legislative side of it.

Councilman Dolan stated that Ms. Parker did a good job putting it all together.

Supervisor Flach stated that it will be on the agenda for the Workshop on May 21st and then asked if anyone else wished to comment.

Brian Roweze stated that he is a freelance reporter for the News Herald and he wanted to follow-up on two things that he has questions on and continued by saying that in January the Town put out bids for someone to maintain the website and then asked if any bids had been accepted.

Supervisor Flach stated that they had not.

Mr. Roweze stated that he believes that around February there was discussion about an audit for the Ravena Rescue Squad and possibly withholding funds until the audit was completed and he is curious on the status of the audit and if indeed funds were withheld.

Supervisor Flach stated that the audit has been completed and funds really were not withheld and they have paid January, February, March and April's voucher was submitted for payment. He added that they will be meeting with the Ravena Rescue Squad at the next Workshop on May 21st. He then asked if there were any other comments, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were three sets of minutes for Town Board approval, a Public Hearing on April 8, 2013, a Town Board Meeting on April 8, 2013 and a Town Board Workshop on April 16, 2013 and then asked for a motion to approve them.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the Minutes were approved as presented and read.

VOTE – AYES 4 – NAYS 0 – SO MOVED – ABSENT 1 (Masti) – SO MOVED

OLD BUSINESS

Mailbox Gardens - Joan Radley

Already discussed in public comments.

NEW BUSINESS

Town Prosecutor Appointment

Supervisor Flach stated that there is a resolution to accept the resignation of the current Prosecutor, Mr. Teresi and they have to appoint a new Town Prosecutor. He added that

they have received three resumes from Richard P. Jacobson, Kenneth McGuire Jr. and Patrick K. Jordan. He then asked if there were any comments from the Board.

Councilman Dolan stated that there is a resolution later in the meeting accepting the resignation and another to appoint a new Prosecutor.

Supervisor Flach stated that Councilman Masti was absent and there was some discussion about the Town Prosecutor and who to choose and not everyone agreed so Councilman Masti wanted him to read a letter due to his absence. He continued by reading the following:

It is only the Board's role to approve someone for a position and not to nominate someone. When Albert wants someone for a job at the Highway Department, it is he that puts out the word, reviews the applicants and brings before the Town Board the person that he wants for us to vote on. The same is true for the Police Department, Sewer Department, Town Clerk and all Town departments. I dare say what we routinely approve those selections. Why should it be any different with the court? When the Court wanted a clerk, they went through the applications and we voted on it and eventually approved a part-time clerk who was the most qualified and is working out well. We were not involved in the searching or selecting process. What makes the position of Town Prosecutor different? Mr. McGuire, from what I have heard is the candidate that was selected by those who are going to be working with him and is recommended by the current Prosecutor as well. Mr. Jacobson has been brought forward as a candidate for our approval by a Council Member. Again, I say this is not our role. I wish to go on public record as I am not able to attend tonight's meeting. In talking to those in the Court, as I stated earlier, I felt that they were going to be working with this person and should have their opinions weighed in on this decision. Last week when I spoke with members, they were pleased with Mr. McGuire's qualifications and recommendations. That weighs in heavy with my approval for him over Mr. Jacobson. Mr. Jacobson has worked in the Town before as a Public Defender for some brought before this bench behind us. I am uncomfortable with a former Public Defender now becoming a Prosecutor. To make matters worse, I feel that there will be cases with a conflict of interest if he is put in a position of dealing with someone he formerly defended. I know that he has taken an Oath to uphold the law, as was mentioned by another Board Member, but I, also as a nurse, know of doctors and nurses who have sworn to save lives and do no harm that continue to take innocent lives because they can legally under our current abortion laws. Many professionals practice their professions tainted by their personal interests and their sworn oaths. Before a vote is taken, I would feel much better if we had, in writing the opinions of those from our court who will be working with the new Prosecutor, our Court deserves to know that, we as a Board value and respect their opinions and judgments. These are my thoughts and opinions as a Board Member as I continue to try and uphold my oath to serve this town to the best of my ability.

Councilman Dolan stated that he would now comment and added that Councilman Masti is wrong on two specific points, a Court Clerk can only be forwarded to the Town Board, the Town Board by law can not pick someone who has not been forwarded by the court and secondly in the case of the Prosecutor, it is improper for any member of the court to have any say in the hiring of a Town Prosecutor. He added that a Town Prosecutor goes before that judge and the judge needs to be impartial, anymore than you would want a judge picking who was going to represent you in a court of law and reiterated that the Town Justice and Court Clerk should have absolutely no say in who the Town Prosecutor is.

Supervisor Flach stated that he himself had some questions about a former Public Defender being a Prosecutor, which was because of his ignorance of the law and he did ask the question to the Attorney for the Town who advised that there was absolutely no problem with that taking place. He added that this was his only question and in the meantime he had spoken with a couple people that highly recommended Mr. Jacobson but originally he was uncomfortable with the pick because he did not know him and he did personally know Mr. McGuire and would now lean towards another candidate because of knowing him. He continued by saying that on May 2nd is when he found out that Mr. Teresi was going to retire and he had mentioned the week before that there was

the possibility so it only gave them two weeks to come up with someone and in the meantime he panicked and called Mr. McGuire and on the same day sent out a memo to the Board and that is when Mr. Jacobson was brought to his attention by Councilman Dolan and this is where they are at. He concluded by saying that they did get one more resume but they really need to hire someone now because there is court this Thursday and they can't be without a Prosecutor.

Councilman Dolan stated that he thinks what Supervisor Flach had said was fair and accurate.

Supervisor Flach stated that they would do the resolution later in the meeting.

Town Board Meeting Date Change

Supervisor Flach stated that the Town Board Meeting for May 28th was being changed to May 29th, Wednesday at 7:00pm due to it being Grievance Day and then asked for a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilman Rogers changing the Town Board Meeting date to Wednesday, May 29th at 7:00pm.

VOTE – AYES 4 – NAYS 0 – SO MOVED – ABSENT 1 (Masti) – SO MOVED

RESOLUTIONS

RES. #81-13 AUTHORIZE SEWER DEPARTMENT EMPLOYEES TO ATTEND SEMINAR

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, the New York Rural Water Association (NYRWA) will be holding a seminar in Coxsackie NY on July 16, 2013 for “Chemical Addition for Waste Water Treatment”; and

WHEREAS, Larry Breedlove and Keith Geraldson from the Sewer Department desire to attend this seminar which will provide 6 credit hours required by NYS DEC to maintain licensing; and

WHEREAS, a prepaid registration fee of \$25. for class is required,

NOW, THEREFORE, BE IT RESOLVED, that Larry Breedlove and Keith Geraldson are hereby authorized to attend this Seminar in Coxsackie, New York, July 16, 2013; and

BE IT FURTHER RESOLVED, that the Town of Board of the Town of Coeymans will reimburse Mr. Breedlove and Mr. Geraldson for the round-trip mileage for use of their personal vehicles upon submission of voucher.

RES. #82-13 AUTHORIZE POLICE CHIEF TO ATTEND CONFERENCE

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, the Annual New York State Association of Police Chief's Training Conference will be held in Lake Placid, New York, July 21-24, 2013; and

WHEREAS, the Town of Coeymans Chief of Police desires to attend the Police Chief's Training Conference; and

WHEREAS, a registration fee is required,

NOW, THEREFORE, BE IT RESOLVED, that the Chief of Police is hereby authorized to attend the Police Chief's Conference in Lake Placid, New York, July 21-24, 2013,

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans authorizes pre-payment for registration and hotel lodging shall be reimbursed upon submission of voucher with total cost of this Conference not exceeding \$750.00.

RES. #83-13 ACCEPT REGISTRATION OF TOWN PROSECUTOR

On the motion Councilman Dolan, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, Gregory J. Teresi has submitted his letter of resignation as the Town Prosecutor,

THEREFORE, BE IT RESOLVED, that Gregory J. Teresi's resignation as the Town Prosecutor is accepted effective immediately.

Councilman Boehm stated that he wanted to thank him for his service to the Town, he has done a great job and he wishes him well.

Collectively the Town Board agreed.

RES. #84-13 CREDIT TO VILLAGE OF RAVENA FOR SEWER BILLINGS

On motion Councilman Boehm, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, the Town of Coeymans hereby wishes to credit the Village of Ravena, Sewer Billings for the year end adjustments of the 2012 abstracts and the adjustment of voucher #2494 of Abstract #12 and the correction of the January 2013 monthly billing,

NOW, THEREFORE, BE IT RESOLVED, the Town of Coeymans hereby issues a credit for the adjustments in the amount of \$15,935.26 per the attached accounting documentation.

Councilman Dolan stated that at the beginning of the year they estimate what it is going to cost to run the Sewer Plant and in turn bill the Village based on what that is going to be on a monthly basis and the adjustment reflects the difference between what was budgeted and what was actually spent.

RES. #85-13 AMEND CURRENT INTERMUNICIPAL AGREEMENT WITH VILLAGE OF RAVENA FOR SEWER BILLING

On motion Supervisor Flach, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, the Coeymans Town Board, acting for and on behalf of the Coeymans Hamlet Sewer District as well as for itself as a municipal entity with to amend the current agreement; and,

WHEREAS, the July 10, 2010 agreement states the parties agree to share in the cost of operation and maintenance of the Waste Water Treatment Plant on a 70/30% basis, with the Village to be responsible for 70% of such costs and Capital Improvements on a 65/35% basis, with the Village to be responsible for 65% of such costs, as described in paragraphs 3 and 6; and

WHEREAS, meters were installed in accordance with the current Intermunicipal Agreement; and

WHEREAS, the current meter readings have determined that the actual costs should be 60/40%; and

WHEREAS, this rate change shall be for the period April 1, 2013 to December 31, 2013 at which time the meters readings shall determine a rate of 2014 as described in the Intermunicipal Agreement for the sewer,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Coeymans amends the rate for the operation and maintenance and future capital improvements of the Waste Water Treatment Plant to a 60/40% basis, with the Village to be responsible for 60% of all future costs in accordance with paragraph 12 of the Intermunicipal Agreement,

BE IT FURTHER RESOLVED, that the new rate to be paid by the Village of Ravena on a monthly basis be reduced to \$21,572.75 as a result of the rate change for the same period.

Supervisor Flach stated that basically it is what the meters are reading and they have had some inflow issues with the sewer lines, which they are working on between Blaisdell and Colvin Avenues where they have found a lot of issues. He added that the meters were put in a couple of months ago and this is the result at this time.

Councilman Dolan stated that the good part of it is that the Village agrees to continuous monitoring and recording the flow at the meters because they think that there have been some conditions or events that played into the change and if it the case, it will be rectified in 2014.

Supervisor Flach stated that originally they were going to go from April to April but now the Village has agreed to go from April to December to reread the meters throughout the rest of this year and next year they will base the rates on those readings.

RES. #86-13 FORGIVE LOAN H-29 CAPITAL PROJECT

On the motion Councilwoman Rogers, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, the H29 Capital Project Fund had made a loan to the Sewer Fund; and

WHEREAS, the Sewer Fund does not have future receivables necessary to pay the indebtedness owned to the H29 Capital Project Fund; and

WHEREAS, the Town desires to forgo the loan by H29 Capital Project Fund to the Sewer Fund,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans will forego the loan in the amount of \$89,180.87.

Supervisor Flach stated that the New York State Comptroller agrees with the Accountant and would like the Board to follow the Accountant's recommendation to forgive the debt owed from H29 to the Sewer Fund in the amount of \$89,180.87 and last year they had a resolution for this but didn't pass it because they needed more information. He added that the Comptroller has asked that they send in an amended 2012 Annual Financial Report after they approve it and it was a sewer project for the Waste Water Treatment Plant and it was an ultraviolet project, which they were suppose to take the debt for but it was never taken. He continued by saying that the Sewer Department paid the bills and would have taken the debt so it would be basically repaying itself and if the Capital Project had taken a BAN it would have been paying it anyway. He concluded by saying that the accountant had said in the past and the Comptroller's audit said that it looks like bad debt and this is why they are continually getting audits from the State Comptroller and hopefully it makes sense that the Sewer Department forgives its own debt and they would have to take \$89,180.87 BAN to pay back Sewer when it was paying back itself.

Councilman Dolan interjected that they hadn’t received the written audit yet but he did see in an e-mail that the Comptroller’s Office asked them to take care of this.

Supervisor Flach stated that he has a copy of the e-mail.

Councilman Boehm asked if they were only going to deal with the other funds at this time.

Supervisor Flach stated that it would be just this one now and they will take one hurdle at a time.

Councilman Dolan stated that some of them are ongoing issues like the Martin’s Hill Water Project.

Supervisor Flach stated that they will keep everyone updated as to the H Projects and some are going to be beyond their control and this happened to be just one that they never had a BAN taken on.

RES. #87-13 AMEND MARCH 2013 ABSTRACT

On motion Councilman Dolan, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby amend the March 2013 Abstract as follows and **indicated in red**.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	504-559	\$165,547.52
General	616-638,640-673,675-680,759	\$ 61,048.90
	General Total	\$226,596.42
	Total for All Funds	\$590,509.38

Town Clerk Millious stated that the correction was necessary due to a typo.

RES. 88-13 AMEND APRIL 2013 ABSTRACT

On motion of Councilman Boehm, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby amend the April 2013 Abstract as follows and **indicated in red**.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	760-819	\$220,183.67
General	864-904,917,968	\$117,340.14
	General Total	\$337,523.81
POLICE FORFEITURE (A)		
Police Forfeiture Prepay	820	\$ 50.35
Police Forfeiture	863	\$ 609.95
	Police Forfeiture Total	\$ 660.30

Councilman Dolan interjected that the change was due to a Police Forfeiture voucher being in the General Fund.

Town Clerk stated that Police Forfeiture should be in its own fund.

RES. #89-13 APPOINT PROSECUTOR FOR THE TOWN

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Richard P. Jacobson, Esq. to serve as Prosecutor for Town related matters as follows:

\$ 5,200.00 per year – Traffic tickets issued by Town of Coeymans Police Officers to Town of Coeymans Court.

\$ 5,200.00 per year – Traffic tickets issued by New York State Police to Town of Coeymans Court.

\$ 2,400.00 per year – Town Code / Penal Law trial matters.
\$12,800.00 per year

These services shall be payable by monthly voucher submissions by Mr. Jacobson.

Supervisor Flach continued by asking Councilman Dolan what the protocol is if he is not available for court and if they would cancel court.

Councilman Dolan stated that his understanding from when Mr. Teresi was in the Village and could not make it, is that someone from his office would cover and that has been the fact for the past few weeks. He added that they probably should have a back-up plan and possibly they could have an agreement with the Village if they hire another Prosecutor, that they could cover each other's court or they could appoint someone to be the backup.

Councilman Boehm asked Supervisor Flach if he was concerned that Mr. Jacobson could not make this Thursday's court.

Supervisor Flach stated that he just wanted to make sure in general.

Councilman Dolan stated that because they were unsure of what would happen he asked the Attorney for the Town, the Village and other municipalities what they did and he got different answers such as someone from the Prosecutor's Office would cover, someone from another municipality would cover and there was a suggestion that the District Attorney's Office could help out and some towns have an alternate Prosecutor.

Supervisor Flach stated that it might be in their best interest to hire someone pier diem as an alternate.

Councilman Dolan suggested that they put it together for the next meeting.

TOWN BOARD WORKSHOPS/MEETINGS

- ZBA Meeting May 15, 2013, 7:00 pm
- Town Board Workshop May 21, 2013, 6:00 pm
- Town Board Meeting May 29, 2013 7:00 pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any other comments.

Highway Superintendent Deering stated that he wanted to submit to the Town Board his current Road List to the Town Board.

Councilman Boehm stated that he just noticed that the Stanton Road sign was missing.

Highway Superintendent Deering stated that it had been ordered and it was just delivered.

Supervisor Flach asked if there were any other comments.

Councilman Dolan stated that the Chief of Police is researching and potentially applying for a grant and continued by reading the following memo from the Chief:

I am researching and potentially applying for the attached grants. By doing so, I am in no way committing the Town to and requirements without final approval of the Board. Also, I am researching and applying for a grant that will assist in our endeavor with RCS for a School Resource Officer.

Councilman Dolan stated that attached to the memo is a letter from Congressman Tonko's Office for Department of Justice Grants, the FY2013 COPS Hiring Program, Community Police Development and Micro grants for Law Enforcement Agencies. He reiterated that as Chief Darlington had stated, he is not committing the Town to anything and is just exploring them and he wanted to make the Board and public aware that he was looking at them.

Councilman Boehm stated that he spoke with R-C-S Superintendent McCarthy and he is coming forward with a draft of an Intermunicipal Agreement for them to look at and given that they authorized the Chief to pursue the grants, it is an opportunity to supplement or pay for the School Resource Officer and continued by offering a motion.

Supervisor Flach stated that he agrees as long as there is no obligation for a financial commitment.

MOTION

On motion of Councilman Boehm, seconded by authorizing Chief Darlington to investigate the grant funding money outlined in Congressman Tonko's letter for the possibility of a School Resource Officer.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

Councilman Boehm asked that they make note that there was a motion.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that he wanted to congratulate Joan Radley on the award for the garden and she does a great job out at the Highway Garage taking care of the Veteran's Memorial, which is a beautiful garden and he wanted to thank her for taking care of it.

Councilman Dolan stated that it is a great spot and if you go to any ceremonies there, it is very moving.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn.

ADJOURNMENT

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the Town Board Meeting was adjourned.

Time – 8:02pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, May 21, 2013 at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ABSENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent

Councilman Masti opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Councilman Masti stated that the records should reflect the presence of three Town Board Members with Supervisor Flach and Councilwoman Rogers being absent.

AGENDA

- Southworth Milton Cat, Chris DiAcetis
- C.T. Male Performance Contracting
- Summer Activities / Recreation Program
- Pieter B. Coeymans Student Presentation
- Ravena Rescue Squad

DISCUSSIONS

Southworth Milton Cat – Chris DiAcetis

Mr. DiAcetis from Southworth Milton Cat stated that he was present to go over the prices and options that he had presented at a previous meeting on March 11th for a loader for the Highway Department. He continued by saying that he misquoted some numbers and options for the purchase or lease of the loader and then presented to the Board the correct ones.

Discussion ensued amongst the Town Board, Mr. DiAcetis and Highway Superintendent Deering relative to price, options and the need for a loader.

No decisions were made, no action was taken.

Highway Superintendent Deering stated that at the last Board Meeting he gave the Town Board his Road List but he has since changed it, which was a change in material and then handed in the amended list.

Discussion ensued amongst the Town Board and Highway Superintendent Deering relative to the change in material and cost.

Collectively it was decided that it would be placed on the agenda for the next Town Board Meeting on May 29th.

C.T. Male – Performance Contract

Councilman Masti stated that Mr. Robert Flores was present from C.T. Male and then invited him to address the Town Board.

Mr. Flores stated that there is an opportunity for the Town with Performance Contracting that will upgrade Town facilities, save energy and finance needed improvements that will be less dollar for dollar and C.T. Male teams with Siemens to provide this service and he along with representatives of Siemens were present to give an overview to the Town Board.

Mr. Tom Garrett, Scott Goodwill and Robert Flores continued by giving a presentation to the Town Board.

No decisions or action was taken.

Rental Policy License Local Law – Ms. Regina Palmer

Ms. Regina Palmer outlined to the Town Board a need for some type of Rental Policy for the Hamlet of Coeymans due to absentee landlords and non-owner occupied rental property, which has resulted in noise, drunkenness, littering, property damage, fighting and disorderly conduct as well as many of the properties being in violation of building and property maintenance codes.

Discussion ensued amongst Ms. Palmer and the Town Board relative to the problems in the Hamlet and the possibility of a Local Law requiring Rental Policy Licenses.

Collectively it was decided that it was a good idea and the next step would be for Code Enforcement Officer Conrad to look into it as well as making the Police Department, DA's Office and Neighborhood Association aware of their effort.

Summer Activities / Recreation Program

Councilman Boehm gave an update on the Summer Activities / Recreation Program and suggested that it along with all the other activities such as the Ravena Pool, Library Summer Program, Food for Thought, Reading Program, C.H.O.I.C.E.S. Program, Grange and Evenings on the Green, be included on the Town's website and possibly in the Ravena News Herald.

Councilman Dolan shared the tentative Evenings on the Green Schedule with the Town Board.

Pieter B. Coeymans Student Presentation

Councilman Boehm stated that at the previous Town Board Meeting they authorized by resolution the fourth grade classes at Pieter B. Coeymans to research for a Town bird, fish and mammal to present to the Town Board at the next meeting.

Ravena Rescue Squad

Councilman Masti stated that Supervisor Flach had asked that his letter to the Ravena Rescue Squad be read and continued by reading the following.

Good evening, my apologies for not being here tonight, I had another engagement. I would like to reiterate my position on the Ravena Rescue Squad. They are a business that the Town of Coeymans contracts with, just like the hardware store, auto parts store, portable toilet company, heat, electric and mechanical contractors and any other business we contract with. They give us a price and we decide if we want to do business with them based on that. Every dollar we spend is taxpayer money; it is our job to spend that money

wisely. We do not audit every company or corporation that we do business with, nor do we question what they have for savings in the bank. I do not understand why we question the integrity of the Rescue Squad when we are asking for their services. If we can get someone cheaper, we should, if not, which I think is the case, we should pay them for their services and since we budgeted the money based on what they asked for it is our duty to pay it.

Thank you, Supervisor Flach

Councilman Dolan stated that he wanted to state for the record that he totally objected to the letter because no one on the Board is questioning the integrity of the Rescue Squad.

Councilman Boehm agreed and stated that they are representing the taxpayers.

Members of the Ravena Rescue Squad, Bill Price, Marvin Powell & Virginia Pearson voiced their frustration and concerns to the Town Board.

Councilman Masti suggested that there be a resolution to sign a contract at the next meeting and he will talk to Supervisor Flach about it.

Councilman Boehm stated that it is on the next meeting's agenda for Executive Session.

Discussion ensued amongst the Town Board and members of the Rescue Squad relative to concerns on both sides and possible solutions.

ADDITIONAL BUSINESS

Councilman Dolan stated that he wanted to offer a resolution to rescind the resolution done at the May 13th meeting, which appointed Richard P. Jacobson to the position of Town Prosecutor because he is unable to arrange his schedule to be here in court every Thursday.

MOTION

On motion of Councilman Dolan, seconded by Councilman Boehm, to rescind the resolution appointing Richard P. Jacobson.

VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Flach, Rogers) – SO MOVED

Councilman Masti inquired about advertising to replace him.

Councilman Boehm stated that he also wanted to offer a motion authorizing Town Clerk Millious to advertise the position in the Ravena News Herald for Town Prosecutor.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, authorizing Town Clerk Millious to advertise in the Ravena News Herald the position of Town Prosecutor.

VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Flach, Rogers) – SO MOVED

Councilman Dolan asked Town Clerk Millious if she got that.

Town Clerk Millious stated that they are rescinding the resolution for the prosecutor and authoring her to put the position out for advertisement.

ADJOURNMENT

MOTION

MINUTES BOOKTOWN OF COEYMANS**
May 21, 2013 – Town Board Workshop – 6:00pm

4

On motion of Councilman Masti, seconded by Councilman Boehm, the Town Board Workshop was adjourned. VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Flach, Rogers) – SO MOVED

Time 7:54pm

Respectfully Submitted,

APPROVED -

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, May 29, 2013, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Attorney for the Town, David Wukitsch
Chief of Police, Gregory Darlington

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

AGENDA

- Public Announcements
 - Evenings on the Green, June 20, 2013
 - R.C. Sportsmen Club Fishing Derby, June 23, 2013
- Presentations
 - Pieter B. Elementary School, Naming of Official Mammal, Bird, Tree & Fish
 - Girl Scout Presentation for Plastic Bag Recycling
- Executive Session
- Public Comment Period
- Approval of Minutes of Meetings
 - Town Board Meeting, April 22, 2013
 - Joint Village/Town Meeting, April 23, 2013
 - Town Board Meeting, May 13, 2013
 - Town Board Workshop, May 21, 2013
- Supervisors Report, April 2013
- Department Report Review
 - Town Clerk, April 2013
 - Building Department, April 2013
 - Sewer Department, April 2013
- Old Business
 - Town Prosecutor
 - Bingo Inspector
 - Village Hydrant
- New Business
 - Expenditures of Highway Money/Road List
 - H31 Capital Project
- Resolutions
 - Pieter B. Elementary
 - Authorize Employees to Attend Seminar
 - Close H34 Capital Project
 - Close H32 Capital Project
 - Establish Capital Project H40
 - Authorize Supervisor to Sign Contract with Ravena Rescue Squad
 - Authorize Planning Board and Zoning Board of Appeals to Attend Workshop

- Authorize Supervisor to Sign Tentative Council 82 Agreement
- Amend Resolution #86-13, Sewer Fund Loan
- Appoint Recreation Leader
- Approve Abstract
- Town Board Workshops/Meetings
 - Planning Board Meeting, June 3, 2013, 7:00pm
 - Town Board Workshop, June 18, 2013, 6:00pm
 - ZBA Meeting, June 19, 2013, 7:00pm
 - Town Board Meeting, June 24, 2013, 7:00pm

NOTICE OF MEETING CHANGE

The following Notice appeared in the Town's official newspaper, The News Herald.

NOTICE OF TOWN BOARD MEETING CHANGE

NOTICE IS HEREBY GIVEN, that the Town of Coeymans regularly scheduled meeting on Tuesday, May 28, 2013 at 7:00pm has been changed to Wednesday, May 29, 2013 at Town Hall, 18 Russell Avenue, Ravena, NY 12143

**By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk**

PRESENTATIONS

Fourth Grade Pieter B. Coeymans

Supervisor Flach stated that students from the fourth grade classes at Pieter B. Coeymans were there to present to the Town Board their recommendations for a Town mammal, fish, bird and tree and then invited Mr. Jones, Principal at Pieter B. Elementary to the microphone.

Mr. Jones, Principal for Pieter B. Coeymans stated that he was pleased and honored that the Town had asked them to select the official symbols for the Town, bird, mammal, fish and tree, which are very vital and important objects in our town. He added that he wanted to recognize the staff that worked with the 4th grade classes in coming up with the recommendations and he hopes that the Town Board finds them acceptable and that they enjoy the presentation. He continued by saying that the students learned about the State's symbols as well and the curriculum is very well connected for the students and it really created an interest in their own community and they are grateful for having the opportunity and then introduced the teachers who he said worked tirelessly with the students, Ms. Mulderry, Mr. Powers, Ms. Sollien and Ms. Rodger. He went on by saying that he wanted to thank the parents for attending the meeting and working with the students in preparing their speeches and a power-point presentation and welcomed everyone to stop in at the school, which he said is a community and neighborhood school. He concluded by saying that the teachers and students would be presenting to the Town Board their recommendations as symbols for the Town of Coeymans.

Ms. Mulderry's class consisting of Liam Hotaling, Brianna Keyer, Olivia Wilcox and Annika Vogel presented to the Town Board their recommendation for the Town mammal, the eastern coyote.

Ms. Roger's class consisting of Audrey Turk, Leah White, Lucas Long and Earl Thomasson presented to the Town Board their recommendation for the Town bird, the black capped chickadee.

Ms. Sollien's class consisting of Kyle Kerrigan, Virginia Frazee, Kevin Ryan and Emma Porlier presented to the Town Board their recommendation for the Town tree, the Magnolia as well as Louis Newbrug, Megan Keir and Christopher Pistritto who didn't speak.

Mr. Powers' class consisting of Caitlyn Gallagher, Nigel Staats, Emma Klercker, Ethan Martin presented to the Town Board their recommendation for the Town fish, the small mouth bass.

Mr. Powers stated that on behalf of the entire 4th grade class at Pieter B. Coeymans Elementary he wanted to say thank you for giving them the opportunity and they really enjoyed the process.

Councilman Boehm stated that based on the presentation he wanted to offer a resolution and continued by reading the following:

RES. #90-13 OFFICIALLY NAME THE TOWN MAMMAL, TOWN FISH, TOWN BIRD AND TOWN TREE

On motion of Councilman Boehm, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, today, growth and economic development are being driven by the availability and retention of talented, young people and the Town of Coeymans is interested in identifying opportunities to accomplish this; and

WHEREAS, the Town board of the Town of Coeymans is desirous of identifying an official Town Mammal, Fish, Bird and Tree that will represent the cultural heritage of the Town of Coeymans; and

WHEREAS, Pieter B. Coeymans Elementary School is located in the Town of Coeymans and has a fourth grade curriculum that involves a unit of study pertaining to local government and has students, educators and staff that play a vital role in the success and future of our Town; and

WHEREAS, the fourth grade teachers Ms. Marilyn Mulderry, Mr. Sean Powers, Ms. Mary Roger, Ms. Carrie Sollien and principal, Hakim Jones, have completed the necessary research to identify and official Town Mammal, Fish, Bird and Tree;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby resolves to name the *Eastern Coyote* as the **Official Town Mammal**, the *Small Mouth Bass* as the **Official Town Fish**, the *Capped Chickadee* as the **Official Town Bird** and the *Magnolia* as the **Official Town Tree**.

Councilman Boehm stated that he wanted to thank the teachers and students for their recommendations, which has been a lot of fun and as a Councilman he has seen many presentations but this by far was the best.

Councilman Dolan stated that he was totally in awe of the black-capped chickadee in being able to remember the thousands of places where it hides its food and he wishes he could do the same.

Councilwoman Rogers stated that they did a fantastic job.

Supervisor Flach stated that our children are our heritage and it is awesome when they are involved within the Town and then thanked everyone involved.

Councilman Boehm asked that a representative from each class come forward for a copy of the resolution to take back to their classroom.

Girl Scout Plastic Bag Recycling Project

Supervisor Flach invited the Girl Scouts to give their presentation.

Ginny Frazer, Katrina Morrow, & Charlotte Snyder from Girl Scouts Troop 1490 extended an invitation to the Town Board to attend a meeting “Save Our Planet Sunday”, which will be held Wednesday, June 5th at 6:30pm at the RCS Community Library.

Supervisor Flach thanked the Girl Scouts for the invitation and added that it is a great cause and he would encourage everyone to attend.

ADJOURN TO EXECUTIVE SESSION

Supervisor Flach stated that they would be adjourning to Executive Session to discuss a contract and then asked for a motion to adjourn.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, to adjourn to Executive Session.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach stated that they would be returning shortly.

EXECUTIVE SESSION

Executive Session convened in the Supervisor’s Office to discuss the AFSCME Council 82 Local #2647 Agreement, the entire Town Board was present in addition to Chief Darlington, Labor Relation Consultant Richardson, and Attorney for the Town Wukitsch.

Discussion ensued; no decisions were made or formal action taken.

RECONVENE MEETING & RESOLUTION

Supervisor Flach offered a motion to bring the Town Board Meeting back to order.

MOTION

On motion of Supervisor Flach, seconded by Councilman Boehm, to bring the meeting back to order.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach stated that the following resolution was discussed in Executive Session.

Attorney for the Town Wukitsch interjected that Labor Relation Consultant Richardson was present in Executive Session and made a presentation to encourage the Town Board to adopt the resolution.

Supervisor Flach continued by reading the resolution as follows:

RES. #91-13 AUTHORIZE SUPERVISOR TO SIGN AFSCME COUNCIL 82 LOCAL #2647 AGREEMENT

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the following resolution WAS NOT APPROVED – VOTE – AYES 1 – NAYS 4

WHEREAS, on October 24, 2012 representatives of AFSCME Council 82 Local #2647 and the Town of Coeymans reached a tentative agreement pertaining to the terms and conditions of employment for the period January 1, 2012 through December 31, 2014 for employees in the bargaining unit consisting of full-time and part-time police and telecommunicators, and

WHEREAS, the tentative agreement was ratified by a vote of the union's membership shortly thereafter; and

WHEREAS, the tentative agreement has been presented to this Board for its approval,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby reaffirms, and authorizes Supervisor Stephen D. Flach to sign, the agreement reached for the period January 1, 2012-December 31, 2014 with AFSCME Council 82 Local #2647, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans authorizes commencement of retroactive calculations in accordance with the terms and conditions of the Labor/Management Agreement.

Supervisor Flach asked if there were any comments, hearing none he asked that Town Clerk Millious take a roll-call vote.

Town Clerk Millious continued with a roll-call vote as follows:

Supervisor Flach – AYE, Councilwoman Rogers – NAY, Councilman Masti – NAY, Councilman Dolan – NAY, Councilman Boehm – NAY

Supervisor Flach stated that the resolution did not pass.

PUBLIC ANNOUNCEMENTS

RC Sportsmen Club Fishing Derby – June 23, 2013

Supervisor Flach announced that the RC Sportsmen Club Fishing Derby is June 23, 2013 and then asked for a motion to allow them to use the banks of the river at the WWTP, which is something that is done every year.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, authorizing the R-C Sportsmen Club to conduct their Annual Fishing Derby at the Sewer Treatment Plant on June 23, 2013.

VOTE – AYES 5 – NAYS 0 – SO MOVED

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time, hearing none he moved to the next item on the agenda,

APPROVAL OF MINUTES

Supervisor Flach stated that there were three sets of minutes for Town Board approval, a Town Board Meeting on April 22nd, a Town/Village Joint Meeting on April 23rd and a Town Board Meeting on May 13th. He continued by saying that there was a Workshop

Meeting on May 21st but some errors were detected and they would not be approving them. He then asked for a motion to approve the first three sets of minutes.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the minutes were approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

SUPERVISOR’S REPORT

April 2013

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$1,422,603.39	\$ 55,924.10	\$ 340,849.27	\$1,137,678.22
Part-Town	\$ 394,319.84	\$ 414,852.76	\$ 15,982.97	\$ 793,189.63
Highway	\$ 86,710.45	\$ 4 30.78	\$ 64,337.03	\$ 22,804.20
Bridge Const.	\$ 28,889.99	\$ 8.73	-0-	\$ 28,898.72
Sewer	\$ 323,999.94	\$ 39,016.86	\$ 328,594.98	\$ 34,421.82
Special Water	\$ 69,076.15	\$ 44,000.35	\$ 83,238.71	\$ 29,837.79
Police Forf.	\$ 7,603.61	\$.31	\$ 660.30	\$ 6,943.62
Trust & Agcy.	\$ 13,772.13	\$ 204,615.70	\$ 206,174.42	\$ 12,213.41
H-Fund	\$ 69,979.96	\$ 300,006.12	-0-	\$ 369,986.08
Section 8 – HUD	\$ 31,100.14	\$ 45,810.81	\$ 42,546.81	\$ 34,364.14
			Total Rec. Bal.	\$2,470,337.63

SAVINGS ACCOUNTS		COLLATERAL COVERAGE	FDIC	COLLATERALIZED
Unemployment	\$ 702.89	Bank of Greene	\$250,000.00	\$2,986,213.17
Grove Cemetery	\$40,913.93	National Bank	\$250,000.00	\$1,022,650.00
Coey. Hollow Cem.	\$13,421.50			
Sewer-Dedicated	<u>\$10,142.41</u>			
Total	\$65,180.73			

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Masti, seconded by Councilwoman Rogers, the Supervisor’s Report was approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

DEPARTMENT REPORTS

Town Clerk – April 2013

Supervisor Flach asked that Town Clerk Millious give the Town Clerk Monthly Report.

Town Clerk Millious continued by giving the report.

Supervisor Flach offered a motion to approve the report.

MOTION

On motion of Supervisor Flach seconded by Councilman Dolan, the Town Clerk's Report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Building Department & Sewer Department – April 2013

Councilman Dolan offered a motion to table the Building and Sewer Department Reports for April 2013.

MOTION

On motion of Councilman Dolan, seconded by Councilwoman Rogers, to table the Building and Sewer Department Reports.

VOTE – AYES 5 – NAYS 0 – SO MOVED

OLD BUSINESS

Town Prosecutor

Supervisor Flach stated that they had previously hired a Town Prosecutor but unfortunately he was unable, due to prior engagements, to do it.

Councilman Dolan interjected that the resolution was rescinded at the last meeting.

Supervisor Flach stated that there was a second candidate that they looked at, at the same meeting when they hired Mr. Jacobson. He then asked if there were any additional questions or discussion, hearing none he moved to the next item on the agenda.

Supervisor Flach stated that they would be doing a resolution later in the meeting.

Bingo Inspector

Supervisor Flach stated that they still do not have a Bingo Inspector and then asked Chief Darlington for an update.

Chief Darlington stated that he received three applications and there is potentially one that qualifies and he will be calling them in for an interview and background check.

Councilman Boehm asked what they are looking for in a background check.

Chief Darlington stated that since they would be inspecting Games of Chance they want to make sure that there were not any financial issues or criminal background and added that one of the options that they may have is having a Police Officer do the inspection.

Councilman Dolan asked what they have been doing in the interim.

Chief Darlington stated that they have not been inspecting and added that it is one of New York State's mandates that they don't fund even though there is a New York State Racing and Wagering Agency.

Supervisor Flach asked what the timeframe would be that an Officer would have to be there.

Chief Darlington stated that it would be approximately ½ hour.

Councilman Boehm suggested that they entertain a motion for a Police Officer to do it. Chief Darlington stated that he would like to wait because there is paperwork that has to be followed through with and he would suggest that they look at the one candidate first to see if she would be able to do it. He added that he would look at what they are paying, which is not much but he has recommended two years in a row that they cut it in half.

Councilman Masti asked how much they are paying.

Chief Darlington stated that he believes that it is \$2,400.00 a year.

Collectively the Town Board interjected that it was not that much.

Chief Darlington stated that he believes that it is \$200.00 a month.

Supervisor Flach stated that he didn't believe it was that much but he didn't have the figures in front of him.

Chief Darlington stated that it was that much and when they did away with the K of C Bingo he recommended that it go down to \$1,200.00.

Supervisor Flach stated that he believes that is what it is.

Councilman Boehm interjected that even if it is that much, it would make more sense to have an Officer on duty to conduct the inspections.

Chief Darlington stated that it would be as long as they had the ability to do it and were not on a call.

Councilwoman Rogers interjected that she would try the applicant first.

Town Clerk Millious stated that Teri Albano, Director of the Senior Center has been doing the Bingo Reports, which is what the Bingo Inspector use to do.

Supervisor Flach asked that Chief Darlington keep the Board informed.

Chief Darlington stated that he would.

Councilman Dolan suggested that they authorize to advertise for the position.

Village Hydrant

Supervisor Flach stated that one of the Town's employees hit a fire hydrant some time ago and the estimate for repair was \$11,200.0, which the insurance company at first was treating as a used car and only wanted to pay \$4,500.00. He added that he called the insurance company and advised that it was not right because it was not a used car, but rather a fire hydrant that had to be replaced.

Councilman Dolan interjected that what they we saying is that they wanted to pay the value of what they believe it is worth with depreciation like a car.

Supervisor Flach stated that the insurance company came back with a price of \$9,000.00 to pay the Village and in turn he called them back and said that he thinks that they should pay the whole thing but he hasn't heard back from them. He added that the insurance company talked to the Village directly and then asked Chief Darlington what he knew about it.

Chief Darlington stated that when he got the bill from the Village, he called the insurance company because the hydrant that was there, was barely off the ground and it has been that way for 20 plus years and there was question as to whether it worked to begin with because many of the hydrants in the Hamlet are that way. He continued by saying that in

comparison to a house that is destroyed, you can't place it with the Taj Mahal, which he feels is what the Village was doing in getting bigger and better and with it being his department that was involved, he feels as though the insurance company was being taken advantage of.

Councilman Boehm asked and why they replaced it to begin with.

Chief Darlington stated that he was told that it was being done because the Town's insurance company was paying for it.

Councilwoman Rogers asked why the Town would pay for it at all if it was a non-working hydrant.

Chief Darlington stated that the problem is that they don't know if it was truly working or not and he has pictures of what it looked like before and it was only moved one inch and the Village is claiming that it was broke underground somewhere.

Councilman Boehm interjected that they submitted bills for when they dug it up and repaired it and it could not be something that they just fabricated.

Supervisor Flach stated that they dug it up and replaced it with a new one that cost \$11,200.00.

Councilman Boehm inquired as to who did the work.

Supervisor Flach stated that the Village did the work.

Councilwoman Rogers interjected that there was not any water coming out of it.

Supervisor Flach stated that he does not know that.

Councilman Dolan stated that he believes that people who live near there should have a working hydrant and he does not know how well it did or didn't work or if they are being taken advantage of but he thinks that they need to take care of it.

Chief Darlington stated that it was replaced.

Councilwoman Rogers asked if they turned it on and tested it to see if water came out.

Councilman Masti asked if it was the same type and if it had the same two 1 1/2 outlets.

Chief Darlington stated that it wasn't the same and they replaced it with 4 1/2 inch outlets.

Supervisor Flach interjected that he does not know if that is what they have now for replacement.

Councilman Masti stated that they need to check it out to see if it is the same model.

Councilman Dolan inquired as to how much they think it would cost to change it now.

Supervisor Flach stated that he would expect that if the Village broke something of the Town's, he would expect that they would replace it.

Councilman Boehm stated that it is part of a bigger picture with joint issues with the Village and it is something that they need to take a look at but to challenge the bill at this point, he believes that they are past that point.

Collectively the Town Board agreed.

Supervisor Flach stated that they need to take care of the bill and they don't know it was replaced with a better one but the fact of the matter is that the Town damaged it and it had to be replaced and they needed to do it right. He added that he will get back in touch

with the insurance company and he will let them know how he makes out and then asked if they should offer a motion to pay the insurance company.

Councilman Dolan stated that he would offer a motion to pay the voucher but he does not understand why the insurance company does not take care of it.

Councilman Boehm stated that they went to \$9,000.00 and the original bill was \$11,200.00 and the balance is \$2,000.00.

Supervisor Flach stated that he does not understand the whole insurance thing.

Attorney for the Town Wukitsch stated that they are only liable for the value of the property and will pay for what they consider to be the value of whatever the loss was.

Councilman Masti interjected that it would be the replacement cost.

Attorney Wukitsch stated that they might have been able to get a used one to replace it.

Councilman Dolan stated that the hydrant is already there and they can't have them go and take out the new fire hydrant, which would now be a used hydrant, to put in a lesser one.

Councilman Masti stated that maybe the Village should have thought of that.

Councilman Dolan stated that maybe they should have but they didn't.

Councilman Boehm interjected that maybe the police car should not have hit the hydrant.

Councilwoman Rogers stated that they should pay the voucher.

Supervisor Flach stated that Councilman Dolan had made a motion to pay the voucher and they are on the hook for the rest.

Councilman Boehm stated that his understanding is that the Village is just looking for the additional compensation and not the whole voucher and it was also his understanding that the Town should re-approach or appeal the decision of the insurance company and try to get additional funds and not pay the whole voucher.

Supervisor Flach stated that they did that.

Councilman Boehm stated that it was \$9,000.00 and then asked if it was everyone else's impression. He continued by saying that originally it was \$4,500.00 and now it is \$9,000.00 and they made a reasonable effort, which is what they agreed to.

Supervisor Flach stated that he is not saying that it wasn't what they agreed to and then asked what the right thing is to do.

Attorney for the Town Wukitsch asked if the Town had actually seen a receipt of what the Village paid.

Supervisor Flach stated that they submitted a voucher.

Attorney for the Town Wukitsch asked if they had seen a receipt for what they actually paid for it, which would tell them what it was worth.

Councilman Masti interjected that it would also tell them what kind it is and if it is a replacement or an upgrade.

Attorney for the Town Wukitsch suggested that they request to see what the Village actually paid to replace it.

Councilman Dolan stated that there would also be the labor cost.

Attorney for the Town Wukitsch stated that they would give them a fair apportion of whatever time it took to install it.

Supervisor Flach stated that the labor must be on the voucher, which he does not have right now.

Attorney Wukitsch reiterated that the need to see the receipt.

Councilman Boehm interjected that the insurance company must have something.

Supervisor Flach stated that the insurance company dealt with the Village. He continued by saying that a motion was made to pay the balance of the hydrant that the insurance company didn't cover and then asked for a second

MOTION

On motion of Councilman Dolan, seconded by Councilwoman Rogers, to pay the Village the balance of the cost of the hydrant for whatever the insurance company does not pay.

VOTE – AYES 4 – NAYS 1 (Masti) – SO MOVED

NEW BUSINESS

Expenditure of Highway Money/Road List

Supervisor Flach stated that they were in receipt of Highway Superintendent Deering's Road List for Expenditure of Highway Money and continued by reading the following:

- From Coons Road, on Stanton Road to Biers Road for a distance of 1.9 miles in the amount of \$157,823.75, type 6, width 20 feet.
- Mill out 3 inches of pavement from Coons Road, 900 feet.
- Wonder View Drive from 143 leading to dead-end, 900 feet, \$27,760.00.

Councilman Boehm inquired as to if the CHIPS money will cover 80% of it.

Highway Superintendent Deering stated that the CHIPS money is approximately \$101,000.00, which was more this year.

Supervisor Flach passed it on to the Town Board for their signatures.

H31 Capital Project

Supervisor Flach stated that H31 is a Capital Project with a separate checking account and the funds paid the bills for the project on Martin's Hill, which is now entirely depleted and there is nothing left to pay any remaining bills. He continued by reading the following:

The H31 Project commenced on January 14th, the purpose of this Capital Project was to create a Water and Sewer District for Martin's Hill. The Town made applications to New York State to create a Water District in an effort to recoup the money expended on the project in the form of water rents. The H31 Capital Project has a deficit in the amount of \$45,284.40 with no further receivables to pay the indebtedness. The sewer portion of the H31 Capital Project has been completed and the Town of Coeymans does not expect any further receivables in connection with the portion of the H31 Project.

Supervisor Flach stated that Councilman Dolan had mentioned that there are a couple of people connected to the Gray Water Sewer and eventually if people get hooked up, they are thinking that some of the revenue may come back to that.

Councilman Dolan stated that he thinks that the project was envisioned that the people who benefited from the water and sewer would bear the cost, just like any other water and sewer users would and if they forgive the loan, they can never recoup the money.

Councilwoman Rogers interjected that there are people using it already and they are not billing for it.

Supervisor Flach stated that they cannot collect any money until they create a District. He added that the accountant and comptroller have asked that it be amended since it is one of the reasons that they keep getting audited because of the due tos and due froms, with no revenue coming in. He continued by saying that New York State would not approve the water aspect of the project because of the cost to form a district to the Martin's Hill residents. He went on by saying that the accountant wants to send in an amended Annual Financial Report and wants to be able to tell the comptroller that the Board either approved or did not approve it and then they will continue on from there.

Councilman Dolan stated that he wanted to make a motion that they not approve it.

Supervisor Flach asked if there was a second.

MOTION

On motion of Councilman Dolan, seconded by Councilman Boehm, to not forgive the H31 Project loan.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach stated that they will have an answer, he agrees with Councilman Dolan and he believes that it is something that they need to dig into a little deeper.

RESOLUTIONS

RES. #92-13 AUTHORIZE WWTP EMPLOYEES TO ATTEND TRAINING

On motion of Councilman Masti, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Siewert Equipment will be holding a seminar in Troy, New York, June 19, 2013 for Headworks, Blowers & Chemical Metering Pumps; and

WHEREAS, Larry Breedlove and Keith Geraldson from the Sewer Department desire to attend this seminar which will provide 3 credit hours required by NYS DEC to maintain licensing; and

WHEREAS, a prepaid registration for classes is required,

NOW, THEREFORE, BE IT RESOLVED, that Larry Breedlove and Keith Geraldson are hereby authorized to attend the Headworks, Blowers & Chemical Metering Pumps Seminar in Troy , New York, June 19, 2013; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans will reimburse the prepayment of the seminar (\$20. per person) and round-trip mileage upon submission of voucher.

RES. #93-13 CLOSE H34 CAPITAL PROJECT

On motion of Councilman Boehm, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the H34 Capital Project was created on August 24, 2009; and

WHEREAS, a Vandalism/Abandonment/Monument Repair Fund was awarded to the Town of Coeymans for repairs and purchases; and

WHEREAS, the H34 Capital Project has been completed and there is a surplus of \$202.16 remaining in the fund,

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Coeymans will close the H34 Project,

BE IT FURTHER RESOLVED, that the surplus amount of \$202.16 be transferred to the General “A” Fund.

Councilman Dolan stated that this one actually made money.

Supervisor Flach stated that the money was for Grove Cemetery and it was for a grant in the amount of \$43,117.00 for repairs, which are completely done and a small amount was left that gained interest. He added that this will put it in the A Fund to help clean up some do tos & do froms.

RES. #94-13 CLOSE H32 CAPITAL PROJECT

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans previously established Capital Project H32 (sidewalks) with funding of \$20,000.00 from General Part-Town (B) fund on February 9, 2009; and

WHEREAS, the purpose of H32 Capital Project was to upgrade sidewalks in the Town of Coeymans; and

WHEREAS, this project has exceeded the original funding by \$24,424.12

WHEREAS, the H32 Capital Project has been completed and the Town of Coeymans does not expect any further receivables in connection with the H32 Project,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Coeymans will close the H32 Project and amend the budget as follows:

Increase: B9950	Transfer to Capital Project H32	\$24,424.12
Increase: B909	Appropriated Fund Balance	\$24,424.12

Councilman Masti asked where the sidewalks were put in.

Collectively the Board stated that it was in the Hamlet.

Supervisor Flach stated that the project was \$10,363.00 and there was a bill paid to the Highway Department for \$24,424.12 out of Capital Funds and now they have to pay back the B Fund otherwise the Capital Projects is short the money and it is a due to due from and is a transfer to the B Fund.

Councilman Boehm inquired as to if Highway Superintendent Deering did the install on the sidewalks and if it was Church Street or Route 144.

Highway Superintendent Deering stated that he did the install and it was Church Street going down the hill to Route 144.

Supervisor Flach stated that the project was finished but never closed and this is basically what the resolution is doing.

RES. #95-13 ESTABLISH CAPITAL PROJECT H40

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Resolution #94-12 amended the authorization to issue a 15 year bond in the amount of \$173,525.00 to pay the cost of the acquisition of vehicles; and

WHEREAS, the Highway Department did purchase a 2012 International 7600 SFA 4x2 truck; and

WHEREAS, a Capital Project should have been established at that time,

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Coeymans does hereby establish Capital Project H40 for the purpose of the purchase of the 2012 International truck.

Supervisor Flach stated that they have the BAN in place and according to the accountant and Comptroller, when you do a BAN over and above a certain amount you have to create a H40 Capital Project.

Councilman Dolan inquired as to where the BAN appropriation is.

Supervisor Flach stated that he is pretty sure that it is in either the A Fund or D Fund because it is Highway and reiterated that it had to be put in to a H40 Capital Project Fund.

Councilman Dolan continued by asking where the money is coming from and added that it has to reside somewhere in the budget.

Supervisor Flach stated that his understanding is that it is a 15-year BAN and the money will come from the General Fund and go into a Capital Projects Fund.

RES. #96-13 AUTHORIZE SUPERVISOR TO SIGN CONTRACT WITH RAVENA RESCUE SQUAD

On motion of Councilman Dolan, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town is required by virtue of section 122-b of the General Municipal Law of the State of New York to provide emergency ambulance service for the purpose of treating and transporting sick and injured persons found within its boundaries to an acute care hospital; and

WHEREAS, the Town is desirous of entering into an agreement providing such ambulance service to the Town of Coeymans pursuant to said provisions of law; and

WHEREAS, the Ravena Rescue Squad has trained and experienced personnel and is certified by the NYS Department of Health as an ambulance service; and

WHEREAS, the Ravena Rescue Squad is desirous of furnishing emergency medical services to said Town under the terms and conditions set forth in the Emergency Medical Services Agreement 2013;

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby authorizes Supervisor Stephen D. Flach to execute said Emergency Medical Services Agreement 2013 this date May 29, 2013.

Councilman Boehm inquired as to the amount, date of the agreement and how long it is for.

Attorney for the Town Wukitsch interjected that it is for a year and it would be calendar year 2013.

Councilman Boehm inquired about putting the amount in the resolution.

Attorney for the Town Wukitsch stated that they could attach the Agreement to the resolution and do it that way.

Supervisor Flach stated that he wanted to change the first line because they are not required and he is not sure how 122-b reads.

Councilman Dolan stated that he believes that it says that it gives them authorization and there is nothing about it being required.

Supervisor Flach asked if they can change “required” to “authorized”.

Collectively the Town Board agreed to change it from “required” to “authorized” and to attach the Agreement to the resolution.

RES. #97-13 AUTHORIZE PLANNING AND ZONING BOARD MEMBERS TO ATTEND WORKSHOP

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Capital District Regional Planning Commission will be sponsoring a Local Government Planning & Zoning Workshop on June 20, 2103 at the Hudson Valley community College in Troy, New York; and

WHEREAS, the following members of the Planning and Zoning Boards desire to attend this seminar (William Brown, Peter Foronda, Irwin Winthrop, Cynthia Kunz, Ten Eyck Powell Jr., Ernest Quinto, David Ross, Stephen Schmitt and Linda Ziegler) which will provide 4 hours minimum training as required by Town Law; and,

WHEREAS, a prepaid registration fee of \$30 per person is required,

NOW, THEREFORE, BE IT RESOLVED, that the members listed above are hereby authorized to attend the Local Government Planning & Zoning Workshop in Troy , New York, June 20, 2013; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans will reimburse the round-trip mileage upon submission of voucher for use of the members personal vehicle.

Attorney for the Town Wukitsch interjected that it should say, “authorize to attend at the Town’s expense” because it doesn’t really say that the Town is paying the \$30.00.

Collectively the Town Board agreed.

Councilman Dolan asked if there are any openings on either the Planning or Zoning Board.

Supervisor Flach stated that there is an opening on the Zoning Board, which was advertised and added that Mr. Marsh has been out but is still on the Zoning Board and it looks like he will be able to come back but it still leaves them one and Aaron Flach has expressed interest in the position, which was quite some time ago.

RES. #98-13 AMEND RESOLUTION #86-13 SEWER LOAN FUND

On motion of Councilman Boehm, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Resolution #86-13 was adopted by the Town Board on May 13, 2013; and

WHEREAS, this Resolution was to forego a loan from the H29 Capital Project Fund to the Sewer Fund in the amount of \$89,180.87; and

WHEREAS, the resolution needs to be amended as follows:

WHEREAS, the Sewer Fund had made a loan to the H29 Capital Project Fund; and

WHEREAS, the H29 Capital Project Fund does not have future receivables necessary to pay the indebtedness owed to the Sewer Fund; and

WHEREAS, the Town desires to forego the loan by Sewer Fund to the H29 Capital Project Fund,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans will forego the loan in the amount of \$89,180.87.

Supervisor Flach stated that when they did the resolution they said that it was from Sewer Fund to H29 instead of H29 to Sewer Fund.

RES. #99-13 APPOINT RECREATION LEADER

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans and the Village of Ravena established a summer recreation program to be based at Mosher Park; and

WHEREAS, both the Town Board and the Village Board have agreed to equally fund this program; and

WHEREAS, a seasonal part-time staffer is needed to organize and operate the program to run from July 8 to August 9, 2013,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby appoints Eric Norris as part-time seasonal Recreation Leader at the hourly rate of \$11.00, effective immediately.

Councilman Boehm stated that he does not think that the August 9th date is right and it should be August 16th and he wanted to amend the resolution to reflect that date.

Collectively the Town Board agreed.

Councilman Boehm stated that Eric works for the Village and Town with the payroll going through the Town for the Joint Recreation Program with the Village and he is being hired now so he can be helpful in promoting the program as well as hiring and training the Recreational Assistants, who will be hired in the near future to help with the program.

RES. #100-13 APPROVE MAY ABSTRACT

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby approve the following claims of vouchers for the May, 2013 Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	969-1029	\$185,595.10
General	1086-1103, 1105-1136	\$ 25,100.94
	General Total	\$210,696.04
POLICE FORFEITURE (A)		
Police Forfeiture Prepay	1030	\$ 50.30
Police Forfeiture	1104	\$ 312.27
	Police Forfeiture Total	\$ 362.57
GENERAL CONSOLIDATED (A)		
General Consolidated Prepay	1031-1032	\$ 1,180.00

	General Cons. Total	\$ 1,180.00
PART-TOWN (B)		
Part-Town Pre-Pay	1033-1048	\$177,627.06
Part-Town	1137-1141	\$ 6,023.64
	Part Town Total	\$183,650.70
HIGHWAY (DB)		
Highway Pre-Pay	1049-1058	\$ 40,753.53
Highway	1142-1163	\$ 40,275.85
	Highway Total	\$ 81,029.38
SEWER (SS)		
Sewer Pre-Pay	1059-1076,1218	\$317,854.70
Sewer	1164-1176,1178-1190	\$ 12,097.45
	Sewer Total	\$329,952.15
SPECIAL WATER (SW)		
Special Water Pre-Pay	1077	\$ 83,238.71
	Special Water Total	\$ 83,238.71
CAPITAL PROJECTS (H35)		
Capital Projects	1191	\$ 18.48
	Capital Projects Total	\$ 18.48
CAPITAL PROJECTS (H37)		
Capital Projects	1192	\$ 98.00
	Capital Projects Total	\$ 98.00
CAPITAL PROJECTS (H38)		
Capital Projects	1177,1193-1215	\$ 27,931.28
	Capital Projects Total	\$ 27,931.28
CAPITAL PROJECTS (H39)		
Capital Projects	1216-1217	\$ 37,600.00
	Capital Projects Total	\$ 37,600.00
	Total for all Funds	\$955,757.31
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	1078-1085	\$238,291.32
	Trust & Agcy. Total	\$238,291.32

Supervisor Flach stated that he had one more resolution, which is to appoint the Prosecutor that they talked about and continued by reading the following:

RES. #101-13 APPOINT TOWN PROSECUTOR

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Kenneth J. McGuire, Jr., Esq. to serve as Prosecutor for Town related matters as follows:

\$ 5,200 per year – Traffic Tickets issued by Town of Coeymans Police Officers to Town of Coeymans Court

\$ 5,200 per year – Traffic Tickets issued by New York State Police to Town of Coeymans Court

\$ 2,400 per year – Town Code/Penal Law Trial matters
\$12,800

TOWN BOARD WORKSHOPS / MEETINGS

- Planning Board Meeting, June 3, 2013, 7:00pm
- Town Board Workshop, June 18, 2013, 6:00pm
- ZBA Meeting, June 19, 2013, 7:00pm
- Town Board Meeting, June 24, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any other comments.

Town Clerk Millious stated that she wanted to mention that she has a family medical issue with her daughter and husband and may not be in the office as much as she usually is and she asks that everyone be patient. She continued by saying that one of her clerk's dog is missing and continued by reading the following:

Brown Miniature Pincher – Our dog Coco has been missing since Monday from Lindskoog Road in Alcove. We are offering a reward for her safe return. If you have any information please contact Bonnie at 756-9473 or 526-5988. Please help us find her.

Councilman Dolan congratulated Town Clerk Millious on the birth of a grandchild.

Supervisor Flach asked if there were any other comments.

Highway Superintendent Deering stated that he will be getting more CHIPS money in the amount of \$24,700.00 this year and he would like to see it go toward the box for the truck and he would like to discuss it at the next Workshop.

Councilman Boehm inquired asked where the money is coming from.

Highway Superintendent Deering stated that he didn't have his folder but it is funds that the Town appropriated, which he believes is \$112,000.00 and this year they only have to fund \$88,000.00 so there is \$24,000 + difference that he would like to see go toward the box for the truck.

Supervisor Flach stated that they got a considerable amount more this year from the CHIPS Program, which was a nice surprise.

Councilman Boehm asked Attorney for the Town Wukitsch if this was something that they could do.

Attorney for the Town Wukitsch stated that it is.

Supervisor Flach stated that they will sit down and go over the numbers.

Highway Superintendent Deering asked that it be on the next Workshop's agenda.

Supervisor Flach stated that he did look at the current box and it is deteriorating.

Councilman Boehm asked if it is a stainless box that he will buy.

Highway Superintendent Deering stated that it is just a regular box.

Supervisor Flach asked if there were any other comments.

Chief Darlington stated that he wanted to let the Board know that he received a grant in the amount of approximately \$2,000.00 from the Albany County District Attorney's Office and as they are aware the County purchased them patrol rifles some time ago and everyone is qualified to use them and the \$2,000.00 is to provide permanent mounts that will lock the rifles in the trunks of every car as well as 3 "jump bags" that hold the necessary equipment. He added that as an update on Hannacroix Creek, he received an e-mail from Marlene Martin at F.X. Browne stating that they are finishing up the conceptual design and will be sending them to the regulatory agencies for comments as well as sending the Town of copy for their review. He continued by saying that they still need to finish up modeling and there were issues with the information that FEMA provided, which they hope will be done next week and in turn discuss conceptual designs with the regulatory agencies and start the planning process.

Councilman Masti asked if it was on schedule.

Chief Darlington stated that they say they are but he says it is going to be close.

Supervisor Flach stated that it is good news and thanked Chief Darlington.

Chief Darlington continued by saying that the new car is officially out on the road and it went out about a week and a half ago. He then asked if he could be on the agenda for the next Workshop to discuss personnel hiring and replacement of a car.

Councilman Boehm stated that he wanted to thank Chief Darlington for his tenacity with getting the patrol rifles, training and getting them out, which protects the officers and residents. He continued by asking about the School Resource Officer.

Chief Darlington stated that he is in the process of filing the grant and had attended a two-day grant seminar, which was very useful and some of the information he would like to provide to the Town Board is that there are several grants available for Rescue Squads that they might be able to inform them of and they might be able to get additional funding from there as opposed to tax dollars. He continued by saying that as a result of the seminar he found out that the grant for the School Resource Officer was closed on May 24th but because the Federal governments system crashed it was extended to June 5th, which he is in the process of filing and hopefully the Town will be eligible for it.

Councilman Boehm asked what the potential is of the grant and whether it is funded fully or partially.

Chief Darlington stated that it is difficult because of the way the Federal government ranks it but his understanding is that it will be 100% but the potential is 75% and he spoke with the school and they are willing to pay 25% of the salary because when they were talking, the concept was that they would pay the salary and the Town would pay the benefits. He continued by saying that it is a three year grant and for the fourth year they would be required to fund it fully.

Councilman Boehm interjected that it is still a big plus because they are looking to split it with the school.

Chief Darlington stated that basically they paying one year for what they should be paying for three years so it is a huge savings.

Supervisor Flach thanked Chief Darlington for researching it.

Councilman Dolan asked Chief Darlington if he had an update on the cell tower.

Chief Darlington stated that the Albany County Sheriff e-mailed him earlier in the day and originally asked if the Town would accept \$10,000.00 and he didn't know if Attorney for the Town Wukitsch had gotten in touch with the tower company.

Attorney for the Town Wukitsch stated that after their discussion with the Sheriff he contacted Larry Dean at Crown and passed on the request of the Sheriff to pay a total of \$24,000.00, \$12,000.00 to the Town and \$12,000.00 to Crown and he explained to him the rationale that it was a lower location on the tower and they are talking about a law enforcement function, that should be taken into account as well. He continued by saying that Mr. Dean was suppose to get back to him but he has not heard from him.

Chief Darlington stated that Crown has not budged under the \$24,000.00 that they want to receive a year and the e-mail from the Sheriff's Office was asking if the Town was willing to accept \$6,000.00 a year and Crown would receive their \$24,000.00.

Attorney for the Town Wukitsch interjected that it would be a total \$30,000.00.

Councilman Boehm asked if it was annually.

Attorney for the Town Wukitsch stated that it is annual.

Councilman Boehm stated that Crown wants their full shot.

Councilman Dolan interjected that they consider that they gave the Sheriff's a discount.

Chief Darlington stated that it is liable to change if they continue to negotiate with Crown and if they agree on \$30,000.00, the way the contract is written the Town is technically entitled to half of that.

Attorney for the Town Wukitsch stated that was true and they would have to propose an amendment to the contract and added that the question to the Town Board is whether or not they want to agree to the lower amount in consideration for the Sheriff's Department.

Chief Darlington stated that his belief is that the spot that they are going on is not really a profitable spot and they may never get anyone on there.

Councilman Boehm asked if it includes them paying for the generator.

Chief Darlington stated that they pay the electric and everything and they are willing to give the Town phone back-ups in case the phone lines go down.

Councilman Dolan interjected that it also serves a vital public service function and it might not be the amount of money that they want but there are spots in Coeymans that the Sheriff does not have service, so he believes that it is important that it happens. He added that they might want more money for it, but if that is what the deal is, they should take it and the Sheriff is anxious to move forward.

Chief Darlington stated that he wanted to clarify that the system does not just cover the Albany County Sheriffs it also covers their emergency management and they also have a county-wide broadcasting system that the Town has the capability to use at any time, which is a benefit.

Attorney for the Town Wukitsch stated that it sounds like Crown is not going to budge and they want their \$24,000.00 and the only issue before the Board is if they want to accept a lesser amount from the Sheriff on the theory that it is not a prime spot, it is \$6,000.00 that they might not otherwise receive, they are doing a public service for the Sheriff's Department and he would recommend that they do it.

Councilman Dolan inquired as to if they need to sign an agreement with them or if they need to authorize the Supervisor.

Attorney for the Town Wukitsch stated that they need a motion to get the Board's consensus.

MOTION

On motion of Councilman Dolan, seconded by Councilwoman Rogers, to go forward with the project as they discussed with \$24,000.00 going to Crown and \$6,000.00 to the Town and authorizing the Supervisor or Chief of Police to sign anything necessary to get it moving as quick as possible.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach asked if there were any other comments.

Highway Superintendent Deering stated that he wanted to thank Pieter B. Coeymans and the Girl Scouts for their presentations as it was a great opportunity for them to get involved and have them come to Town Hall to see what the Town Board does.

Supervisor Flach asked if there were any other comments.

Councilman Masti asked Highway Superintendent Deering if he ever looks at anything other than Caterpillar for a roller and if he gets quotes from for instance John Deere.

Highway Superintendent Deering stated that it is all they make.

Councilman Masti interjected that there are others that aren't Caterpillar.

Councilman Boehm interjected that he has a Volvo now.

Highway Superintendent Deering stated that he prefers Caterpillar.

Councilman Masti asked if he checks with any other companies to see if they have a better deal.

Highway Superintendent Deering stated that there are others on State Contract that he wouldn't want if they were given to him.

Councilman Masti stated that in going back to the Prosecutor, as a professional nurse he is required to give four weeks notice before he quits so they can find a replacement and then asked if they can put something in like that for people that are irreplaceable that they have to give 4 weeks notice.

Supervisor Flach stated that circumstances come up.

Councilman Dolan stated that there is a process and it is the responsibility of the Assistant DA to prosecute and it would have been nice if they had 4 weeks notice, but they didn't.

Councilman Masti reiterated that he still thinks it would be appropriate for professionals and it is his opinion.

Supervisor Flach asked if there were any other comments.

Highway Superintendent Deering asked if they would like someone to come and give a presentation on the loader, who is also State Contract.

Councilman Dolan stated that he would prefer that he give the Board information rather than have another presentation.

Councilwoman Rogers agreed.

Councilman Dolan stated that if he has something that he thinks the Board should look at, he would rather that Highway Superintendent Deering give them the information.

Supervisor Flach stated that 10 of the trains have been placed throughout the town and there are 5 more to be put up, and hopefully it will be successful and then thanked those who helped out from the Town & Village Highway Departments.

Supervisor Flach asked if there were any other comments, hearing none he offered a motion to adjourn the meeting.

ADJOURNMENT

MOTION

On motion of Supervisor Flach, seconded by Councilman Dolan, the Town Board Meeting was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:47pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Workshop was held Tuesday, June 18, 2013 at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Larry Conrad, Building Inspector/Code Enforcement Officer
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- School Resource Officer & COPS Grant
- Police Car
- Gedney Hill Tower Contract
- Hannacroix Creek Project
- Police Bicycle Patrol
- Police Communications/Personnel
- Dump Truck Box
- Planning Board Engineering Request
- Environmental Funding Corporation Grant
- Executive Session

AGENDA DISCUSSIONS

School Resource Officer & Grant

Supervisor Flach asked that Chief Darlington update the Town Board on the School Resource Officer and the COPS Grant.

Chief Darlington gave the following updates:

- The COPS Grant has been filed and it is in the review process.
- The school district would like to move forward with the SRO Program regardless of whether they get the grant or not.
- A copy of the Inter-Municipal Agreement was e-mailed to Attorney for the Town Wukitsch and he replied that it looks fine and needs no changes.

Discussion ensued amongst the Town Board and Chief Darlington relative to restrictions; ie. uniforms, job duties, who can dismiss the SRO from his/her duties, other shared services, the split of salary and benefits, disciplinary guidelines and responsibilities, Memorandum of Understanding wording, job description.

Councilman Boehm interjected that he would work with Chief Darlington on a Memorandum of Understanding and have something for the next Town Board Meeting.

Police Car

Supervisor Flach asked that Chief Darlington give an update to the Town Board relative to purchasing a police car.

Chief Darlington stated that they talk each year about the need of vehicles and currently they are looking to replace 924, which is a 2008 Durango with 103,667 miles and as discussed the average life of a patrol car is 3 years or 100,000 miles.

Discussion ensued amongst the Town Board and Chief Darlington relative to what he would like to replace it with, year and mileage on the other vehicles, seized cars, cost of a new car, cost of additional equipment, timeline for replacement.

Supervisor Flach asked that Chief Darlington get a price for them.

Gedney Hill Tower Contract

Supervisor Flach stated that Attorney for the Town Wukitsch sent a letter to Crown and they are currently waiting for a Lease Agreement from them and the Albany County Sheriff's are waiting for the same.

Chief Darlington stated that the letter to Crown says \$24,000.00 to Crown and \$6,000.00 to the Town a year and this is what the Town agreed to as well as the Sheriff's Department getting the generator, supplying climate controlled housing for it and they are doing the install.

Councilman Dolan stated that they are also providing redundant systems if one system fails.

Supervisor Flach stated that they need to do a resolution at the next Town Board Meeting so they can get it moving.

Discussion ensued amongst the Town Board and Chief Darlington relative to the Town's generator panel that needs to be installed and then serviced.

Chief Darlington stated that Francisco's didn't want to be involved so Bullock utilities hooked up the alarm panel and they are looking at options for the general maintenance.

Discussion ensued amongst the Town Board and Chief Darlington relative to the shed at the Village Water Treatment Plant that was taken down by the Village and the new one that needs to be installed and the confusion as to who is suppose to install it.

Chief Darlington stated that if the Village is not going to install the shed, he and a couple of Officers will volunteer to install the new shed because the communications in this area is very scratchy and tough for the police, fire and EMS.

Hannacroix Creek Project

Supervisor Flach asked that Chief Darlington give an update on the Hannacroix Creek Project.

Chief Darlington stated that he wanted to confirm that everyone got a copy of the e-mail with the plans and added that the project is moving forward and hopefully it stops raining so the creek goes down and when the get approved they can actually do the work.

Discussion ensued amongst the Town Board and Chief Darlington relative to the plan for bridges and culverts.

Chief Darlington stated that if anyone on the Board has any suggestions or preferences about the plan they can give them to him and he will forward it on.

Councilman Boehm interjected that he prefers the timber bridge and that would be his suggestion.

Chief Darlington stated that he would advise that the timber bridge is the one that they are interested in.

Supervisor Flach stated that also with regard to the Hannacroix Creek Project, they have to borrow money to pay F.X. Browne until they get the FEMA money.

Discussion ensued amongst the Town Board and Chief Darlington relative to the timeline for the project and funds.

Councilman Boehm offered a motion to borrow funds for the project.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers authorizing to set up a BAN for the Hannacroix Creek Project for approval by resolution at the next Town Board Meeting.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Police Bicycle Patrol

Chief Darlington stated that he has an officer who through another agency that he works for was sponsored to attend police bicycle school and he was wondering if the Town would be interested in doing it. He continued by saying that the officer, through the racing club that races within the Town, were able to get a local business in Coxsackie to donate a fully equipped police bike to the Town of Coeymans, which they took delivery of. He added that some of the officer's have already been certified and a lot of them are interested and within the next couple of weeks they will start seeing it out at such events like Evening's on the Green.

Discussion ensued regarding the logistics of whether they would ride out from the station or if they would be putting it on a bike rack to leave from other locations.

Police Communications / Personnel

Chief Darlington stated that he should have the name of the Bingo Inspector for them at the next Town Board Meeting. He continued by saying that he met with the Port of Coeymans to discuss doing some security there and they are moving forward with it and with the current staffing and scheduling it is becoming tight and the part-time help is starting to reach well above the limits that are allowed through Civil Service and he is currently looking to hire 5 part-time officers. He added that a lot of the staff in Communications are college students and with graduation and getting full-time jobs elsewhere, their availability has dropped and he would like to hire 2-3 part-time Telecommunicators as well as wanting to hire a part-time Dog Control Officer to cover daytime because with summer they are getting inundated with dogs.

Discussion ensued amongst the Town Board and Chief Darlington relative to applicants, hiring for specific shifts, and timeline for hiring.

Truck Box

Supervisor Flach stated that in talking with Highway Superintendent Deering and the Bookkeeping staff, they have extra CHIPS money this year to go along with the amount that was budgeted for a truck box.

Discussion ensued amongst the Town Board relative to the price, need for a new one and possible value of the old one.

Supervisor Flach stated that they need a motion to move forward with it.

Councilman Boehm suggested that they do it by resolution at the next meeting and continued by offering a motion to move funds.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, authorizing that they move the appropriate funds for the purchase of a new truck box and prepare a resolution for the next Town Board Meeting not to exceed \$27,000.00.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Discussion continued amongst the Town Board and Highway Superintendent Deering relative to the CHIPS increase, money in the budget, and the sale of the highway truck to the Sewer Department.

Planning Board Engineering Request

Supervisor Flach stated that the Planning Board is asking for an Engineer to go over their Site-Plan Review for TCI Recycling and added that he is not quite sure why.

Councilwoman Rogers asked Code Enforcement Officer Conrad about it.

Code Enforcement Officer Conrad stated that the Planning Board has circumvented his office at this point with their request and he does not believe in his opinion that they have authority to request an engineer.

Discussion ensued amongst the Town Board and Code Enforcement Officer Conrad relative to Site Plan Review Town Law, scope of authority of the Planning Board, waste oil recycling by TCI, DEC's involvement, importation rules and regulations, recycling requirements by law, the possibility of needing to hire environmental counsel, expense of an engineer, location of the facility behind the elementary school and funding by Mr. Laraway in the amount of \$5,000.00 for the engineer.

Collectively Councilman Dolan and Councilman Boehm agreed that they are not establishing precedence and it is a one shot deal that should not be asked for on a continuing basis.

Code Enforcement Officer Conrad suggested that he would reach out to Mr. Laraway to ask if it is his intent to pay for the engineer and added that the Town Board or Planning Board can pick someone to do it.

Councilman Boehm suggested that they tell the Planning Board to pick someone and that they have a budget of \$5,000.00.

Code Enforcement Officer Conrad stated that first he will get something in writing from Mr. Laraway because it originally was a verbal conversation.

Discussion ensued relative to the timeline and what firms might be available on such short notice.

Supervisor Flach stated that he would make some calls to engineers on behalf of the Town Board if they would like.

Environmental Funding Corporation Grant

Code Enforcement Officer Conrad stated that he talked to most of them over the past week regarding the Environmental Funding Corporation Grant that they started some time ago and they did the SEQRA requirements and resolutions but they never did the required Bond resolution, which is required to process the application for the grant. He added that they spoke about hiring an attorney to do the Bond Resolution and Biscone Law Firm has offered to do it at no charge at this time and would take the money only in

the event that the grant was given to them at the standard fee allowed by the grant or he would do it at a rate of \$300.00 per hour. He went on by saying that he received from Mr. Flores a description to be included in the Bond Resolution and it included something that he was not aware, that the pump stations were put into the grant application, which could cause a problem because most of the grant was intended to be shared with the Village and they need to sit down with the Village and discuss several issues, which he continued by outlining.

Collectively it was agreed that there needed to be a Joint Meeting for several sewer issues.

Supervisor Flach stated that they tentatively have one scheduled on May 25th, which was decided on at the last meeting.

Discussion ensued regarding the urgency of moving forward due to the grant timeline and the importance of having a Joint Town/Village Meeting to address several issues.

Code Enforcement Officer Conrad asked that they do a motion to hire an attorney to do the Bond resolution, which he assumes will be a resolution at the next Town Board Meeting.

Collectively they agreed that Mr. Biscone would be the best choice.

Councilman Boehm stated that because of the number of meetings in the summer they are going to have to make some decisions at the Workshops and in this case because time is of the essence he has no problem authorizing Mr. Biscone.

Supervisor Flach asked for a motion to approve Mr. Biscone as Bond Counsel for the Town and added that they would have a formal resolution at the Town Board Meeting.

Discussion ensued regarding Mr. Biscone's fee options.

Code Enforcement Officer Conrad stated that he will get exact figures for them.

Councilman Boehm offered a motion.

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach, approving Mr. Biscone as Bond counsel to be appointed by resolution at the next Town Board Meeting.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach stated that he had previously stated that they tentatively scheduled a Joint Village/Town Meeting on June 25th and then asked the Town Board if it was okay with them.

Collectively the Town Board agreed on the date.

Town Clerk Millious stated that it was too late to put it in the paper but she could post a Notice for a Joint Town/Village Meeting at 7:00pm to be held in Village Hall.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, setting a Joint Town/Village Workshop on June 25th at 7:00pm at Village Hall.

VOTE – AYES 5 – NAYS 0 – SO MOVED

ADDITIONAL BUSINESS NOT ON AGENDA

Town Clerk Millious stated that she had gotten a phone call from Mr. Roy Deyo, who along with the band Crystal Image had played at the gazebo in memory of Wayne VanKempen last year and since then they have had a lot of requests to do it annually and would like to do it on either Friday or Saturday, July 26th or July 27th.

Collectively the Town Board agreed that it was fine and directed Town Clerk Millious to have them fill out the proper paperwork and advise the proper departments.

Supervisor Flach stated that he had one more thing and added that they previously had authorized having the Fishing Derby at the Waste Water Treatment Plant and last year they authorized money for trophies, which they didn't do this time.

Councilman Boehm stated that he would offer a motion.

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach, authorizing a donation of \$100.00 for the purchase of trophies for the Fishing Derby.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach asked if there was any other business to discuss, hearing none he asked for a motion to adjourn to Executive Session for multiple personnel issues.

ADJOURNMENT TO EXECUTIVE SESSION

MOTION

On motion of Councilman Dolan, seconded by Councilman Boehm, the Town Board Workshop was adjourned to Executive Session to discuss multiple personnel issues.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach stated that they would not be returning to regular session.

Time – 7:37pm

EXECUTIVE SESSION AND ADJOURNMENT

Executive Session convened in the Supervisor's Office immediately following adjournment from the Workshop to discuss several personnel matter. The entire Town Board was present as well as Chief Darlington and Building Inspector/Code Enforcement Officer Conrad. No decisions were made or action taken.

Supervisor Flach asked for a motion to adjourn.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, Executive Session and the Workshop was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:55

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
June 24, 2013 – Town Board Meeting – 7:00pm

1

A Town Board Meeting was held Monday, June 24, 2013 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
David Wukitsch, Attorney for the Town
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- Public Announcement
 - Town Office Closed, July 4th, Independence Day
- Presentation
 - Proclamation, Girl Scouts Troop 1490
- Public Comment
- Approval of Minutes
 - Town Board Workshop, May 21, 2103
 - Town Board Meeting, May 29, 2013
 - Town Board Workshop, June 18, 2013
- Supervisor's Report, May 2013
- Department Reports
 - Town Clerk, May 2013
 - Building Department, May 2013
 - Sewer Department, May 2013
- Old Business
- New Business
- Resolutions
 - Accept Resignation of ZBA Member
 - Appoint Food for Thought Recreational Assistants
 - Appoint Summer Recreational Assistants
 - Appoint Michael Biscone Special Counsel for Environmental Fund Grant
 - Amend Budget
 - Authorize Gedney Hill Tower Contract
 - Authorize Hiring of Engineering Firm
 - Approve June Abstract
- Correspondence
 - Thank You Letter
 - Callanan Industries
- Town Board Workshops/Meeting
 - Planning Board Meeting, July 1, 2013, 7:00pm
 - Town Board Workshop, July 16, 2013, 6:00pm
 - ZBA Meeting, July 17, 2013, 7:00pm
 - Town Board Meeting, July 22, 2013, 7:00pm

PUBLIC ANNOUNCEMENT

Town Offices Closed July 4th – Independence Day

Supervisor Flach stated that the Town Offices would be closed on July 4th in observance of Independence Day.

PRESENTATION

Proclamation – Girl Scout Troop 1490

Supervisor Flach stated that Girl Scout Troop 1490 was present to receive a Proclamation and continued by inviting Marlene McTigue to give an overview of the project.

Ms. McTigue stated that she is a troop leader along with Lynn Smith and Kayla Northrup for Troop 1490 and they are excited that they brought seven girls into Cadethood from Juniors yesterday and they can look forward to lots of good stuff from them in the future. She then thanked the Town Board for the Proclamation that they will be receiving for their Bronze Award Project, which is the highest award that a Junior Girl Scout can achieve and it is a leadership journey that requests the girls take part in a project that benefits their community. She continued by saying that they came up with a project that they titled Save Our Planet Sunday, where they decided that they were going to go to their community and try to convince the community to go plastic bag free starting with one day a year. She went on by saying that Save Our Planet Sunday took place on June 9th, which the girls did a lot of work and they started by doing a presentation to the community on how they can go 100% plastic bag free if everyone gets behind the project and aside from putting that project together and presenting it, the girls went into Pieter B. Elementary and they told students about the project and with the help of Shop and Save they had 400 paper bags that the girls instructed how to decorate with information about Save Our Planet Sunday. She added that on June 9th the girls went to the aisles of Shop and Save with their paper bags and stood at the end of the rows of all the aisles and as people went through the checkout they explained how plastic bags are harmful to the environment and offered them a more environmentally sensible option of one of their paper bags. She continued by saying that it took each girl approximately 20 hours of work to complete the project and they have since had the backing of the Village of Ravena in proclaiming that the second Sunday of each June every year will be Save Our Planet Sunday and they will do their best to encourage the community to go plastic bag free on that day.

Supervisor Flach thanked Ms. McTigue and then invited the girls to the front for presentation of their Proclamation.

The following girls were presented the Proclamation:

- | | |
|--------------------|------------------|
| - Julia Meyer | - Brianna Smith |
| - Maddie McTigue | - Katrina Morrow |
| - Charlotte Snyder | - Kayla Northrup |

PROCLAMATION

WHEREAS, Girl Scout Troop 1490 has taken a stance on an environmental issue that has become problematic worldwide as well as for the Town of Coeymans; and

WHEREAS, Girl Scout Troop 1490 has taken on the task of helping the Town of Coeymans become a cleaner and better place to live, work and play by urging our community to be “plastic bag free”; and

WHEREAS, it takes 20-30 years for a plastic bag to disintegrate; and

WHEREAS, millions of animals are seriously injured or killed on land and in our waterways, many from becoming entangled or ingesting plastic bags; and

WHEREAS, the mission of Troop 1490 is to encourage our community to be “plastic bag free” beginning with one day a year,

NOW, THEREFORE, BE IT PROCLAIMED, that the Town Board of the Town of Coeymans, proclaims that every second Sunday in June be plastic bag free and called “Save Our Planet Sunday”.

Supervisor Flach thanked the Girl Scouts for thinking about their community.

Councilman Dolan stated that it is a great project and 20 hours a week is a significant amount of time to devote to the project.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time.

Ms. Regina Palmer stated that she wanted to see if it would be possible to put together a committee for the Proposed Rental Ordinance, which she had proposed at an earlier meeting and in speaking with other community members and the Neighborhood Association she learned that there a couple of things that could help them such as the Association of Towns that may have samples of ordinances. She continued by saying that she thinks she could get quite a few people to be involved with the committee who would like to speak up about it and they could move forward to hopefully get something on the books. She added that on Division Street there is a problematic sewer pump that they have been working on and had asked her to call when the alarm goes off, which she has done and not everyone knows the number so they need to put a number on the pump along with putting the signal button back on to turn off the alarm, which is right near her house when it goes off.

Councilman Dolan stated that he thinks that they switched the mechanism.

Supervisor Flach stated that they will check on it with the Chief Operator.

Councilman Boehm stated that there was a template for a Proposed Rental Ordinance that they sent to Code Enforcement Officer Conrad for review.

Councilman Dolan stated that it was from the Village and they also had a sample from Ms. Palmer that was from the Village of Geneseo and added that he would like to move forward with it and will spearhead a committee involving the Chief of Police and District Attorney’s Office who does work on nuisance landlords and their tenants along with some education on rights and responsibilities of landlords. He added that he would also like to submit a sample draft to the Town Board who will in turn give it to the Attorney for the Town for review.

Supervisor Flach asked that Councilman Dolan keep the Town Board informed and thanked him for his time. He then asked if there were any other comments.

Ms. Joann Segal stated that she is from the Hamlet of Coeymans and was present to talk about the proposition of TCI moving into our town. She added that she is so glad that the Girl Scouts are so involved with environmental issues in this town and want to protect the town in the future and she would love it if the Board was as involved with environmental issues as they are. She continued by saying that there was an informational meeting at the Riverview Baptist Church, with no Town Board Members present and it would have been very informative had they been there. She added that some of the questions that she has with industries such as TCI and Braman Precast coming into a property that is being rented out by another industry and owned by someone else, is what the Town’s requirements are for the industries that want to relocate here, near our schools, churches

and densely populated areas as well as, do they have a contract with them, did they put up a Bond, how much insurance do they require of these industries to protect the Town in case of disaster, and what does the fire company have to say about the relocation of TCI who had a tremendous fire in Ghent. She went on by saying that they moved to Ghent after they were not allowed to move to Athens because the Athens Fire Department told them they could not handle such disasters because they have a volunteer fire company and their infrastructure can not handle something like that and continued by asking what the Hamlet Fire Department has to say and if they are able to handle a disaster that occurs in any of these industrial areas near our churches, homes, and schools. She continued by saying that they left Newburgh after they had a fire there and went to Athens and Athens said no because their Fire Department didn't approve it and then they went to Ghent, where they now have a lawsuit because Ghent does not want them to rebuild there on property that they own and then asked why the Town of Coeymans is allowing this business or any other business similar to come here and they must have very good reason. She added that if it is tax money, she believes in Ghent they had 23 million dollars worth of damage that they filed a claim for, but the business was assessed at \$560,000.00 and paid under \$5,000.00 in Town taxes and then asked what the incentive is that the Town has to bring something like this right behind Pieter B. Coeymans, right near the Hamlet and into our Town.

Supervisor Flach thanked Ms. Segal and then asked if there were any other comments.

Ms. Barbara Heinzen stated that she lives on Rte. 144 and she wanted to build on what Ms. Segal had said and continued by saying that she was also at the Riverview Church and heard Brian Hemlock's description of his business and as much as she likes him, she sees no reason to believe his reassurances that this is a safe business. She continued by reading the following:

Not only is it not a record of a safe business, it is a business that is incompatible with the Comprehensive Plan of this Town and therefore bringing it here is illegal under New York State Law, you can check the Code if you want to. It is also against our own Town Code, which prohibits the importation of solid waste from elsewhere in New York State. Why are we deliberately disregarding our own laws? Finally, we have no definitions of what constitutes safe and permitted industrial activity on that segment of the rezoned map. How can you bring in a business when you don't even know what is permitted? I urge you not to give TCI permission to be in this Town and if you decide that you must have somebody come and you still want to consider it, which is why you are going to be hiring an Engineering Firm, Arcadis and I don't have any idea what their qualifications are. Why are you hiring just one firm when this is probably a fairly serious piece of work, Why are you not having three competitive bids, which is required? Why are you not considering the serious environmental engineering firms in Troy and elsewhere in this area? There are several that you could consider. And what is the scope of the work that you are requiring from this engineering firm? Nothing has been published so I don't even know what you are hiring this firm to do. I hope you can answer those questions because it is your responsibility. What is more important than having a business in Town that you think is going to be good or protect the future of the children in this town? We don't want dangerous businesses here.

Supervisor Flach asked if anyone else wished to speak.

Mr. Brian Hemlock introduced himself as one of the owners of TCI and added that he appreciates them letting him come to give some comments. He continued by congratulating the Girl Scouts for everything that they did as well as thanking Barbara for helping put together the program at the Riverview Baptist Church and it is nice for a community to get together to discuss issues. He added that there are some facts that he would like to put out about TCI and continued by reading the following:

- TCI transports and dismantles transformers and electrical equipment for one of the largest utility companies in the country.
- TCI has 50 years of experience; we are part of a larger network of companies spanning over 4 states.
- TCI is closely monitored, not only by our clients but by the EPA and DEC.

- TCI operations are self-contained. We don’t use any local water systems for processing. Our operations don’t produce pollutants; we take pollutants out of the environment.
- TCI has full-time support from Environmental Protection Services of Vermont, which is on 24-hour standby for any type of response.
- TCI’s truck fleet is small and consists of two trucks.
- Our work force numbers 12-15, we are looking to add up to 10 more with our new operation.
- TCI’s facility will be state-of-the-art which is:
 - A \$5 million investment
 - It is a passive house architectural design, which will be the only one of its kind in the United States.
 - It will include a Fire Flex Foam Suppression System and they understand that fire suppression is a key addition to their facility and no other facility has fire protection like this.
 - TCI will be clean, modern and environmentally friendly.
- TCI expects to generate approximately \$100,000.00 in local taxes in our first year of operation.
- TCI is looking to generate over \$200,000.00 in local spending on gas, diners, groceries, hardware stores, etc.
- TCI is active philanthropists in the community through academic scholarships and charitable support.

He added that in talking about the fire in Ghent, it was a large event but at the same time, that fire that occurred in Ghent cannot happen here because there was one factor in that fire, which was sodium and they have completely taken sodium out of the equation and it will no longer be part of their business along with the subcontractor that bought the sodium on site and they have now purchased an oil refinery in Ohio that will be handling all of the oil. He continued by saying that 6 years ago they had a change of ownership in TCI and he and his other partners have had nothing to do with TCI prior to 2006, it is a completely new company with new ownership and part of a network of over fifty years of experience in the dismantling and safe handling of oil filled electrical equipment. He concluded by saying that he appreciates everyone’s time.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were three sets of minutes for approval, a Town Board Workshop on May 21st, a Town Board Meeting on May 29th and a Town Board Workshop on June 18th and then asked for a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the Town Board Minutes were approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

SUPERVISOR’S REPORT

May 2013

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$1,137,678.22	\$ 61,204.91	\$ 210,681.76	\$ 988,201.37

Part-Town	\$ 793,189.63	\$ 1,482.07	\$ 184,020.51	\$ 610,651.19
Highway	\$ 22,804.20	\$ 162,790.63	\$ 78,350.07	\$ 107,244.76
Bridge Const.	\$ 28,898.72	\$ 17.22	-0-	\$ 28,915.94
Sewer	\$ 34,421.82	\$ 106,691.29	\$ 30,003.25	\$ 111,109.86
Special Water	\$ 29,837.79	\$ 1,489.70	-0-	\$ 31,327.49
Police Forf.	\$ 6,943.62	\$ 5,697.36	\$ 4,362.57	\$ 8,278.41
Trust & Agcy.	\$ 12,213.41	\$ 203,636.59	\$ 203,613.19	\$ 12,236.81
H-Fund	\$ 369,986.08	\$ 78.47	\$ 64,647.76	\$ 304,416.79
Section 8 – HUD	\$ 34,364.14	\$ 41,929.05	\$ 43,323.96	\$ 32,969.23
			Total Rec. Bal.	\$2,235,351.85

<u>SAVINGS ACCOUNTS</u>		<u>COLLATERAL</u>	<u>FDIC</u>	<u>COLLATERALIZED</u>
		<u>COVERAGE</u>		
Unemployment	\$ 702.92	Bank of Greene	\$250,000.00	\$2,879,986.71
Grove Cemetery	\$40,915.67	National Bank	\$250,000.00	\$1,020,000.00
Coey. Hollow Cem.	\$13,422.07			
Sewer-Dedicated	<u>\$10,142.84</u>			
Total	\$65,183.50			

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, the Supervisor’s Report was approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

DEPARTMENT REPORTS

Town Clerk – May 2013

Supervisor Flach asked that Town Clerk Millious give the Town Clerk Monthly Report.

Town Clerk Millious continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the Town Clerk Report was approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

Building Department – May 2013

Supervisor Flach asked that Councilwoman Rogers give the Building Department Monthly Report.

Councilwoman Rogers continued by giving the report.

Supervisor Flach offered a motion to approve the report.

MOTION

On motion of Supervisor Flach, seconded by Councilman Boehm, the Building Department Report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Sewer Department – May 2013

Supervisor Flach asked that Councilman Dolan give the Sewer Department Monthly Report.

Councilman Dolan continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Masti, seconded by Councilman Boehm, the Sewer Department Report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

OLD BUSINESS

Bingo Inspector

Supervisor Flach stated that they are still trying to fill the position of Bingo Inspector and then asked if Chief Darlington had anything to add.

Chief Darlington stated that he interviewed one prospective applicant and is awaiting her response as to whether she is interested in the position.

Councilman Boehm asked if there was only one candidate.

Chief Darlington stated that there were two other but they didn't meet the qualifications.

Councilman Boehm stated that if he doesn't hear back from that person soon, he would suggest that they assign a Police Officer to do it.

Chief Darlington stated that they can but with as busy has it has been, it would be tough.

Councilman Dolan stated that in reading the responsibilities of the Bingo Inspector it may not work.

Chief Darlington stated that he got a list of the responsibilities from the Town Clerk's Office and it actually requires that the Inspector be there throughout the whole game, which is 3 ½ hours.

Councilman Dolan interjected that a Police Officer may not be cost effective.

Councilman Boehm stated that he agrees and originally he thought it was just a quick inspection and then they left.

Supervisor Flach asked that Chief Darlington keep them posted.

Chief Darlington stated that hopefully he will have someone by the next meeting.

Supervisor Flach asked if there was any other Old Business for discussion, hearing none he moved to the next item on the agenda.

NEW BUSINESS

Zoning Board of Appeals & Planning Board Vacancies

Councilman Boehm stated that there are vacancies on the Planning and Zoning Boards and they should try to replace them as soon as possible and his suggestion is that they possibly advertise to solicit for resumes or letters of interest to be submitted to the Supervisor's Office for review and then have the Board set up an interview.

Supervisor Flach asked for a motion.

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach, authorizing Town Clerk Millious to advertise for the Planning and Zoning Board vacancies.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Councilman Dolan interjected that there are two vacancies on the Zoning Board and one on the Planning Board.

Attorney for the Town Wukitsch suggested that they put it on the website.

Councilman Dolan asked what the procedure is for replacing the Chairman of the Zoning Board.

Supervisor Flach stated that it would be a member of the Zoning Board that they would pick and there was some interest in it.

Councilman Boehm suggested that they have a timeline so they keep on top of it.

Supervisor Flach stated that it won't be until next week that it is in the News Herald.

Councilman Dolan suggested that the deadline be before the next Workshop so they can discuss it.

Councilman Boehm suggested that the ad be a bit bigger so people will see it.

Supervisor Flach asked if there was any other New Business, hearing none he moved to the next item on the agenda.

RESOLUTIONS

RES. #102-13 ACCEPT RESIGNATION OF ZBA MEMBER

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Patrick E. Brown has submitted a letter of resignation as Chairman of the Zoning Board of Appeals and member,

THEREFORE, BE IT RESOLVED, that Patrick E. Brown's resignation as Chairman of the Zoning Board of Appeals is hereby accepted.

Councilman Boehm stated that he wanted to thank Mr. Brown for his service and congratulated him on his appointment to the School Board.

RES. #103-13 APPOINT SUMMER RECREATION RECREATIONAL ASSISTANTS

On motion of Councilman Boehm, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSTAIN 1 (Flach) – SO MOVED

WHEREAS, the summer Food for Thought Program is a need of Recreational Counselors to supervise the children who have signed up for the program,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint the following individuals as part-time Recreational Counselors for the Food for Thought Summer Youth Program:

Micaela Bullis	Andrew McHugh
Brittnay O'Brien	Cassandra Maddage
Savannah Hotaling	Ryan Perotte
Sarah Krein	Emily Shear
Chelsea Youmans	Brandi Persico
Jonah Hotaling	

Substitute Recreational Assistants to be called on an as needed basis.

Brittany Keyer	Kathryn Rowzee
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The appointment is effective July 8th to August 9, 2013, and will be at the hourly wage of \$7.25.

Councilman Boehm questioned the job title Recreational Counselors and suggested that it be Food for Thought Counselors.

Collectively the Town Board agreed.

Supervisor Flach stated that they would change it to Food for Thought Counselors and added that his son will be working for one of the programs and he will be abstaining from the vote for both resolutions.

Councilman Masti stated that he thought that they had budgeted for 10 positions for each program and the resolution is for 11.

Councilman Dolan stated that they did budget for 10 and added that the hours some will be working will support the 11.

RES. #104-13 APPOINT RECREATIONAL ASSISTANTS FOR SUMMER RECREATION PROGRAM

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSTAIN 1 (Flach) – SO MOVED

WHEREAS, the Summer Recreation Program is in need of Recreational Assistants to supervise the children who have signed up for the program.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint the following individuals as part-time Recreational Assistants for the Summer Recreation Program.

Kasey Biernacki	Dylan Keyer
Christian Hodson	Taylor Flach
Sydney Kane	Connor Zeoli
Dalton Reith	Jacob Darlington
Tyler Thompson	David Warnken

Substitute Recreational Assistants to be call on an as needed basis:

Jeffrey Driscoll	Miles Lukens
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This appointment is effective July 8th to August 16th, and will be at the hourly rate of \$7.25.

Councilman Dolan stated that this is the program that they split the cost with the Village and both Directors for each program indicated that on average, one kid takes a week off during the season for family vacations, etc. and both have been really good over the years at staffing their programs.

Councilman Boehm stated that they have to make sure that there is enough staff to maintain the numbers, which can be 60-70 kids a day.

Supervisor Flach stated that he spoke to Mr. Norris about that because his son who will be working for the Summer Recreation Program will be taking a week off for a family vacation. He continued by saying that Mr. Norris was asking about a beach volleyball court and in turn he spoke with the Mayor about trying to work it out.

Councilman Boehm interjected that he spoke with Trustees Case and Persico and there use to be one there.

Councilman Dolan stated that they were going to bring it up at their meeting.

Supervisor Flach stated that he has made some calls about getting some sand donated but he does not know if it is going to happen.

Councilman Dolan suggested that they wait on the sand until they know the Village's intention.

RES. #105-13 APPOINT MICHAEL BISCONI SPECIAL COUNSEL FOR ENVIRONMENTAL FUND GRANT

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans is desirous of completing the NYS Environmental Facilities Corporation (NYS EFC) Grant Application in an effort to obtain a bond for improvements and upgrades to the Town's Wastewater Treatment Plant, and

WHEREAS, the Town of Coeymans wishes to authorize Michael Biscone, Esq. to complete any and all legal paperwork to obtain a \$3,330,000.00 Bond for NYS EFC Grant Application, and

WHEREAS, the project will generally consist of improvements to the existing Town's sewer waste water system, including the pump stations and upgrades to the existing wastewater treatment plant, includes replacing and/or re-routing the collection system truck sewer to increase capacity and improve flow conditions, and

WHEREAS, the project includes planning, design, construction, legal, administration, bonding, fiscal and issuance costs, and

WHEREAS, the attorney's fees will be fixed at ½% when the project grant is awarded; and

WHEREAS, the SEQRA action was completed on January 28, 2013 and it was determined to be a Type II Action in accordance with 6NYCRR Part 617.5© for these proposed upgrades to the Town of Coeymans Hamlet Sewer District.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans Town Board hereby appoints Michael Biscone to complete the necessary paperwork for the NYS EFC Grant Application.

Councilman Dolan stated that if he understands it correctly, all of the work will put them in total compliance with DEC's Consent Order.

Supervisor Flach stated that it is in conjunction with the Village and they will be having a Joint Meeting to discuss sewer issues with the Village and added that it is just an application and what they decide to do with it is up to them when the time comes.

RES. #106-13 AMEND BUDGET – HIGHWAY DEPARTMENT

On motion of Councilman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans Highway Department is desirous of purchasing a 2013 combination dump body to replace a 2000 combination dump body, and

WHEREAS, the Highway Department has requested the transfer of funds within the Highway Department accounts to allow for said purchase,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby amend the adopted 2013 budget as follows:

Decrease Special Improvement – DB5112.4	\$23,612.47
Increase Machinery – DB5130.2	\$23,612.47

Councilman Boehm stated that this is not the full amount and the total is approximately \$26,700.00 and then asked where the additional funds are coming from.

Deputy Highway Superintendent Searles stated that there was \$40,000.00 in the budget for the truck and it was only \$36,000.00.

Supervisor Flach stated that the extra \$4,000.00 is in the DB5130.2 Machinery Fund and then asked Highway Superintendent Deering if he had anything to add.

Highway Superintendent Deering asked if they are taking it out of the DB5112 Fund.

Supervisor Flach stated that they are taking it out of the DB5112 and putting it in the Machinery Fund for the purchase of the box.

Highway Superintendent Deering stated that it is money that they are not going to have to fund DB5112.4 for and it is \$24,679.27 that they are not going to have to take out of tax revenue and put it in there because they have a difference of \$24,000.00. He added that he hopes they are taking it from somewhere else and not out of DB5112, which is roads, which will decrease it.

Supervisor Flach stated that they can't take the CHIPS fund and the money that was in the road account is the extra.

Highway Superintendent Deering stated that it is money that they didn't have to put in there out of tax revenue and this is what he is getting at and to him it sounds like they are taking out of DB5112.4 and decreasing it by \$24,000.00

Supervisor Flach stated that because they have more CHIPS money in there, they have to take the \$23,000.00 not from CHIPS but from the roads fund and put it in the line item of the machinery.

Highway Superintendent Deering asked if it means that he is still going to have \$190,000.00 in there.

Deputy Highway Superintendent Searles interjected that they will because of the increase in the CHIPS money.

Supervisor Flach stated that the CHIPS money is \$111,000.00 and they only expected \$87,000.00 so he will still have the \$190,000.00 in there.

Highway Superintendent Deering reiterated that it sounded like they were going to take it out of there.

Supervisor Flach stated that part of the \$190,000.00 was for CHIPS money and money that was budgeted and the extra \$24,000.00 will come out of that and go to the machinery fund and he will still have his money for the roads.

Highway Superintendent Deering stated that he is hearing it wrong and added that they are taking \$24,000.00 out of DB5112, which is roads money.

Supervisor Flach stated that they are taking the excess \$23,000.00.

Highway Superintendent Deering stated that he didn't have any excess.

Supervisor Flach interjected that he does have excess because of the CHIPS money.

Highway Superintendent Deering stated that they did not fund that and they can take it out of the tax because they don't have to fund it and CHIPS has nothing to do with it, which is \$24,679.00 more, which is a difference. He continued by saying that he wants to make sure that he understands it.

Councilman Boehm asked where it would come from if they don't take it out of DB5112.4

Highway Superintendent Deering stated that it would be the sales tax revenue that they get that they don't have to fund it with.

Supervisor Flach stated that it still has to be moved.

Highway Superintendent Deering agreed and it would be moved to DB5130.2 and reiterated that it would be out of sales tax.

Supervisor Flach stated that he didn't have the figures in front of him.

Councilman Boehm asked if they wanted to table it until they have it figured out.

Supervisor Flach stated that it would put it off another month and he is 99% sure that it is right.

Highway Superintendent Deering stated that it is fine as long as it does not cut his DB5112.4 and he still has \$190,000.00 total.

Supervisor Flach stated that because the CHIPS was more, it goes into the DB5112.4, which will bring it back down to \$190,000.00.

Highway Superintendent Deering stated that it was not in there totally to start with and he only got \$190,000.00.

Supervisor Flach stated that \$190,000.00 was budgeted but in the mean time they received more CHIPS money than they anticipated, which went into the fund so the excess went into DB5112.4

Highway Superintendent Deering stated that he didn't get anything saying that it did and this is why he is questioning it.

Supervisor Flach reiterated that he believes it is correct and if it is not they will change it at the next meeting with a resolution.

Highway Superintendent Deering stated that he does not want to hold it up.

Councilman Dolan interjected that the question is how the money got into the DB5112.4

Supervisor Flach stated that this is what he has to check on and he is not sure why he didn't see it when it came in.

Deputy Highway Superintendent Searles stated that the CHIPS money does not come in until after they have work done and they send it in.

Councilman Dolan inquired as to if the money is really in there that they are moving out of there.

Supervisor Flach stated that the \$23,000.00 is in there and once they do the road improvements they get the CHIPS money that goes back into that.

Deputy Highway Searles stated that it is \$87,000.00 that was from before, so budgeted into the budget is the \$103,000.00 and they are getting the extra CHIPS money, which is \$24,000.00 and out of the \$103,000.00 is where they are taking the \$23,612.47.

Councilman Dolan reiterated that his question is if the money is actually in the account or are they just taking it out of future money that they are going to bill for.

Supervisor Flach reiterated that there is money in the account right now but it is not the CHIPS money and there \$190,000.00 budgeted and the 90 part is in there.

Councilman Boehm interjected that they don't get the CHIPS money until they actually complete the project.

Supervisor Flach stated that CHIPS is only half of the fund.

Councilman Dolan reiterated that his question is if the money is in there.

Supervisor Flach stated that it is.

RES. # 107-13 AUTHORIZE HANNACROIX CREEK PROJECT BAN

On motion of Councilman Masti, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Hannacroix Creek sustained a great deal of flood damage during Hurricane Irene and Tropical Storm Lee, and

WHEREAS, the Town of Coeymans is in the process of repairing the damage caused by these storms, and

WHEREAS, the project is to be reimbursed by FEMA, and

WHEREAS, the Town is desirous of obtaining a BAN, not to exceed \$325,000.00 so that the Hannacroix Creek Project can move forward,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby authorizes Town Supervisor Stephen D. Flach to hire Bond Counsel to obtain the BAN necessary to continue this project.

Chief Darlington stated that it should not say as a result of Hurricane Irene and Tropical Storm Lee because it was the storm from seven years ago.

Collectively the Town Board agreed.

Attorney for the Town Wukitsch suggested that they put "great deal of flood damage".

Collectively the Town Board agreed to amend the resolution as suggested by Attorney for the Town Wukitsch.

Councilman Dolan asked who the Bond Counsel will be.

Supervisor Flach stated that they don't have one yet and then asked Attorney for the Town Wukitsch if they have to include a name in the resolution.

Attorney for the Town Wukitsch stated that they don't but at some point as a group they have to appoint an attorney to handle the Bond.

Supervisor Flach asked if it could be done at the same time when they do the Bond Resolution.

Attorney for the Town Wukitsch stated that they could.

RES. #108-13 AMEND BUDGET – FEMA

On motion of Councilman Boehm, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans has received monies from FEMA in 2012 due to Hurricane Irene, and

WHEREAS, the Town has deferred such monies in 2012 and did not include monies in the 2013 adopted budget.

WHEREAS, such monies are to go to the Parks Department to replace a shed that had been damaged due to the flooding from Hurricane Irene,

NOW, THEREFORE, BE IT RESOLVED, that the 2013 budget be amended as follows:

Increase State Aid	A3960	\$ 727.32
Increase Federal Aide	A4960	\$2,181.96
Increase Parks Contractual	A7110.4	\$2,909.28

RES. #109-13 AUTHORIZE GEDNEY HILL CONTRACT

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Albany County Sheriff's Office has requested permission to locate a telecommunications apparatus on the Gedney Hill Tower, and

WHEREAS, the Town of Coeymans and Crown have an existing lease arrangement pertaining to the Gedney Hill Tower, which provides that those who co-locate on the Tower will pay an annual fee to be split between the Town and Crown, and

WHEREAS, the ordinary fee to be charged the Sheriff's would be \$48,000.00 per year, and

WHEREAS, the Sheriff has requested a lower fee due to his public service function and for other good reasons, and

WHEREAS, the Town is willing to accommodate the Sheriff's request,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans and Crown agree to accept a total annual payment from the Sheriff of \$30,000.00 to be split \$6,000.00 to the Town of Coeymans and \$24,000.00 to Crown.

BE IT FURTHER RESOLVED, that the Supervisor is authorized to sign any necessary documents to effectuate this arrangement and agreement.

Councilman Dolan stated that he wanted to thank Chief Darlington and Attorney for the Town Wukitsch for working on it and it seemed like they were at a stalemate quite a few times but they kept pressing forward. He added that he also wanted to thank the Sheriff for doing this because they had other options as well as increasing public safety in the Town of Coeymans by increasing communications and providing some alternate plans if there main way of communicating were to go down.

Councilman Boehm interjected that they are also providing an emergency back-up generator, which saved the Town some money.

Councilman Dolan stated that they are also providing a climate controlled shelter as well as better back-up, which will be good for the Town's communications in general.

Supervisor Flach stated that the Sheriff talked about doing this last year and he wanted to thank the Town Board for going through with it and getting it done.

Councilman Boehm interjected that it is a shared service.

RES. #110-13 AUTHORIZE HIRING ENGINEERING FIRM

On motion of Councilwoman Rogers, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans Planning Board has requested the Town Board to authorize the hiring of an Engineering firm to assist in Site Plan Review of the applicant TCI of NY, LLC.

WHEREAS, the Engineering firm, Arcadis US, has agreed to provide the service of preparing a report for the Town of Coeymans Planning Board in connection with the Site Plan Review of the applicant TCI of NY, LLC.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans authorizes Supervisor Stephen D. Flach to engage with Arcadis US for the purpose of preparing and completing a report for the Planning Board for a fee not to exceed \$5,000.00.

BE IT FURTHER RESOLVED, the fee will be reimbursed by TCI of NY, LLC.

Councilman Masti continued by saying that the Coeymans Fire Department Chief and Emergency Management Coordinator Bruno gave their approval for this as well as TCI having the DEC permits.

Councilman Dolan stated that this was requested by the Planning Board as well as a legal opinion as to whether it violates the Town's importation of solid waste laws. He added that the Board who decides whether TCI is going to be in Town is the Planning Board and they have sole authority to do Site Plan Review and they asked the Town Board for these tools so they could go through the process and as a Town Board they decided to do it. He continued by saying that it was not easy and he fought very hard to make sure that what the Planning Board wanted, they were able to get and he spoke multiple times since the Workshop with the Planning Board Chair and Vice Chair and asked them both to try to find an engineer that they wanted to use and they kept kicking it back to the Town Board. He went on by saying that he would have been happier if they had picked their own engineer or gave them recommendations but that is not what happened and reiterated that the Planning Board is the Board that is vested with the authority to approve or disapprove it and as a self-standing, autonomous Board it is up to them to make a decision whether it should be sited there or not. He added by saying that he plans on assisting them in any way that they can so they can make a decision that is based on the law and they fought to get the Site Plan Review Law in place and in his opinion when they are passing a Zoning Law they offered as a measure that the Site Plan Review would be in place and would be the safety valve for whatever was going to happen in those zoned areas. He concluded by reiterating that it is very important that they give the Planning Board the tools that they have asked for and to let them follow the law and make a decision based on what they have perceived the facts to be.

Councilman Boehm interjected that he agrees with Councilman Dolan and he thinks that they need to support the Planning Board because this is a bit more complicated and they need some guidance, which the Town Board should offer to them. He added that the Planning Board is made up of competent individuals who care a lot about their community and he trusts that they will make a good decision and they should offer them the assistance that they request.

Supervisor Flach stated that the law does allow the Planning Board to get Special Counsel at such times they feel it is needed.

Councilman Dolan interjected that they felt as though they didn't have the expertise to review all of the elements of this plan and this is one of the things that they asked for and he would be in favor of granting them anything they need so they can make the most intelligent decision that they can based on the facts and the law that is before them.

Supervisor Flach stated that permits, and special use permits, which this is a permitted use, is not part of Site Plan Review and they have to make sure that they are within their scope of what Site Plan Review is and he has spoken to the Chairman of the Planning Board and stated this as a concern.

Councilman Dolan stated that there is a remedy if the applicants or other people disagree with the decision of the Planning Board but it is their decision to initially make, it is not the Town Board's decision or anyone else.

Councilman Masti asked how they would trust one engineer over another.

Councilman Dolan stated that they are not looking for an answer, they want to get information so they themselves can make a decision and the engineer that they are hiring does not have any power or authority to say yes or no to the project, they are there to review the facts and answer questions for the Planning Board. He continued by saying that as they have more and more complicated applications like this, they may have to come up with another mechanism so the Planning Board feels comfortable making complicated decisions and he thinks it is great that the Planning Board recognized that they needed the opinion of someone else to explain things to them rather than just say yes or no off the top of their heads and he is glad that they are seeking some expertise so that they can make an intelligent decision.

Councilman Boehm stated that in reviewing the resolution, in paragraph three it says that it authorizes the Supervisor to engage with Arcadis US and he would like it changed to say that it authorizes the Planning Board.

Supervisor Flach stated that it was fine because the Planning Board is who they will be talking to and continued by saying that they as a Town Board have to fund the project.

Attorney for the Town Wukitsch stated that the Town Board will pay it initially and then be reimbursed.

Supervisor Flach interjected that the Planning Board has no authority to expend funds and the Town Board is doing this for them.

Councilman Boehm asked if it is alright to say that the Planning Board will engage with Arcadis US.

Attorney for the Town Wukitsch stated that they can sign the contract and the engineer will be concerned that someone will sign the contract, which is what they are talking about.

Councilman Boehm stated that he agrees that the Supervisor has to sign it but he feels as though it should be the Planning Board that engages directly with the Engineering firm.

Attorney for the Town Wukitsch stated that when they talk about engage, they are talking about retain.

Supervisor Flach suggested that they change it from engage to retain.

Attorney for the Town Wukitsch stated that it could say that the Supervisor retain for the benefit of the Planning Board.

Supervisor Flach stated that it already says for the purpose of preparing and completing a report for the Planning Board.

Attorney for the Town Wukitsch stated that would be fine and they are signing the agreement and approving a request for payment.

Councilman Masti inquired as to what type of an Engineering Firm it is.

Supervisor Flach stated that they are an Environmental Engineering Firm out of Clifton Park.

Councilman Masti asked who TCI used initially as an engineering firm.

Supervisor Flach stated that he could not tell him that.

Councilman Masti stated that hopefully they will provide them information that they didn't already have or to confirm what they were told.

Supervisor Flach stated that he has not seen their application or plan for the business.

Councilman Dolan stated that because the Planning Board requested this, it is incumbent upon them to make sure that they get what they need and he is sure that they will.

Councilman Masti stated that he hopes it makes them happy.

Councilman Boehm interjected that they are not doing it frivolously to make them happy.

Attorney for the Town Wukitsch interjected that the point of having a consulting engineer would be for the Planning Board to seek advice on specific issues.

Councilman Masti stated that it would be like a second opinion.

Attorney for the Town Wukitsch stated that it would not be for them to cede their authority to an expert, it would be for them to formulate their questions and then present them to the expert for the expert's review and then an opinion and this is the point of having an engineer.

Councilman Masti stated that it is a second opinion because they would have already done that.

Attorney for the Town Wukitsch stated that they could have formulated their own opinions but the point of having an expert is that they have the expertise and knowledge to opine them on technical issues that may come up.

Councilman Masti stated that it is a second opinion because TCI would have already had their engineer do the same thing.

Attorney for the Town Wukitsch stated that this engineer is the Town's engineer to provide expert advice to rely on rather than having it from the applicants paid consultant.

Councilman Dolan stated that based on how the Site Plan Review Law is written, it is totally within the Planning Board's authority to listen to the facts and vote yes or no and he thinks that they should be commended for wanting to take a hard look at it, which he trusts that they will.

RES. #111-13 APPROVE JUNE ABSTRACT

On motion of Councilman Dolan, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby approve the following claims of vouchers for the June, 2013 Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	1219-1258	\$199,472.83
General	1306-1365	\$ 47,050.58
	General Total	\$246,523.41
POLICE FORFEITURE (A)		
Police Forfeiture Prepay	1259-1261	\$4,050.30
Police Forfeiture	1366-1367	\$3,336.46
	Police Forfeiture Total	\$7,386.76
PART-TOWN (B)		
Part-Town Pre-Pay	1262-1272	\$14,332.33
Part-Town	1368-1372	\$26,719.70
	Part Town Total	\$41,052.03
HIGHWAY (DB)		
Highway Pre-Pay	1273-1283	\$54,538.12
Highway	1373-1397	\$ 8,435.17
	Highway Total	\$ 62,973.29
SEWER (SS)		
Sewer Pre-Pay	1284-1297	\$ 18,824.36
Sewer	1398-1422	\$ 31,023.61
	Sewer Total	\$ 49,847.97
CAPITAL PROJ (H34)		
Capital Project H34	1423	\$ 202.16
	Capital Proj. H-34 Total	\$ 202.16
CAPITAL PROJ. (H35)		
Capital Projects H-35	1424	\$ 18.48
	Capital Proj. H-35 Total	\$ 18.48
CAP. PROJ. (H-38)		
Capital Projects H38 Prepay	1298	\$ 163.11
Capital Projects H38	1425-1457	\$ 14,660.75
	Capital Proj. H-38 Total	\$ 14,823.86
Capital Projects (H39)		
Capital Projects H39	1458	\$ 12,140.00
	Capital Proj. H-39 Total	\$ 12,140.00
	Total for all Funds	\$ 434,967.96
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	1299-1305	\$247,197.71
	Trust & Agcy. Total	\$247,197.71

CORRESPONDENCE

Thank You Letters – Mrs. Radley, Mr. Biance

Supervisor Flach stated that he was in receipt of a memo from the Highway Department and continued by reading the following:

To: Supervisor Flach & Town Board

From: Albert Deering, Highway Superintendent

Attached please find thank you letters addressed to Joan Radley and Ralph Biance. I would request that the letters be read during the Town Board Meeting and become part of the minutes.

Dear Mrs. Radley,

The Town of Coeymans would like to extend our sincere thanks to you for all of the time and effort you have put into making the Memorial at the Highway Department a welcoming sight. Also, thank you for the contribution of the barrel with the flowers in memory of Linda Biance.

Sincerely,
Albert Deering
Highway Superintendent

Dear Mr. Biance,

The Town of Coeymans would like to extend our sincere thanks to you for your contribution of the beautiful barrel of flowers in memory of Linda. It makes the Memorial at the Highway Department a welcoming sight.

Sincerely,
Albert Deering
Highway Superintendent

Callanan Industries

Supervisor Flach stated that in December 2011 there was a letter from the then Supervisor, Supervisor Youmans and three Board Members presently on the Board to the Principal Economic Developer at National Grid, which was a support letter for Callanan Industries Capital Investment Incentive Grant application. He continued by saying that National Grid awarded the grant to Callanan Industries in the amount of \$250,000.00 for a large utility infrastructure project as part of a significant capital investment and they have invested 24 million dollars in their plant, which is located in the Town of Coeymans with part of it being in the Town of Bethlehem. He concluded by thanking Supervisor Youmans and that Board for writing the letter and this Board is very happy for them.

TOWN BOARD WORKSHOPS/MEETING

- Planning Board Meeting, July 1, 2013, 7:00pm
- Town Board Workshop, July 16, 2013, 6:00pm
- ZBA Meeting, July 17, 2013, 7:00pm
- Town Board Meeting, July 22, 2013, 7:00pm

Town Clerk Millious interjected that there also is a Joint Workshop with the Village of Ravena June 25, 2013 at 6:00pm at Village Hall.

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any other comments.

Chief Darlington stated that it was mentioned that the Town received a shed for the Irene disaster and then asked that he be informed as to how and when it was received because each FEMA has a blue book, which he has, and in order to receive funds he has to sign the paperwork that is in them and he needs to be kept informed anytime money comes in. He added that as Director of Operations for the Emergency Management Committee, anytime there is a major incident in Town, it falls on his shoulders and Bill Bruno is Director but he does it part-time when he is available, and he would ask that when there are meetings, such as the TCI meeting about the potential hazards in the Town, he would ask that he be invited so he can be aware.

Supervisor Flach stated that he is not sure who was invited to the TCI meeting because he did not get an invitation either.

Chief Darlington stated that he thought it was a formal meeting.

Supervisor Flach stated that he spoke with the Chief and Assistant Chief of the Coeymans Fire Department and they advised that they went down to TCI and will be at the next Planning Board Meeting to give their opinion and were satisfied with what TCI proposed from a fire company point of view.

Councilman Dolan stated that it while it is important what the Fire Department has to say, they don't have a vote on whether the Planning Board approves it.

Supervisor Flach asked if there were any other comments.

Highway Superintendent Deering stated that he had items to give the Town Board and proceeded to hand them out.

Councilman Boehm asked Highway Superintendent Deering when Stanton Road was going to be paved.

Highway Superintendent Deering stated that he didn't know.

Councilman Boehm interjected that it is one of the routes for the Capital Region Bicycle Race coming up and then asked that he not schedule it at that time.

Supervisor Flach asked if there were any other comments.

Councilman Dolan stated that through his day job at Cornell Cooperative Extension, they are going to be offering a 4H Program in Mosher Park on Thursdays from 1:00 – 3:00 and if anyone has questions they can call him at his office at 756-8650. He continued by saying that the Village has agreed to let them use their facility and it is a compliment to their Joint Summer Program with the Village. He added that there are 30 youth that have been accepted into the Summer Youth Employment Program, which is the most they have ever had in the 15-16 years that he has been doing it and it seems like there are more young people looking for jobs and are probably competing with adults for traditionally youth jobs. He continued by saying that he wanted to congratulate the winners of the Fishing Derby, which was held at the Town's Waste Water Treatment Plant. He went on by saying that he stated earlier most of what he wanted to say about TCI's proposal to locate here and as a general rule he does not raise questions during the Public Comment Period because it is a time for the public to comment and not for them to engage back and forth and someone had asked who gave TCI permission to be in town and as far as he knows, no one gave them permission and he was not aware of it officially until last Tuesday, the day of the Workshop Meeting. He added that Councilman Boehm and he have discussed how people are permitted into existing industrial/factory sites and they see a qualitative difference between someone who is recycling transformers versus someone that is recycling concrete or other materials. He continued by saying that he is not necessarily saying that they are not allowing it but they need to take a look when an

industry is changing sites and he was unable to attend the meeting that was at the church but his wife did attend and she took notes and informed him of what was said at the meeting. He concluded by saying that he wanted to thank Barbara Heinzen for putting it together and he wanted to thank TCI for sending representatives and from what he was told, it was a good dialog.

Supervisor Masti asked if he could get a copy of the notes.

Councilman Dolan said that he could.

Councilman Masti stated that more information is good.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that he wanted to thank Troop 1490 for being there and it is nice when they have community groups in the audience. He continued by saying that he wanted to thank Chief Darlington for his work on the tower, which has a long history and they have been able to capitalize on the contract with the County and it is a long-term project that continues to reap results and generate revenue for the Town as well as make it a safer place to be.

Supervisor Flach asked if there were any other comments.

Councilman Masti stated that he would like to encourage more people to show up for the Town Board Meetings and interact because it is what makes government really work.

Supervisor Flach stated that TCI offered an invitation to the Town Board and Planning Board to visit their facility in Alabama at their expense to show their goodwill and that they are very transparent.

Councilman Masti asked if it is the same type of facility.

Supervisor Flach stated that as far as he knows it is.

Councilman Masti stated that the new facility will be state of the art and newer and better.

Mr. Brian Hemlock from TCI stated that it will be a brand new facility, very similar in design but slightly different in the type of material that they will be handling and it is a fully regulated facility. He added that the plant in Alabama will give them a good idea of exactly what they do as a business.

Supervisor Flach stated that when Sheriff Apple presented the tower proposal it was not so favorably received and he is glad that they have been able to work with him at this point in moving forward.

Councilman Dolan stated that he believes he is on the record as supporting it.

Supervisor Flach asked for a motion to adjourn the meeting.

ADJOURNMENT

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, the Town Board Meeting was adjourned.

APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:35pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

June 25, 2013 — Joint Town of Coeymans and Village of Ravena Workshop Meeting — 7:00PM

VILLAGE BOARD: John Bruno, Mayor
Bill Bailey, Trustee
Martin R. Case, Trustee
Rocco Persico, Trustee
Nancy Warner, Trustee

TOWN BOARD: Stephen D. Flach, Supervisor
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman

ABSENT: Dawn L. Rogers, Councilwoman
Peter E. Masti, Councilman

ALSO PRESENT: Laverne Conrad, Sewer Administrator
Michael Biscone, Attorney

The following Notice was posted by Town Clerk Millious:

**NOTICE
TOWN OF COEYMANS
AND
VILLAGE OF RAVENA
JOINT WORKSHOP MEETING**

In compliance with Public Officer's Law, this will inform you that the Town Board of the Town of Coeymans and the Village Board of the Village of Ravena will hold a Joint Workshop Meeting on Tuesday, June 25, 2013 at 7:00pm for the purpose of discussing sewer matters.

The meeting will be held at Village Hall, 15 Mountain Road, Ravena, NY.

**By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk**

AGENDA

- Joint Sewer Issues

DISCUSSIONS

Both the Village and Town Boards along with Attorney Biscone and Code Enforcement Conrad discussed joint sewer issues. Key points of the discussions were:

- Attorney Biscone talked about Village and Town Consent Order
- Village Board objects to doing a new study.
- Code Enforcement Officer Conrad agreed to objection of new I&I study.
- Mayor Bruno would like to meeting with higher-up DEC officials.
- Village Board discussion about closing VanHosen Street
- Town and Village discussed equalization line from Colvin Avenue to Waste Water Treatment Plant.
- Sewer Administrator Conrad discussed 3 phases of equalization line.

ADJOURNMENT

Time – 8:15pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Workshop was held Tuesday, July 16, 2013 at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman (Left at 6:30pm)
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- Presentation - Transmission Developers
- Planning/Zoning Board Openings
- ZBA Chairman Appointment - Tabled
- Planning Board Chairman Resignation
- Planning Board Appointment - Tabled
- Highway Clerk Resignation
- Highway Clerk New Hire
- Intermunicipal Agreements - Tabled
- Summer Recreation Assistant
- Police Personnel and Vehicle

PRESENTATION

Transmission Developers – Nancy Clarke, Rich Chase

Supervisor Flach invited Rich Chase and Nancy Clarke to give their presentation.

Mr. Chase stated that he wanted to give a brief overview of the project and bring the Town Board up to speed as to where it stands and then go through the proposed route through the Town where they would like to locate the line. He continued by providing an overview of the project as follows:

- The Project is called Champlain Hudson Power Express, which is a transmission line that will run from the Canadian border to New York City, 333 miles.
- It is a 1,000MW High Voltage Direct Current transmission line.
- The line will be 100 % buried and go underground and under water.
- It will be clean energy, primarily hydropower and wind power.
- It is 2.2 billion dollar, 100% privately financed at no cost to ratepayers.
- It will be in service by 2018.

He continued by giving an overview of the significant benefits to New York State:

- Private Investment - \$2.2 billion private investment, additional tax revenue to host communities.

- Minimal Impact – No visual impacts, buried within railroad and public right-of-way.
- Job Creation – Average of 300 construction jobs per year.
- Lower Energy Prices - \$650 million in annual ratepayer savings.
- Environmental Attributes – Significant emission reductions through clean power, \$117 million Environmental Trust Fund
- Broad Support – Business leaders, elected officials, environmental groups, unions, state and local governments and community groups.

He continued by outlining the timeline of the project as follows:

- State Permitting – On April 18, 2013 NYS Public Service Commission issued a Certificate of Environmental Compatibility and Public Need.
 - All encompassing permit required from New York State.
 - Adopted settlement amongst the parties.
 - Sets conditions for construction and operations.
 - PSC link to CHPE documents, <http://documents.dps.ny.gov/public/MatterManagement/CaseMaster.aspx?MatterCaseNo=10-T-0139>
- Federal Permitting – Expected to be complete in Q4 2013
- Design & Construction Phase – Q1 2014 through Q4 2017
- Operations Phase – 2018-2058 (and beyond)

He continued by saying that the transmission line starts in Canada and travels the length of Lake Champlain underwater and then up-land to be buried in Washington County so they by-pass the PCB remediation project that GE is doing in the upper Hudson and then travel along State Route 22 until they hook up with the Canadian/Pacific right-of-way and stay within that until Catskill in Greene County where they re-enter the water in the Hudson River and travel south to Rockland County where they go up-land to by-pass Haverstraw Bay and then back in the water to New York City.

Mr. Chase continued by going over the maps and explaining them

Discussion ensued amongst Mr. Chase and the Town Board relative to details of the project in addition to how it will affect the local communities followed by Mr. Chase answering questions.

DISCUSSIONS

Summer Recreation Assistant

Supervisor Flach stated that Councilman Dolan has to leave early and they wanted to do a resolution prior to his departure and then asked that Councilman Dolan introduce the resolution.

Councilman Dolan stated that this is for a summer job appointment and they actually appointed this person to a different job at the last meeting and he wanted it to be corrected so it reflects where she is actually working.

RES. #112-13 APPOINT SUMMER RECREATIONAL ASSISTANT

On motion of Councilman Dolan, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0

WHEREAS, the Summer Recreation Program is in need of Recreational Assistants to supervise the children who have signed up for the program,

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Coeymans does hereby appoint the following individual as a part-time Recreational Assistant for the Summer Recreation Program:

Brandi Persico

The appointment is effective July 8 – August 16, 2013, and will be at the hourly wage of \$7.25.

Councilman Masti stated that he had spoken with Bookkeeper Weidman and then asked Councilman Dolan where they found extra money in the budget to hire extra people.

Councilman Dolan stated that he does not believe that he had said that.

Councilman Masti stated that he believes that he did and then asked if he talked to Bookkeeping about it.

Councilman Dolan stated that he had not and this appointment is not an additional job because she was originally appointed as a Food for Thought Counselor.

Planning & Zoning Board Openings

Supervisor Flach stated that there are two openings on the Planning Board as well as two on the Zoning Board of Appeals and on the Zoning Board they definitely have to have two more members because they are down to three. He added that the Planning Board is down to five members and normally there are seven but now there is an opportunity to bring the Planning Board down to 5 members if they desire to do such a thing as well as having an attorney for the Planning Board like they do the Zoning Board of Appeals.

Discussion ensued amongst the Town Board relative to reducing the Planning Board to 5 members.

Councilman Dolan and Councilman Boehm stated that they are against the idea.

Councilman Masti stated that he disagrees with them and would like for it to be 5 members.

Supervisor Flach stated that they can continue discussion at the next Town Board Meeting.

Councilwoman Rogers interjected that they should get some feedback from the community.

Collectively they agreed that they will decide at the next Town Board Meeting

ZBA Chairman Appointment

Tabled until the next Town Board Meeting.

Planning Board Chairman Resignation

Supervisor Flach stated that he was in receipt of a resignation from Planning Board Chairman Foronda and then asked that Councilman Masti introduce the resolution to accept the resignation.

RES. #113-13 ACCEPT RESIGNATION OF PLANNING BOARD CHAIRMAN

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Dolan) – SO MOVED

WHEREAS, Peter Foronda submitted his letter of resignation as Chairman of the Planning Board,

NOW, THEREFORE, BE IT RESOLVED, that Peter Foronda's resignation as Chairman of the Planning Board is hereby accepted.

Councilman Boehm stated that he wanted to thank Mr. Foronda for his 22 years of service on the Planning Board, which was a tremendous tenure.

Supervisor Flach stated that it was a very long time to serve and Planning and Zoning Board jobs are thankless jobs most of the time and they absolutely thank him for his service to the Town and they are sorry to see him leave.

Councilwoman Rogers stated that she is sorry to see him go and he had been on the Planning Board for a long time.

Letter of Resignation:

To: Supervisor & Town Board
From: Peter Foronda

Supervisor Flach and Members of the Town Board,

Please accept this as my letter of resignation from the Town of Coeymans Planning Board effective immediately. This is not an easy decision for me. Some of my reasons are as follows. First, the Board chose to pass, what I perceive to be a flawed map without descriptions and uses. You then delegated to the Planning Board the responsibility of assigning those uses after the fact to a map that we voted against. Secondly, you attempted to give a pass to TCI without any Site Review. When a Site Plan Review was initiated, you seemed to try to place as many stumbling blocks in any way possible. The Town Board continues to refuse to answer the question as to the possible violation of our anti-importation of trash law and then debated for weeks our need for an engineer. To make matters worse, some of you even attacked the credibility of our members.

I think that I have done a fair job until now but I can't and won't go on while the Town Board limits our ability to do our job properly. Last week marked the end of my twenty-second year on the Planning Board and I thank you for that opportunity.

Pete Foronda

Part-Time Highway Clerk Resignation

Supervisor Flach stated that he was in receipt of a letter of resignation from part-time Highway Clerk Patricia Boice.

RES. #114-13 ACCEPT RESIGNATION OF PART-TIME HIGHWAY CLERK

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – AYES 4 – NAYS 0 – ABSENT 1 (Dolan) – SO MOVED

WHEREAS, Patricia L. Boice submitted her letter of resignation as part-time Clerk in the Highway Department,

NOW, THEREFORE, BE IT RESOLVED, that Patricia L. Boice's resignation as part-time Clerk be accepted effective July 12, 2013.

Letter of Resignation:

Dear Mr. Deering,

Please accept this letter as my resignation from the Town of Coeymans as Highway Clerk. July 12, 2013, will be my last day of employment.

It was a pleasure working for the Highway Department.

Sincerely,
Patricia Boice

Highway Clerk New Hire

Supervisor Flach stated that it is his understanding that Highway Superintendent Deering's pick for Clerk cannot start until July 29th and suggested that they table the

appointment until the next Town Board Meeting. He then asked Highway Superintendent Deering if he would like to see if he can get more applicants.

Highway Superintendent Deering stated that they can do the appointment at the next Town Board Meeting.

Councilman Boehm interjected that he feels as though they should try to get more local candidates.

Highway Superintendent Deering stated that there were local applicants that were not qualified and this is the applicant that he wants.

Supervisor Flach stated that the next meeting is on July 22nd but in the meantime he can call the applicant that he wants to hire.

Highway Superintendent Deering stated that was fine and he will call her.

Supervisor Flach stated that they would table the appointment until the next Town Board Meeting.

Intermunicipal Agreements with R-C-S School District

Supervisor Flach asked Chief Darlington if he had a chance to look over the Agreement.

Chief Darlington stated that he got the most recent one and he and the Superintendent of Schools have been playing phone tag and have not been able to discuss the School Resource Officer portion of it. He added that the Intermunicipal side of it appeared alright to him and he believes that Attorney for the Town Wukitsch agreed.

Supervisor Flach suggested that Chief Darlington talk to Superintendent McCartney before they discuss it any further and added that he would try to get in touch with Superintendent McCartney to find out where the School Board is with it. He then asked that Chief Darlington keep the Town Board informed as far as the School Resource Officer.

Discussion ensued amongst the Town Board and Chief Darlington relative to the number of officers and whether it will be one or two and the specifics under the Intermunicipal Agreement for the Student Resource Agreement and the Intermunicipal Agreement for shared services such as IT services and the suggestion that they do the SRO Agreement first.

Police Personnel and Vehicle

Supervisor Flach stated that Chief Darlington had requested that police personnel and vehicle be placed on the agenda.

Chief Darlington stated that he would be taking the vehicle part off for now because he has not been able to get numbers.

Supervisor Flach asked that he discuss the police personnel part of his request.

Chief Darlington asked the Town Board if they had gotten the two memos that he sent earlier in the day.

Collectively the Board said that they did.

Chief Darlington stated that he had talked about hiring three additional telecommunicators at a previous meeting and continued by discussing his need.

Discussion ensued regarding his request, the candidates that were chosen, the time required per month to hold the position and training requirements.

Collectively it was decided that it would be on the next meeting's agenda.

Chief Darlington stated that at the last meeting he discussed the need for more officers and his original request was for five but since then a part-time officer resigned. He continued by saying that quite a few have been interviewed and only one of the Certified Police Officers is a Town of Coeymans resident and then suggested that the Town sponsor residents of the Town of Coeymans, which he currently has four with three of them being Town of Coeymans employees and three on the Albany County Civil Service preferred list.

Discussion ensued amongst Chief Darlington and the Town Board relative to how sponsorship works and part-time vs. full-time status, cost of the Academy uniforms and provisions for keeping them a Town employee.

Supervisor Flach asked if Chief Darlington wanted this to be placed on the next Town Board Meeting agenda.

Chief Darlington stated that he would like for them to give him the nod immediately and then do it officially at the Town Board Meeting.

Collectively the Town Board agreed.

Supervisor Flach stated that he would have a resolution for the meeting on Monday.

Chief Darlington stated that he has a candidate for Bingo Inspector and he will be setting up an interview. He continued by saying that he will be out of Town starting July 21st so he will not be at the Board Meeting and he will ask Lieutenant Thompson to sit in due to his absence. He added that he will be returning from the Chief's Conference on July 25th and then he is off on the 26th and will be on vacation from July 27th through August 4th.

Supervisor Flach asked if there was any news on the bear sighting, which was seen earlier near the park where there were several children.

Chief Darlington stated that the bear was last seen on Maple Crest and DEC did come and their intent was to scare the bear away and they are currently looking for rubber bullets.

Councilman Masti asked him for an update on the Hannacroix Creek Project.

Chief Darlington stated that he will get an update and e-mail it to him. He continued by saying that he had one more thing and continued by saying that recently they priced an air conditioning unit for one of their vehicles and it was in excess of \$400.00. He added that they are able to locate it online for ½ the price but the problem is they don't accept billing or purchase orders so he paid for it with his credit card and then suggested that the Town have a credit card for online purchases.

Discussion ensued regarding past practice with credit cards and it getting out of hand and the fact that you can buy things for much less on line.

Collectively it was decided that it might be a good idea to do it and it be under the control of the Supervisor's Office.

Collectively the Town Board agreed to reimburse Chief Darlington as soon as possible to avoid late charges.

Supervisor Flach stated that they would think about it.

ADDITIONAL COMMENTS

Supervisor Flach stated that they tentatively scheduled a Joint Meeting with the Village for July 23rd at 7:00pm and he wanted to remind everyone about it.

Supervisor Flach asked if there were any other comments, hearing none he offered a motion to adjourn.

ADJOURNMENT

On motion of Councilman Flach, seconded by Councilwoman Rogers, the Town Board Workshop was adjourned.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Time – 7:20pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, July 22, 2013 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent
David Wukitsch, Attorney for the Town
Kerry Thompson, Police Sergeant

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- Public Comment
- Supervisor's Report – June 2013
- Department Reports
 - Town Clerk, June 2013
 - Building Department, June 2013
 - Police Department, April & May 2013
- Approval of Minutes
 - Town Board Meeting, June 24, 2013
- Old Business
 - Employee Handbook
- New Business
 - Part-Time Clerk, Highway Department
 - Tree Planting in Memory of Wayne VanKempen
- Resolutions
 - Accept Resignation of Part-Time Officer
 - Appoint Planning Board Chairman
 - Appoint Zoning Board of Appeals Chairman
 - Appoint Part-Time Police Officer
 - Sponsor Part-Time Officer Trainees
 - Appoint Part-Time Telecommunicators
 - Re-Appoint Town Assessor
 - Accept Resignation of Part-Time Officer
 - Amend Resolution #103-13
 - Grant Competitive Status to Officer
 - Amend Budget to Include Line Item for Insurance Recovery
 - Amend Budget, CHIPS
 - Approve Abstract
- Town Board Workshops/Meetings
 - Joint Village of Ravena / Town of Coeymans Meeting, July 23, 2013, Cancelled
 - Planning Board Meeting, August 5, 2013, 6:00pm
 - Planning Board Public Hearing, August 5, 2013, 7:00pm
 - Town Board Workshop, August 20, 2013, 6:00pm
 - ZBA Meeting, August 21, 2013, 7:00pm

- Town Board Meeting, August 26, 2013, 7:00pm

PUBLIC COMMENT

Ms. Nita Chmielewski stated that she lives in Alcove in the Town of Coeymans and continued by reading the following:

On June 18th I attended a Town Board Workshop Meeting and on the agenda was a request from the Planning Board for engineering services concerning TCI. What should have been a short discussion turned into a long, very long discussion, mainly by the Supervisor and Building Inspector. The Building Inspector stated that the Planning Board circumvented his office by going to the Town Board for this request. Since when does the Building Inspector oversee the Planning Board or the ZBA? Yes they work together but they are three separated departments. Supervisor Flach and Building Inspector Conrad reported that Mr. Carver will give the Town \$5,000.00 to hire an engineering firm and the Planning Board can hire whomever they want. On June 24th at a Town Board Meeting, the Board passed a resolution to hire an engineering firm and at that time Supervisor Flach stated that TCI was going to pay for the hiring of the engineer. Whether TCI or Mr. Carver pays for the engineer, I suggest that Supervisor Flach and Building Inspector Conrad get their facts straight before making public statements. Whoever pays for the engineering firm, TCI or Mr. Carver, I thank them for giving the Planning Board the tools necessary to make an informed decision on this application. I would suggest that the Town Board let the Planning Board do the job they were appointed to do. It is very disheartening to see the pressure that was put on the Planning Board members, it was also very sad to see the attacks that Councilman Masti made accusing a member of the Planning Board of being biased just because questions were being asked that the Councilman thought should not be asked at the Planning Board Meeting. I was also very saddened to hear of the resignation of Mr. Foronda. He has been a dedicated and knowledgeable member of the Planning Board for 22 years and Chairman for most of those years. Mr. Foronda helped many people and treated them with the utmost respect and integrity when coming before the Planning Board, I wish him well. I see on the agenda for tonight that you have a resolution to appoint a new Planning Board Chairman, I am wondering why the Vice-Chairman was not asked to move up to the Chairman position. She has much knowledge from all of the years that she has served on the Planning Board. Was she ever considered for the position and why not?

Supervisor Flach thanked Ms. Chmielewski and then asked if anyone else wished to comment.

Ms. Chmielewski returned to the microphone and said she had one more question and continued by saying that she heard that Mr. Breedlove had left the Town.

Attorney for the Town Wukitsch interjected that it is a pending personnel matter that they should not discuss.

Ms. Chmielewski continued by saying it is something that she heard out on the street and also heard that the Town Board is trying to work out a Separation Agreement Package with Mr. Breedlove and she would like to know who gives the Town Board that authority to spend our taxpayer money on a package because as far as she knows, no one has ever gotten one.

Supervisor Flach thanked Ms. Chmielewski and then asked if there were any other comments, hearing none he moved to the next item on the agenda.

SUPERVISOR’S REPORT

June 2013

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$988,201.37	\$103,519.73	\$261,132.65	\$830,588.45
Part-Town	\$610,651.19	\$ 13,270.57	\$ 41,282.37	\$582,639.39
Highway	\$107,244.76	\$ 6.45	\$ 63,671.97	\$ 43,579.24
Bridge Const.	\$ 28,915.94	\$ 6.44	-0-	\$ 28,922.38
Sewer	\$111,109.86	\$ 21,971.52	\$ 49,511.27	\$ 83,570.11
Special Water	\$ 31,327.49	\$ 925.10	\$.71	\$ 32,251.88
Police Forf.	\$ 8,278.41	\$.34	\$ 3,386.76	\$ 4,891.99
Trust & Agcy.	\$ 12,236.81	\$254,108.45	\$254,294.88	\$ 12,050.38
H-Fund	\$304,416.79	\$ 42,493.56	\$ 27,184.50	\$319,725.85
Section 8 – HUD	\$ 32,969.23	\$ 41,929.22	\$ 43,380.96	\$ 31,517.49
			Total Rec. Bal.	\$1,969,737.16

<u>SAVINGS ACCOUNTS</u>		<u>COLLATERAL</u>	<u>FDIC</u>	<u>COLLATERALIZED</u>
		<u>COVERAGE</u>		
Unemployment	\$ 702.95	Bank of Greene	\$250,000.00	\$2,777,076.40
Grove Cemetery	\$40,917.35	National Bank	\$250,000.00	\$1,013,790.00
Coey. Hollow Cem.	\$13,422.62			
Sewer-Dedicated	<u>\$10,143.26</u>			
Total	\$65,186.18			

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Masti, seconded by Councilwoman Rogers, the Supervisor’s Report was approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

Attorney for the Town Wukitsch asked if the collateralized monies are long-term investments and what the terms of the investment are.

Supervisor Flach stated that they are because of the BANS and Bonds.

Attorney for the Town Wukitsch asked if they are ear-marked for expenditures coming up or if they are long-term surplus monies.

Supervisor Flach stated that he cannot answer that.

Attorney for the Town Wukitsch stated that they come up every month and he was wondering if they are ear-marked in the current budget.

Supervisor Flach stated that he believes they are the BANS and Bonds that they have at National Bank and the Bank of Greene County is a majority of their accounts for most of their funds A&B.

DEPARTMENT REPORT REVIEW

Town Clerk – June 2013

Supervisor Flach asked that Town Clerk Millious give the Town Clerk Monthly Report.

Town Clerk Millious continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Boehm the report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Building Department – June 2013

Supervisor Flach asked that Councilwoman Rogers give the Building Department Monthly Report.

Councilwoman Rogers continued by giving the report.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Police Department – April & May 2013

Supervisor Flach asked that Sergeant Thompson give the Police Department Monthly Reports for April & May.

Chief Darlington continued by giving the reports.

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the reports were accepted as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

APPROVAL OF MINUTES

Supervisor Flach stated that there was one set of minutes for Town Board approval, a Town Board Meeting on June 24th and then offered a motion to approve them.

MOTION

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the minutes were approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

OLD BUSINESS

Employee Handbook

Supervisor Flach stated that he wanted the Board to know that there is the issue of revising the Employee Handbook that they need to address at some point, which a few of them looked at approximately 1 ½ years ago. He added that they need to get it going again because there are some differences that they need to address and continued by giving each of them a fresh copy and suggested that they discuss it at upcoming Workshops.

NEW BUSINESS

Part-Time Clerk – Highway Department

Supervisor Flach asked Town Clerk Millious if she had placed an ad in the paper for a part-time clerk at the Highway Department.

Town Clerk Millious stated that they had discussed it at the Workshop but they didn't authorize her to put it in the paper.

Councilwoman Rogers stated that she thought the Times Union would be a better idea to get the word out.

Councilman Boehm asked if it was on the website.

Town Clerk Millious stated that she thought it was as well as it being posted in Town Hall and it is bold so it stands out a little more.

Councilman Boehm suggested that the ad be in the paper under announcements.

Town Clerk Millious stated that it will be in the legal section because it cannot be put in classified in a box ad.

Councilman Boehm stated that there are so many legal notices.

Town Clerk Millious stated that it is going to be a boxed ad like they did for planning and zoning.

Supervisor Flach stated that the News Herald is under new management and then questioned if there was something about having to have it in two papers.

Town Clerk Millious stated that when it is in a certain section it has to go in the Greenville Local as well, which is the classified section and you have no choice. She continued by saying that the other choice is to put it in the legal section, which is a bit less and it is what she did for Planning and Zoning.

Supervisor Flach stated that they had discussed it at the last Workshop and added that he would offer a motion for Town Clerk Millious to advertise the position in the News Herald.

MOTION

On motion of Supervisor Flach, seconded by Councilman Masti, authorizing Town Clerk Millious to advertise the position of part-time Highway Clerk in the paper.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Councilman Boehm asked Town Clerk Millious if she had a job description in her office or on the bulletin board.

Town Clerk Millious stated that she may have something in the folder and added that she usually goes over it with Highway Superintendent Deering. She continued by saying that she believes this time the applicants will go thorough the Supervisor's Office, which she believes Albert is alright with.

Councilman Boehm asked Deputy Highway Superintendent Searles if he had a basic description for anyone that may be watching, of what he is looking for.

Deputy Highway Superintendent Deering stated that it is a part-time clerk at 17 ½ hours a week, Monday, Wednesday and Friday and the job would require secretarial skills such as answering the phones and that type of thing.

Councilman Boehm asked where anyone interested would inquire about the job.

Deputy Highway Superintendent Searles stated that it would be the Supervisor's Office.

Supervisor Flach stated that he believes that an application came in earlier in the day.

Councilman Dolan interjected that it is not on the website.

Supervisor Flach stated that he would rectify that.

Tree Planting in Memory of Wayne VanKempen

Supervisor Flach asked that Town Clerk Millious talk about the tree planning in memory of Wayne VanKempen.

Town Clerk Millious stated that it started with a reservation from the band Crystal Image to use the gazebo for a Memorial Concert for Wayne VanKempen, which will be annual and the first one was last year. She continued by saying that it was approved by the Town Board and it will be Saturday, July 27th with a rain date of July 28th at 2:00pm. She added that she got an e-mail earlier in the day and continued by reading the following:

As we discussed, the band Crystal Image would like to plant a tree in memory of our good friend Wayne VanKempen. We propose to plant it near the Coeymans Gazebo, with a small plaque by it to remember him. Barry Jones and I would take care of it all, including the planting and upkeep of it. As we spoke of, last year people tried to donate to his memory but at the request of the family we didn't pursue this. If the Town is okay with it, we would use donations we receive on Saturday for the purchase of the tree and plaque. We are hoping for as long as we can to make this a yearly process and play each summer in years to come, so our friend who served the community so well is never forgotten. Please let me know if this is acceptable to the Town Board, as we would never do anything without their permission. It certainly has been our privilege to have had the support of so many of the Town's residents throughout the years and the support of so many of the Town's residents throughout the years and the support that they have always given our band.

Sincerely, Roy Deyo

Town Clerk Millious stated that she e-mailed it earlier to the Town Board and added that she thinks it is a good way to get the community together on July 27th from 6:30-9:30 at the Coeymans Landing.

Supervisor Flach asked for a motion authorizing the planting of the tree and added that he would have Parks and Maintenance Supervisor Nelson Perry take care of it.

Councilman Dolan suggested having it planted where one had been hit by lightning and taken down.

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach, authorizing the special planting of a tree in memory of Wayne VanKempen and have Nelson Perry determine a suitable place for it along with the plaque.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Councilman Boehm asked that Town Clerk Millious have Mr. Deyo get in touch with Parks and Maintenance Supervisor Nelson Perry.

Town Clerk Millious stated that she would.

RESOLUTIONS

RES. #115-13 ACCEPT RESIGNATION PART-TIME POLICE OFFICER

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, John Laviano has submitted his letter of resignation as Part-Time Police Officer in the Town of Coeymans Police Department;

NOW, THEREFORE, BE IT RESOLVED that John Laviano's resignation as Part-Time Police Officer be accepted effective August 1, 2013.

Councilman Boehm stated that he wanted to thank Mr. Laviano for his services to the Town.

Councilman Dolan and Councilwoman Rogers stated that they agreed.

Supervisor Flach stated that he has been a great officer and they appreciate his time and effort that he has put into the Town and added that he has a full-time position with Albany County and cannot meet the hour requirement of the Town.

Letter of Resignation:

To: Chief Darlington
From: J. Laviano #104

The purpose of this memorandum is to inform this department of my resignation effective August 1, 2013. I unfortunately do not have the availability to fulfill my part-time obligation to the department and do not want to take a position up for an individual who may serve the Town of Coeymans Police Department with better availability. I truly appreciate every opportunity that the Town of Coeymans Police Department has given me to advance my career as a Law Enforcement Officer. I hope in the future that I have better availability to possibly continue employment here. Thank you again for your consideration and time.

Respectfully Submitted,

J. Laviano

RES. #116-13 APPOINT PLANNING BOARD CHAIRMAN

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution WAS NOT APPROVED – VOTE – AYES 2 – NAYS 3

BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Winthrop M. Irwin as Chairman of the Town of Coeymans Planning Board. This appointment is effective immediately and will expire on December 31, 2013.

Councilman Dolan stated that he posed a question before they came out for the meeting and it was regarding what process they used to pick the Chairman, which he really is not aware of.

Supervisor Flach stated that there was not a process and Mr. Irwin approached them being that Mr. Foronda resigned very suddenly.

Councilman Boehm inquired as to if the Planning Board should select their own Chairperson.

Attorney for the Town Wukitsch interjected that the Town Board would have to approve the appointment even if they make a recommendation.

Supervisor Flach stated that the Town Board makes that appointment at the beginning of each year as they did Mr. Foronda and this is the way it worked.

Councilman Dolan stated that it is clearly a Town Board pick and then asked if some other person happened to walk up and ask if they would be Chairman of the Planning Board and added that you would have to know when to walk up and ask.

Supervisor Flach stated that was not true and added that Mr. Irwin was the only one that came up to him.

Councilman Masti interjected that they don't have a set process in place and it is something that they need to talk about but for now it is fine because it is only until the end of the year.

Councilman Boehm suggested that they want to modify the resolution for the next meeting and have the Planning Board make a recommendation to the Town Board for appointing a Chairperson.

Supervisor Flach stated that it is only for the rest of the year.

Councilman Boehm asked how everyone else felt.

Supervisor Flach stated that they have a second and should just vote on it.

Councilman Boehm interjected that he was asking if anyone had any further discussion.

Supervisor Flach stated that he didn't have any further discussion and then asked if anyone else did, hearing none he called for the vote.

(Vote indicated above)

RES. #117-13 APPOINT ZONING BOARD OF APPEALS CHAIRMAN

On motion of Supervisor Flach, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Stephen Schmitt as Chairman of the Zoning Board of Appeals to a term to expire on December 31, 2013.

Councilman Dolan stated that Mr. Schmitt reached out to them via e-mail and when there was an opening to be considered, they had time to consider it and they had mentioned it at some meetings prior.

Supervisor Flach stated that no one else expressed an interest.

Councilman Dolan stated that was true but it did not diminish the fact that he approached the entire Board.

Supervisor Flach stated that he was just saying that no one else expressed interest.

Attorney for the Town Wukitsch interjected that the question is whether they want to take it one step closer and solicit candidates for the openings such as website or newspaper.

Supervisor Flach stated that for the Zoning Board, they currently have three members.

Attorney for the Town Wukitsch stated that it would apply to the Planning Board as well and would the fact that someone approached them, seal their appointment, or do they want to hold it open to others as well and actually go through a selection process where they consider candidates and the recommendations of the Boards themselves.

Councilman Masti reiterated that he thought they should have some kind of process in place.

Supervisor Flach stated that as far as the Zoning Board, Councilman Dolan had stated Mr. Schmitt was the only one that sent a letter to the Board Members.

Councilman Boehm asked if it was in the paper.

Town Clerk Millious stated that it ran for two weeks.

Councilman Dolan interjected that they had been soliciting members for the Zoning and Planning Boards but not for Chairpersons.

Councilman Boehm stated that it should be someone who has experience of being on the Zoning Board.

Supervisor Flach stated that he agreed and it should be someone that has been on the Board for some period of time.

Attorney for the Town Wukitsch stated that could be true but there could be a vacancy at the same time that there is a vacancy of a Chairperson position and theoretically could appoint a new person and appoint that person to be the Chair and it would be someone who stood out above the incumbents.

Councilman Masti interjected that there could be people out there who have experience.

Supervisor Flach stated that because of resignations and retirements of people with more seniority, Mr. Schmitt is the best candidate. He continued by saying that he will send a letter from the Town Board to let the Planning Board know that they need to have their recommendation for appointment of a Chairperson.

Councilman Boehm asked if they should appoint a temporary Chairperson for the next meeting of the Planning Board.

Attorney for the Town Wukitsch stated that they could if they feel the need.

Councilman Dolan interjected that they have a Vice Chairperson.

Attorney for the Town Wukitsch stated that the Vice Chairperson would step up.

RES. #118-13 APPOINT PART-TIME POLICE OFFICER

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Chief of Police is desirous of hiring part-time Police Officers who are certified and live in the Town of Coeymans, and

WHEREAS, the Chief of Police has conducted a search for available part-time Police Officers and interviews have been conducted.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Alan J. Roehr, Jr. to the position of part-time Police

Officer, effective immediately pending successful background check, one year probation and Albany County Civil Service approval. Part-time Officer Roehr will be compensated at a rate of \$17.42 per hour as designated in the current Collective Bargaining Agreement.

Councilman Dolan stated that Alan Roehr was in the audience.

Supervisor Flach welcomed Mr. Roehr.

RES. #119-13 AGREE TO SPONSOR TOWN RESIDENTS TO ATTEND ZONE 14 POLICE ACADEMY AND PAY FOR LAW ENFORCEMENT EQUIPMENT

On motion of Councilman Dolan, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Board and Chief of Police of the Town of Coeymans desires to hire the best candidates that reside within the Town of Coeymans to fill part-time Police Officer positions, and

WHEREAS, the Town Police Department desires to retain qualified individuals appointed as Part-Time Police Officers from year to year, and

WHEREAS, several residents of the Town of Coeymans have expressed an interest in attending the Academy on their own time and at their own expense,

NOW, THEREFORE, BE IT RESOLVED, based on the recommendation of the Chief of Police, the Town Board does hereby sponsor the following Town residents to attend the Zone 14 Police Academy beginning August 3, 2013:

Nicholas LaMountain
Jeffrey Hoose

Jeffrey D'Ambrosio
Matthew Mueller

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans does hereby agree to pay for the necessary Law Enforcement equipment approved by the Chief of Police.

Supervisor Flach stated that they discussed this at a prior Workshop.

RES. #120-13 APPOINT PART-TIME TELECOMMUNICATORS

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Police Department is desirous of filling part-time vacancies in the Communications Department, and

WHEREAS, the Police Department and Town Board are desirous of hiring qualified candidates who reside within the Town of Coeymans,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint the following as part-time Telecommunicators:

Tressa M. Young Tyler M. Thompson Danielle M. Darlington

BE IT FURTHER RESOLVED, that the part-time Telecommunicators are appointed effective immediately, at the hourly rate of \$16.01, as set by the current Collective Bargaining Agreement. Appointments are to be contingent upon Albany County Civil Service approval and the successful completion of background check and one year probation as well as all phases of training.

RES. #121-13 REAPPOINT ASSESSOR TO SIX YEAR TERM

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the term of Laura J. VanValkenburg as the Town of Coeymans Assessor will expire on September 30, 2013, and

WHEREAS, the Town Board has determined her service to be of value to the Town, and

WHEREAS, Ms. VanValkenburg has expressed an interest in retaining her position as the Town of Coeymans Assessor,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby reappoint Laura J. VanValkenburg to a six-year term as the Town of Coeymans to expire September 30, 2019.

Councilman Boehm stated that he wanted to thank Laura for her service to the Town and had recently worked on some revaluations, which was some tough stuff and he is looking forward to working with her.

Supervisor Flach stated that Ms. VanValkenburg was in the audience and then congratulated her.

RES. #122-13 ACCEPT RESIGNATION OF PART-TIME OFFICER

On motion of Supervisor Flach, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Peter C. Zownir has submitted his letter of recognition as part-time Police Officer in the Town of Coeymans Police Department,

NOW, THEREFORE, BE IT RESOLVED, that Peter C. Zownir's resignation as part-time Police Officer be accepted effective July 26, 2013.

Councilman Boehm stated that he wanted to thank Mr. Zownir for his service to the Town of Coeymans.

Supervisor Flach stated that he was a great Officer and is a full-time Officer at another agency and then congratulated him on that appointment.

Letter of Resignation:

Dear Chief Darlington,

I am writing to formally notify you that I am resigning from my position as part-time patrolman with the Town of Coeymans Police Department.

My last day of employment will be July 26, 2013 after completing my scheduled A-line on that date.

I truly appreciate each and every opportunity that I have received from the Town of Coeymans Police along with your professional guidance and support. I wish you and the Town of Coeymans Police Department the best of luck and success in all future endeavors.

Sincerely,

Peter C. Zownir

RES. #123-13 AMEND RESOLUTION #103-13

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans hereby amends Resolution #103-13, which was adopted on June 24, 2013, and

WHEREAS, the resolution read “the Summer Food for Thought Program is in need of Food for Thought Counselors to supervise the children who have signed up for the program”, and

WHEREAS, the Albany County Department of Civil Service does not recognize the title of Food for Thought Counselor.

NOW, THEREFORE, BE IT RESOLVED, that the adopted resolution be amended to read as follows,

WHEREAS, the Summer Food for Thought Program is in need of Recreational Assistants to supervise the children who have signed up for the Program.

Councilman Dolan stated that he thought they amended this resolution when they originally passed it.

Supervisor Flach stated that they didn’t and actually did just the opposite and according to Civill Service they have to go with the proper title.

RES. #124-13 GRANT COMPETITIVE CIVIL SERVICE STATUS

On motion of Councilwoman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Albany County Department of Civil Service has risen an issue with the number of hours worked by non-competitive part-time and these officers are eligible for competitive status,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby grant competitive Civil Service status as less than full-time Police Office to the following:

James Gallagher

BE IT FURTHER RESOLVED, that the granting of competitive Civil Service status is pending approval by Albany County Civil Service.

RES. 125-13 AMEND 2013 BUDGET – INSURANCE RECOVERY

On motion of Councilman Masti, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans 2013 Adopted Budget did not provide funding for revenue line item A2680 – Insurance Recovery,

WHEREAS, the Town of Coeymans has received insurance recovery monies for a law enforcement vehicle,

NOW, THEREFORE, BE IT RESOLVED, that the 2013 Budget be amended as follows:

Increase Revenue Line Item A2680 Insurance Recovery	\$3,581.91
Increase Appropriation Line Item A3120.4 – Law Enforcement Contractual	\$3,581.91

Supervisor Flach stated that the resolution is for accounting purposes so they know when money comes in for insurance; they know where it is going.

Councilman Boehm asked if it was for the car.

Supervisor Flach stated that it was.

RES. #126-13 AMEND 2013 BUDGET - CHIPS

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was TABLED

WHEREAS, the Town Board of the Town of Coeymans had budgeted \$87,500.00 to DB3501 – CHIPS for the 2013 Adopted Budget, and

WHEREAS, the Town of Coeymans has been notified that the Town will not be receiving \$87,500.00 but will be receiving \$111,956.81, and

WHEREAS, the Town Board of the Town of Coeymans wishes to amend the 2013 Adopted Budget to reflect the difference of the amount to be received,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans is to amend the following line items in the 2013 Adopted Budget.

Increase	DB3501	\$24,456.81
Increase	DB5112.4	\$24,456.81

Supervisor Flach interjected that something didn’t look right to him and he believes that one should be increased and one decreased.

Deputy Highway Superintendent Searles stated that at the last meeting they decreased and put in the money for the box.

Councilman Masti inquired as to which one is the box account.

Highway Superintendent Deering stated that it is DB5130.2.

Councilwoman Rogers interjected that it is not one of the listed accounts.

Supervisor Flach suggested that they table the resolution until they can clarify it.

RES. #127-13 APPOINT ZONING BOARD MEMBER

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans is interested in filling the current vacancies on the Town of Coeymans Zoning Board,

NOW, THEREFORE, BE IT RESOLVED, that Daniel T. Harris of 245 Star Road, Ravena, is hereby appointed to the Town of Coeymans Zoning Board, effective immediately.

Supervisor Flach stated that they should add with a term to expire December 31, 2013.

RES. #128-13 APPROVE JULY 2013 ABSTRACT

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby approve the following claims of vouchers for the July, 2013 Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	1459-1506	\$204,243.58
General	1563-1589,1591-1603	\$ 42,264.32
	General Total	\$246,507.90

POLICE FORFEITURE (A)		
Police Forfeiture Prepay	1507	\$ 50.30
Police Forfeiture	1604-1605	\$ 2,249.65
	Police Forfeiture Total	\$ 2,299.95
PART-TOWN (B)		
Part-Town Pre-Pay	1508-1523	\$176,290.29
Part-Town	1606-1609	\$ 4,359.47
	Part Town Total	\$180,649.76
HIGHWAY (DB)		
Highway Pre-Pay	1524-1534	\$ 40,472.64
Highway	1590,1610-1638	\$ 29,017.74
	Highway Total	\$ 69,490.38
SEWER (SS)		
Sewer Pre-Pay	1535-1554	\$ 17,380.60
Sewer	1639-1663	\$ 12,123.39
	Sewer Total	\$ 29,503.99
CAPITAL PROJECTS (H38)		
Capital Projects	1664-1670	\$ 2,447.65
	Capital Projects Total	\$ 2,447.65
CAPITAL PROJECTS (H39)		
Capital Projects	1671	\$ 875.00
	Capital Projects Total	\$ 875.00
	Total for all Funds	\$531,774.63
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	1555-1562	\$222,814.70
	Trust & Agcy. Total	\$222,814.70

Councilman Boehm stated that he wished to offer a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, authorizing Attorney for the Town Wukitsch to represent the Town of Coeymans vs. PERB in upcoming pending litigation.

VOTE – AYES 5 – NAYS 0 – SO MOVED

TOWN BOARD WORKSHOPS / MEETINGS

- Joint Village/Town Meeting, July 23, 2013, 7:00pm – Cancelled
- Planning Board Workshop, July 29, 2013, 6:00pm
- Planning Board Public Hearing, August 5, 2013, 6:00pm
- Planning Board Meeting, August 5, 2013, 7:00pm
- Town Board Workshop, August 20, 2013, 6:00pm
- ZBA Meeting, August 21, 2013, 7:00pm
- Town Board Meeting, August 26, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any other comments.

Town Clerk Millious stated that she had mentioned in May that her husband would be undergoing a kidney transplant and that her daughter was the donor and she wants everyone to know that it is going well and the surgery was a success and she thanks everyone for thinking of them.

Supervisor Flach asked if there were any other comments.

Police Sergeant Thompson stated that he wanted to thank the Board for making the appointments they requested to help them do the job out there.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that it was really hot at the Recreation Program last week and there was a suspension of some activities but they will maintain a presence in the heat from now on and they are working with the Police Athletic League to buy some board games to play under the pavilions. He added that there were 50+ earlier in the day so it bounced back and is going well.

Supervisor Flach asked if there were any other comments.

Councilman Masti stated that Chief Darlington was supposed to get back to him and was absent and then asked Sergeant Thompson if he knew what was going on with the Hannacroix Creek Project.

Sergeant Thompson stated that he didn't and the Chief did not report to him about the project.

Councilman Masti reiterated that he had not reported back to him either and continued by asking what happened with the bear that was spotted near the Recreation Program.

Sergeant Thompson stated that to his knowledge the bear is no longer in the area but because they move around, he cannot report finitely where it is or what the status is.

Councilman Masti stated that he was asked if it was tranquilized and moved.

Sergeant Thompson stated that to his knowledge it was not and added that they had an issue trying to find rubber ammunition, which is typically used to scare a bear but there was non available through Encon.

Supervisor Flach stated that some may not be aware that there was a bear that ran though Mosher Park where they are having the Summer Recreation Program and there was some concern because of all the kids. He added that the police patrolled for a bit and contacted DEC.

Councilman Boehm interjected that some of the problem is the number of bird feeders in yards.

Sergeant Thompson stated that they are attracted to bird feeders, garbage, dumpsters and things of that nature.

Supervisor Flach asked if there were any other comments.

Councilman Masti stated that the Matthew Project, which is done by the community churches, is providing lunches and the numbers were down at the beginning of the month but started picking up and last week they were down because of the heat and no one wanted to go out.

Supervisor Flach asked if there were any other comments, hearing none he offered a motion to adjourn.

ADJOURNMENT

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the Town Board Meeting was adjourned.
VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 7:53pm

Respectfully Submitted, **APPROVED –**

Diane L. Millious, Town Clerk

A Town Board Workshop was held Tuesday, August 21, 2013, at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Greg Darlington, Chief of Police
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- Presentation - Sandy Mathes
- JCAP Court Assistance Program
- Appoint Clerk – Highway Department
- Planning / Zoning Vacancies
- School Resource Officer
- Police Reimbursements
- Bingo Inspector
- Appoint Planning Board Chairman
- Police Car
- Appoint Representation for Article 78 Proceeding
- Employee Handbook
- Executive Session

PRESENTATION

Economic Development – Sandy Mathes

Supervisor Flach invited Mr. Mathes to the microphone to give a presentation on Economic Development.

Mr. Mathes thanked the Town Board for the invitation to discuss economic development and continued by discussing potential work with the Town on economic development and how he can assist in the process.

Discussion ensued amongst the Town Board and Mr. Mathes relative to a plan for economic development in the Town of Coeymans, his expertise and cost associated with his services.

DISCUSSIONS

School Resource Officer

Supervisor Flach stated that Dr. Alan McCartney was present to discuss the School Resource Officer.

Chief Darlington stated that he asked Dr. McCartney to come to the Workshop because they have had several discussions about an Intermunicipal Agreement and the School Resource Officer Program and the school district would like to know the status. He continued by saying that he and Dr. McCartney sat down earlier in the week and talked about some of the concerns that he had with the agreement and in turn he asked him to attend the Workshop in case there were any questions.

Discussion ensued amongst the Town Board and Dr. McCartney relative to shared services with the school for supplies, etc. and the duties of a School Resource Officer as well as the SRO being part of Incident Management, Crisis Management and a Truancy Policy to keep better track of the kids that are not coming to school as well as helping with a security system and card readers.

Chief Darlington explained the process and requirements for being a Student Resource Officer and added that he can forward to Attorney for the Town Wukitsch the final draft agreement in order to move forward.

Councilman Boehm stated that he would like for it to be on the agenda for approval at the next Town Board Meeting so the position is filled on opening day.

Discussion ensued amongst Chief Darlington and the Town Board regarding training and the candidates who might be interested.

Chief Darlington stated that he believes that there are three candidates and he would ask them for their letter of interest and in turn set up interviews. He continued by saying that he checked into the grant and he was advised that they received it.

Councilman Boehm asked about the Memorandum of Understanding that they had to submit.

Chief Darlington stated that the Intermunicipal Agreement will be the Memorandum of Understanding, which will be on the agenda for signature at the next Town Board Meeting on Monday.

JCAP Court Assistance Program

Supervisor Flach stated that the JCAP Application is a time sensitive matter and added that it gives them funding for needs in the Court and then asked that Councilman Masti introduce the resolution.

RES. #129-13 AUTHORIZE JUSTICE COURT TO PREPARE JCAP APPLICATION

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Court is desirous of making application for funding assistance to obtain office equipment, and

WHEREAS, such assistance is possible through the New York State Unified Court System Justice Court Assistance Program (JCAP) application,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans authorizes the Town Justice Court to prepare such JCAP application and forward the completed application to Supervisor Stephen D. Flach for signature and submission.

Councilman Dolan inquired as to when they need to have it done by.

Supervisor Flach stated that he was not given a date.

Appoint Highway Clerk

Supervisor Flach stated that the Highway Department has been looking for a part-time clerk for quite some time and then asked Highway Superintendent Deering if he had any comments.

Highway Superintendent Deering stated that there were only two applications.

Deputy Highway Superintendent Searles interjected that it was in the paper for two weeks.

RES. #130-13 APPOINT HIGHWAY CLERK

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE 5 – NAYS 0 – SO MOVED

WHEREAS, Highway Superintendent Deering is desirous of filling a part-time position for a Clerk I at the Highway Department, and

WHEREAS, the Highway Superintendent has advertised and interviewed a number of applicants for the position and found a candidate who meets the minimum qualifications, and

WHEREAS, the position is pending Albany County Department of Civil Service review and approval of the candidate's qualifications,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Ursula A. Millett to the position of part-time Clerk I, at the hourly rate of \$11.22, effective August 21, 2013.

Supervisor Flach stated that there was a resolution previously and that candidate did not work out so Highway Superintendent Deering advertised again for two weeks.

Councilwoman Rogers asked if the seasonal employee was done.

Deputy Highway Superintendent Searles stated that his time was up according to the resolution that the Town Board did.

Councilwoman Rogers asked if he was still working.

Deputy Highway Superintendent Searles stated that Friday was his last day.

Councilman Boehm asked if they wanted to extend it.

Highway Superintendent Deering and Deputy Highway Superintendent Searles stated that they could use him.

Deputy Highway Superintendent Searles stated that the resolution termination date was for August 16th.

Councilwoman Rogers suggested that they do a resolution at the next Town Board Meeting to extend it.

Collectively Highway Superintendent Deering and Deputy Highway Superintendent Searles thanked the Board and added that they appreciate it.

Highway Superintendent Deering stated that he would like to have permission to list the old box on Auctions International and hopefully get some money for it.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, authorizing Highway Superintendent Deering to advertise the old truck body box on Auctions International.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Planning / Zoning Vacancies

Supervisor Flach stated that they have some vacancies on the Planning and Zoning Boards, which has been for quite some time and they now have some people interested in being members and added that letters are attached to most of the resolutions.

RES. #131-13 ACCEPT RESIGNATION OF PLANNING BOARD MEMBER

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE 5 – NAYS 0 – SO MOVED

WHEREAS, William Brown submitted his letter of resignation as member of the Planning Board,

NOW, THEREFORE, BE IT RESOLVED, that William Brown's resignation as member of the Planning Board is hereby accepted.

Councilman Dolan stated that he wanted to read Mr. Brown's resignation letter and read as follows:

Mr. Supervisor,

Please accept this as my resignation as well.

Bill Brown

Councilman Dolan asked what "as well" meant.

Supervisor Flach stated that he believes that he meant as well as Mr. Foronda's resignation and he spoke with Mr. Brown right after receiving it and he said that he had some health and family issues, which were also reasons for leaving. He concluded by saying that they appreciate his service on the Planning Board, which he was on for quite some time.

RES. #132-13 APPOINT ZONING BOARD OF APPEALS MEMBER

On motion of Councilman Dolan, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE 5 – NAYS 0 – SO MOVED

WHEREAS, the Zoning Board of Appeals has a vacancy due on the Board,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Michele Maddage to the Zoning Board of Appeals for a term to expire December 31, 2015.

Councilman Masti stated that this was the first time that he had seen it and asked if she was also running for Town Clerk.

Councilwoman Rogers stated that it is.

Councilman Dolan interjected that it was e-mailed on August 5th.

Supervisor Flach stated that it was received on August 5th from Michele and added that she lives at the top of Martins Hill on Palmer Drive and she requested to be on the Zoning Board and they have not had many applicants.

Councilman Masti inquired about the possibility of it being a conflict with being on two Boards.

Councilwoman Rogers stated that she is not on the Board yet.

Councilman Dolan stated that they would cross that bridge when they come to it.

Councilman Masti asked whether or not you can be on the Zoning Board if you are an employee of the Town.

Supervisor Flach stated that you can not and Councilman Masti is asking that because Ms. Maddage is also running for Town Clerk and if she does get elected she would have to relinquish her Zoning Board title.

Councilman Dolan stated that Mrs. Ziegler is an employee of the Town and on the Planning Board.

Supervisor Flach stated that was true and he is not sure how it works.

Councilman Dolan stated that an Elected Official might be a different ball of wax and reiterated that they will cross that bridge when they come to it.

Councilman Masti stated that it is his only concern.

Councilman Boehm stated that Michelle is a great candidate and will be a great asset to the Zoning Board and then asked about the new members being sworn in.

Town Clerk Millious stated that they have 30 days from the time that they are appointed and she usually notifies them to come in.

Supervisor Flach asked that Ms. Maddage come in as soon as possible and added that there is also a Civil Service application and Town of Coeymans application that she has to complete.

RES. #133-13 APPOINT PLANNING BOARD MEMBER

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans is desirous of filling vacancies that exist on the Planning Board, and

WHEREAS, the passing of Mr. Joseph Kapusta has caused a vacancy, and

WHEREAS, Mr. Robert Nolan has expressed interest in serving as a Planning Board member,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby appoints Mr. Robert Nolan to serve as a Planning Board member for a term to expire December 30, 2016.

Councilman Boehm stated that Mr. Nolan is a great choice and has a successful business in Town and is a lifelong resident and that will make a good addition to the Planning Board.

Councilman Dolan interjected that they are fortunate to have Ms. Ziegler as an alternate member so if any of his business comes before the Board he can recuse himself and she can handle it.

Supervisor Flach stated that Mr. Kapusta's term was to expire on December 30, 2016 and that is when Mr. Nolan's term will expire.

RES. #134-13 APPOINT PLANNING BOARD MEMBER

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans is desirous of filling vacancies that exist on the Planning Board, and

WHEREAS, the resignation of Mr. Peter Foronda has caused a vacancy, and

WHEREAS, Mr. Michael Beachler has expressed interest in serving as a Planning Board member,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Mr. Michael Beachler to serve as a Planning Board member for a term to expire December 31, 2013.

Supervisor Flach stated that Councilwoman Rogers knows Mr. Beachler quite well.

Councilwoman Rogers stated that he lives on Rte. 143 in Coeymans Hollow and is retired and has a lot of time on his hands and was very interested in serving on the Planning Board.

Supervisor Flach stated that he is a member of the Coeymans Hollow Fire Department and will be a good addition to the Planning Board.

RES. #135-13 APPOINT ZONING BOARD OF APPEALS MEMBER

On motion of Supervisor Flach, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE 5 – NAYS 0 – SO MOVED

WHEREAS, the Zoning Board of Appeals has a vacancy due to the resignation of Board member Patrick Brown, and

WHEREAS, the Town Board is desirous of filling this vacancy and completing the term of office left by Mr. Brown's departure,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Daniel T. Harris to the Zoning Board of Appeals for a term to expire December 31, 2013.

Supervisor Flach stated that an Oath of Office has to be done within a specific timeframe of 30 days and Mr. Harris was on his Honeymoon so they had to re-do the resolution.

Councilman Dolan asked if the date of December 31, 2013 coincides with Mr. Brown's term date.

Supervisor Flach stated that it does and Mr. Harris can be reappointed at their January 2014 Organizational Meeting.

Police Reimbursement

Supervisor Flach asked that Chief Darlington discuss police reimbursement.

Chief Darlington stated that Councilman Boehm wanted it on the agenda.

Councilman Boehm stated that Chief Darlington had sent an e-mail about reimbursements from the bike race and grant money for the patrol rifles and he believed one other.

Chief Darlington stated that they had received over \$4,000.00 in an Equipment Grant from the District Attorney's office for the patrol rifles to be mounted in the police cars, the bike race reimbursed them \$400.00 for the two officers that assisted during their bike race and CSX has reimbursed them \$900.00 for officers that had to direct traffic on Rt.

144 while they ripped up the railroad crossing. He added that just recently he was advised by Clerk King that they had \$5,000.00 dollars which was unidentified and he had since researched it and it was overtime reimbursement for the officer assigned to the Task Force.

Councilman Boehm inquired about the insurance money for the car involved in an accident.

Chief Darlington stated that he was not sure but the car has been fixed and is up and running.

Town Clerk Millious stated that it did come and she had received the check, which was forwarded to bookkeeping.

Supervisor Flach stated that there was a resolution at the last meeting because the money was received from the insurance company.

Chief Darlington stated that he was going to question the reimbursements because he didn't know if they had to do budget amendments because they were not budgeted.

Supervisor Flach stated that he would check into it and if there has to be budget amendments, they will do them at the next Town Board Meeting.

Bingo Inspector

Supervisor Flach asked what they wanted to do about a Bingo Inspector.

Councilman Boehm stated that there is one bingo game in Town at the Senior Center and it is every week for about three hours and the job description states that the Bingo Inspector has to be on site for the entire game.

Chief Darlington stated that he interviewed one resident who was greatly interested until she found out it was Sunday evening and a Village resident who was interested until she found out it was Sunday evening, which is for most people family time.

Supervisor Flach stated that Mr. Domanico, who had done it since 2007 has expressed interest in doing it again. He added that the budget was cut last year from \$2,400.00 to \$1,200.00 and Mr. Domanico said that it was not enough and resigned.

Councilwoman Rogers interjected that they cut it because it went from two games a week to one.

Councilman Boehm stated that it is roughly 12 hours a month.

Ms. Donna Pasquini, a former Bingo Inspector stated that you have to be there just before the Bingo starts because you have to do a head count and you have to make sure that they are paying out the right amount because it goes by the number of players and the biggest problem is that if you are the Bingo Inspector you cannot play. She added that you sit and watch and answer questions and have to fill out a paper stating what was taken in and paid out that is given to the Town Clerk Millious the following day.

Supervisor Flach stated that he will talk to Mr. Domanico about being there the whole time.

Councilwoman Rogers stated that they can put it on the agenda for the next Town Board Meeting.

Councilman Boehm stated that if he understands that he has to be there for the entire time and agrees to it, they will hire him at the next Town Board Meeting.

Chief Darlington asked that starting 2014 he would like for the Bingo Inspector to be removed from his responsibility because when Mr. Domanico resigned he was not

informed nor was he informed about his desire to come back. He added that he is not comfortable being responsible for something that he knows nothing about and they fail to report to him.

Supervisor Flach stated that he received a letter from Mr. Irwin about being the Planning Board Chairman as well as a letter from the Planning Board recommending this, which they voted on at the last meeting.

Councilman Dolan interjected that it is not up to them to vote him in.

Supervisor Flach agreed that it was not up to them to vote him in but it is what they wanted.

Councilman Boehm stated that the point was made at a Town Board Meeting that the Planning Board should have some input about who is the Chairman and in turn they sent a memo to the Town Board indicating that they wanted Mr. Irwin to be their Chairman.

RES. #136-13 APPOINT PLANNING BOARD CHAIRMAN

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Buddy Irwin as Chairman of the Town of Coeymans Planning Board. This appointment is effective immediately and will expire December 31, 2013.

Councilman Dolan stated that he was not at the meeting and he did not receive the letter and then asked if there were any other qualifiers in the letter.

Supervisor Flach stated that the letter was written by the Vice-Chair, Ms. Kunz and it said that they felt as though Mr. Irwin was qualified.

Police Car

Supervisor Flach stated that Chief Darlington was going to get some prices for a new police car.

Chief Darlington stated that the cost would be pretty close to what the last vehicle was and there is one additional piece of equipment as a result of the State taking it out of service and they would have to purchase it, which is radar and would be an additional \$3,000.00.

Supervisor Flach stated that it is approximately \$25,000.00.

Councilman Boehm asked if it would be the same model as the last car purchased.

Chief Darlington stated that it would but it would be color marked.

Councilman Masti asked if it is a Taurus all-wheel.

Chief Darlington stated that it is and it will be replacing one of the Dodge Durangos and then asked what the Board wanted to do and added that as it has been for the last four years, they don't budget for them. He continued by saying that they found money for the last one and the equipment was paid for out of Asset Forfeiture.

Highway Superintendent Deering asked if he was talking about a new car.

Collectively the Town Board said it was.

Councilman Masti stated that they don't buy used cars.

Chief Darlington stated that they could but they would only get half of the life out of it and currently he has a car sitting out of service.

Highway Superintendent Deering interjected that he has trucks sitting out of service.

Chief Darlington stated that the air conditioning unit has to be replaced and the miles are what they are and he does not argue with Highway Superintendent Deering because they have discussed that the equipment in this Town does not get fixed or replaced.

Councilman Boehm stated that the delivery is approximately 3 months after it is ordered. Chief Darlington stated that it varies and is 3-6 months.

Councilman Masti stated that it would not be until after the first of the New Year.

Chief Darlington stated that this is the problem because then they are ready for the next car and the car that was just delivered was to catch up for last year.

Councilman Boehm interjected that they have a Police Department that runs 24 hours a day and you can't get much life out of a car after 100,000 miles.

Supervisor Flach stated it is a struggle and need is not the issue but money is something that they have to think about. He then asked if Chief Darlington had any money that he could use.

Councilman Masti interjected that his money would be for the extra equipment.

Chief Darlington stated that if they recall, last year during budget season some of the money was to potentially pay for some of the patrol shifts that were not budgeted so they didn't have to cut services and they are constantly stealing from Peter to pay Paul.

Councilman Boehm stated that they need to come up with a solution because they just can't not buy cars.

Supervisor Flach suggested that there be a motion at the next Town Board Meeting to purchase a vehicle.

Chief Darlington asked if it would be put out to bid or buy State Contract.

Councilman Boehm interjected that they did well putting the last one out to bid.

Chief Darlington stated that they did and it stayed local.

Supervisor Flach asked that Chief Darlington get it ready for the next meeting and asked that he meet with him to go over some numbers.

Appoint Representation for Article 78 Proceeding

RES. #137-13 APPOINT REPRESENTATION FOR ARTICLE 78 PROCEEDING

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that David Wukitsch, Esq. is hereby appointed as Special Counsel in Coeymans Heritage Society, et al. vs. the Town Board of the Town of Coeymans. The cost of this litigation shall be at a rate of \$185.00 per hour.

Councilman Boehm stated that the resolution is for Attorney Wukitsch to defend the Town of Coeymans against the law suit filed by Coeymans Heritage Society and added that it is actually his discounted rate.

Employee Handbook

Supervisor Flach stated that they were going to table the Employee Handbook discussion.

Executive Session

Supervisor Flach stated that they were also going to table the Executive Session.

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any other comments.

Chief Darlington stated that he received an e-mail regarding the Hannacroix Creek and continued by reading the following:

“We are wrapping up final designs this week with some final QA/QC of the design calculations and methodology and hope to have it wrapped up and permit applications submitted next week”

Councilman Masti asked if he received copies of what they are doing other than the bridge.

Chief Darlington stated that he has.

Councilman Masti asked how long the permit process takes.

Chief Darlington stated that it is New York State and the Federal Government doing it.

Supervisor Flach stated that the concern is that they only have until the end of the year.

Councilman Masti interjected that he would think that it would be tough to do during the winter and added that sooner is better.

Supervisor Flach asked if there were any other comments.

Town Clerk Millious stated that the Sportsmen Licenses went on sale on Monday and doe permits are available until October 1st and she will be mentioning it at Monday’s meeting when it is televised.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that there was a Press Release earlier in the day pertaining to the S.T.A.R. exemption and that everyone is going to have to register through the State and it is not the Enhanced Star.

Supervisor Flach asked Town Clerk Millious if she has the forms.

Town Clerk Millious stated that the Assessor handles the S.T.A.R. Exemptions.

Councilman Boehm interjected that you actually have to go to the website and register with the State.

Supervisor Flach asked if there were any other comments, hearing none he offered a motion to adjourn the meeting.

ADJOURNMENT

Motion

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the Town Board Workshop was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 7:17pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, August 26, 2013 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent
David Wukitsch, Attorney for the Town
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- Public Announcement
 - Town Offices Closed
- Proclamation
- Public Comment
- Approval of Minutes
 - Joint Village/Town Meeting, June 24, 2013
 - Town Board Workshop, July 16, 2013
 - Town Board Meeting, July 22, 2013
 - Town Board Workshop, August 20, 2013
- Supervisor’s Report – July 2013
- Department Reports
 - Town Clerk, July 2013
- Old Business
- New Business
- Resolutions
 - Appoint Seasonal Highway Equipment Operator I
 - Appoint Bingo Inspector
 - Amend Resolution Appointing ZBA Member
 - Authorize Supervisor to Sign Intermunicipal Agreement with R-C-S
 - Authorize Supervisor to Sign Intermunicipal Agreement for School Resource Officer
 - Grant Competitive Status to Police Officer
 - Approve Abstract
- Town Board Workshops/Meetings
 - Planning Board Meeting, September 3, 2013, 7:00pm
 - Town Board Meeting, September 9, 2013, 7:00pm
 - Town Board Workshop, September 17, 2013, 6:00pm
 - ZBA Meeting, September 18, 2013, 7:00pm
 - Town Board Meeting, September 23, 2013, 7:00pm

PUBLIC ANNOUNCEMENT

Supervisor Flach stated that the Town Offices will be closed on Monday, September 2nd in observance of Memorial Day.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time.

Ms. Kathy Emory stated that she lives at 607 SR 143 at the corner of Aquetuct Road and Rte. 143 and on Saturday evening the people that live across from them up on the hill had their yearly party, which has been going on for numerous years, she understands 20 and for the past 10-12 at least she has called the police to complain. She continued by saying that the music was loud, which was not a big deal and they could deal with it but there were 100 people, some under age, with all kinds of drugs available and a lot of drinking and this party is commonly known throughout the area. She added that on Sunday morning while she was having her coffee she heard a lot of commotion and she saw someone running across the street with people chasing them and everyone was screaming so she called 911 and found out that this person was being chased because he had broken into several cars at the party, he had been seen trying to break into her tenants car and her cars, he had stolen some ID and who knows what else and he hit someone in the face with a beer can. She went on by saying that she wanted to thank the Coeymans Police Department for responding as quickly as they did and they handled it in a professional manner but the Town wound up having to pay for the Sheriffs to bring in dogs and a State Trooper helicopter. She continued by saying that her point is that when the police in the area have been told every single year that there is under age drinking, and heavy drugs, so why can't the party be stopped and in past at 4:00am they have had M80's go off and with being across the street you wake up in a hurry and they have seen kids passed out cold laying in the middle on the line of Rte. 143. She then asked if it would take someone getting killed to stop those people from having the party, which is well known and an annual event and she thinks that it is about time that the Board got together and did something about it because they don't have a party permit and she understands that you have to have a permit for over so many people, which she believes is well over 100. She added that they park up and down Rte. 143 and Aquetuct Road, there is trash all over, it's littered and it is disgusting and with cars broken into and it would not have cost the Town a cent had they not had the party and it boils down to a quality of life issue because her and her husband could not take off on the weekend that they have that party because they know every year that there is going to be trouble. She went on by saying that one of the police officers walked up to the party site and claimed that there were better than 25 open violations of drugs and under age drinking, which is not allowed and then asked why it is allowed up there and then requested that the Board put a stop to it for next year.

Supervisor Flach stated that he will ask Chief Darlington if there is a cost for the dog and helicopter.

Ms. Emory stated that she believes that there is a major cost.

Chief Darlington stated that there is no cost to the Town.

Ms. Emory interjected that the people holding the party on the property should be held responsible and if a bar serves a minor, they lose their license and punishment should apply to those having the party.

Chief Darlington stated that several years ago the same topic came up and he requested that large gathering permits be required but it was denied.

Ms. Emory asked by whom and on what grounds it was denied.

Chief Darlington stated that the Board at that time felt that if people were having parties on their private property, it was their business.

Ms. Emory interjected that it was a different time and era.

Chief Darlington stated that he was not talking that far back and he would guess it to be 3-4 Supervisor's ago.

Ms. Emory reiterated that the family should be responsible.

Chief Darlington stated that he agrees and the issue that they have is that the party is so far back and they can't just go on people's property and once they arrive on the scene the property owner is right there, which prevents them from going back any further. He added that it is an issue and the reason why he pushes and he will again push for a permit requirement because he found out about the party that night, which was one of the huge issues because his department was not prepared for the party and he only had one car on the midnight shift.

Ms. Emory interjected that she disagreed because they told two of his Officers the day before, which was Friday night and they did and always alert the Police Department.

Chief Darlington stated that he did hear about it Friday night and there were three cars on because that is their busy night and on Saturday night due to vacations and coverage issues they were shorthanded and there was only one car on the midnight shift and C-line volunteered and stayed over for a little while and was authorized to take the car home because he was back in at 8:00 the following morning.

Ms. Emory stated that this was the first year that she didn't call because things were relatively peaceful and they could deal with the music but then the incident broke out in the early morning.

Chief Darlington stated that it ruined his Sunday too and he agrees that there needs to be some kind of accountability for large gathering events because when things go wrong the Town is left holding the bag trying to resolve the issues. He added that there are many large events, like the tractor pulls that were serving alcohol on private property and under the permits it would be required that they have security and plans on how they are going to control the number of people that they are going to have, which they would approve and by doing that it allows the Police Department to prepare for an incident like that.

Mr. Emory from the audience interjected that the noise is also an issue and he has shell shock and he shoots right out of bed and added that it is an awful thing to be that way but he can't help himself.

Supervisor Flach interjected that at some point they should sit down and go over the Emory's list of complaints.

Ms. Emory stated that she would appreciate that.

Councilman Masti inquired about illegal drugs and serving under age and what it would take for the police to go on their property.

Chief Darlington stated that there would have to be proof of it at that point.

Ms. Emory asked what they need for proof.

Mr. Emory stated that they would have to see people doing it.

Chief Darlington agreed and said that they can't just walk into a party because they think that there is underage drinking but if someone tells them that there is underage drinking and they can get the proof, they can get a Search Warrant and search the premises.

Ms. Emory stated that his Officers walked up the hill on the edge of the property and could see what was going on.

Chief Darlington stated that he is not going to comment on that Officer's comments because he does not think that he was explaining things that actually were there and considering that they were in the middle of searching for someone, they are not going to stop the search to deal with that issue.

Supervisor Flach stated that they need to discuss this at some other point and they need to stop going back and forth and then asked if there were any other comments.

Councilman Masti inquired as to what disturbing the peace is considered.

Chief Darlington stated that there is disorderly conduct, which is unreasonable noise and he did look to see if the Emory's filed a noise complaint.

Ms. Emory stated that she had said earlier that she didn't call for the noise this year.

Chief Darlington interjected that there were no calls on the party and they actually only had one call about a couple arguing in the street who were removed and sent home and if there were complaints, they could go in and shut it down. He added that they have to be prepared for that and he can't walk into a crowd of 200 people with one officer and expect to shut something down when they are under the influence of alcohol.

Ms. Emory asked Chief Darlington if they could discuss it further at another time.

Chief Darlington agreed.

Supervisor Flach thanked Ms. Emory and then asked if there were any other comments.

Ms. Barbara Heinzen stated that a number of people watch what is going on at the Town Board Meetings and she wanted to let everyone know who is watching that there will be a Workshop of the Planning Board on August 27th to do a new Environmental Assessment Form for the new site of TCI's proposed business along Rte. 144. She continued by saying that the last time she watched the EAF being done, it was not a pleasant experience and she feels as though the Planning Board was not treated well by the applicant and she would hope that a number of people come along to make sure that the proper decorum is observed by all. She added that she also wanted to point out that there is going to be a Public Hearing on TCI's proposal on September 3rd at 7:00pm and she would hope that people within the Town would come to that as well and ask the right questions and make a sensible decision on the matter.

Supervisor Flach thanked Ms. Heinzen and then asked if anyone else wished to comment.

Ms. Sylvia Lawler stated that she lives in the Town of Coeymans and she wanted to speak a little further about what Barbara referred to. She continued by saying that on July 1st TCI appeared before the Planning Board in anticipation of a Public Hearing on their Site Plan Review, the application was incomplete so the then Chairman Peter Foronda could not open the Public Hearing and TCI tried to encourage him to do so but he stood firm and the only terms that she can think of are badger or bully. She added that Tom, Peter and Steven were there, it was very unpleasant but in the end a Public Hearing was not held and the following week Peter Foronda resigned after 22 years as the Planning Board Chairman and a few days later Bill Brown, a new Planning Board Member, resigned, both because of the stress created by the behavior of TCI. She went on by saying that Barbara had addressed the July 15th Workshop at which after completing their part, they pretty much tried to dictate to the Planning Board how to answer the Planning Board's part, which was entirely inappropriate and on August 5th, TCI came again before the Planning Board and they were told that if they had all their ducks in a row there would be a Public Hearing that night. She added that what happened is that they presented what she believes was in good faith a proposal to move their facility further from Coeymans Creek and P.B. Elementary and because the new site required a new Site Plan Review, once again they could not open the Public Hearing and when a Planning Board member had a lot of questions she was singled out by Mr. Better, the attorney for TCI again and again. She continued by saying that it was bullying but Mr. Irwin and the other Planning Board members stood firm and she believes that TCI is going to come

before the Planning Board on September 3rd for a Public Hearing and added that if you didn't know better you would have thought that Mr. Better was Chairing the meeting, but both Mr. Foronda and Mr. Irwin called him on it and the attorney for a group of citizens called him on it. She went on by saying that it makes it impossible for the Planning Board to do their job, which is to have an active debate and arise at a sensible decision, which could be that TCI is an appropriate business for that site or is not but TCI has to remember that they are the applicant here and if she were doing a job interview, she would have second thoughts.

Supervisor Flach thanked Ms. Lawler and then asked if there were any other comments.

Mr. Chris Bodeen stated that he was present to represent Oakbrook Manor Apartments in Ravena and he is before the Board to ask that they reconsider Oakbrook Manor as participants in the Section 8 Program and he has tried on several occasions to make an appointment with Supervisor Flach, which he has not done for one reason or another. He continued by saying that he spoke with Jim Mastrianni earlier in the day and he said that he actually wrote the Town Board a letter recommending that they be able to take part in the program once again. He added that they have invested over 4 million dollars into the property since he has been there and they are under new ownership and management and they can ask the Police Department and Building Inspector about the change and if it would help he would like to invite the Town Board to look at the property and the things that they have done and the changes. He continued by saying that he understands why the program was taken from Oakbrook but he came on about 5 years ago and it has been an upward battle improving the property and on those grounds he would like for them to take a look at his property and to ask that they consider letting Oakbrook back into the program again because they don't just let anyone more in anymore, they have strict criteria for everyone whether it be Section 8 or anyone else, they have to be approved in order to move into Oakbrook Manor. He added that they do background checks, credit checks and criminal background checks and this month they have denied almost doubled the amount that they have moved in just because they were the type of people that they didn't want as neighbors. He went on by saying that he also wanted to know what the criteria was and why they were denied because he was told by Supervisor Flach's Secretary that it was denied and he was wondering why.

Supervisor Flach interjected that the Board as a whole decided that they didn't want to open up any more Section 8 Housing within the Town.

Mr. Bodeen went on to say that he toured some of the other properties allowed in Section 8 and from what he saw his property is in much better condition and if it is that they want the elderly and veterans to take first priority, they can talk to Mr. Mastrianni and set that up, he is not opposed to it and reiterated that there is a strong criteria for moving in. He concluded by saying that he wanted to ask for their reconsideration.

Councilman Dolan stated that he would be interested in talking to the police about it and the Village of Ravena Code Enforcement.

Councilwoman Rogers interjected that when they made the decision it was not just the condition of Oakbrook Manor and they didn't do background checks back then and it took a long time to clean it out and they don't want it to return.

Mr. Bodeen stated that he does not blame them for that and it was five years ago when they started pushing issues and he does not want to degrade anyone but the quality of life is much different than it was 5 years ago, there is a lot less trouble and the apartments have been all redone from cabinets to carpet, plumbing and electrical. He added that they can ask Mr. Mastrianni about the inspections of Section 8 people that were grandfathered in and when there is something wrong, they take care of it and pass inspection again and they are very diligent as far as what they are doing with the maintenance and when he was first hired they basically had one maintenance person and one office person and he now has a full staff of 2 full-time maintenance guys, 1 person that flips the apartments when they are vacant, 2 cleaners, 3 people in his office and a Leasing Agent, which is a much bigger staff than they used to have and they are able to take care of the work.

Supervisor Flach stated that the whole Board could discuss it at a Workshop Meeting and they could talk about reconsidering it as a full Board.

Chief Darlington stated that Mr. Bodeen is quite active with the Albany County District Attorney's Safe Home Safe Streets Program, there are signs and they are registered and the police routinely check in there and every year they are at the landlord training and he knows that they reach out to the District Attorney's Office quite frequently and they are definitely making strides from where they were.

Councilman Boehm asked if Mr. Bodeen was local.

Mr. Bodeen stated that he lives at Oakbrook Manor and he can offer an invitation to them to look at the property anytime that they want.

Attorney for the Town Wukitsch asked how many units there were.

Mr. Bodeen stated that there were 278 and right now approximately 84% full.

Councilman Dolan asked how many Section 8 units are available.

Mr. Bodeen stated that there are three right now with one pending, there is a Senior Citizen approved for Section 8 but because of the Board's decision she is on hold.

Councilman Dolan asked if he had a guess as to how many there would be if they were to allow additional.

Mr. Bodeen stated that he doesn't because they are not going to just accept anyone that they send them but ultimately he would like to be 100% full, whether it is Section 8 or someone else who passes their criteria.

Councilman Dolan asked if he would use the same criteria.

Mr. Bodeen stated that he would and that would not change it.

Councilwoman Rogers asked if the person waiting is disabled.

Mr. Bodeen stated that she is.

Councilwoman Rogers stated that Mr. Mastrianni knows that the disabled gets preference so that should not pertain to her.

Mr. Bodeen stated that he was not going to mention any names and he does not have the paperwork and she was approved by Mr. Mastrianni but for some reason she cannot get her apartment paid for.

Councilwoman Rogers asked Supervisor Flach if he knew the reason for that.

Supervisor Flach stated that they could contact Mr. Mastrianni about her and added that they had not known anything about it.

Mr. Bodeen stated that Mr. Mastrianni had told him earlier in the day that he sent Supervisor Flach a letter and had highly recommended that Oak Brook be approved for the program.

Supervisor Flach stated that the letter was to approve the program and not the particular person that they are talking about and as a Board they had decided not to take anymore Section 8, which his secretary had mentioned to him and Mr. Mastrianni.

Councilwoman Rogers stated that she is concerned because elderly and disabled was not changed and this is who they accept.

Mr. Bodeen stated that he does not know what more to say other than she was told that she cannot have Section 8 until the Board approves it.

Councilwoman Rogers stated that they would check into it for him.

Mr. Bodeen stated that at a different time if she would like the tenant’s name to contact herself he would be more than willing to give it to her.

Supervisor thanked Mr. Bodeen and asked if anyone else wished to comment, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were three sets of minutes for Town Board approval, a Joint Town / Village Meeting on June 25th, a Town Board Workshop on July 16th, a Town Board Meeting on July 22nd and a Town Board Workshop on August 20th, then asked for a motion to approve them.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, the Town Board Minutes were approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

SUPERVISOR’S REPORT

July 2013

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$830,588.45	\$ 53,930.22	\$306,868.87	\$577,649.80
Part-Town	\$582,639.39	\$431,486.01	\$192,229.81	\$821,895.59
Highway	\$ 43,579.24	\$169,122.13	\$ 82,999.24	\$129,702.13
Bridge Const.	\$ 28,922.38	\$ 13.94	-0-	\$ 28,936.32
Sewer	\$ 83,570.11	\$ 53,291.98	\$ 35,650.05	\$101,212.04
Special Water	\$ 32,251.88	\$ 1.37	-0-	\$ 32,253.25
Police Forf.	\$ 4,891.99	\$.21	\$ 2,299.95	\$ 2,592.25
Trust & Agcy.	\$ 12,050.38	\$309,316.21	\$305,289.34	\$ 16,077.25
H-Fund	\$319,725.85	\$ 86.40	\$ 3,322.65	\$316,489.60
Section 8 – HUD	\$ 31,517.49	\$ 40,500.54	\$ 41,365.28	\$ 30,652.75
			Total Rec. Bal.	\$2,057,460.98

SAVINGS ACCOUNTS

Unemployment	\$ 702.98
Grove Cemetery	\$40,919.09
Coey. Hollow Cem.	\$13,423.19

COLLATERAL
COVERAGE

Bank of Greene
National Bank

FDIC

COLLATERALIZED

\$250,000.00	\$2,713,395.00
\$250,000.00	\$1,012,710.00

Sewer-Dedicated	<u>\$10,143.69</u>
Total	\$65,188.95

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Supervisor’s report was approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

DEPARTMENT REPORTS

Town Clerk - July

Supervisor Flach asked that Town Clerk Millious give the Town Clerk’s Monthly Report.

Town Clerk Millious continued by giving the report.

Supervisor Flach offered a motion to approve the report.

MOTION

On motion Supervisor Flach, seconded by Councilman Masti, the Town Clerk’s Report was approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

Town Clerk Millious stated that she wanted to mention that there is a Primary Election that will be posted and in the paper and continued by reading the following:

A Democratic, Conservative and Independent Party Primary will be held on Tuesday, September 10, 2013 and polls are open from 12:00pm to 9:00pm.

1st District	Coeymans Fire House, 67 Church St, Coeymans
2nd District	Coeymans Fire House, 67 Church St., Coeymans
3rd District	Congregational Christian Church, 175 Main St., Ravena
4th District	R-C-S Senior High School, 2025 US Rte. 9W, Ravena
5th District	Coeymans Hollow Fire House, 1290 SR. 143, Coeymans Hollow
6th District	Coeymans Hollow Fire House, 1290 SR. 143, Coeymans Hollow

Town Clerk Millious stated that Board of Elections sent her a correspondence and continued by reading the following:

RE: Hours Extended for Absentee Ballots

Albany County Board of Elections is extending hours to accommodate voters who will need absentee ballots for the Primary Election on September 10, 2013. The Election Board is located at 32 North Russell Road, Albany, NY 12206 will be open on the following dates and times.

Saturday, September 7, 2013	1:00pm – 9:00pm
Monday, September 9, 2013	4:30pm – 7:00pm

Voters applying for absentee ballots by mail must have the application post-marked to the Board no later than September 3, 2013. Voters applying in person at the Board may do so up to and including September 9, 2013. Ballots returned by mail must be post-marked no

later than September 9, 2013 or may be returned in person to the Board by 9:00pm on September 10, 2013, Election Day.

Town Clerk Millious stated that the Notice will be posted in Town Hall and other areas around town and it will be in the paper.

Councilman Masti inquired as to what parties it is for.

Town Clerk Millious stated that it is a Democratic, Conservative and Independence Primary Election, which she verified earlier in the day with Board of Elections.

OLD BUSINESS

Supervisor Flach stated that he didn't have any Old Business to discuss and continued by asking if anyone knew of any Old Business that they needed to address.

Councilman Boehm stated that they discussed the purchase of a new police car at the Workshop and he wanted to make sure that they put it out to bid and then asked Chief Darlington if he had the numbers.

Chief Darlington stated that he didn't have a total but he did have a ball park number for the car, which should be very close to what the last car cost because the price had not changed and the new car will be a 2014.

Councilman Boehm stated that it would be a 2014 Ford Taurus and then asked if it was \$35,000.00.

Chief Darlington stated that the vehicle itself is approximately \$25,000.00 and then there is the equipment and installation.

Councilman Boehm asked if the last three bids went to Crossroads.

Chief Darlington stated that the last two did, which was the Chief's car and a patrol car.

Councilman Boehm asked Attorney for the Town Wukitsch if because of an advantage service wise in being so close, do they have to take the absolute lowest bidder.

Attorney for the Town Wukitsch stated that with a commodity over \$10,000.00 they have to take the low bid, which is not a service contract, where you don't have to take the low bid but can take best value for higher price, better quality. He added that if you are purchasing off of State Contract, it is whatever the State Contract price is.

Councilman Boehm stated that he wanted to offer a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, authorizing Chief Darlington to put out for bid a 2014 Ford Taurus for an approximate cost of \$25,000.00.
VOTE – AYES 5 – NAYS 0 – SO MOVED

Attorney for the Town Wukitsch asked if it should be not to exceed \$25,000.00.

Supervisor Flach stated that they can't put that for a bid.

Councilman Boehm stated that it should say for the lowest bid.

Town Clerk Millious asked if they wanted her to put it in the paper.

Attorney for the Town Wukitsch stated that she should and it should say that they are soliciting bids for a 2014 Ford Taurus Police Interceptor.

Chief Darlington stated that he would get the information to Town Clerk Millious the following day.

Supervisor Flach stated that they also need a motion to advertise for a Sewer Treatment Plant Operator.

Councilman Boehm stated that they talked about it a little bit and they might want to put it in the Times Union as well as the News Herald.

Attorney for the Town Wukitsch stated that they can put it anywhere people are going to see it like the Town's website, newspaper, etc.

Councilman Boehm stated that he would offer a motion.

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach, authorizing the posting an advertisement on the website, in the Ravena News Herald and Albany Times Union.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach stated that there is not a current Civil Service List and it might make sense to advertise it in a couple more places.

Councilman Boehm stated that they can make it provisional.

Supervisor Flach stated that they can make it provisional but if there is a list coming out they can't.

Attorney for the Town Wukitsch suggested that they check with Civil Service.

Chief Darlington interjected that they could do a provisional appointment but if that person didn't take an exam and their name didn't appear on the list, they have to hire from the list.

Councilman Boehm stated that they have to exhaust the list first and then asked if they should hold off on advertising and exhaust the list.

Chief Darlington stated that they can advertise.

Supervisor Flach stated that someone may have the qualifications already.

Councilwoman Rogers interjected that she believes that you have to have 2 years experience for that position.

Attorney for the Town Wukitsch reiterated that they need to check with Civil Service and ask them what the requirements need to be and how they would treat prior experience.

Supervisor Flach stated that he is not sure how they should proceed.

Councilman Boehm suggested that they advertise.

Attorney for the Town Wukitsch stated that they could advertise but they need to check with Civil Service to make sure that the hiring is done properly and they advertise correctly.

Councilman Boehm stated that he would amend the motion to say that the Supervisor will clarify with Civil Service the language of the advertisement before they advertise the position.

NEW BUSINESS

Gazebo (not on agenda)

Supervisor Flach stated that Town Clerk Millious was in receipt of a collage of pictures from when the gazebo was built and he wanted to mention that the roof is in need of repair.

Town Clerk Millious stated that it was built in 1994 and the collage was from members of the Park's Committee and it was presented to her to hang in Town Hall. She continued by saying that the roof is in need of repair and they had gotten a complaint and there are a lot of bookings for down there so they should fix it.

Ms. Lawler from the audience asked if there was an estimate on the cost.

Town Clerk Millious stated that there was not and they probably should get some estimates.

Supervisor Flach stated that there should be a motion to advertise for some estimates.

Attorney for the Town Wukitsch stated that they need to get three estimates.

Supervisor Flach stated that they can advertise for a bid in the News Herald.

Councilman Boehm asked if they are looking for donations from people given the history of the gazebo.

Supervisor Flach stated that they need to know how much it is going to cost.

Councilman Masti stated that it would be \$1,000.00 for material at the most and that it could be done in ½ day.

Councilwoman Rogers stated that maybe they can do it in-house cheaper.

Supervisor Flach stated that they might be able to get volunteers but they need to know the cost of material.

Ms. Lawler stated that maybe the Neighborhood Association could help.

Attorney for the Town Wukitsch interjected that if they are going to have volunteers, they better check their insurance policy.

Supervisor Flach stated that he wanted to offer a motion.

MOTION

On motion of Supervisor Flach, seconded by Councilman Dolan, authorizing that they get estimates to replace the roof at the gazebo at Coeymans Landing.

VOTE – AYES 5 – NAYS 0 – SO MOVED

RESOLUTIONS

RES. #138-13 APPOINT SEASONAL HIGHWAY EQUIPMENT OPERATOR

On motion of Councilman Masti, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Section 3.2.6 of the CSEA Labor-Management Agreement provides for the hiring of road maintenance seasonal employees, and

WHEREAS, the Albany County Civil Service Department has confirmed this job title as a non-competitive position requiring the chosen candidate to meet minimum qualifications, and

WHEREAS, the Highway Superintendent has confirmed the candidate meets minimum qualifications,

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Coeymans authorizes the appointment of Herbert Williams III as Seasonal Equipment Operator I, effective immediately, at the rate in effect in the current Bargaining Agreement and contingent on a successful drug screening report.

Councilman Boehm asked Highway Superintendent Deering how long they were going to hire him for.

Highway Superintendent Deering stated that it would be for approximately 2 months.

Deputy Highway Superintendent stated that his last day of work would be October 4, 2013.

Councilman Boehm asked if it should state that in the resolution.

Supervisor Flach stated that they can amend the resolution to state October 4, 2013.

RES. #139-13 APPOINT BINGO INSPECTOR

On motion of Councilman Boehm, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans requires a Bingo Inspector to ensure that games being run in the Town are in compliance with New York State regulations,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Edward J. Domanico as Bingo Inspector, at the yearly rate of \$1,700.00 with a term to expire December 31, 2013.

Councilman Dolan asked if they spoke with the Chief about the appointment.

Chief Darlington stated that he spoke with Supervisor Flach earlier in the day and the only clarification that he needs is if they are doing it per session because prior he was given a flat rate bi-weekly.

Councilman Boehm stated that the other thing that they discussed was to do a time sheet because if there is not bingo, you don't need an inspector and the idea was that the Bingo Inspector would submit a time sheet with the number of hours that the game is.

Chief Darlington stated that \$1,700.00 comes out to be approximately \$35.00 a session and when he submits the paperwork, they will know that the inspections would be done and he would pay for that session.

Attorney for the Town Wukitsch interjected that they should say pro-rated and the resolution says at a rate of \$1,700.00 a year and it should say at a yearly rate of \$1,700.00 prorated with a term to expire December 31, 2013 and he is getting paid for a little more than a quarter of the year.

Chief Darlington stated that if they are doing it monthly and there is a snowy month and he does not work, they are going to pay him.

Councilman Boehm suggested that they put it in the resolution that it would be upon completion of a time sheet to the Chief.

Chief Darlington stated that it is better to say “x” amount per session and if for some reason another venue comes up, he is not going to do 2-3 for the same amount, rather he will be getting paid per session.

Supervisor Flach interjected that it is one per week.

Councilman Dolan stated that it is approximately \$32.00 per session.

Attorney for the Town Wukitsch stated that it should say \$32.00 per session instead of a yearly rate with a term to expire December 31, 2013.

Councilman Boehm stated that the resolution would be amended to say at a session rate of \$32.00.

Collectively the Town Board agreed.

RES. #140-13 AMEND RESOLUTION APPOINTING ZONING BOARD MEMBER

On motion Supervisor Flach, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the resolution appointing Michelle Maddage to the Zoning Board of Appeals on August 20, 2013 must be amended to read as follows:

WHEREAS, the Zoning Board of Appeals has a vacancy on the Board due to the passing of Kerry Marsh, and

WHEREAS, Ms. Michelle Maddage has expressed an interest in serving her community as a member of the Zoning Board of Appeals,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Michelle Maddage to the Zoning Board of Appeals for a term to expire December 31, 2017.

Supervisor Flach stated that they had previously appointed Ms. Maddage and because it was a member that is no longer on the Planning Board, Mr. Marsh, she is taking over Mr. Marsh’s appointment that ends December 31, 2017, which is the normal progression.

RES. #141-13 AMEND BUDGET – C.H.I.P.S

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans had budgeted \$87,500.00 to DB3501 – CHIPS for the 2013 adopted budget, and

WHEREAS, the Town of Coeymans has been notified that the Town will not be receiving \$87,500.00 but will be receiving \$111,956.81, and

WHEREAS, the Town Board of the Town of Coeymans wishes to amend the 2013 Adopted Budget to reflect the difference of the amount to be received,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans is to amend the following line items in the 2013 Adopted Budget.

Increase	DB3501	\$24,456.81
Increase	DB5112.4	\$24,456.81

Supervisor Flach stated that DB3501 is revenue so that budget line gets increased and DB5112.4 is the line item for road special improvements and it is also is increased.

RES. #142-13 AUTHORIZE SUPERVISOR TO EXECUTE INTERMUNICIPAL AGREEMENT WITH R-C-S SCHOOL DISTRICT

On motion of Councilman Dolan, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans and the Ravena Coeymans Selkirk Central School District have facilities, activities, and undertakings which may be available for the other's use when they are not needed for Town or School District purposes, and

WHEREAS, Article 5G of the General Municipal Law specifically authorizes and encourages municipal corporations to enter into agreement with each other in order to provide cooperatively, jointly or by contract any facility, service, activity or undertaking, which each participating municipal corporation has the power to provide separately,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby authorizes Supervisor Stephen D. Flach to execute an Intermunicipal Agreement with the R-C-S Central School District (agreement attached).

Councilman Boehm asked Chief Darlington if this was part of the SRO Agreement that was separated.

Chief Darlington stated that it is.

Councilman Boehm stated that it allows the Town and the Village to participate in competitive bids to save money and hopefully they will take advantage of it.

Deputy Highway Superintendent Searles asked if they would get a list of what the school bids on.

Attorney for the Town Wukitsch stated that the School District is going to notify the Town if they feel as though there is a competitive bid that the Town might want to share in.

RES. #143-13 EXECUTE MUNICIPAL AGREEMENT FOR SCHOOL RESOURCE OFFICER

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans and the R-C-S Central School District have facilities, activities and undertakings, which may be available for the other's use when they are not needed for Town or School District purposes, and

WHEREAS, Article 5G of the General Municipal Law specifically authorizes and encourages municipal corporations to enter into agreement with each other in order to provide cooperatively, jointly or by contract any facility, service, activity or undertaking which each participating municipal corporation has the power to provide separately, and

WHEREAS, respective governing boards of the Town of Coeymans and the R-C-S School District have determined that it is in their mutual best interests to enter into an agreement for the placement of one or more School Resource Officers (SRO) in the School Districts High/Middle School,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize Supervisor Stephen D. Flach to execute an Intermunicipal Agreement with the R-C-S Central School District for SRO (agreement attached).

Councilman Boehm stated that he wanted to thank Superintendent McCartney and the School Board on their long journey in doing this, which he feels will make a big difference in providing safety at the high-school and it is long over due. He added that he is excited about the hiring process, which he will be participating in along with Chief Darlington and Mr. McCartney as well as thanking Chief Darlington for all of his hard

work. He continued by saying that there are still grant applications that are hopefully going to be paying for the positions and Diane the Business Administrator got the ball rolling on it. He concluded by saying that it is a great program, he is glad that they are bringing it back and he looks forward to it.

Supervisor Flach stated that Dr. McCartney is great and the school is very fortunate to have him, he has been excellent in communicating and he has done wonders at the school.

RES. #144-13 AUTHORIZE GRANTING COMPETITIVE CIVIL SERVICE STATUS

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Albany County Department of Civil Service has raised an issue with the number of hours worked by non-competitive part-time Police Officers, and

WHEREAS, the Town of Coeymans does rely on part-time Police Officers to keep budget costs down, and

WHEREAS, there are officers who currently hold non-competitive status as part-time and these officers are eligible for competitive status,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby grant competitive Civil Service status as less than full-time Police Officer to the following:

Alan Roehr, Jr.

BE IT FURTHER RESOLVED, that the granting of competitive Civil Service status is pending approval by Albany County Civil Service.

Councilman Boehm stated that this allows him to do more hours.

Chief Darlington stated that was correct and a non-competitive is limited to 20 hours but once they are competitive they are unlimited.

RES. #145 – 13 APPROVE AUGUST ABSTRACT

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby approve the following claims of vouchers for the August, 2013 Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	1543-1612	\$258,006.09
General	1664-1716	\$ 26,766.60
	General Total	\$284,772.69
POLICE FORFEITURE (A)		
Police Forfeiture Prepay	1613	\$ 50.29
Police Forfeiture		
	Police Forf. Total	\$ 50.29
PART-TOWN (B)		
Part-Town Pre-Pay	1614-1629	\$130,426.59
Part-Town	1717-1724	\$ 4,358.61

	Part Town Total	\$134,785.20
HIGHWAY (DB)		
Highway Pre-Pay	1630-1641	\$ 52,242.59
Highway	1725-1778	\$168,224.95
	Highway Total	\$220,467.54
SEWER (SS)		
Sewer Pre-Pay	1642-1656	\$ 43,285.02
Sewer	1779-1800	\$ 14,754.30
	Sewer Total	\$ 58,039.32
CAPITAL PROJECTS (H30)		
Capital Projects	1801	\$ 21,985.80
	Capital Projects Total	\$ 21,985.80
CAPITAL PROJECTS (H38)		
	1802-1815	\$ 6,363.79
	Capital Projects Total	\$ 6,363.79
CAPITAL PROJECTS (H39)		
Capital Projects	1816-1817	\$ 15,215.00
	Capital Projects Total	\$ 15,215.00
	Total for all Funds	\$741,679.63
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	1657-1663	\$339,812.61
	Trust & Agcy. Total	\$339,812.61

TOWN BOARD WORKSHOPS/MEETINGS

- Planning Board Meeting/Public Hearing, September 3, 2013, 7:00pm
- Town Board Meeting, September 9, 2013, 7:00pm
- Town Board Workshop, September 17, 2013, 6:00pm
- ZBA Meeting, September 18, 2013, 7:00pm
- Town Board Meeting, September 23, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any other comments.

Town Clerk Millious stated that hunting licenses are on sale and doe permits are available until October 1st and she wanted to mention it in case people forget because it is important to the hunters. She added that she attended the Riverview Missionary Baptist Church Block Party on Saturday, which was a very nice event and gathering.

Supervisor Flach asked if there were any other comments.

Attorney for the Town Wukitsch stated that prior to going into Executive Session they have to identify the specific contract negotiations that they are talking about with Council 82 and if they are going to discuss litigation, they have to identify the law suit they are going to be talking about.

Supervisor Flach asked if there were any other comments.

Chief Darlington stated that the 1996 Crown Victoria Police vehicle was replaced and he would like to have authorization to surplus it on Auctions International.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, authorizing Chief Darlington to put the 1996 Crown Victoria out to auction to the highest bidder.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Councilman Masti asked if there were any parts that they could take.

Chief Darlington stated that they have a couple of Crown Victoria's and they have already swapped a lot of parts out.

Supervisor Flach stated that he also attended the Block Party, which was a very nice event and he thanked them for inviting the Town Board and continued by saying that the Friendship/Train Festival is Saturday, August 31st beginning at noon and there will be a lot of fun things there as well as each train on display. He added that he wanted to thank the News Herald for the ad in the paper and the event goes until 8:30pm when there will be fireworks and a band will be playing. He concluded by saying that he hopes that everyone comes out to support the community and then asked if there were any other comments.

Councilman Dolan stated that he wanted to announce that his music colleagues, Rakish Paddy will be playing at the Gazebo this Thursday at 6:30 and added that they are probably the greatest band that they will ever see in the Town of Coeymans and have traveled throughout Europe, Africa, Ireland and the northeast and the following week his band Shadow Land will be playing and there will be no charge to the Town.

Supervisor Flach asked if there were any other comments.

Councilman Masti asked Chief Darlington where they are on the Hannacroix Creek Project.

Chief Darlington stated that nothing had changed since he last reported at the Workshop and it is being submitted at the end of the week for permits.

Councilman Masti asked when the work had to be completed by.

Chief Darlington stated that it has to be done by December 31st.

Supervisor Flach stated that his concern with that is that they have to hire someone to do the work because it is going to have to be done fairly soon and then asked Councilman Dolan if they had previously had a company that had given a quote when it first started.

Councilman Dolan stated that he would defer to the Chief.

Chief Darlington stated that initially they didn't and the Town had an estimate of what they thought it would be through the Highway Department to remove the debris and rocks and then FEMA came up with a plan to realign it and then they had their estimates and engineering costs.

Supervisor Flach asked F.X. Browne submitted their plans to whomever they had to submit them to.

Chief Darlington stated that by the end of the week they are hoping to have to have them submitted to DEC and the Army Corp. of Engineers.

Supervisor Flach stated that once they have the plans they should put it out to bid so they can get the ball rolling.

Chief Darlington stated that he thinks that they should have F.X. Browne come to the next meeting because he believes it is part of their fee to do the solicitation.

Attorney for the Town Wukitsch stated that it is going to be well over \$10,000.00 and it will be a Service Contract so it has to go out to competitive bid and if it is part of their retainer prepare the solicitation, they should take them up on it.

Supervisor Flach stated that they can ask them to attend the September 9th Meeting.

Chief Darlington stated that he will get in touch with them and ask that they send a representative to the September 9th Meeting to give a briefing on how things are going to go and also for the Town to express their concerns.

Councilman Masti interjected that he had one more thing and continued by saying that he wanted to address a comment made at the last Town Board Meeting, which he took personally when a member of the public said and he quoted: “It was also very sad to see the attacks that Councilman Masti made accusing a member of the Planning Board of being biased because of questions that were being asked.” He continued by saying that he is liaison for the Town Board to the Planning Board and he has attended several of the meetings and he sent a letter to the then Chairman, Mr. Foronda voicing his concerns that it was biased questioning of a company, which was not common of a Planning Board. He added that he assumes Mr. Foronda must have shared the letter with the Planning Board member, which he does not think was an attack but rather a concern as a Town Board member that such questioning would be used for a possible law suit and he asked that he address it as Chairman and not bring it out into the public. He concluded by reiterating that in case there was a misunderstanding, he didn’t consider it an attack but rather he was doing his job as a Town Board Member keeping the Town covered from lawsuits if possible.

Councilman Dolan stated that it is interesting that he said he did it as liaison but didn’t share it with the Board.

Councilman Masti asked how he might have shared it with the Board.

Councilman Dolan stated that he could have given them a copy in their mailbox.

Councilman Masti stated that three of them knew about it.

Councilman Dolan reiterated that if he was doing it as the liaison to the Town Board he should have shared it with the Town Board.

Councilman Masti stated that the next time he will try to remember that.

Supervisor Flach asked if there were any additional comments, hearing none he stated that they would be adjourning to Executive Session and not returning.

Attorney for the Town Wukitsch stated that they have to come back after they close Executive Session and reopen the meeting to formally adjourn. He added that there needs to be a motion to adjourn to Executive Session to discuss the lawsuit and contract negotiations with Council 82.

ADJOURNMENT TO EXECUTIVE SESSION

Supervisor Flach offered a motion to adjourn to Executive Session.

MOTION

On motion of Supervisor Flach, seconded by Councilman Masti to adjourn to Executive Session to discuss contract negotiations with Council 82, an employee issue and litigation with DEC regarding the Order on Consent.
VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:15pm

EXECUTIVE SESSION

Executive Session convened in the Supervisor's Office immediately following adjournment from the Town Board Meeting, the entire Town Board was present as well as Attorney for the Town Wukitsch and Chief Darlington to discuss contract negotiations with Council 82, an employee issue and litigation with DEC regarding the Order on Consent. No action was taken, no decisions were made.

Time – 8:40pm

RECONVENE MEETING AND ADJOURNMENT

Supervisor Flach called the meeting back to order immediately following Executive Session and then asked for a motion to formally adjourn.

MOTION

On motion of Councilman Masti, seconded by Councilman Boehm, the Town Board Meeting was adjourned.
VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:45

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
September 9, 2013 – Town Board Meeting – 7:00pm

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A Town Board Meeting was held Monday, September 9, 2013, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board.

AGENDA

- Public Announcements
 - September 11, 2013, Remembrance Day
 - Rescheduled Date for Fireworks 09-29-13
- Public Comment Period
- Approval of Minutes of Meetings
 - Town Board Meeting, August 26, 2013
- Old Business
- New Business
 - Jeep Suburban, Auctions International
- Resolutions
 - Accept Resignation of Planning Board Vice-Chair
 - Authorize WWTP Operator to Attend Training
 - Authorize Supervisor to Sign Gasboy Renewal Contract
 - Grant Competitive Status to Police Officer
 - Name Police Recruits to Registry
 - Authorize Supervisor to Sign DEC Order on Consent
- Correspondence
 - NYS Department of Public Service, Lifeline Discount Telephone Service
- Town Board Workshops/Meetings
 - ZBA Meeting, May 15, 2013, 7:00pm
 - Town Board Workshop, May 21, 2013, 6:00pm
 - Town Board Meeting, May 29, 2013, 7:00pm
- Executive Session
 - Discuss Council 82 Contract
 - Discuss 207C (Police Officer)

PUBLIC ANNOUNCEMENTS

Remembrance Day – September 11, 2013

Supervisor Flach stated that there will be a Remembrance Day on September 11, 2013 and the flags will be lowered to half staff.

Rescheduled Day for Fireworks

Supervisor Flach stated that on September 29th from 4:00-8:00 there will be a DJ with fireworks at 8:00pm at Mosher Park in lieu of the rain that came down during the festival and they had to cancel and added that there will also be food vendors.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there was one set of minutes for Town Board approval, a Town Board Meeting on August 26, 2013 and then asked for a motion to approve them.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the minutes were approved as presented and read.

APPROVED – AYES 5 – NAYS 0 – SO MOVED

OLD BUSINESS

Gazebo Roof (Not on Agenda)

Supervisor Flach stated that they had talked about the gazebo roof at the last Workshop and he meant for the Town Clerk to call some contractors in the local area because the cost is below what they would have to have for a Request for Proposal.

Town Clerk Millious stated that they can do it that way because it is under \$10,000.00 or they can put it out to bid and it is up to the Board.

Supervisor Flach asked how she felt about calling some local contractors to give the Town a price.

Councilman Dolan suggested that they just ask if anyone is interested rather than selecting a few.

Supervisor Flach stated that they can put it in the paper.

Councilman Dolan stated that he thought they had talked about this already.

Town Clerk Millious stated that they authorized her to do the police bid but the gazebo was possibly going to be done in-house or they were going to put out a Request for Proposal and if it is under a certain amount they can ask a few or they can put it out to bid and reiterated that it is up to the Board.

Supervisor Flach stated asked if they wanted to put it in the paper to see if anyone will give them a price.

Councilman Dolan stated that he thought at the last meeting they had said that they should get an estimate on it to start with and someone from the audience asked how much it would be and reiterated that they said they would need to get an estimate.

Supervisor Flach stated that they could get a few estimates and pick from one of them.

Town Clerk Millious stated that they would have to authorize her by a motion if they wanted her to put it in the paper.

Councilman Dolan stated that in the minutes the Attorney advised that they should get three estimates, Town Clerk Millious asked if she should advertise it in the newspaper and Councilman Boehm said that maybe they could do it by donations and then it was authorized by motion to get estimates.

Supervisor Flach stated that the process of how to get the estimates is the question at this point.

Town Clerk Millious stated that if they want an invitation to bid, she needs to know.

Councilman Dolan reiterated that the motion was to advertise for some estimates.

Supervisor Flach stated that they were set because they already made a motion.

Town Clerk Millious stated that they were also checking in-house and she didn't know where they were with that and this is why she brought it up.

NEW BUSINESS

Auctions International – Jeep Suburban

Supervisor Flach asked that Chief Darlington discuss the Jeep Suburban.

Chief Darlington stated that the Jeep Suburban was impounded as the result of a crime and the DA's Office released it and the owner didn't come and claim it for quite some time and now the cost to get it out, he feels is more than the vehicle is worth so he is signing the title of the jeep and trailer over to the Town.

Supervisor Flach stated that they need to make a motion for the Chief to place the vehicle on Auctions International.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers authorizing Chief Darlington to advertise the Jeep Suburban on Auctions International.

APPROVED – AYES 5 – NAYS 0 – SO MOVED

Councilman Dolan asked about the trailer.

Chief Darlington stated that it is a good trailer and he would like to hold it for use within the Town.

Councilman Boehm asked for an estimated value of the Jeep.

Chief Darlington stated that he would say that it easily will be \$1,000.00 and he recently got \$3,600.00 for a police forfeiture vehicle and added that Auctions International is a great site.

Supervisor Flach asked if anyone had any other New Business, hearing none he moved to the next item on the agenda.

RESOLUTIONS

RES. #146-13 ACCEPT LETTER OF RESIGNATION FOR PLANNING BOARD MEMBER

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Cynthia Kunz submitted her letter of resignation of Vice-Chairman of the Planning Board;

THEREFORE, BE IT RESOLVED, that Cynthia Kunz’s resignation as Vice-Chairman of the Planning Board is hereby accepted.

Councilman Boehm stated that he wanted to thank Cynthia for her service for a number of years and she has been a great service to the Town.

Councilman Dolan stated that he wanted to thank Cynthia also and she was trying to do a good job under difficult circumstances and he understands why she resigned.

Councilwoman Rogers stated that she seconded what Councilman Dolan had said.

Supervisor Flach stated that she had been there a long time and did a great job and he is sorry to see her go and thanked her for her service to the Town.

RES. #147-13 AUTHORIZE WWTP OPERATOR TO ATTEND TRAINING

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the New York Rural Water Association will be holding a seminar in Ghent, New York, September 26, 2013 for “Operational Math”, and

WHEREAS, John Lennon from the Sewer Department desires to attend this seminar, which will provide 6 credit hours required by NYS DEC to maintain licensing, and

WHEREAS, a prepaid registration fee of \$20.00 for classes is required,

NOW, THEREFORE, BE IT RESOLVED, that John Lennon is hereby authorized to attend this seminar in Ghent, New York, September 26, 2013, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans will reimburse Mr. Lennon the round-trip mileage for use of his personal vehicle upon submission of voucher.

RES. #148-13 AUTHORIZE SUPERVISOR TO SIGN RENEWAL CONTRACT WITH GASBOY

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Superintendent of Highways has requested that the Town Supervisor sign a renewal contract with Gasboy to provide software that operates the fuel pumps at the Highway Garage for the renewal period October 20, 2013 through October 20, 2014, and

WHEREAS, the contract is not to exceed \$240.00,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize Supervisor Stephen D. Flach to sign the renewal contract with Gasboy at a cost not to exceed \$240.00.

Supervisor Flach interjected that it is an annual contract.

RES. #149-13 GRANT COMPETITIVE CIVIL SERVICE STATUS TO POLICE OFFICER

On motion of Councilman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Albany County Department of Civil Service has raised an issue with the number of hours worked by non-competitive part-time Police Officers, and

WHEREAS, the Town of Coeymans does rely on part-time Police Officers to keep budget costs down, and

WHEREAS, there are officers who currently hold non-competitive status as part-time and these officers are eligible for competitive status,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby grant competitive status as less than full-time Police Officer to the following:

Ryan Cross

BE IT FURTHER RESOLVED, that the granting of competitive Civil Service status is pending approval by Albany County Civil Service.

Councilman Boehm asked that Chief Darlington explain the resolution.

Chief Darlington stated that Civil Service had raised issues with Police Officers working more than 20 hours a week and when you grant them Civil Service status there is no limit to the number of hours that they are allowed to work and for anyone that can obtain it, it is a benefit for the Town.

RES. #150-13 APPOINT POLICE RECRUITS AS PART-TIME POLICE OFFICERS

On motion of Councilman Boehm, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans had previously authorized sponsorship of four part-time Police Officer Recruits, Nicholas LaMountain, Jeffrey Hoose, Jeffrey D'Ambrosio, and Matthew Mueller, to attend the Police Academy at their own expense, and

WHEREAS, while they are attending training, Chief Darlington has been advised that a requirement for continued training is placement on the Police Registry,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans authorizes the appointment of the aforementioned Police Recruits as Part-Time Police Officers, effective immediately, in anticipation of successful completion of the Police Academy and approval of Albany County Civil Service. Their rate of pay will be in accordance with the current Collective Bargaining Agreement.

RES. 151-13 AUTHORIZE SUPERVISOR TO SIGN ORDER ON CONSENT

On motion of Supervisor Flach, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans is subject to Department of Environmental Conservation (DEC) Order on Consent 2011-1208-155 (effective on January 31, 2012). The Order contained a Schedule of Compliance, which requires the Town to address problems for its sanitary sewer collection system, and

WHEREAS, the Town had requested, via correspondence dated July 17, 2012, an extension to the time frames set forth in the Order's Schedule of Compliance. The DEC has found good cause for granting the request, and

WHEREAS, the Modified Order on Consent stipulates the sum of \$1,000.00 of the \$5,000.00 Civil Penalty be paid and returned with the signed and notarized Order to the DEC. The Civil Penalty shall be paid in the form of a certified or bank check made payable to the NYS DEC. The balance due is \$4,000.00 will be suspended and not be payable, provided the Town fully complies with the Order.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize Supervisor Stephen D. Flach to sign the Order on Consent and return the check in the amount of \$1,000.00.

Councilman Dolan stated that as he understands it, in addition to lowering the fine from \$5,000.00 to \$1,000.00, the big benefit to the Town is extending the date that they need to complete the sewer system to October 2016.

Supervisor Flach stated that it is correct and they have until the 15th to sign it otherwise an additional \$4,000.00 will be added.

Councilman Dolan stated that the extension also would not be granted.

CORRESPONDENCE

NYS Department of Public Service – Lifeline Discount Telephone Service

Supervisor Flach stated that he was in receipt of a correspondence from the State of New York Department of Public Service and continued by reading the following:

Dear Consumer Leader,

I am writing to ask you help in raising awareness of the Lifeline Discount Telephone Service Program and encouraging eligible consumers to enroll. Lifeline Discount Telephone Service is a program designed to make basic telephone service more affordable for income-eligible consumers.

Consumers qualify for Lifeline by participating in one of a number of federal assistance programs or by having income below 135% of the federal poverty guidelines. Recently, the Federal Communications Commission updated its rules governing program eligibility and non-duplication of support to improve the program efficiency and ensure those that need support can receive it.

September 9-15, 2013 has been designated as National Telephone Discount Lifeline Awareness Week. The New York State Department of Public Service (DPS) is join in other state agencies, local human service organizations, and local telephone companies to promote Lifeline Awareness Week and focus attention on this important program.

We invite you to spread the word about these programs during Lifeline Awareness Week and throughout the year. We have enclosed a “sample sheet” identifying the materials we have available to assist you in educating your constituents about these programs and encouraging them to enroll. We have also enclosed a self-addressed, postage paid card if you would like to order copies of these free materials.

We ask you to join us in raising awareness of this important program by posting information about it in your offices, distributing information to your staff and consumers you serve, forwarding this information to other organizations in your community that serve low-income consumers, writing an article for a local paper that reaches consumers, and posting a link on your organization’s website to the Lifeline page on our www.AskPSC.com consumer website. An outreach “tool kit”, available on the web site provides sample outreach materials that you can download and tailor to meet your needs.

It you have any questions about the Lifeline Program or Lifeline Awareness Week, please feel free to contact Lorna Gillings at (518) 474-1788 or at lorna.gillilngs@dps.ny.gov
Thank you for your assistance

Sincerely,
Patrice O’Connor
Utility Consumer Program Specialist

Councilman Dolan stated that for those living in the Town of Coeymans and who gets HEAP through his office, if they are a senior they can call his office and they can get them what they need to get the Lifeline discount.

Councilman Boehm stated that it should also be put on the Town's website.

Supervisor Flach suggested that they note on the website that they can call Councilman Dolan's office for assistance.

TOWN BOARD WORKSHOPS/MEETINGS

- Town Board Workshop, September 17, 2013, 6:00pm
- ZBA Meeting, September 18, 2013, 7:00pm
- Town Board Meeting, September 23, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Town Clerk Millious stated that she wanted to mention that Assessor VanValkenburg had left her some flyers about the Basic Star and continued by reading the following:

Register for NYS STAR, School Property Tax Relief. All New York homeowners receiving Basic STAR property tax exemption must register with the New York State Tax Department in order to receive the STAR exemption in 2014 and subsequent years.

All Basic STAR recipients will receive registration instructions by mail. Visit our website at www.tax.ny.gov to register now. The registration deadline is December 31, 2013. This is part of an initiative to protect New Yorkers against the costs of inappropriate or fraudulent STAR exemptions. Questions call (518) 457-2036 or visit the web site.

Town Clerk Millious stated that it is very important to do and you will lose your Basic Star if you don't do it and for the Senior STAR it will remain the same and they should do what they normally do with the assessor and added that if there are any questions to please call her office at 756-2100. She continued by saying that there is a Primary September 10, 2013, which is for the Democratic, Conservative and Independence parties and polls are open 12:00pm – 9:00pm and continued by reading the following:

- 1st District Coeymans Fire House, 67 Church Street, Coeymans
- 2nd District Coeymans Fire House, 67 Church Street, Coeymans
- 3rd District Congregational Christian Church, 175 Main Street, Ravena
- 4th District R-C-S Senior High School, 2025 US Rt. 9W, Ravena
- 5th District Coeymans Hollow Fire House, 1209 SR 143, Coeymans Hollow
- 6th District Coeymans Hollow Fire House, 1209 SR 143, Coeymans Hollow

All polling places are handicapped accessible. Any questions as to voting district or eligibility, please call 756-2100.

Town Clerk Millious continued by saying that she wanted to mention again that hunting licenses are on sale and the doe permits are available until October 1st.

Supervisor Flach stated that in addition to what Town Clerk Millious had said about the STAR Exemption, the Assessor's Office has fielded quite a few phone calls and their office has information as well.

Councilman Boehm interjected that it is also on the Town's web site.

Councilman Dolan stated that everyone should have gotten a letter last week and it literally takes about 3 minutes to complete the process.

Supervisor Flach stated that for anyone without a computer, Dawn in the Assessor's Office can help them with the process. He then asked if there were any other comments.

Chief Darlington stated that at a meeting there was a request about the units and the Supervisor also asked about the years and mileage on the cars and then reported the following:

- 920 – 2009 Dodge Durango has 87,806 miles
- 921 – 2011 Ford Crown Victoria has 60,031 miles
- 922 – 2013 Ford Taurus has 7,099 miles
- 923 – 2011 Ford Crown Victoria has 84,046 miles
- 924 – 2008 Dodge Durango has 105,647 miles (to be replaced)
- Honda Pilot has 208,261 miles

Councilman Boehm asked if the bids had gone out.

Chief Darlington stated that they had and they are due September 26th.

Town Clerk Millious stated that the notice went in for two weeks and was also sent out to 5 vendors in the area and the bid opening will be September 26th at 2:00pm.

Chief Darlington continued by saying that on Sunday night there was a rash of car larcenies in the area and there were approximately 10-15 cars from Palmer Drive, Deans Mill Road, Aquetuct Road, Rte. 143 and as far out as Blossom Hill Road and he wanted to remind people to lock their doors and if at all possible not leave valuables in their cars.

Supervisor Flach asked if there were any other comments.

Highway Superintendent Deering stated that he wanted a copy of the Gasboy agreement passed by resolution earlier in the meeting.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn to Executive Session to discuss Council 82 contract negotiations, a 207C Police Officer Injury.

ADJOURNMENT TO EXECUTIVE SESSION

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach, the Town Board Meeting was adjourned to Executive Session.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Flach stated that they would be returning to formally adjourn.

Time – 7:28pm

EXECUTIVE SESSION

Executive Session convened in the Supervisor's Office immediately following adjournment from the Town Board Meeting with the full Town Board and Chief Darlington in attendance. Discussion ensued regarding Council 82 contract negotiations and 207C Police Officer injury. No decisions were made or actions taken. Executive Session ended 8:04pm.

RECONVENE MEETING & ADJOURN

Supervisor Flach called the meeting back to order and asked for a motion to adjourn.

MOTION

On motion of Councilman Dolan, seconded by Supervisor Flach, the Town Board Meeting was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:05

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

September 17, 2013 – Town Board Workshop – 6:00pm

A Town Board Workshop was held Tuesday, September 17, 2013 at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Thomas A. Boehm, Councilman
Peter E. Masti, Councilman
Dawn L. Rogers, Councilwoman

ABSENT: Thomas E. Dolan, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the records should reflect the Councilman Dolan is absent.

AGENDA

- Swearing in of Police Officers (LaMountain, Hoose, Mueller)
- F.X. Browne- Hannacroix Creek Project
- Victoria Michael- Presentation (Affordable Care Act)
- Ed Fostviet- Troy & Banks (Utility Billing Audits)
- Alcove Preservation- Tom Sweeney (Pocket Parks)

AGENDA DISCUSSIONS

Swearing in of Police Officers

Supervisor Flach stated that the Police Department had hired new Police Officers that needed to be swear in and address Chief of Police Darlington to proceed.

Chief Darlington gave the Officers Jefferey Hoose, Matt Mueller, and Nicholas LaMountain their oaths to office.

September 17, 2013 – Town Board Workshop – 6:00pm

Supervisor Flach stated a resolution that was to vote off the floor and then asked Councilman Boehm to introduce the resolution.

RES. #-13 Intermunicipal Agreement with Ravena Coeymans Selkirk Central School District

On motion of Councilman Boehm, second by Supervisor Flach, the following resolution was APPROVED- VOTE- AYES 4- NAYS 0- ABSENT 1

WHEREAS, the Town of Coeymans and the Ravena Coeymans Selkirk Central School District have entered into an Intermunicipal Agreement; and

WHEREAS, said Intermunicipal Agreement is to place on (1) full-time School Resource Officer (SRO) within the school district; and

WHEREAS, the Albany County Civil Service Department had provided a Police Officer canvas list; and

WHEREAS, Danielle Crosier is qualified candidate on that list for full-time employment,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Danielle Crosier to the position of full-time School Resource Officer pending civil service requirements.

Supervisor Flach acknowledges to Danielle Crosier and welcomes her in her full-time position also, he thanks Chief Darlington and Councilman Boehm for going through the hiring process. Supervisor Flach goes further in stating his excitement for the shared resources between the Ravena Coeymans Selkirk School District and the Town of Coeymans.

Councilman Boehm restated a comment made by the Superintendent of Schools for the Ravena Coeymans Selkirk school that he was impressed by the list of candates for this position

ADJOURNMENT

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Masti, the Town Board Workshop was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 6:56pm

MINUTES BOOKTOWN OF COEYMANS**
September 17, 2013 – Town Board Workshop – 6:00pm

3

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
September 23, 2013 – Town Board Meeting – 7:00pm

1

A Town Board Meeting was held Monday, September 23, 2013 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent
David Wukitsch, Attorney for the Town
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- Public Announcement
 - Town Office Closed, October 14, 2013, Columbus Day
- Presentation
 - National Grid Transmission Project
- Public Comment
- Approval of Minutes
 - Town Board Meeting, September 9, 2013
- Supervisor's Report – August 2013
- Department Report
 - Town Clerk
- Old Business
 - Hannacroix Creek Project RFP
- New Business
- Resolutions
 - Authorize Supervisor to Enter Into Agreement with Troy & Banks
- Correspondence
 - Regional Emergency Medical Organization, Village of Green Island New EMS Service
 - Frank Alguire, Letter of Interest – Planning Board
 - Joseph A. Ganley, Letter of Interest – Planning Board
 - Charles W. Brooks, Letter of Interest – Planning Board
- Town Board Workshops / Meeting
 - Joint Town/Village Meeting, September 24, 2013
 - Planning Board Meeting, October 7, 2013, 7:00pm
 - Town Board Meeting, October 15, 2013, 7:00pm
 - ZBA Meeting, October 16, 2013, 7:00pm
 - Town Board Workshop, October 22, 2013, 6:00pm
 - Town Board Meeting, October 28, 2013, 7:00pm
- Executive Session
 - Council 82 Negotiations
 - Discussion Regarding Specific Department
 - Discussion Regarding Contract with Town of Coeymans

- Discussion Regarding Specific Employee

PUBLIC ANNOUNCEMENT

Town Offices Closed – Columbus Day

Supervisor Flach stated that the Town Offices will be closed on Monday, October 14, 2013 in observance of Columbus Day.

PRESENTATION

National Grid – Transmission Project

Supervisor Flach stated that representatives from Burns & McDonnell were present to discuss a National Grid Transmission Project and then asked that they give their presentation.

Mr. Kevin Cushing introduced himself as a Stakeholder Manager at National Grid as well as Jim Bunyan, Project Manager and Drew McDonnell. He continued by saying that his job is to work with municipality customers that are impacted by gas and electric projects that the company undertakes and works with municipalities throughout Central New York, the Capital Region and Upstate New York. He continued by giving an overview of the current transmission lines and the proposed project.

- Most transmission lines in upstate New York at least 50 years old and within 10-15 years 25% of them will need to be rebuilt or replaced.
- 50 years ago when they were trying to predict the needs for upstate New York they had no idea about how much energy it would take.
- Limitations and congestion on the power grid is something that needs to be addressed.
- Governor Cuomo asked local utilities and transmission operators in upstate New York to look at the infrastructure and what needs to be done to upgrade it.
- There was public comment with 85 responses and 130 proposals for suggestions.
- The call from the Public Service Commission was to create and develop projects that would account for at least an additional 1,000 megawatts of transmission capacity in upstate New York.
- The preference for those projects was that they be built in existing right-of-ways.
- New York Transco, which is made up of all transmission operators in New York had developed a project called New York Energy Solution, which takes place in a vast majority of National Grid service territory.
- The project will be a 345kV transmission line running from Utica to Pleasant Valley, which is 153 miles and will use all existing right-of-ways.
- The proposed transmission line will run roughly 1.9 miles in the northern part of Coeymans by the thruway.
- The proposed line will provide congestion relief and move power from one part of the state to the other, will provide greater reliability, and there will be an environmental benefit because there will be emission reduction.
- Economically there will be 6,000 direct jobs and 17,000 jobs supported with the construction project.
- The cost to the consumer will be approximately \$1.00 a month.
- They will be investing in the Town by building infrastructure, which is taxable.
- People are looking to locate in New York State and a robust, reliable transmission is more important than anything else as far access to the

market and a safe reliable power grid is incredibly important for economic development.

Mr. Cushing added that they are in the very first steps of the project process and they have to get the first part of their filing to the Public Service Commission on October 1st and a Part B will be filed when they tell them they are ready for it to be filed and all necessary state and federal permitting will be required and they will go through that process as well and with projects like this they try to get it out to the public early and often because they want and need feedback. He went on by saying that they can't say exactly how it is going to look or what the construction will look like and their engineers and designers are looking at ways to construct it to minimize impacts and through public meetings they will be asking for input on what's important and reiterated that they are hoping to stay within the existing right-of-ways to build the new line. He concluded by saying that there will be a website and e-mails for access as well as attending Town meetings to answer questions and they will do whatever it takes to address concerns, but they won't be able to please everyone and reiterated that they will need input because it is important that they get the Town's approval and then asked if there were any questions.

Discussion ensued amongst the Town Board, Mr. Cushing, Mr. Bunyon and Mr. McDonnell, key points discussed were:

- Steps of the process.
- The importance of keeping the public informed and getting feedback.
- Minimizing the impact by staying within existing right-of-ways.
- The importance of increasing the infrastructure in the country.
- Other companies who look at this as an opportunity
- The proposed Emission Plant in Hudson, its demise and how it would compare to the proposed transmission line project.
- A/C vs. D/C.
- Transmission line operating at 345 k/v but is insulated for 765, 40% of its capacity.
- Land use for substations and placement of poles.
- Fact sheets are available, a hot line has been established and a website will be available effective October 1st.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time.

Mr. George Langdon stated that he wanted to let the public know that Abounding Love and Hopeful Life Center will be sponsoring a Harvest Festival at Hope Plaza on October 26th and he would be leaving a flyer to be posted in Town Hall.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there was one set of minutes for Town Board approval, a Town Board Meeting on September 9, 2013 and then asked for a motion to approve them.

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach, the Town Board minutes were approved as presented and read.
VOTE – AYES 5 – NAYS – SO MOVED

SUPERVISOR’S REPORT

August 2013

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$577,649.80	\$ 42,646.64	\$215,136.82	\$405,159.62
Part-Town	\$821,895.59	\$ 556.67	\$125,159.64	\$697,292.62
Highway	\$129,702.13	\$100,021.70	\$206,495.03	\$ 23,228.80
Bridge Const.	\$ 28,936.32	\$ 21.70	-0-	\$ 28,958.02
Sewer	\$101,212.04	\$ 74,274.11	\$ 50,073.10	\$125,413.05
Special Water	\$ 32,253.25	\$ 1.37	-0-	\$ 32,254.62
Police Forf.	\$ 2,592.25	\$ 1,849.83	\$ 50.29	\$ 4,391.79
Trust & Agcy.	\$ 16,077.25	\$235,455.24	\$237,231.36	\$ 14,301.13
H-Fund	\$316,489.60	\$ 67.10	\$ 43,564.59	\$272,992.11
Section 8 – HUD	\$ 30,652.75	\$ 37,263.52	\$ 40,358.28	\$ 27,557.99
			Total Rec. Bal.	\$1,631,549.75

<u>SAVINGS ACCOUNTS</u>		<u>COLLATERAL</u>	<u>FDIC</u>	<u>COLLATERALIZED</u>
		<u>COVERAGE</u>		
Unemployment	\$ 700.01	Bank of Greene	\$250,000.00	\$2,655,749.68
Grove Cemetery	\$40,920.83	National Bank	\$250,000.00	\$1,010,490.00
Coey. Hollow Cem.	\$13,423.76			
Sewer-Dedicated	\$10,144.12			
Total	\$65,191.72			

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Masti, seconded by Councilman Boehm, the Supervisor’s report was approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

DEPARTMENT REPORTS

Town Clerk – August 2013

Supervisor Flach asked that Town Clerk Millious give the Town Clerk’s Report for August.

Town Clerk Millious continued by giving the Town Clerk's report.

Supervisor Flach offered a motion to approve the report.

MOTION

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the Town Clerk's Report was approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

OLD BUSINESS

Hannacroix Creek Project

Supervisor Flach stated that FX Browne had been at the prior Workshop to discuss the Hannacroix Creek Project with the Town Board and they are waiting for a permit that should have been in on Friday and they asked that F.X. Browne prepare a bid for construction companies for the Town Clerk to advertise, which has not been done. He added that they will continue to try to get in touch with them.

Town Clerk Millious interjected that she called and no one had gotten back to her.

Supervisor Flach stated that he will have his office and Chief Darlington reach out to them.

NEW BUSINESS

Supervisor Flach stated that there were no New Business topics on the agenda and then asked if anyone had anything to add, hearing none he moved to the next item on the agenda.

RESOLUTIONS

Supervisor Flach stated that at Tuesday's Workshop they discussed entering into an agreement with Troy & Banks, Inc., which is a company that checks utilities and they don't charge unless they find that the Town has been overcharged and this company has found and recovered funds for other municipalities.

RES. #153-13 AUTHORIZE SUPERVISOR TO EXECUTE AGREEMENT WITH TROY & BANKS INC.

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans seeks to hire the services of Troy & Banks, Inc. to audit the accuracy of recent utility charges paid by or owing to the Town, and

WHEREAS, the consultant's fee shall be paid on the following percentage:

35% of monetary funds realized first \$40,000.00
25% remaining refund \$40,000.00 plus
20% of amount saved on further cost reduction for of period of 18 months
(telecom accounts only)

WHEREAS, if Troy & Banks, Inc. does not obtain any credits or refunds, the Town of Coeymans will not be charged for any fee,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans does hereby authorize the Supervisor to enter in an auditing agreement with Troy & Banks, Inc.

RES. #154-13 APPROVE SEPTEMBER 2013 ABSTRACT

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSTAIN 1 (Boehm) – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans, does hereby approve the following claims of vouchers for the September, 2013 Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	1818-1855	\$195,140.40
General	1907-1954,2024	\$ 47,332.39
	General Total	\$242,472.79
GENERAL CONSOLIDATED (A)		
General Consolidated Pre-pay	1856	\$ 5,053.89
	General Consolidated Total	\$ 5,053.89
PART-TOWN (B)		
Part-Town Pre-Pay	1857-1868	\$ 80,567.67
Part-Town	1955-1960	\$ 833.70
	Part Town Total	\$ 81,401.37
HIGHWAY (DB)		
Highway Pre-pay	1869-1878	\$ 51,416.15
Highway	1961-1992	\$ 66,634.38
	Highway Total	\$ 118,050.53
SEWER (SS)		
Sewer Pre-Pay	1879-1899	\$ 16,572.09
Sewer	1993-2021	\$ 18,998.24
	Sewer Total	\$ 35,570.33
CAPITAL PROJECTS (H39)		
Capital Projects	2022-2023	\$ 22,145.00
	Capital Projects Total	\$ 22,145.00
	Total for all Funds	\$504,693.91
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	1900-1906	\$239,816.96
	Trust & Agcy. Total	\$239,816.96

Councilman Boehm stated that he was abstaining from the vote because he didn’t have a chance to look at the vouchers.

CORRESPONDENCE

Regional Emergency Medical Organization

Supervisor Flach stated that he was in receipt of correspondence from the Regional Emergency Medical Organization and continued by reading the following:

IN THE MATTER OF THE APPLICATION BY THE VILLAGE OF GREEN ISLAND

UNDER SECTION #3008 OF ARTICLE 30 OF THE PUBLIC HEALTH LAW OF THE STATE OF NEW YORK:

DETERMINATION OF PUBLIC NEED FOR AN APPLICATION FOR NEW EMS SERVICE

PLEASE TAKE NOTICE:

THAT in accordance with THE NEW YORK STATE DEPARTMENT HEALTH, BUREAU OF EMERGENCY MEDICAL SERVICES POLICY STATEMENT 06-06 – EMS Operating Certificate Application Process (CON) – there will be a time for public comment with respect to the determination of PUBLIC NEED for an APPLICATION FOR NEW EMS SERVICE SUBMITTED BY THE VILLAGE OF GREEN ISLAND under section #3008 of the PUBLIC HEALTH LAW of the STATE OF NEW YORK.

Supervisor Flach stated that because the Regional Emergency Medical Services Council of Hudson-Mohawk Valley encompasses Albany, Columbia, Greene, Saratoga, Rensselaer and Schenectady counties, they have to send it to each town and added that he will have copies made if anyone wished to have a copy.

Frank Alguire, Joseph A. Ganley, Charles W. Brooks

Supervisor Flach stated that he has a few letters of interest to be on the Planning Board, Frank Alguire, Joseph A. Ganley, and Charles W. Brooks and added that each Board Member has a copy of their letters and asked that they review them and they will try to make a decision as soon as possible.

TOWN BOARD WORKSHOPS/MEETINGS

- Joint Village/Town Meeting, September 24, 2013, 7:00pm
- Planning Board Meeting, October 7, 2013, 7:00pm
- Town Board Meeting, October 15, 2013, 7:00pm
- ZBA Meeting, October 16, 2013, 7:00pm
- Town Board Workshop, October 22, 2013, 6:00pm
- Town Board Meeting, October 28, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Highway Superintendent Deering asked if they are still getting bills for the North Bridge on Old Ravena Road.

Supervisor Flach stated that they will be getting one more bill but they don't know how much it will be at this point. He continued by saying that the Supervisor's Report indicated that there is over \$28,000.00 in the bridge account and they should know by the end of the week. He then asked if there were any other comments.

Councilwoman Rogers stated that she got the flyer about the fireworks at Mosher Park and the auction of the fiberglass trains, which said that all benefits will go to area youth but it did not say where it is going.

Supervisor Flach stated that they have not determined that and one of the places that will benefit is the Hopeful Life Center.

Councilwoman Rogers stated that she has never heard of that and no one in town has heard of that and they have been asking her about it.

Supervisor Flach stated that they have the Food Pantry and Gracefully Chic Boutique in the plaza and they have not determined the local youth programs and want to get some input. He added that they talked about the Summer Youth Program that they have in the Village that the Town & Village are jointly involved in and buying some equipment but they are not sure of what the proceeds are going to be.

Councilwoman Rogers reiterated that she had been asked where the money was going.

Supervisor Flach stated that they are thinking about the shared service between the Village and Town and added that Councilman Dolan and Councilman Boehm are part of that.

Councilman Dolan interjected that he had not heard about this until now and then asked if anyone had told them about it.

Supervisor Flach stated that they had not and it had only been discussed with the three other committee members, Nancy Warner, Amy Radley and Tracy Douglas and reiterated that they had not determined where it would go but wanted to make sure that it is some place that is legit and that it would go somewhere that people will benefit from it.

Councilman Boehm asked if they know how much the church keeps and how much goes to the Recreation Program.

Supervisor Flach stated that they are going to split it half and half and if they do it again next year, the Trackin' Through the R-C Station Committee will invest in its own 501C3 so they are not relying on another 501C3 to help them. He added that they didn't want to spend the money because the initial cost of a 501C3 is 2-3 thousand dollars, which was more than they had to invest but he thinks that they will have enough next year to set one up and it will have its own accountability. He continued by saying that on September 29th at Mosher Park some of the vendors will be back because of the rain the day of the Festival, there will be a DJ and at 8:00pm there will be fireworks that were postponed the day of the Train Festival and there will also be a Golf Tournament on October 6th the same day as the auction for the trains. He added that the auction will be at 2:00pm and it is free and the only charge will be if you want to attend the hot & cold buffet for \$20.00 per person and the Golf Tournament is \$70.00 per person, which is the standard going rate. He concluded by saying that he hopes everyone turns out to see the trains auctioned off and he thinks that it will be a great time.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn to Executive Session.

ADJOURNMENT TO EXECUTIVE SESSION

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the meeting was adjourned to Executive Session to discuss the Council 82 Contract, a specific department, and a specific employee.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Diane L. Millious, Town Clerk

September 24, 2013 — Joint Town Board, Village Board Workshop — 7:00PM

A Joint Workshop of the Town Board and the Village of Ravena Board was held Tuesday, September 24, 2013 at 7:00pm at Village Hall

TOWN BOARD: Stephen D. Flach, Supervisor
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

VILLAGE BOARD: John Bruno, Mayor
William Bailey, Trustee
Rocco Persico, Trustee
Martin Case, Trustee
Nancy Warner, Trustee

ABSENT: Dawn Rogers, Councilwoman
Peter Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Ed Vopelak, C.T. Male
Robert Flores, C.T. Male
Larry Conrad, Code Enforcement Officer

**NOTICE OF
TOWN OF COEYMANS
AND
VILLAGE OF RAVENA
JOINT WORKSHOP MEETING**

In compliance with Public Officer's Law, this will inform you that the Town Board of the Town of Coeymans and the Village Board of the Village of Ravena will hold a Joint Workshop Meeting on Tuesday, September 24, 2013 at 7:00pm for the purpose of discussing sewer matters.

The Workshop will be held at Village Hall, 15 Mountain Road, Ravena, New York.

**By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk**

DISCUSSION

Robert Flores and Ed Vopelak from C.T. Male were present to discuss sewer issues with the Town Board, Village Board and Sewer Administrator Conrad.

Discussion ensued amongst both Boards, Mr. Flores, Mr. Vopelak, and Sewer Administrator Conrad.

The following study was reported:

Ravena/Coeymans Sanitary Sewer Overflow Elimination Study Summary

Proposed Improvement Phases:

1. WWTP Storage and Up-Size Trunk Sewer from MH 5 to WWTP:
 - a. Provide over 400,000 gallons of storage (4-hour storm sewer).
 - b. Install a pump station at the WWTP.
 - c. Install a 24-inch sewer on Treatment Plant Road.

- d. 2013-2014 (400,000.00)
- 2. Up-Size Truck Sewer from MH 5 to MH 8:
 - a. Install 24-inch sewer (in woods behind Route 144).
 - b. 2014 (\$250,000.00)
- 3. Install New 15” Trunk Sewer Bypass from Colvin Avenue to Route 144:
 - a. The sewer on Westerlo Street does not have the capacity to handle the peak flows.
 - b. Install new sewer from Colvin Avenue (MH 19-4) south along Colvin Avenue, turning east towards a new manhole located between MH 14 and 15 on Route 144.
 - c. 2014-2015 (\$350,000.00)
- 4. Eliminate Van Hoesen Overflow Install New 15” Sewer from MH 38-33:
 - a. Install new sewer from MH 38 to 33 (eliminate three 90 degree bends).
 - b. Cap pipe from MH 38 to Van Hoesen Street overflow.
 - c. Relocate Village Meter downstream of MH 38.
 - d. 2015-2016 (\$250,000.00)

ADJOURNMENT

Time – 8:57pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Bid Opening was held Thursday, September 26, 2013, at 2:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Diane L. Millious, Town Clerk

ALSO PRESENT: Michelle Conte, Clerk
Rachel Weidman, Bookkeeper

The following Legal Notice appeared in the Ravena News Herald.

**TOWN OF COEYMANS
NOTICE TO BIDDER
INVITATION TO BID**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Coeymans, Albany County, New York, hereby invites sealed bids for:

One (1) 2014 Ford Taurus, White, P2M AWD Interceptor

All prospective bidders may call the Chief of Police at 756-3388 between the hours of 9:00am-4:00pm regarding this bid. Bid packages can be obtained at the Town Clerk’s Office between the hours of 8:30am-4:30pm

Bids will be received at the Town Clerk’s Office, Town of Coeymans Town Hall, 18 Russell Avenue, Ravena, NY 12143 up to 2:00pm on Thursday, September 26, 2013, and read aloud on that same day at 2:00pm.

Non-Collusive Bidding Forms must be submitted with all bids. The Town Board of the Town of Coeymans reserves the right to waive any informality and to reject any and all bids.

The bidder is responsible for compliance with all federal and state laws and guidelines for this bidding process.

By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk

BID OPENING

Town Clerk Millious opened the bids and read as follows:

2014 Ford Taurus, White, P2M AWD Interceptor

BIDDER	BID PRICE
Lacy of Catskill	\$25,750.00
Metro Ford of Schenectady	\$25,753.00
Orange Motor of Albany	\$25,653.00
Crossroads of Ravena	\$25,420.25

Town Clerk Millious stated that it was conclusion of the bid opening and added that it will be on the agenda and possibly awarded at the next Town Board Meeting.

Respectfully Submitted,

APPROVED:

Diane L. Millious, Town Clerk

A Special Town Board Meeting was held Monday, October 2, 2013 at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect that there was a full Town Board.

Supervisor Flach asked that Town Clerk Millious read the Notice of Special Town Board Meeting.

Town Clerk Millious continued by reading the following:

NOTICE SPECIAL TOWN BOARD MEETING

In compliance with Public Officer's Law, this will inform you that the Town Board of the Town of Coeymans has scheduled a Special Town Board Meeting for Wednesday, October 2, 2013 at 6:00pm. The purpose of this meeting will be for the Town Clerk to submit the 2014 Tentative Budget to the Town Board. The meeting will be held at Town of Coeymans Town Hall, 18 Russell Avenue, Ravena, New York.

**By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk**

AGENDA

- Town Clerk's Presentation of the 2014 Tentative Budget

PRESENTATION OF 2014 TENTATIVE BUDGET

Supervisor Flach stated that the purpose of the Special Meeting was for the Town Clerk to present the Town Board the 2014 Tentative Budget.

Town Clerk Millious proceeded with the presentation of the 2014 Tentative Budget to the Town Board.

SUPERVISOR’S COMMENT

To establish the budget, I sent out letters to all departments and asked that they submit a budget request for expenses and revenues. I take their requests along with the quotes from outside contractors/companies that we deal with any raises (Union Contracts and Non-Union) and formulate a budget. I personally try to pick one important area within each department and “fulfill” that wish list item if feasible: i.e., police car, tractor, new truck, new printer or computer, summer help, etc.

I look at the increase in taxes to the taxpayer and whether each item is necessary to provide better service or help lower future costs, i.e., new tractor versus spending thousands in repairs.

A lot goes into the prep work as far as comparing last years projected budget versus what is actually spent, looking at all the personal services, payroll and employee benefits. We don’t have control over things such as retirement, insurance, workman’s compensation, health insurance, etc., these seem to increase every year and this year some of these were significant.

Each year there is a little bit of guess work with sales tax and mortgage tax revenues, as well as some expenses like elections and contingency. I try to keep this to a minimum and gather as much information as needed to formulate an accurate budget. I do not “plug in” revenue numbers for fund balances that are not accurate, nor do I “pad” expenditures to allow for overspending. I try to give an accurate forecast for the following year.

ADDITIONAL COMMENTS

Supervisor Flach stated that they need to set a date for the Public Hearing for adoption of the Preliminary Budget and then asked the Board if Thursday, November 7th works for them.

Councilman Dolan interjected that he has a work obligation on the 7th.

Supervisor Flach stated that they can do it on Wednesday, November 6th.

Town Clerk Millious interjected that it can’t be any later than November 7th.

Collectively the Town Board agreed to a Public Hearing on Wednesday, November 6th at 6:00pm.

Supervisor Flach asked that the Town Board take a look at the Tentative Budget.

Councilman Boehm asked what the actual tax increase is.

Supervisor Flach stated that last year with the tax revaluation the Town lost approximately 13.3 million dollars in assessed property value and at a 2% increase they would have been \$3,000.00 under last year’s budget so he raised the Tentative Budget another 1.8%, which is a total of 3.99% and an increase of 1.8%.

Town Clerk Millious asked if they wanted to schedule Workshop Meetings in October to work on the Budget because the next Town Board Meeting is not until the Tuesday after Columbus Day.

Supervisor Flach stated that he thought Wednesday the 16th and 23rd would be good and that way they have the weekends free and it is what he came up with tentatively.

Discussion ensued amongst the Town Board and Town Clerk Millious.

Supervisor Flach stated that he would look at the calendar again.

October 2, 2013 – Special Town Board Meeting – 6:00pm

Councilman Boehm interjected that Saturday's are nice because you get a 3-4 hour block of time and can get a lot done.

Supervisor Flach stated that if they start at 6:00pm and go until 9:00pm, it is 3 full hours and reiterated that he would look at the calendar again.

Town Clerk asked that he advise her of the dates as soon as he knows them.

Supervisor Flach stated that he would.

Councilman Dolan asked how much of the 3.9% was because of the revaluation.

Supervisor Flach stated that it is 2.1%.

Councilman Dolan asked if it puts them over the tax cap.

Supervisor Flach stated that it does not with the formula that they used and send to the Comptroller's Office.

Councilman Dolan stated that he thought the tax cap for this coming year is 1.66%.

Supervisor Flach asked if he meant the tax cap above the 2%.

Councilman Dolan that it was not what he meant and the tax cap for next year is 1.66% and not 2%.

Supervisor Flach stated that the Comptroller gives them the amount that they are allowed to raise taxes that keeps it under what the cap is and he is not sure about the 1.66% but he believes that he is under what they could have raised it to, which he believes was 5.6% because of the tax revaluation.

Councilman Masti stated that the Town of Coeymans has to be one of the poorest towns in the state.

Councilman Dolan stated that it has nothing to do with that and it has to do with how much the Town was valued at before vs. how much the rates actually should have been vs. the other districts that share school districts with the Town so they are all on equal footing. He added that the Town was assessed at 105% and the Town of Westerlo was 5%, which does not mean that they pay any less money, but rather at a higher tax rate and Bethlehem, who also shares a school district, is 96% of what they should be. He continued by saying that it is a comparison across municipalities and has nothing to do with losing value of a town.

Councilwoman Rogers stated that it also takes two years for them to catch up because they are always 2 years behind.

Supervisor Flach interjected that it can't be over 100%.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn.

ADJOURNMENT

MOTION

On motion of Councilman Masti, seconded by Councilwoman Rogers, the Special Town Board Workshop was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 6:18pm

Diane L. Millious, Town Clerk

A Bid Opening was held Thursday, October 10, 2013, at 2:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Diane L. Millious, Town Clerk

ALSO PRESENT: Michelle Conte, Clerk
Greg Darlington, Chief of Police

The following Legal Notice appeared in the Ravena News Herald.

**TOWN OF COEYMANS
NOTICE TO BIDDER
INVITATION TO BID**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Coeymans, Albany County, New York, hereby invites sealed bids for:

One (1) Gazebo Roof for the Coeymans Landing

All prospective bidders may call the Supervisor Office at 756-6006 between the hours of 8:30am-4:30pm regarding this bid. Bid packages can be obtained at the Town Clerk’s Office between the hours of 8:30am-4:30pm

Bids will be received at the Town Clerk’s Office, Town of Coeymans Town Hall, 18 Russell Avenue, Ravena, NY 12143 up to 2:00pm on Thursday, October 10, 2013, and read aloud on that same day at 2:00pm.

Non-Collusive Bidding Forms must be submitted with all bids. The Town Board of the Town of Coeymans reserves the right to waive any informality and to reject any and all bids.

The bidder is responsible for compliance with all federal and state laws and guidelines for this bidding process.

By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk

BID OPENING

Town Clerk Millious opened the bids and read as follows:

Gazebo Roof for the Coeymans Landing

BIDDER	BID PRICE
Frank Shelhamer	\$4,549.00
T & T Builders	\$8,700.00

Town Clerk Millious stated that it was conclusion of the bid opening and added that it will be on the agenda and possibly awarded at the next Town Board Meeting.

Respectfully Submitted,

APPROVED:

Diane L. Millious, Town Clerk

MINUTES BOOKTOWN OF COEYMANS**
October 15, 2013 – Town Board Meeting – 7:00pm

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A Town Board Meeting was held Tuesday, October 15, 2013 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- Public Announcement
 - Assemblyman Pete Lopez, Community Meeting – October 24, 2013, 7:00pm
- Presentation
 - Mike Kralik, Lafarge
- Public Comment
- Approval of Minutes
 - Town Board Workshop, September 17, 2013
 - Town Board Meeting, September 23, 2013
 - Joint Town/Village Meeting, September 24, 2013
 - Bid Opening, September 26, 2013
 - Special Town Board Meeting, October 2, 2013
- Old Business
 - Hannacroix Creek Project
- New Business
- Resolutions
 - Authorize Employees to Attend Seminar
 - Authorize Supervisor to Sign Tentative Agreement with Council 82
 - Authorize WWTP Employee to Attend Training
 - Authorize Supervisor to Sign CDPHP Contract
 - Authorize Supervisor to Sign ALS Contract
 - Accept Bid Proposal for Police Car
 - Approve Budget Amendments
 - Accept Bid Proposal for Gazebo Roof
- Town Board Workshops/Meetings
 - ZBA Meeting, October 16, 2013, 7:00pm (cancelled)
 - Town Board Budget Workshop, October 22, 2013, 6:00pm
 - Budget Workshop, October 23, 2013, 6:00pm
 - Community Meeting, Peter Lopez, October 24, 2013, 7:00pm
 - Town Board Meeting, October 28, 2013, 7:00pm
- Executive Session
 - Police Personnel, New Hires
 - Sewer Plant, New Hire
 - Police Officer, Leave of Absence

PUBLIC ANNOUNCEMENT

Community Meeting – Assemblyman Pete Lopez

Supervisor Flach stated that on Thursday, October 24th from 7:00-9:00pm, Senator Pete Lopez wants to hear from the community and as part of his ongoing constituent outreach program he will be hosting a local Community Meeting and it will be at Town Hall if anyone would like to speak to him.

PRESENTATION

Lafarge – Mike Kralik

Supervisor Flach stated that Mike Kralik from Lafarge was present to give a presentation and then invited Councilman Boehm to give an introduction.

Councilman Boehm stated that about a month and a half ago they had a liaison meeting with some Village personnel, himself and the Superintendent of Schools and Mr. Kralik was sharing some great information about the new timeline for the dry process and Mayor Bruno had shared with him that some rumors were going around so he asked him if he would be willing to come to a Town Board Meeting and talk about what was going on at the cement plant. He then invited Mr. Kralik to the microphone.

Mr. Mike Kralik thanked the Town Board for inviting him and added that it is a great opportunity for them to update where the project stands and how it is moving forward. He continued by saying that he has been with Lafarge for about 6 months and he previously started out with Lafarge at the Sugar Creek Plant, which was a brand new plant and then moved to a facility in Ontario and is currently Plant Manager at the Ravena Plant. He went on by saying that Sara Sweeny was also present and she is the new Environmental and Public Relations Manager and she previously worked at the Lehigh Cement Plant and has quite a bit of experience working in the cement industry and when you contact the Ravena Plant via the Lafarge Ravena Facts website, it goes directly to Sara and it will be either her or himself that will getting back to anyone with questions. He added that in moving forward onto the modernization project, Lafarge is working on a new timeline and is looking at July 2016 as the startup and then referred to a diagram, which he said speaks to the new timeline and some of the things that have happened leading up to now with a number of dates and milestones that have been set that give clear direction as to where the project is going and how it is going to progress. He continued by saying that each one of the milestones is delineated from a standpoint of equipment ordering, releasing fabrication, the detailed engineering, each one of the phases for foundations being poured and directions of different pieces of the modernized plant and the first milestone is March 31, 2014 with the last one being the startup on July 1, 2016. He went on by saying that to go along with it there was also a number of metrics with the plant that have been expanded on and when they look at the numbers they have to remember that the existing plant is a long wet facility and it takes a lot more energy to produce the material that they need to produce and this is one of the main reasons that they are going to a modernized line because it is much more efficient and it helps them to be more environmentally friendly and only half the energy and heat will be decreased by 49% as well as particulate and mercury decreasing in the range of 70 – 90%. He then asked if there were any questions.

Councilman Boehm asked if the actual construction of the tower will begin March 31, 2014.

Mr. Kralik stated that engineering is ongoing now and has to be released by March 31st with the idea of the selection of equipment as the next milestone following that.

Councilman Boehm asked if July 1, 2016 is the date that it will online and the process will be running.

Mr. Kralik stated that was correct.

Councilman Dolan asked if there is a date for the start of the tower.

Mr. Kralik stated that June 30, 2015 and November 30, 2015 are the next milestones with regard to that. He continued by saying that people have been asking when they will start to see some progress as they are driving by and the likelihood of seeing anything from the road will be late next summer, early fall because a lot of the work will be low level that you won't necessarily see.

Councilman Boehm asked what caused the delay of the project.

Mr. Kralik stated that market conditions have driven that and since 2008 the cement industry has been on a decline and they started to see a leveling off of that and it is the reason to push back and look at a 2016 startup and they are hoping in 2017 and 2018 to see things back to where it was before.

Councilman Masti asked if the diagrams are on the website.

Mr. Kralik stated that they are not but there is information on the website and added that they can probably put them on it.

Collectively the Town Board thanked Mr. Kralik.

PUBLIC COMMENT

Supervisor Flach asked if anyone wished to comment at this time.

Mr. Ralph Biance stated that he lives on Route 143 and he has a question to direct toward Supervisor Flach and before asking the question he wanted to give the reasons why he had to ask it. He added that it has to do with his deceased wife who died in December and she had worked with the Highway Department as well as working in other numerous jobs in the Town. He continued by saying that one of the trains being done was in honor of his wife and they had discussed that they may keep the train at the Highway Department and he thought when it first began it was the Town that was doing it but later found out that it was something that Supervisor Flach had done. He went on by saying that he was sort of promised that it was going to be kept at the Highway Department in honor of his wife and then he heard it was sold and then asked Supervisor Flach who gave him permission, after all of the talk, to sell it.

Supervisor Flach stated that Mr. Biance's wife put in a drawing for the train as one of the artists and then things happened and the trains did not come about the first year and in the meantime she passed away and they thought that it would be a great idea for someone to paint her design and then display it at the Highway Department.

Mr. Biance interjected that it was Supervisor Flach's sister and he is grateful for that.

Supervisor Flach stated that it was his sister Amy and continued by saying that she and two others on the Trackin' through the Station Committee along with himself discussed possibly keeping it at the Highway Garage and he was out voted 3-1. He added that it was his personal intention and he felt compelled to have it painted and displayed at the garage and reiterated that it was not his decision and he fought right up until the day that it was auctioned. He continued by saying that to the artist and sponsor it was not fair to do that and it was not fair to not auction it and Mr. Biance was not at the auction. He continued by saying that Reverend Cain wanted his train and he showed up with several people and had asked for donations from his congregation so he could get it and reiterated that he was outnumbered 3-1 and it was his idea to have the train painted in memory of Linda Biance because of her work for the Highway Department because she was awesome.

Mr. Biance stated that Highway Superintendent Deering might have something to say because his wife did good work out there and he was shocked that it was sold for \$550.00 and if it was the case he would have paid it but he was led to believe that they were going to go for thousands of dollars.

Supervisor Flach stated that it was their hope to get thousands but one of them went for only \$200.00 and it pained him to see it go for that considering the Catskill Cats go for thousands. He added that next year their hope is to have more trains and they will put more out in the Hollow and Alcove and they only had 15 this year and he was only one person out of the four on the Committee.

Mr. Biance asked where the money is going.

Supervisor Flach stated that there is \$5,300.00 and part of it will go to the Summer Recreation Program and Food for Thought Program and part of the money will be to buy a projector and a screen for the Town and Village to have movie night in the parks, Joralemon, Mosher and Coeymans Landing.

Mr. Biance stated that he had talked to a lot of people around town, and he gets around a lot and most people assumed that the Town Board was doing the trains.

Supervisor Flach stated that the Town Board had no decision in any part of the trains and no one other than himself, Tracy Douglas, Amy Radley and Nancy Warner were involved and this was something that he and his sister came up with when he first came into office. He continued by saying that he wanted to do it though the Town but Attorney for the Town Wukitsch said that they could not do it because it was a 501C3 and you can't take money or donations into the Town and spend it on something like this because it is not allowed and there were too many hoops to jump through to do it. He added that someone offered use of their 501C3 and that was the Hope for Life Center and they in turn said that they didn't want anything in return and expressed that they wanted any of the proceeds to be sewn back into the community.

Councilman Dolan interjected that he thought it was a good idea to give the train in Ralph's wife's honor to the Highway Department and Supervisor Flach had asked him if he thought anyone on the Town Board would have a problem with it and he said something to the effect that no one in their right mind would be against doing that. He continued by saying that if Ralph thought he was going to get it, there was no reason to rally people to go and bid on it when he didn't even know it was going to be auctioned off because he was under the assumption that he was getting it.

Supervisor Flach stated that the last time that he had spoken to Ralph, he had said that the Committee wanted to auction it off and he told Ms. Radley the same thing and added that he will shoulder the responsibility for not telling Ralph again that it was being auctioned off but it was publicized and most people knew when it was. He added that maybe he should have made it clearer then he could have rallied some people to come.

Councilman Dolan stated that he was under the assumption that what he told him was what was going to happen and while the Town Board didn't have a role in it and it was not theirs to say, whether they should or should not auction it, it was the impression that he was left with and it is the one that he conveyed to Ralph.

Supervisor Flach asked if there were any other comments.

Councilwoman Rogers stated that she had a suggestion and something to think about and added that the Town / Village Recreational Program is all set and funded and with the Holidays coming the food pantries are very low and maybe they could fund them.

Supervisor Flach stated that they had actually talked about the Hope Life Center Food Pantry and he knows that there are also pantries at St. Patricks, the Methodist Church and Coeymans Hollow Church and when they talked about giving some of the money to local church organizations there were some comments made and it seemed like people were upset that business money was going to a church organization and that is why they stayed

away from that because they didn't want people who didn't go to those religious establishments to be offended and this is why they thought of youth programs.

Councilman Masti stated that it would be something neutral.

Supervisor Flach agreed and continued by saying that it has not been set in stone and they have not met since the auction and he would entertain any suggestions and he believes that the projector and screen will be around \$2,500.00.

Councilwoman Rogers interjected that it was just a suggestion.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were 5 sets of minutes for Town Board approval, a Town Board Workshop on September 17th, a Town Board Meeting on September 23rd, a Joint Town/Village Board Meeting on September 24th, a Bid Opening on September 26th, a Special Town Board Meeting on October 2nd and a Bid Opening October 10, 2013 and then asked for a motion to approve them.

Councilman Dolan asked if the October 10th Bid Opening was for the gazebo.

Supervisor Flach stated that it was the Bid Opening for a police car.

Town Clerk Millious interjected that October 10th was for the gazebo and the police car was September 26th.

Councilman Dolan stated that he didn't believe they got the Bid Opening on October 10th.

Councilman Boehm suggested that they table that one until the next meeting.

MOTION

On motion of Councilman Dolan, seconded by Councilman Boehm, the Town Board Minutes were approved with the exception of the Bid Opening on October 10th, as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

OLD BUSINESS

Hannacroix Creek Project

Supervisor Flach stated that he needs a motion authorizing him to sign the Environmental Assessment Form Application, with DEC being the Lead Agency and the Joint Application with the Army Corps of Engineers for the Hannacroix Creek Project.

Councilwoman Rogers asked what the deadline date is for the project.

Councilman Masti stated that it is January.

Supervisor Flach stated that they talked about an extension because of the four months that the project was delayed and then asked Chief Darlington if he had anything to add.

Chief Darlington stated that he sent a letter and copied it to the Board requesting a time extension with justification and proof that they were waiting on FEMA who was delayed

because of the hurricanes and the unfortunate part is that anything through the Federal Government is at a standstill because of the shut down.

Supervisor Flach stated that at this point they have a bid out for the work and they are trying to move forward as quickly as possible in case they don't get an extension and F. X. Brown needs the forms back as soon as possible and then asked for a motion.

MOTION

On motion of Councilman Dolan, seconded by Councilman Masti, authorizing Supervisor Flach to sign the EAF Application and the Joint Application for the project.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Chief Darlington asked that he get a copy of the signed Agreements for his file.

Supervisor Flach stated that he could.

NEW BUSINESS

None at this time.

RESOLUTIONS

Supervisor Flach stated that the first resolution was to authorize two employees to attend a seminar, which has to do with retirement changes that are coming up as well as addressing the Affordable Care Act and added that the seminar is free.

RES. #155-13 AUTHORIZE HR & PAYROLL EMPLOYEES TO ATTEND SEMINAR

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the NYS Retirement System Employer Education Unit will be holding a one-day seminar in Troy, NY, November 7, 2013, and

WHEREAS, the seminar will cover reporting requirements and procedures that have proven valuable for payroll and personnel staff, and

WHEREAS, this one-day seminar is of no cost to the Town of Coeymans and will provide training to Linda Ziegler and Susan King since they have not received any formal training,

NOW, THEREFORE, BE IT RESOLVED, that Linda Ziegler and Susan King are hereby authorized to attend the NYS Retirement System Employer Education Unit Seminar in Troy, New York, November 7, 2013, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans will reimburse the round-trip mileage for use of a personal vehicle upon submission of voucher.

RES. #156-13 AUTHORIZE SUPERVISOR TO SIGN TENTATIVE AGREEMENT WITH COUNCIL 82

On motion of Councilman Boehm, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE 5 – NAYS 0 – SO MOVED

WHEREAS, on October 24, 2012 representatives of AFSCME Council 82, Local #2467 and the Town of Coeymans reached a Tentative Agreement pertaining to the terms and conditions of employment for the period of January 1, 2012 through December 31, 2014

for employees in the Bargaining Unit consisting of full-time and part-time police and telecommunicators, and

WHEREAS, the Tentative Agreement was ratified by a vote of the union's membership shortly thereafter, and

WHEREAS, the Tentative Agreement has been presented to the Town Board for its approval,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans, hereby affirms and authorizes Supervisor Stephen D. Flach, to sign the agreement reached for the period of January 1, 2012 – December 31, 2014 with AFSCME Council 82, Local 2647, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans authorizes commencement of retroactive calculations in accordance with the terms and conditions of the Labor Management Agreement.

RES. #157-13 AUTHORIZE SUPERVISOR TO SIGN CONTRACT WITH CT MALE

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans has a DEC Order on Consent which outlines repairs and upgrades to the Waste Water Treatment Plant, and

WHEREAS, C.T, Male Associates, PC has presented a proposed Scope of Services and Engineering Fee Schedule for the repairs and upgrades,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans authorizes Supervisor Stephen D. Flach to sign the Contract Agreement with C.T. Males Associates, P.C. for an amount not to exceed \$144,800.00.

Supervisor Flach stated that they put a dollar cap on it but much of it may not have to be spent and it is for the step process toward that they are working on from the sewer trunk line to the point in Coeymans and a lot of work needs to be done and reiterated that they hopefully they won't have to use all of it.

Councilman Masti asked if it was for just the trunk line.

Supervisor Flach stated that Larry Conrad put together a summary of what has to be done.

Councilman Dolan interjected that it is attached to the resolution.

Councilman Boehm inquired as to if the Village has agreed to it.

Supervisor Flach stated that the Village has agreed to some of it because it is in the Plant and they are working with the Village now to talk about the trunk line to share some of the cost because their sewer runs through those lines too and added that they definitely need to get it done and they need to make it happen.

Councilman Dolan interjected that the trunk line will also allow the Village to discontinue the use of the Van Hoesen Street overflow, which will help with their Consent Order and will also cut some cost that they will have in the future.

Councilman Boehm asked if this is covered under the current contract for upgrades and repairs.

Supervisor Flach stated that some of it is but anything outside the gates to the point at the Coeymans Fire House is not covered and is Town only and their hope is that the trunk line that it going to go down from the end of Colvin to Rte. 144, they will share in some

of the expenses. He added that they met with the Village, which was a good meeting and they are waiting on some information from their engineer.
Councilman Boehm asked if it would make sense to postpone it until they agree to pay.

Supervisor Flach stated that they are under an Order of Consent regardless of whether they pay or not so they at least have to make an attempt to do what they can and they have until the middle of 2016 to get some of it done, which some they were planning to do anyway.

RES. #-158-13 AUTHORIZE WWTP EMPLOYEE TO ATTEND SEMINAR

On motion of Councilman Dolan, seconded by Councilwoman Rogers, the following resolution was APPROVED – AYES 5 – NAYS 0 – S0 MOVED

WHEREAS, the New England Interstate Water Pollution Control Commission (NEIWPCC) will be holding a seminar in Halfmoon, New York, November 5, 2013 for “Proper Sampling for Process & Reporting, and

WHEREAS, Keith Geraldson from the Sewer Department desires to attend this seminar which will provide 6 credit hours required by NYS DEC to maintain licensing, and

WHEREAS, a pre-paid registration fee of \$135.00 for class is required,

NOW, THEREFORE, BE IT RESOLVED, that Keith Geraldson is hereby authorized to attend this seminar in Half Moon, New York, November 5, 2013, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans will reimburse Mr. Geraldson the round-trip mileage for use of his personal vehicle upon submission of voucher.

RES. #-159-13 AUTHORIZE SUPERVISOR TO CDPHP CONTRACT

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – AYES 5 – NAYS 0 – S0 MOVED

WHEREAS, the Town Board of the Town of Coeymans has determined that Capital District Physician’s Health Plan, Inc. (CDPHP) is a well suited plan for the Town’s employees, and

WHEREAS, CDPHP has presented a contract to the Town of Coeymans for said health insurance for the period beginning September 1, 2013 and continuing to August 31, 2014 for signature,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby authorizes Supervisor Stephen D. Flach to execute the CDPHP contract.

RES. #160-13 AUTHORIZE SUPERVISOR TO SIGN CONTRACT WITH ALBANY COUNTY SHERIFF’S DEPARTMENT FOR ADVANCED LIFE SUPPORT PROGRAM

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was
APPROVED – AYES 5 – NAYS 0 – S0 MOVED

WHEREAS, the Albany County Sheriff’s Department provides emergency medical services in Albany County through an Advanced Life Support Program (ALS), and

WHEREAS, the Town of Coeymans wishes to participate in the ALS Program through agreements requiring financial contribution,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize Supervisor Stephen D. Flach to sign a contract with the Albany County Sheriff’s Department for the ALS Program not to exceed \$187,919.83.

Councilman Boehm stated that it is the Paramedic Program.

Supervisor Flach stated that it went up about \$6,500.00 from last year and they get it in October every year and they discussed getting their own paramedics at some point and maybe they should look at the cost of that. He added that his original thoughts were that if they buy their own cars and hire their own staff, maybe they can do it for less and he and Chief Darlington have had some discussions about it and hopefully they will have more.

RES. #161-13 ACCEPT BID PROPOSAL FOR POLICE CAR

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – AYES 5 – NAYS 0 – S0 MOVED

WHEREAS, the Town Board authorized the Town Clerk to publish a Notice to Bidders for the purchase of one 2014 Ford Taurus Interceptor for the Police Department, and

WHEREAS, four bids were received and publicly read aloud on September 26, 2013, and

WHEREAS, Crossroads Ford was determined to be the lowest bidder proposing a price of \$25,420.25 for the car, and

WHEREAS, the Chief of Police recommends that the bid proposal of Crossroads Ford be accepted,

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to execute a contract with Crossroads Ford for the supply of one 2014 Ford Taurus Interceptor, in accordance with the bid proposal submitted to the Town Clerk on September 26, 2013.

Supervisor Flach stated that in looking at the finances there is not money in the budget to buy it but money was put in next year's budget for a car and he spoke with the Comptroller to ask him about when they can order the car so they can get it here by January 1st when the budget starts and the Comptroller said that they can order the car right after the budget is adopted and approved and if they order the car right then, it will be a few months to get the car.

Chief Darlington stated that his question would be what will happen to the car that was budgeted for next year and whether or not they were going to stay behind the eight ball.

Supervisor Flach stated that they came into this behind the eight ball a year and a half ago and they bought one in January of this year and will buy one in January of next year and they are trying to get them as quick as they can, they have been willing to do it and it is a matter of money.

Councilman Boehm inquired as to how they can catch up.

Councilman Masti stated that they are buying one new car every year.

Chief Darlington stated that they are behind two cars already and the cars are pushing 100,000 plus miles on them and every budget season they go through this and eventually it becomes an officer's and public safety issue.

Councilman Boehm stated that it is not like it is a shocker, they have a Police Force and the cars hit 100,000 miles and you can almost set a clock by it and he does not know why they get shocked every year and have to postpone it.

Supervisor Flach stated that it is not a matter of being shocked, they bought one last January and will be buying another one this January.

Chief Darlington stated that the problem is that they buy it and pay for it the following year so it looks like he is getting a car every year but really there were a couple of years when he didn't get one.

Councilman Boehm inquired as to if they order it in November, will they get it in January.

Chief Darlington stated that the last one took six months.

Councilman Boehm asked why it took so long.

Chief Darlington stated that it is because they are doing a newer model and they are not doing the Crown Victoria's anymore where they are in stock all over the place and now they are coming right off the line and added that it is a minimum of 2-3 months.

Mr. Mahar from the audience interjected that the whole assembly line at the Ford plant gets shut down to build those cars because they are not an everyday car and the entire line is shut down for a couple days every so many months.

Councilman Boehm interjected that the good news is that the lowest bid was received from Crossroads Ford and they have been the low bidder for the past 3 cars.

Supervisor Flach stated that they can't execute a contract with Crossroads Ford until after the budget is passed.

Councilman Boehm asked if the bid will still be good and if they can still use Crossroads.

Chief Darlington asked if there is a time limit on the bid.

Supervisor Flach asked Town Clerk Millious if there is and then said that he would be willing to call to find out.

Town Clerk Millious stated that he should call Crossroads and added that the budget is usually adopted before November 20th.

Councilman Dolan asked what the timeline is between opening the bid and ordering the car.

Councilman Boehm asked if it was 30 days.

Town Clerk Millious stated that it does not say anything about how many days.

Councilman Dolan stated that issue is how many days legally they can hold a bid before the Town Board accepts it.

Chief Darlington stated that there is not an expiration on the bid from Crossroads.

Councilman Dolan stated that they should approve the bid and pass the resolution because they received the bid and no one seems to know if there is a deadline between the time they received the bid and the time that they have to approve it.

Councilwoman Rogers interjected that it would be the safest way to do it.

Councilman Boehm stated that they should have known when they put it out to bid, that they were going to buy the car rather than getting a bid, getting a price and delay buying the car.

Supervisor Flach stated that legally what Tom is saying is for the other bidders to have another chance at it if they don't accept it.

Councilwoman Rogers interjected that she agrees and they should do it now.

Supervisor Flach stated that the resolution does not say that it has to be by a certain date.

Councilman Boehm stated that just because it does not say it in the resolution does not mean that it's right.

Supervisor Flach stated that he thinks Councilman Dolan is right because the other bidders could say they want another shot at it.

Councilman Dolan stated that they know what Crossroads bid was.

Councilman Masti stated that by passing the resolution, they close the bid and agreed that they should do that.

RES. #162-13 AUTHORIZE BUDGET AMENDMENTS

On motion of Councilwoman Rogers, seconded by Supervisor Flach, the following resolution was APPROVED – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans has overspent in 2013, and

WHEREAS, the Town of Coeymans is in need of correcting the overspending of 2013 Budget,

NOW, THEREFORE, BE IT RESOLVED, that the 2013 Budget be amended as follows:

Amount	From Amount	To Account
\$ 276.62	DB1440.4 – Engineer	DB6410.4 – Publicity
\$ 643.04	DB1440.4 – Engineer	DB1910.4 – Insurance
\$ 474.35	B8010.1 – Zoning Board, Pers. Serv.	B8010.4 – Zoning Board, Cont.
\$1,019.38	DB8020.1 – Planning Board, Pers.	B8020.4 – Planning Board, Cont.
\$2,707.73	A1990.4 – Contingency	A1010.4 – Town Council
\$ 251.95	A1990.4 – Contingency	A1220.4 – Supervisor, Cont.
\$1,466.25	A1990.4 – Contingency	A1315.4 – Accountant
\$ 300.00	A1990.4 – Contingency	A7270.4 – Band Concerts

Supervisor Flach stated that the first one is for bids in the paper, the second is because they needed more for insurance for the new truck, the third is for some new software that had to be added to the Zoning computer, the fourth is for the same as the third, the fifth and sixth is for the Association of Towns, the seventh was for the accountant for Ravena Rescue and the last was because there was one extra band this year. He added that the accountant was there and they were negative funds balances that she recommended that they clean up as soon as possible.

Councilman Dolan asked if the next resolution was to accept the bid that they didn't see the minutes for.

Supervisor Flach stated that it was.

Councilman Dolan suggested that they table it until the next Town Board Meeting.

Town Clerk Millious stated that the bid was October 10th and there were two bids and read as follows:

Frank Schelhamer	\$4,549.00
T&T Builders	\$8,700.00

Councilwoman Rogers asked if she could get copies of the bids.

Town Clerk Millious stated that she thought the Board got copies and apologized.

Supervisor Flach stated that they would table it.

Councilman Boehm interjected that he thought that part of it was going to be through contributions and donations.

Supervisor Flach stated that they had talked about it but they have not gotten any offers and also talked about putting it out to bid at two Board Meetings and they are the bids that they received.

Councilman Boehm asked where the money was going to come from.

Supervisor Flach stated that they can get most of it from contingency.

Councilman Boehm stated that he questions that because of the police car.

Supervisor Flach stated that there is not quite \$4,000.00 in the contingency.

Supervisor Flach asked for a motion to table awarding the gazebo roof bid.

MOTION

On motion of Councilman Masti, seconded by Councilman Dolan, to table awarding the bid on the gazebo roof until they have an opportunity to review them.

VOTE – AYES 5 – NAYS 0 – SO MOVED

TOWN BOARD WORKSHOPS/MEETINGS

- ZBA Meeting, October 16, 2013, 7:00pm (cancelled)
- Budget Workshop, October 22, 2013, 6:00pm
- Budget Workshop, October 23, 2013, 6:00pm
- Community Meeting – Pete Lopez, October 24, 2013, 7:00pm
- Town Board Meeting, October 28, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if anyone had any additional comments.

Town Clerk Millious stated that she got a correspondence from the Albany County Board of Elections and continued by reading the following:

Please be advised that the Albany County Board of Elections will be open during the following extended hours for the purpose of obtaining absentee ballots:

- Monday, October 21, 2013, 4:30pm – 7:00pm
- Wednesday, October 23, 2013, 4:30pm – 7:00pm
- Saturday, October 26, 2013, 9:00am – 1:00pm
- Monday, October 28, 2013, 4:30pm – 7:00pm
- Wednesday, October 30, 2013, 4:30pm – 7:00pm
- Saturday, November 2, 2013, 9:00am – 1:00pm

More information is available by calling (518) 487-5060, weekdays from 8:30am to 4:30pm.

Town Clerk Millious stated that she has absentee ballots in her office as well as registration forms and her number is (518) 756- 2100. She continued by saying that she attended the Train Auction at Sycamore and it was nice to see Frank Stanton do the auction. She added that her grandson's fingerprint was on the train displayed by Pieter B. Elementary and the school got their train back. She concluded by saying that it was a nice new event for the Town, it was nice to see something different and she enjoyed it.

Councilwoman Rogers asked Town Clerk Millious if it was too late to register to vote for this year.

Town Clerk Millious stated that it is and she believes that the last day was the 11th and added that she thinks that there is an extension if you have moved but if you never registered, it is too late.

Supervisor Flach asked if anyone else wished to comment.

Chief Darlington stated that he had requested some resolutions, which had been pulled as a result of Albany County Civil Service sending a notice in reference to the number of hours that part-time employees are working and continued by saying that he has three choices, he can ignore their warning, pay overtime or cut service and he needs direction from the Board as to how he should proceed.

Councilwoman Rogers interjected that she did see the resolutions and then asked why they were pulled.

Supervisor Flach stated that it was because they wanted to discuss police personnel in Executive Session.

Chief Darlington stated that on a positive note, the Police Athletic League will be having a Haunted Hayride, November 2nd from 4:00pm – 9:00pm at Joralemon Park and admission is \$2.00 with five and under being free.

Supervisor Flach asked if anyone else wished to comment.

Highway Superintendent Deering stated that the Highway Department is behind the 9 ball, not the 8 ball with highway equipment that they need.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that he wanted to thank Mr. Kralik from Lafarge for coming down and explaining the new timeline and added that Lafarge has been with the community for 50 years and will be continuing, which is great.

Supervisor Flach asked if anyone else wished to comment, hearing none he offered a motion to adjourn to Executive Session.

ADJOURNMENT TO EXECUTIVE SESSION

Supervisor Flach offered a motion to adjourn to Executive Session.

MOTION

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the Town Board Meeting was adjourned to Executive Session.

VOTE – AYES 0 – NAYS 0 – SO MOVED

Time – 7:56pm

EXECUTIVE SESSION

Executive Session convened in the Supervisor's Office immediately following the adjournment to discuss police personnel, a new hire for the Waste Water Treatment Plant, and a Police Officer's leave of absence, all members of the Town Board were present in addition to Chief Darlington. Collectively it was decided to appoint one full-time, one

less than full-time, and four part-time Police Officers with resolutions to be introduced when the meeting reconvened, no other action was taken.

Time – 8:45pm

RECONVENE MEETING

Supervisor Flach called the meeting back to order immediately following Executive Session for the purpose of appointing the Police Officers discussed.

RES. #163-13 APPOINT FULL-TIME OFFICER

On motion of Councilman Masti, seconded by Councilwoman Rogers, the following resolution was APPROVED – AYES 5 – NAYS 0 – S0 MOVED

WHEREAS, the Town of Coeymans has a need for a full-time Police Officer, and

WHEREAS, Ryan Cross currently holds a part-time position with the Coeymans Police Department, and

WHEREAS, the Chief of Police has reviewed this individual's application and experience record and is satisfied that he meets the necessary qualifications,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby appoints Ryan Cross as a full-time Police Officer at a rate of \$21.28 per hour as designated in the current Collective Bargaining Agreement. This appointment is effective October 21, 2013 pending Civil Service approval.

Supervisor Flach asked Chief Darlington how many full-time officers this gives them.

Chief Darlington stated that it is 6 full-time, not including himself.

RES. #164-13 APPOINT PART-TIME OFFICERS

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – AYES 5 – NAYS 0 – S0 MOVED

WHEREAS, the Chief of Police is desirous of hiring part-time Police Officers who are certified, and

WHEREAS, the Chief of Police has conducted a search for available part-time Police Officers and interviews have been conducted,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint the following candidates as part-time Police Officers:

David Card	William Stockman
Kristopher Cuddleback	Michael Sylvester

The appointments are effective October 21, 2013 pending a successful background check, one year probation and Albany County Civil Service approval. Part-time Police Officer's will be compensated at a rate of \$17.42 per hour as designated in the current Collective Bargaining Agreement.

RES. #165-13 APPOINT PART-TIME POLICE OFFICER

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – AYES 5 – NAYS 0 – S0 MOVED

WHEREAS, the Chief of Police is desirous of hiring part-time Police Officers who are certified, and

WHEREAS, the Chief of Police has conducted a search for available part-time Police Officers and interviews have been conducted.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Greg Leone as less than full-time Police Officer with competitive status effective October 21, 2013, pending Albany County Civil Service approval. Part-time Police Officer's will be compensated at a rate of \$17.42 per hour as designated in the current Collective Bargaining Agreement.
Supervisor Flach asked what less than full-time status is.

Chief Darlington stated that they are giving him Civil Service status so he can work as many hours they want without restriction.

ADJOURNMENT

Supervisor Flach offered a motion to adjourn the meeting.

MOTION

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the Town Board Meeting was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:55pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Budget Workshop was held Tuesday, October 22, 2013 at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent
Greg Darlington, Chief of Police
Rachel Weidman, Bookkeeper

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

AGENDA

- Highway Department – Highway Superintendent Deering, Deputy Superintendent Searles
- Police Department – Chief Greg Darlington
- Executive Session

BUDGET DISCUSSIONS

Highway Department

Discussion ensued amongst the Town Board, Highway Superintendent Deering, and Deputy Highway Superintendent Searles relative to the Highway Department Budget.

Police Department

Discussion ensued amongst the Town Board and Chief Darlington relative to the Police Department Budget.

Salaries for Elected Officials (Added Topic)

Supervisor Flach stated that he put the Town Council up \$500.00 each, Supervisor up \$5,000.00 and added that the Town Clerk, Highway Superintendent and 2 Justices got a raise last year but the Supervisor and Town Council did not. He continued by saying that he was trying to go with an every other year type scenario.

Councilman Boehm stated that he would like to reject the raises for the Supervisor and Town Council and save the money.

Councilman Masti stated that he agrees to the Town Council not getting a raise and added that Supervisor Flach is a full-time Supervisor making 1/3 less than the last one was making, which he thinks is wrong and he would go for \$5,000.00 at a minimum.

Councilman Dolan stated that he was not correct in stating that he is making 1/3 less and the last Supervisor made \$30,000.00.

Councilman Boehm stated that he didn't have the Health Insurance benefits and they have to look at the entire package.

Councilman Masti stated that the last Supervisor was not full-time.

Supervisor Flach stated that it was raised to \$45,000.00 by Ron Hotaling when Councilman Boehm and Councilwoman Rogers were on the Board.

Henry Traver from the audience stated that they are all full-time and added that it should not have been dropped from \$45,000.00.

Councilman Masti stated that it was a slap in the face.

Councilman Dolan stated that it wasn't a slap in the face and it was dropped by Mr. Youmans.

Councilman Masti asked how much he was here.

Councilman Dolan stated that he worked as much as anyone else who has ever been in that office.

Supervisor Flach interjected that it was not true.

Councilman Masti asked if it was time in the office.

Councilwoman Rogers interjected that he did a lot by telephone and communicated a lot by phone calls so they knew what was going on around town.

Supervisor Flach stated that Mr. Youmans stated that he was lowering the salary to \$30,000.00 because he could only be a part-time Supervisor and it is in the minutes and on his desk.

Councilman Dolan asked to see it.

Councilwoman Rogers stated that she agrees that there be no raise for Town Council.

Councilman Masti stated that he agrees with no raises for Town Council but he still thinks that the Supervisor deserves a raise. He added that he is the lowest paid full-time Elected Official or employee of the Town and he supervises everyone else.

Councilwoman Rogers interjected that he gets benefits as well.

Councilman Boehm stated that they should reflect the true value of the job and added that it is a benefit package of approximately \$15,000.00.

Councilwoman Rogers stated that with the benefits, he makes \$58,000.00.

Bookkeeper Weidman stated that she was not correct; the \$58,000.00 is for himself and his secretary.

Councilman Masti interjected that the \$58,000.00 is the salary for two people and their benefits.

Bookkeeper Weidman stated that it does not include benefits.

Councilman Dolan stated that his personal opinion is that they would be asking for a 3.99% increase in taxes and he does not agree with giving a raise to any Elected Official.

Collectively Councilman Boehm and Councilwoman Roger agreed.

Councilman Masti stated that he disagrees.

Supervisor Flach stated that he could not locate the copy of the minutes but he has it printed.

Town Clerk Millious interjected that she remembers it and he did state that.

Supervisor Flach stated that he will have it for them for the next meeting and it is the fact of the matter.

Councilman Masti stated that they don't even know who will be in office next year.

Supervisor Flach stated that no one should work for part-time money.

Councilman Boehm stated that he should have thought about that when he took the job.

Supervisor Flach stated that it has nothing to do with him and it is a matter of what is right.

Councilman Masti stated that it is not right.

Supervisor Flach stated that Councilman Boehm made a motion to not give a raise to Elected Officials and then asked if anyone wanted to second the motion.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, to not give a raise to Elected Officials.

Town Clerk Millious asked if he wanted a roll-call vote.

Supervisor Flach stated that he did.

Town Clerk Millious continued with a roll-call vote as follows:

Supervisor Flach – NAY, Councilwoman Rogers – AYE, Councilman Boehm – AYE, Councilman Dolan – AYE, Councilman Masti – NAY

VOTE – AYES 3 – NAYS 2 – SO MOVED

Supervisor Flach asked if there was any other business.

Councilman Boehm stated that he would like to adjourn to Executive Session for a personnel matter and then offered a motion.

ADJOURNMENT TO EXECUTIVE SESSION

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Budget Workshop was adjourned to Executive Session.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:01pm

EXECUTIVE SESSION

Executive Session convened in the Supervisor's Office immediately following the Budget Workshop, no decisions were made.

Time – 8:32pm

RECONVENE MEETING AND ADJOURNMENT

Supervisor Flach called the Workshop back to order and asked for a motion to adjourn.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Budget Workshop was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:34pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Budget Workshop was held Tuesday, October 23, 2013 at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman

ABSENT: Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Nelson Perry, Parks & Recreation Maintenance Supervisor
George Dardani, Justice
Larry Conrad, Building Inspector, Code Enforcement Officer

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

**NOTICE
SPECIAL
TOWN OF COEYMANS
TOWN BOARD
BUDGET WORKSHOP**

Pursuant to Section 123 of Town Law, please take notice that the Town Board of the Town of Coeymans has scheduled a Special Town Board Budget Workshop on Wednesday, October 23, 2013 at 6:00pm. The Workshop will be held at Town of Coeymans Town Hall, 18 Russell Avenue, Ravena, New York.

**By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk**

AGENDA

- Community Beautification – Parks & Recreation Maintenance Supervisor Perry
- Town Clerk – Town Clerk Millious
- Justice Court – Judge Dardani
- Assessor – Assessor VanValkenburg
- Building Department – Building Inspector, Code Enforcement Officer Conrad
- Sewer Department – Sewer Administrator Conrad

BUDGET DISCUSSIONS

Community Beautification

Discussion ensued amongst the Town Board and Parks & Recreation Supervisor Perry relative to the Parks & Recreation Budget.

Town Clerk

Discussion ensued amongst the Town Board and Town Clerk Millious relative to the Town Clerk's Budget.

Justice Court

Discussion ensued amongst the Town Board and Judge Dardani relative to the Justice Court Budget.

Assessor

Discussion ensued amongst the Town Board relative to the Assessor's Budget; Assessor VanValkenburg was not present for the discussion.

Building Department

Discussion ensued amongst the Town Board and Building Inspector / Code Enforcement Officer Conrad relative to the Building Department Budget.

Sewer Department

Discussion ensued amongst the Town Board and Sewer Administrator Conrad relative to the Sewer Department Budget.

ADDITIONAL TOPICS OF DISCUSSION

- Contingency
 - Public Safety, Signs for Highway
- Employee Stipends
 - Raises
 - Medical Insurance Buy Backs
- Fiscal Stress
 - Loss of Population
 - Loss of Home Values
- Police Budget Overspending
- Police Forfeiture
- Engineering "Slush Fund"
- Machinery for Highway - \$40,000.00 Budget

ADJOURNMENT

Supervisor Flach asked for a motion to adjourn the Special Budget Workshop.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, the Special Budget Workshop was adjourned.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

Time – 7:44pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, October 28, 2013 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman

ABSENST: Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
David Wukitsch, Attorney for the Town
Albert Deering, Highway Superintendent
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board with the exception of Councilman Masti.

AGENDA

- Public Announcement
 - Victoria Michael, ACA Navigator, November 4, 2013
 - Town Offices Closed, November 5, 2013, Election Day
 - Town Offices Closed, November 11, 2013, Veteran’s Day
- Public Comment
- Approval of Minutes
 - October 10, 2013, Gazebo Roof
 - October 25, 2013, Hannacroix Creek Project
- Supervisor’s Report – September 2013
- Department Reports
 - Town Clerk, September 2013
 - Sewer Department, September 2013
 - Building Department, September 2013
- New Business
 - Auctions International, Sewer Mowers
- Resolutions
 - Authorize WWTP Employee to Attend Seminar
 - Hire Charles Hite to Survey Parcel
 - Authorize Deputy Town Clerk to Attend Training
 - Appoint Chief Sewer Treatment Plant Operator
 - Accept Bid for Gazebo Roof
 - Approval of Abstract
- Town Board Workshops / Meeting
 - Planning Board Meeting, November 4, 2013, 7:00pm
 - Preliminary Budget Hearing, November 6, 2013, 6:00pm
 - Town Board Meeting, November 12, 2013, 7:00pm
 - Town Board Workshop, November 19, 2013, 6:00pm
 - ZBA Meeting, November 20, 2013, 7:00pm
 - Town Board Meeting, November 25, 2013

PUBLIC ANNOUNCEMENT

Victoria Michael – ACA Navigator

Supervisor Flach stated that on November 4, 2013 from 10:00am to 2:00pm there will be an Affordable Care Act Navigator, Victoria Michael, at Town Hall and anyone who has questions about how to get health care or sign up for health care should plan on stopping in and added that it is a free service to the Town.

Town Offices Closed – Election Day

Supervisor Flach stated that Town Offices will be closed on November 5, 2013 for Election Day.

Town Offices Closed – Veteran's Day

Supervisor Flach stated that Town Offices will be closed on November 11, 2013 for observance of Veteran's Day.

Enhanced STAR Applications

Supervisor Flach stated that Assessor VanValkenburg was present to make an announcement.

Assessor VanValkenburg stated that she wanted to make sure that there is not confusion with the Enhanced Star because they are not getting returns as quickly as they typically have in years gone by and she thinks it's because people are confused with the Basic STAR Exemption and the Enhanced Star. She continued by saying that the Enhanced STAR is for people 65 years of age or older and they have to renew with her office, unlike the Basic Star, which the State implemented where you have to go through the Department of Taxation and Finance.

Attorney for the Town Wukitsch stated that you can do it online.

Assessor VanValkenburg stated that you can as well as doing it on the phone and continued by saying that those on the Enhanced STAR are getting conflicting stories and she wanted to make sure that they understand. She added that their renewals have been sent out and they have to be turned in by March 1st and reiterated that those on the Enhanced STAR have to go through her office.

Councilman Boehm stated that he wanted to offer a motion authorizing a reminder ad in the paper.

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach authorizing that a ¼ page ad be included in the News Herald to alert the senior in the community.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

Councilman Boehm stated that if they forget to do it, it can be quite a financial burden.

Assessor VanValkenburg stated that if they don't do it, they drop to the Basic STAR.

Councilman Boehm asked that Assessor VanValkenburg work with Town Clerk Millious on the ad.

Assessor VanValkenburg stated that she would.

Councilman Boehm reiterated that it is for the Enhanced STAR for people age 65 and older.

A member of the audience asked about other exemptions such as disabilities.

Assessor VanValkenburg stated that there are many other exemptions.

Same audience member asked why she is so specific on the age of 65.

Assessor VanValkenburg stated that 65 is the magic number when you are eligible for certain exemptions and added that military does not apply. She continued by saying that if you were in the military and served, there is not an age limit and disabled veterans also come in to play.

Supervisor Flach stated that he would encourage anyone with questions to call the Assessor's Office and added that they will be putting an ad in the paper for the Enhanced STAR.

Town Clerk Millious interjected that the Assessor's phone number is 756-8927.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time.

Mr. Vincent Riccardi stated that he lives at 19A Westerlo Street and the Town put a parking lot next to his house and people are parking at the end of the lot and throwing things on to his property.

Supervisor Flach asked the location of his property.

Mr. Riccardi stated that it is a blue two family house, on the right going down the hill.

Supervisor Flach stated that he would talk to the Beautification Department as well as Code Enforcement to see if there is anything that they can do to take care of it for him.

Mr. Laszlo Polyak stated that he wanted to address a couple of concerns that he has and continued by saying that his house was robbed several weeks ago and he saw in the paper that it was allegedly a friend of his sons, which it wasn't and he still does not have a Police Report and would like to know when he is going to get one. He continued by saying that thousands of dollars in jewelry was stolen as well as his and his family's medication and his son has requested from the Police Department on more than one occasion some records and videos for his son's doctor to review so they can assist him because he is learning disabled. He added in one package that they received back, they got the unredacted paperwork of two confidential informants (names withheld), which seriously concerns him because on Long Island 20 years ago, a confidential informant was hunted down and killed and when you have this information released, it can be detrimental to the family and now these people and their family's are compromised and he wanted to bring it to the Board's attention because it may cause an issue for them in the future. He reiterated that he wanted to know when he will get his report and it is not the first time that he has not gotten his report and he wanted to bring it to the Board's attention as well as bringing it to the Supervisor's attention a few days ago.

Supervisor Flach asked Mr. Polyak if he had gone to the Police Department to request it.

Mr. Polyak stated that he requested it immediately when Mr. DeLuca and Mr. Prokym were in his home investigating and he was told that he would have it soon, which was several weeks ago.

Chief Darlington stated that he will hand deliver to the Supervisor Mr. Polyak's police report so he can make sure that he gets it.

Supervisor Flach asked if there were any other comments.

Mr. Mark Mahar asked if Mr. Polyak knew that they were being televised when he named two confidential informants. He continued by saying that the two bids for the gazebo roof were drastically far apart and it sounds like people were comparing oranges to apples with a \$4,000.00 difference and he thinks that they need to look at it a little because that is a big difference for that little bit of work and in comparing apples to apples it should not be that far apart. He added that there is a blog going around and there are a lot of people in town being trashed and it seems to be only certain political candidates being trashed and when other political candidates are involved or their family or kids are involved, their name doesn't seem to show up on the blog. He went on by saying that for something that is suppose to be two-sided it is not going out on this blog as an open, even forum, it is a very one-sided blog that trashes the Police Department. He continued by saying that his personal opinion is that everyone in the Police Department does not deserve to be trashed along with the candidates and other town people and it is disgusting that nothing can be done about it. He added by saying that there are probably some things that are true but the one-sided thing is ridiculous and it is way too one-sided. He went on by saying that he talked to Supervisor Flach about the management of equipment being purchased for certain employees and it needs to be looked at a little closer before something is purchased because the cost of the pick-up truck that was purchased is outrageous when two trucks could have been purchased for the price of that one truck.

Councilman Boehm asked what truck he was referring to.

Mr. Mahar stated that it is the truck that was purchased for Scott to drive around in and added that it is an awful fancy truck for a town employee's work truck.

Supervisor Flach stated that according to Highway Law, the Highway Superintendent can actually let any one of his employees drive any truck home that he says.

Mr. Mahar interjected that it is not a point of driving a truck home but a point of what is being spent with taxpayer money for a work truck when two trucks could have been purchased and he has a nice truck sitting outside, but it is not that nice and it wasn't bought with taxpayer dollars, which is his problem with it. He added that someone authorized the purchase of the truck and he thinks that the cost is overboard, it is not a basic work truck, which is all that is needed and it all goes back to management, it is mismanagement and they need to look at things a lot closer before they authorize someone to go and spend that much money and just because there is \$40,000.00 in an account does not mean that you have to spend that much on one item. He continued by saying that he is hearing that people on the Board want to raise taxes for next year and they have heard about possible raises and there are a lot of people that are not happy but are afraid to say anything as well as talk about trying to get rid of the Police Department, and he for one along with a lot of other people don't agree with that what so ever. He went on by saying that at the last meeting he attended he heard people talking about the Rescue Squad, which they discussed with Ron Hotaling and spent a lot of money trying to find out how to go other routes, which they can't do without spending more money.

Councilman Dolan interjected that he will be pleased to know that they have actually cut taxes in the Preliminary Budget.

Supervisor Flach asked if anyone else wished to comment, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were two sets of minutes for Town Board approval, a Bid Opening for the gazebo roof on October 10, 2013 and a Bid Opening for the Hannacroix Creek Project on October 25, 2013 and then asked for a motion to approve them.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the Town Board Minutes were approved as presented and read.
VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

SUPERVISOR’S REPORT

September 2013

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$405,159.62	\$ 83,120.24	\$244,567.78	\$243,712.08
Part-Town	\$697,292.62	\$ 1,226.07	\$ 78,089.22	\$620,429.47
Highway	\$ 23,228.80	\$176,476.29	\$118,401.78	\$ 81,303.31
Bridge Const.	\$ 28,959.02	\$ 5.43	-0-	\$ 28,963.45
Sewer	\$ 125,413.05	\$ 23,253.97	\$ 35,756.26	\$112,910.76
Special Water	\$ 32,254.62	\$ 11,688.24	-0-	\$ 43,942.86
Police Forf.	\$ 4,391.79	\$.18	-0-	\$ 4,391.97
Trust & Agcy.	\$ 14,301.13	\$229,102.01	\$230,470.37	\$ 12,932.77
H-Fund	\$272,992.11	\$ 56.59	\$ 22,145.00	\$250,903.70
Section 8 – HUD	\$ 27,557.99	\$ 42,919.76	\$ 43,120.52	\$ 27,357.23
			Total Rec. Bal.	\$1,426,847.60

<u>SAVINGS ACCOUNTS</u>		<u>COLLATERAL</u>	<u>FDIC</u>	<u>COLLATERALIZED</u>
		<u>COVERAGE</u>		
Unemployment	\$ 703.04	Bank of Greene	\$250,000.00	\$1,486,848.58
Grove Cemetery	\$40,922.51	National Bank	\$250,000.00	\$1,010,480.00
Coey. Hollow Cem.	\$13,424.31			
Sewer-Dedicated	\$10,144.54			
Total	\$65,194.40			

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the Supervisor’s Report was approved as presented and read.
VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

DEPARTMENT REPORTS

Town Clerk – September 2013

Supervisor Flach asked that Town Clerk Millious give the Town Clerk’s Report.

Town Clerk Millious stated to give her report and noticed that there was information missing, she asked that it be tabled until the next meeting.

Supervisor Flach offered a motion to table the Town Clerk's Report

MOTION

On motion of Supervisor Flach, seconded by Councilman Boehm, to table the Town Clerk's Report until the next meeting.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

Sewer Department – September 2013

Supervisor Flach asked that Councilman Dolan give the Sewer Department Monthly Report.

Councilman Dolan asked that it be tabled until the next meeting,

MOTION

On motion of Councilman Dolan, seconded by Supervisor Flach, to table the Sewer Department Report until the next meeting

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

Building Department – September 2013

Supervisor Flach asked that Councilwoman Rogers give the Building Department Monthly Report.

Councilwoman Rogers continued by giving the report.

Supervisor Flach offered a motion to approve the report.

MOTION

On motion of Supervisor Flach, seconded by Councilman Boehm, the Building Department Report was approved as presented and read.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

NEW BUSINESS

Auctions International – Sewer Mowers

Supervisor Flach stated that there are three sewer mowers that are old and need something done with and then asked for a motion authorizing them to be put on Auctions International.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, authorizing the Supervisor to advertise the three mowers on Auctions International.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

RESOLUTIONS

RES. #166-13 AUTHORIZE WWTP OPERATOR TO ATTEND SEMINAR

On motion of Councilman Boehm, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, the New York Water Environment Association (NYWEA) will be holding a seminar in Rexford, New York, on November 8, 2013 for “DMR- Electronic Reporting and Proper Completion”, and

WHEREAS, John Lennon from the Sewer Department desires to attend this seminar, which will provide 6 credit hours required by NYS DEC to maintain licensing, and

WHEREAS, a prepaid registration fee of \$60.00 for class is required,

NOW, THEREFORE, BE IT RESOLVED, that John Lennon is hereby authorized to attend this seminar in Rexford, New York, November 8, 2013, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans will reimburse Mr. Lennon the round-trip mileage for use of his personal vehicle upon submission of voucher.

RES. #167-13 AUTHORIZE CHARLES HITE TO PERFORM SURVEY

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 1 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, on January 14, 1970, William Zinman and Florence Zinman assigned a parcel of land to the Town of Coeymans, and

WHEREAS, that certain parcel of land is situate off Lindskoog Road, and

WHEREAS, the Town Board of the Town of Coeymans is desirous of locating this certain parcel of land,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby hires Charles Hite to survey said parcel at a cost not to exceed \$2,400.00.

Councilman Boehm asked if it had been surveyed in 1970 when it was given to the Town.

Supervisor Flach stated that it had never been surveyed and it is a road off Lindskoog Road that connects to the old Bucks Ranch Road and there is an issue of two residents that own property and need to get their property.

Attorney for the Town Wukitsch asked if they are trying to find where the road bed is.

Supervisor Flach stated that the Town actually owns that piece of property and the surveyor thinks he knows where that roadway is and they need to know what Town property is there and if someone needs an easement; they can do it later on.

Councilman Boehm asked if someone is interested in buying it because it is of no real value to the Town and if they would eventually sell it.

Supervisor Flach stated that the people who own the property that border it would probably be interested in buying it and the people who own property further down want to be able to get to their property so if the Town gives them an easement they can still sell the property and they will have an easement.

Councilwoman Rogers asked how much property they are talking about.

Supervisor Flach stated that he thinks it is approximately 600-700 feet long and a road width wide.

Councilman Dolan stated that he does not think that it is not in the best interest of the Town to pay \$2,400.00 to have it surveyed.

Supervisor Flach stated that it is Town property and there are constituents that own property on this road and they owe it to them to do it.

Attorney for the Town Wukitsch stated that if they are going to confer to them a Deed of Easement they need a description of the property.

Councilman Boehm interjected that you would need it to sell it anyway.

Attorney for the Town Wukitsch stated that in order to sell it to a third party, you would need a description.

Supervisor Flach asked if there were any other comments, hearing none they moved to the next item on the agenda.

RES. #168-13 AUTHORIZE DEPUTY TOWN CLERK TO ATTEND TRAINING

On motion of Councilwoman Rogers, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, the New York State Department of Environmental Conservation (NYS DEC) will be holding a training session in Albany, New York, November 6, 2013 for Hunting and Fishing License Sales, and

WHEREAS, Town Clerk Diane Millious desires to have Deputy Town Clerk Cindy Vatalaro to attend this training, and

WHEREAS, there is no fee for this training,

NOW, THEREFORE, BE IT RESOLVED, that Cindy Vatalaro is hereby authorized to attend this training in Albany, New York, November 6, 2013, and

BE IT FURTHER RESOLVED, that the Town Board for the Town of Coeymans will reimburse Ms. Vatalaro the round-trip mileage for use of her personal vehicle upon submission of voucher.

RES. #169-13 APPOINT CHIEF SEWER TREATMENT PLANT OPERATOR

On motion of Councilman Dolan, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, Section 65 of Civil Service Law authorizes a provisional appointment when no eligible list exists for a position, and

WHEREAS, the Town of Coeymans is desirous of filling the position of Chief Sewer Treatment Plant Operator due to the departure of the previous Chief Operator, and

WHEREAS, the position had been advertised and candidates were interviewed,

BE IT RESOLVED, that the Town Board of the Town of Coeymans wishes to appoint Mr. John Kerr to the position of Chief Sewer Treatment Plant Operator. Mr. Kerr holds a Grade 3A license, which exceeds the minimum qualifications,

BE IT FURTHER RESOLVED, that the Town Board hereby appoints Mr. John Kerr provisionally to the position of Chief Sewer Treatment Plant Operator, effective October 29, 2013 at a rate of \$22.70 per hour and a one-year probationary period.

Councilman Boehm asked what the annual salary is.

Supervisor Flach stated that it is approximately \$47,000.00 and then asked Attorney for the Town Wukitsch if the probationary period is a standard.

Attorney for the Town Wukitsch stated that it is.

Councilman Boehm asked if the background check came back.

Chief Darlington stated that a preliminary background was done and everything came back clear.

RES. #170-13 AUTHORIZE SUPERVISOR TO EXECUTE CONTRACT FOR GAZEBO ROOF REPLACEMENT

On motion of Councilman Boehm, seconded by Supervisor Flach, the following resolution was tabled.

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

WHEREAS, the Town Board authorized Town Clerk Millious to publish a Notice to Bidders for the repair of the gazebo roof at Coeymans Landing, and

WHEREAS, two bids were received and publicly read aloud on October 10, 2013, and

WHEREAS, Frank Shelhamer was determined to be the lowest bidder proposing a price of \$4,549.00 for the gazebo roof, and

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to execute a contract with Frank Shelhamer for the supply of one gazebo roof in accordance with the bid proposal submitted to the Town Clerk on October 10, 2013.

Supervisor Flach asked that Town Clerk Millious explain the bidding process.

Town Clerk Millious stated that there were two bids and they were opened on October 10th at 2:00pm at Town Hall and they were Frank Shelhamer for \$4,549.00 and T&T Builders for \$8,700.00. She added that Invitations to Bid were sent out to quite a few people and this is who chose to bid.

Supervisor Flach asked if they understood the Prevailing Wage aspect.

Town Clerk Millious stated that they did and were aware of it.

Supervisor Flach stated that as Mr. Mahar pointed out, there is quite a bit of difference in the two bids but they did have the same bid packet and knew that it was prevailing wage.

Councilman Boehm stated that it was a big discrepancy and there was a lack of local bidders.

Councilman Dolan asked if certain materials were specified.

Town Clerk Millious stated that there were and that she had the specifications.

Councilwoman Rogers asked why they were so far apart.

Supervisor Flach stated that he does not know.

Town Clerk Millious stated that the higher bidder did say that he has bid against Frank Shelhamer and he knows that he can't compete with him in price.

Councilman Dolan asked if they wanted him to read the specifications.

Supervisor Flach asked if he would.

Councilman Dolan continued by reading the bid specifications included in the bid package as follows:

- Removal and disposal of existing roof shingle on gazebo roof.
- Furnish and install wide face steel drip edge (white).
- Furnish and install 30 LB Feet Paper.
- Furnish and install lifetime architectural asphalt shingles (brown)
- Remove and replace any damaged roof sheathing.
- Remove and dispose of all garbage and debris to the Town's satisfaction.

Quote should include labor and materials per specifications outlined.

Supervisor Flach asked if there was any other discussion.

Councilman Dolan asked where they are going to get the money to pay for it.

Supervisor Flach stated that it will be from contingency.

Councilman Boehm asked if they have exhausted opportunities for volunteers.

Supervisor Flach stated that someone at a Board Meeting asked about volunteers and no one has stepped forward but that does not mean they can't still take donations and they would love to have some but no one has come forward.

Councilman Boehm interjected that it was built by donations and the Town didn't spend any money towards it and he thinks that they should rebid it in the spring because he does not think that it is in any shape where it is going to collapse. He added that he would like to get the bid out again and try to get some local bidders and keep the job local and possibly they will get donations as well.

Supervisor Flach stated that he personally had not taken a close look at the roof so he is not sure.

Councilman Dolan interjected that he has a ladder at his house if he wants to come and look at it.

Supervisor Flach stated that he would be happy to look at it.

Councilman Dolan stated that the southern side is the worse where all the ridges are and there is severe deterioration but he has not seen water leak through it.

Supervisor Flach stated that he is thinking about snow and added that they don't have to do the resolution now and he does not have a problem with it and he and a couple guys can take a look at it to see if it can last until spring.

Attorney for the Town Wukitsch interjected that they have to reject the bids and rebid.

Councilman Boehm stated that he would make the motion to reject the bid.

Supervisor Flach stated that there was a motion and second to accept the bid.

Town Clerk Millious interjected that there was a motion and a second but no vote.

Attorney for the Town Wukitsch stated that they could vote to table the resolution and then reject the bid.

Supervisor Flach stated that he would offer a motion to table the resolution.

MOTION

On motion of Supervisor Flach, seconded by Councilman Dolan, to table awarding the bid for the gazebo roof.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

Supervisor Flach stated that Councilman Boehm made a motion to reject the bids and then asked for a second.

MOTION

On motion of Councilman Boehm, seconded by Councilman Dolan, to reject the bid for replacement of the gazebo roof
VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

RES. #171-13 APPROVE OCTOBER ABSTRACT

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby approve the following claims of vouchers for the October, 2013 Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	2025-2089	\$191,561.90
General	2149-2204	\$ 39,770.64
	General Total	\$231,332.54
POLICE FORFEITURE (A)		
Police Forfeiture Prepay	2090-2092	\$ 1,100.70
Police Forfeiture		
	Police Forf. Total	\$ 1,100.70
PART-TOWN (B)		
Part-Town Pre-Pay	2093-2108	\$ 12,885.80
Part-Town	2205-2208	\$ 481.40
	Part Town Total	\$ 13,367.20
HIGHWAY (DB)		
Highway Pre-Pay	2109-2120	\$ 40,344.40
Highway	2209-2248	\$ 14,270.52
	Highway Total	\$ 54,614.92
SEWER (SS)		
Sewer Pre-Pay	2121-2140	\$ 14,923.64
Sewer	2249-2277	\$ 29,710.25
	Sewer Total	\$ 44,633.89
CAPITAL PROJECTS (H30)		
Capital Projects	2278	\$ 25,962.90
	Capital Projects Total	\$ 25,962.90
CAPITAL PROJECTS (H38)		
	2279-2281	\$ 23,738.64
	Capital Projects Total	\$ 23,738.64

CAPITAL PROJECTS (H39)		
Capital Projects	2282	\$ 184.50
	Capital Projects Total	\$ 184.50
	Total for all Funds	\$394,935.29
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	2141-2148	\$212,596.80
	Trust & Agcy. Total	\$212,596.80

ADDITIONAL BUSINESS

Hannacroix Creek Project Bid

Supervisor Flach stated that there was one bid for the Hannacroix Creek Project and at this point he would like to offer a motion to reject the bid because they are currently waiting for permits and an extension for the time that DEC held them up, which was four months.

Chief Darlington stated that when FEMA first came in, their early estimate was approximately \$250,000.00 and the one bid that they received is over \$700,000.00 so he agrees with rejecting it and meeting with F.X. Browne, who are willing to send the bid out to at least two more companies to make sure they are aware of the bid.

Supervisor Flach stated that he spoke with F.X. Browne just prior to the meeting and one thing that he suggested they do is the Dodge Reports because bigger companies and more people would see it and he said that he would help. He continued by saying that he advised that it needs to be done as quick as possible because they are approaching the beginning of November and they are running short on time.

Chief Darlington stated that Lisa Cirillo spoke with James Casey at State Emergency Management and provided them with the specific forms that the Town needed to fill out, which he did and Lisa faxed them back, then confirmed receipt and said that someone should get back to the Town in the near future, which he does not know if it is the federal’s near future or Town of Coeymans near future.

Councilman Dolan stated that they need to be sure before they drop in excess of \$300,000.00 on a project or \$768,000.00.

Supervisor Flach stated that he would offer a motion to reject the bid.

MOTION

On motion of Supervisor Flach, seconded by Councilman Dolan, to reject the bid for the Hannacroix Creek Project.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

Councilman Dolan asked if they need to authorize anyone to put it out to rebid.

Supervisor Flach stated that they will re-bid it and F.X. Browne will help them out and said that Councilman Dolan had made a motion and then asked for a second.

Councilman Boehm stated that they also need to authorize the necessary publicity to get some more exposure so they get more bids.

MOTION

On motion of Councilman Dolan, seconded by Councilman Boehm to authorize a rebid for the Hannacroix Creek Project as well as the necessary publicity.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

TOWN BOARD WORKSHOPS / MEETINGS

- Planning Board Meeting, November 4, 2013, 7:00pm
- Preliminary Budget Hearing, November 6, 2013, 6:00pm
- Town Board Meeting, November 12, 2103, 7:00pm
- Town Board Workshop, November 19, 2013, 6:00pm
- ZBA Meeting, November 20, 2013, 7:00pm
- Town Board Meeting, November 25, 2013, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any other comments.

Town Clerk Millious stated that at the last meeting they awarded the police car bid and the Town Board was wondering how long they would hold the price because they were going to wait until the budget was adopted to order it now and pay for it next year. She added that she called Crossroads and explained it to him and also advised of the budget process and he was fine with waiting. She continued by stating that Albany County Board of Elections has extended hours for the purpose of obtaining absentee ballots as follows:

- Monday, October 28, 2013, 4:30pm – 7:00pm
- Wednesday, October 30, 2013, 4:30 – 7:00pm
- Saturday, November 2, 2013, 9:00am – 1:00pm

You can reach the Board of Elections at (518) 487-5060 and are open weekdays from 8:30am to 4:30pm and located at 32 North Russell Road in Albany.

Town Clerk Millious continued by saying that Polling Sites for the November 5th General Election are as follows:

- 1st District, Coeymans Fire House, 67 Church Street, Coeymans
- 2nd District, Coeymans Fire House, 67 Church Street, Coeymans
- 3rd District, Congregational Christian Church, 175 Main Street, Ravena
- 4th District, R-C-S Senior High-School, 2025 US Rte. 9W, Ravena
- 5th District, Coeymans Hollow Fire House 1290 SR 143, Coeymans Hollow
- 6th District, Coeymans Hollow Fire House 1290 SR 143, Coeymans Hollow

All polls are handicap accessible; any questions as to the Voting District or eligibility please call 756-2100.

Town Clerk Millious concluded by saying that her office is closed on Election Day but she will be in the office all day if anyone needs her assistance.

Supervisor Flach asked if there were any other comments.

Chief Darlington stated that there was a request from Lieutenant Thompson and asked if they are not going to accept that, can they at least accept his resignation.

Supervisor Flach asked if he had to have it now.

Chief Darlington stated that he has to have it completed by November 1st and there is not another meeting before that.

Supervisor Flach offered a motion.

MOTION

On motion of Supervisor Flach, seconded by Councilman Dolan, accepting the resignation of Lieutenant Kerry Thompson.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

Supervisor Flach asked if there were any other comments.

Councilman Dolan stated that there is a Public Hearing on November 6th and people should come and tell them what they think about the budget and added that right now the Preliminary Budget is out and the percentage in tax increase was brought down from 3.99% to 1.99, which actually represents a cut in taxes. He continued by saying that last year they raised \$1,850,091.00 in taxes and this year they are proposing in the Preliminary Budget to raise \$1,845,593.00 in taxes, which he knows is only \$4,000.00 less but at least they are headed in the right direction. He concluded by saying that the 1.99% increase is because the assessment rates changed and dollar for dollar, for most people, if your assessment went down, your taxes will go down and reiterated that if people want input on the budget they should come next Wednesday.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that he would like to piggybank on what Councilman Dolan said and added that they had some good conversations about the budget and he wanted to thank the whole Board for the compromise in bringing it down two percentage points, which he thinks is important for the taxpayers. He concluded by saying that input from the public is crucial and he hopes that people do come forward on November 6th at 6:00pm.

Supervisor Flach stated that they had some great discussion on the Preliminary Budget and he thanks the Board for the time and effort that they put into it.

Councilman Dolan interjected that they also should thank the Department Heads.

Supervisor Flach stated that he had one more thing to added and continued by saying that the Ravena Pop Warner Pee Wee and Junior Cheerleaders came in first and second place in their District Pop Warner Competition at SUNY, which means that both teams advance to Trenton, NJ for the Eastern Region Cheer Competition. He went on by saying that the competition will take place the weekend of November 9th and 10th and they are working on fundraisers to cover the cost of travel and lodging for those who cannot afford to go. He concluded by saying that if anyone feels as though they want to do something it would be excellent and they can get in touch with Lisa at 596-0474 or Monica at 209-4998.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that PAL is going to have their event this weekend.

Chief Darlington stated that the Police Athletic League is having a Haunted Hayride on November 2nd at Joralemon Park.

Supervisor Flach stated that Riverview Baptist is having a Harvest Party on October 31st from 5:30 – 7:30pm.

Councilwoman Rogers stated that the Lions are having a breakfast at the Senior Center on Saturday, November 2nd.

Supervisor Flach stated that the Ravena Hose Company has their parade on Halloween, which starts at the Village and added that there is a lot going on and he hopes that everyone stays safe.

Supervisor Flach asked if there were any other comments, hearing none he offered a motion to adjourn the meeting.

ADJOURNMENT

MOTION

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the Town Board Meeting was adjourned.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

Time – 8:50pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Public Hearing was held Wednesday, November 6, 2013 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman

ABSENT: Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Rachel Weidman, Bookkeeper
Greg Darlington, Chief of Police

Supervisor Flach opened the Public Hearing and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that there was a full Town Board present with the exception of Councilman Masti.

NOTICE OF PUBLIC HEARING

Supervisor Flach asked that Town Clerk Millious read the Notice of Public Hearing.

Town Clerk Millious continued by reading the following:

**NOTICE
OF
PUBLIC HEARING**

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Coeymans will meet and hold a Public Hearing at Town Hall, 18 Russell Avenue, Ravena, New York, at 6:00pm on Wednesday, the 6th day of November, 2013 for the purpose of hearing comments on the budget.

Pursuant to Section 108 of Town Law, listed below are the proposed salaries of Elected Officials.

Supervisor	(1)	\$30,000.00
Councilman	(4)	\$12,000.00 each
Justice	(2)	\$17,850.00 each
Highway Supt.	(1)	\$51,000.00
Town Clerk	(1)	\$41,310.00

A copy of the Preliminary Budget will be available at the Town Clerk’s Office, 18 Russell Avenue, Ravena, New York, where it may be viewed and a copy can be obtained during regular business hours.

**By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk**

Town Clerk Millious stated that the Notice was on the Town’s website as well as posted to the Village, Ravena News Herald and Post Office.

SUPERVISOR'S COMMENT

Supervisor Flach stated that he had an opening comment and continued by reading the following:

The Tentative Budget had a 3.9% increase over last year. We had a Property Tax Assessment Revaluation because our New York State Equalization Rate was 105% and had to be brought down to 100% in accordance with New York State. The actual increase over last year's budget was 1.9% plus the 2%, which was because of a 13 million dollar loss in tax assessment.

The Preliminary Budget was shave down to 1.9%, which reflects a \$4,500.00 decrease over last year's budget. We worked hard as a Board to decrease the Tentative Budget by 2%, to what is now the Preliminary Budget.

There is an anticipated increase in Police Forfeiture Revenue this coming year, which actually makes the police expenses go down from last year. We made a few cuts to some smaller lines in the budget and had a slight increase in Sales Tax Revenue, which helped with the decrease over last year's budget.

There were raises involved with the budget, the 2 sets of union employees received a 2% raise per our contracts and the other non-union employees received 2% as well. The Chief of Police as well as all Elected Officials did not receive any raises.

I would like to thank the Board for working closely with me on this Preliminary Budget.

Thank you.

Supervisor Flach asked if anyone on the Board wanted to add anything before they went to Public Comment, hearing none he moved to Public Comment.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time.

Ms. Doris Millett stated that Supervisor Flach had indicated that the Chief of Police's salary did not increase but in the Adopted 2013 it was \$86,912.00 and then modified to \$88,498.00 and now it is up to \$88,941.00.

Supervisor Flach stated that in last year's budget there was an increase in the Chief's salary.

Ms. Millett interjected that it would have been the Adopted Budget.

Councilman Dolan stated that there was a change in the medical buy-back and that number reflects not only the Chief's salary but his medial buy-back as well because he was not getting health benefits from the Town and it also included longevity pay.

Ms. Millett asked when the Town reinstated it because it wasn't an option when she was Town Clerk.

Councilman Dolan stated that it has been since he has been on the Board.

Bookkeeper Weidman stated that the Chief got a raise in April 2013, which did not get in the Adopted Budget and that is why it was modified and the difference between the 2013 modified and the 2014 is because of the difference in the buy-back, which went up because the insurance went up.

Ms. Millett asked if everyone gets the buy-back feature.

Councilman Dolan interjected that the Town Board does not.

Ms. Millett stated that the Town Board does not get insurance.

Bookkeeper Weidman stated that it is the people that don't opt to take health insurance from the Town and union and non-union employees all have the opportunity to take it if they are eligible.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that the raise reflects a 2% increase for non-union excluding the Elected Officials and then asked if it is a one-time payment to be distributed in January.

Supervisor Flach stated that it goes into the budget as whatever the increase is whether it is one time or 2% and it shows in the budget the same way.

Chief Darlington interjected that he wanted to make the Board aware that as of January 1st he will be taking the Town's insurance and everyone will be happy to see a \$5,000.00 decrease in his "quote" salary.

Ms. Millett stated that it should be reflected in the budget.

Bookkeeper Weidman stated that it is not because it is whatever it is now.

Ms. Millett interjected that it is only their Preliminary Budget.

Bookkeeper Weidman stated that the Adopted Budget has to be done by November 20th and has to reflect what it is now and whatever happens next year, you will see a modified number and it depends on whatever happens throughout the year and added that you will see it go down but on the benefit side it goes up and it will actually cost the Town more money if they take the insurance.

Supervisor Flach asked if there were any other comments, hearing none he said that he would be closing the Public Hearing.

Town Clerk Millious suggested that they keep the Public Hearing open for 20 minutes.

Supervisor Flach agreed and they waited for 20 minutes to give anyone an opportunity to comment, at the conclusion of the 20 minutes he asked if there were any additional comments, hearing none he moved to the next item on the agenda.

ADDITIONAL COMMENTS

Councilwoman Rogers stated that the next Town Board Meeting is on Tuesday, November 12th and not Monday the 11th.

Supervisor Flach stated that Town Offices will be closed on Monday the 11th for Veteran's Day and reiterated that the Town Board Meeting is Tuesday and they will be looking to adopt the 2014 budget.

Supervisor Flach asked if there were any additional comments, hearing none he asked for a motion to adjourn.

ADJOURNMENT

MOTION

MINUTES BOOKTOWN OF COEYMANS**
November 6, 2013 — Public Hearing — 6:00PM

4

On motion of Councilman Boehm, seconded by Councilman Dolan, the Public Hearing was adjourned.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Masti) – SO MOVED

Time 6:20pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

November 12, 2013 – Town Board Meeting – 7:00pm

A Town Board Meeting was held Tuesday, November 12, 2013 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Scott Searles, Deputy Highway Superintendent
Rachel Weidman, Bookkeeper
Greg Darlington, Chief of Police

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- Public Announcement
 - Town Offices Closed, November 28th & 29th for Thanksgiving
- Public Comment
- Approval of Minutes
 - Town Board Meeting, October 15, 2013
 - Budget Workshop, October 22, 2013
 - Town Board Meeting, October 28, 2013
 - Public Hearing, November 6, 2013
- New Business
 - Adopt 2014 Budget
- Resolutions
- Correspondence
 - Letter from R. Tracey
- Town Board Workshops / Meetings
 - Town Board Workshop, November 19, 2013, 6:00pm
 - ZBA Meeting, November 20, 2013, 7:00pm
 - Town Board Meeting, November 25, 2013
- Executive Session
 - Personnel Matters

PUBLIC ANNOUNCEMENT

Town Offices Closed

Supervisor Flach stated that Town Offices will be closed on November 28th & 29th for the Thanksgiving Holiday.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were four sets of minutes for Town Board approval, a Town Board Meeting on October 15th, a Budget Workshop on October 22nd, a Town Board Meeting on October 28th and a Public Hearing on November 6th and then asked for a motion to approve them.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the minutes were approved as presented and read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

NEW BUSINESS

Adopt 2014 Budget

Supervisor Flach stated that they held a Public Hearing last Wednesday and there were a couple of comments. He continued by saying that the increase in the budget is 1.99%, which is down from 2012, approximately \$45,000.00 and the increase is due to the tax reassessments. He then asked if there were any questions or comments.

Councilman Dolan stated that when they met with the departments, it was represented to them that Albert's position was not going to be replaced and when they asked about it they were told what was meant by that was, if George were to win that position would not be replaced and if Scott were to win that position would not be replaced but it is still in the budget.

Bookkeeper Weidman interjected that what they had said is that they are keeping all positions in there because they didn't know who was going to be elected and they kept the Deputy position in A Fund and reiterated that they never said they were going to take it out.

Councilman Dolan stated that he begged to differ and if they listen to the tape they will see that not only did Supervisor Flach say it but Deputy Searles said it as well and they all agreed to it.

Councilwoman Rogers stated that Scott had a question about it and Scott was right there.

Bookkeeper Weidman stated that if you look at the budget, the dollar amount is the same.

Councilman Dolan stated that he asked that question and she said that he didn't understand it and it was taken out somewhere else and they asked repeatedly and when he asked Supervisor Flach, he said it was taken out of the snow removal budget and the road repair budget and when he went through it, he didn't see any cuts in that either.

Highway Deputy Searles stated that when he asked, he is pretty positive that Supervisor Flach clarified that if he won, someone from within the department would be the Deputy and then that position would not be replaced.

Councilman Dolan stated that he respectfully disagrees and suggested that they listen to the tape to see if there is a discrepancy because Supervisor Flach ended the comment

November 12, 2013 – Town Board Meeting – 7:00pm

which he would paraphrase “I don’t know how to tell you any different, Albert’s position is not being replaced” and that is what was said.

Bookkeeper Weidman stated that what they clarified is that they left A Fund alone with the Highway Superintendent and Deputy as well as the other Highway guys because they didn’t know what was going to happen and someone was going to end up being a Deputy and they didn’t want to take it out of the Highway Budget because it depended on whoever was elected and they didn’t know if Scott was going to go to a different position and is so they would have someone else as Deputy. She reiterated that they could not eliminate one or the other because it was based on the election and they are still going to have a Highway Superintendent and Deputy Superintendent. She added that he made the statement that they are eliminating Albert’s position meaning that they are not filling Albert with another person and not filling another Highway position.

Councilman Dolan reiterated that he respectfully disagrees and every time he asked for clarification, this is what all of them were told.

Bookkeeper Weidman stated that it is not what she said that night.

Councilman Dolan stated that they need to listen to the tape.

Supervisor Flach stated that he said just what Bookkeeper Weidman had said.

Bookkeeper Weidman stated that they could not take it out of A Fund because they are going to still have a Highway Superintendent and Deputy Superintendent but they were not replacing a body.

Councilman Dolan interjected that they are adding a position as well as an additional ½ mechanic, which was not represented to them either and they were told that things were staying the same.

Bookkeeper Weidman stated that they are staying the same and there is only a part-time mechanic there, divided between winter and summer but he is part-time and nothing changed in the Highway and it hardly even went up with the raises because they cut the overtime. She continued by saying that in 2013 \$30,000.00 was budgeted and the pay didn’t change for 2014, it is whatever it was last year.

Councilman Dolan stated that it in the budget breakdown it says full-time mechanic at \$18.33 per hour times 80 hours.

Deputy Highway Superintendent Searles interjected that it is what he requested.

Bookkeeper Weidman stated that it was his request and if you look at the notations you will see how it was figured, which is ½ & ½ between the two .1’s, which didn’t change and the seasonal went down.

Councilman Dolan stated that they have to admit it is a bit difficult to read.

Bookkeeper Weidman interjected that it is a worksheet that she scribbled on but if he looks on the front page he will see it and reiterated that the .1’s really didn’t go up much and they all got the 2% raises and the Board even questioned why it didn’t go up more and it was because they cut some of the seasonal and overtime so their budget is actually a little less than if you took the 2% raises.

Councilman Dolan stated that he does not think that it actually went down if she is saying not to include the 2%.

Bookkeeper Weidman stated that if you look at the summer .1’s and the winter .1’s, the winter one changed only a few hundred dollars and it showed more on the summer side, which is the difference in the way that Linda did the overtime and reiterated that they actually decreased it a little bit because of the seasonal and overtime.

Councilman Dolan stated that he is still not convinced about the Deputy position and he would like to take it out.

Councilman Boehm stated that he thinks that it would be a tax savings to eliminate the position from the budget entirely.

Bookkeeper Weidman stated that if they eliminate the Deputy position, they will then have a Foreman and another union guy who makes more than the Deputy and it does not make sense to do that. She added that if they want to take it out they can but she can pretty much guarantee that they will put it back in and it will make her change the entire budget for two months and it should have been addressed, asked and clarified before they printed it.

Councilman Dolan stated that it was asked multiple times.

Bookkeeper Weidman stated that when they met no one said anything about it or asked them to look at it.

Councilman Boehm interjected that they talked about it all the time with Supervisor Flach.

Supervisor Flach stated that no one brought it up at the meeting and they had a Public Hearing.

Councilman Boehm stated that they had to wait until after the election because Scott was still in the position.

Bookkeeper Weidman interjected that the Public Hearing was after the election and not one of them said a word.

Councilman Boehm stated that it was a Public Meeting.

Councilwoman Rogers asked Deputy Highway Superintendent Searles who his Deputy is going to be.

Deputy Highway Superintendent Searles stated that he didn't know yet and he does not know what is going to happen with the position now and added that he had been the Deputy for 8 years and all of the sudden they want to take it out and then asked if it was because he won the election.

Councilman Dolan stated that they were going to take it out whether he won or not.

Councilman Masti stated that Bookkeeper Weidman said that it would not save them any money and that the cheapest way to go is with a Deputy, and they need a Deputy for when the Superintendent is not there and he thinks that they should leave it in.

Supervisor Flach stated that it does not make any sense to take it out if Scott is planning on putting it back in January.

Councilman Dolan stated that it is not his decision whether he puts it in or not and that it is the Town Board's decision.

Deputy Highway Superintendent Searles stated that he will be asking for it if they take it out.

Supervisor Flach asked what the Board wanted to do and added that he has spoken to the two Council elect about it.

Councilman Dolan stated that they are not on the Board yet.

Councilwoman Rogers stated that they will be on January 1st and then asked where Highway Superintendent Deering was.

Deputy Highway Superintendent Searles stated that he is at his last Association of Town's Highway Superintendent's dinner.

Councilman Dolan stated that he is also going to ask that they take the Chief's buy-back out of his salary line.

Bookkeeper Weidman stated that they can't because he technically still has buy-back and does not have the insurance so until he actually does it and signs up, they can't do it and if they offer buy-back for everyone then they have to take it out for everyone. She added that there are certain things that they cannot do from Preliminary to Adopted Budget, which is in Town Law and they can't make massive changes and what changes they do make should be little and for a good reason.

Councilman Dolan asked what percentage is very little change.

Bookkeeper Weidman asked how they are going to take one person's buy-back out.

Councilman Dolan stated that she said they can only do little changes and he is asking what the number is.

Supervisor Flach interjected that he does not believe that there is any specific number but basically from Preliminary to Adopted, after the Public Hearing is when they should have made changes and that it when it was suppose to happen.

Councilman Dolan stated that he thought the Public Hearing was when the public gave their opinion on it and they didn't have any discussion and no one discussed it at all.

Supervisor Flach stated that they certainly could have.

Councilman Boehm suggested that they table it and then asked if the date is November 20th that it has to be adopted.

Supervisor Flach stated that if they are going to make changes, he believes that they have to have another Public Hearing and it has to go in the paper for a certain amount of time.

Bookkeeper Weidman stated that they have to have another meeting to adopt it.

Councilman Dolan stated that they don't have to have another Public Hearing.

Town Clerk Millious interjected that they could call a Special Meeting to adopt the budget and added that there is a Workshop on the 19th and the next Town Board Meeting is on the 25th. She continued by saying that they also have to have a Public Hearing on the sewer rates, which is done after they adopt the budget and it has to be done by the end of the year.

Supervisor Flach asked the Town Board what they wanted to do.

Councilman Dolan stated that he thinks they should table it.

Supervisor Flach stated that he would offer a motion to adopt the 2014 Budget.

MOTION

On motion of Supervisor Flach, seconded by Councilman Masti, to adopt the 2014 Budget.

Town Clerk Millious proceeded with a roll-call vote as follows:

Stephen Flach – AYE, Dawn Rogers – NAY, Tom Boehm – NAY, Town Dolan – NAY, Peter Masti – AYE – NOT MOVED

Supervisor Flach stated that they will adopt the budget at the Workshop on the 19th and then asked for a motion to move it to that date.

MOTION

On motion of Councilman Masti, seconded by Supervisor Flach, to move the adoption of the 2014 Budget to the Workshop on November 19th.

VOTE – AYES 5 – NAYS 0 – SO MOVED

RESOLUTIONS

None at this time.

CORRESPONDENCE

Letter from R. Tracey – Street Lamps

Supervisor Flach stated that he was in receipt of a letter from Mr. Tracey and continued by reading the following:

Town of Coeymans
Attn: Steve Flach
Russell Avenue, Ravena, NY 12143

RE: Installation of Street Lamps
Riverview Drive

Dear Steve,

We are requesting the installation of street lamps on pole #'s 56725 & 161836 located on Riverview Drive in Coeymans, NY.

Any additional information needed, please let us know. Thank you.

Regards,

Richard S. Tracey
Tracey Welding Co., Inc.

Supervisor Flach stated that there is not a lot of lighting in those areas and he wanted to make the Board aware of his request.

Councilman Dolan asked what they have to do to accommodate the request.

Supervisor Flach stated that he spoke to the Building Department who advised that you have to call the service provider, which he believes is Central Hudson and let them know and in turn they bill accordingly. He continued by saying that he does not know what the cost is but he thinks that they should find before they approve it.

Councilman Dolan stated that he believes the cost is born by the Lighting District.

Supervisor Flach asked if there were any other questions or comments about the correspondence, hearing none he moved to the next item on the agenda.

TOWN BOARD WORKSHOPS / MEETINGS

- Town Board Workshop, November 19, 2013, 6:00pm (to adopt 2013 Budget)
- ZBA Meeting, November 20, 2013, 7:00pm (cancelled due to no agenda)
- Town Board Meeting, November 25, 2013, 7:00

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Town Clerk Millious stated that she wanted to make everyone aware that there will be a re-bid on the Hannacroix Creek Project and the Bid Opening will be on November 21st at 2:00pm. She added that Mr. Doe from F.X. Browne was aware and sending it to prospective bidders.

Supervisor Flach asked if there were any other comments.

Chief Darlington stated that regarding the Hannacroix Creek Project, State Emergency Management (SEMO) responded and they seem to be in favor of getting a time extension and they asked that the Town rewrite their request with more detail as to why there were delays. He added that he is trying to set up a meeting with F.X. Browne so they can rewrite it, which he was hoping would be done last week and hopefully he will have it done this week or next.

Councilman Dolan asked if they make the determination.

Chief Darlington stated that they do not and that they advocate for the Town to the Federal Government and they were not aware that they were actually approved on the last one.

Supervisor Flach asked if there were any other comments, hearing none he offered a motion to adjourn to Executive Session.

ADJOURNMENT TO EXECUTIVE SESSION

MOTION

On motion of Supervisor Flach, seconded by Councilman Masti, the Town Board Meeting was adjourned to Executive Session.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 7:26pm

EXECUTIVE SESSION

Executive Session convened in the Supervisor's Office immediately following adjournment from the Town Board Meeting with the entire Town Board and Chief Darlington present. Discussion ensued regarding several personnel issues, decisions were made and would be discussed and addressed immediately following Executive Session.

Time – 7:53pm

RECONVENE MEETING & ADDITIONAL BUSINESS

Supervisor Flach called the Town Board Meeting back to order immediately following Executive Session.

Councilman Masti offered the following motion from the floor.

MOTION

On motion of Councilman Masti, seconded by Supervisor Flach, accepting the resignation for retirement purposes of Peter McKenna from the police force, effective November 11, 2013.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Chief Darlington stated that his resignation was via e-mail, which was forwarded to the Town Board and Attorney for the Town and then asked Town Clerk Millious if she had a copy.

Town Clerk Millious stated that she did.

Councilman Boehm offered the following resolution from the floor.

RES. #172-13 APPOINT PART-TIME OFFICER

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Peter McKenna has requested an official retirement to break his service retirement and has requested to be reinstated as a part-time Police Officer,

NOW, THEREFORE, BE IT RESOLVED that Peter McKenna be reinstated as a part-time Police Officer, effective November 13, 2013.

Councilman Masti asked if it is less than full-time status.

Chief Darlington stated that the position is part-time.

Supervisor Flach stated that he has to be within the 20 hours.

Councilman Boehm continued by offering the following resolution from the floor.

RES. #173-13 ACCEPT RESIGNATION OF PART-TIME POLICE OFFICER

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Ryan Cross has accepted a full-time position with the Albany County Sheriff's Department,

NOW, THEREFORE, BE IT RESOLVED that Ryan Cross' resignation as full-time Police Officer with the Town of Coeymans be accepted.

Councilman Boehm offered the following resolution from the floor.

RES. #174-13 APPOINT PART-TIME POLICE OFFICER

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans appoints Ryan Cross as a part-time Police Officer.

Chief Darlington interjected that they are hiring him at less than full-time pending Civil Service, effective immediately.

Councilman Boehm offered the following resolution from the floor.

RES. #175-13 APPOINT PART-TIME POLICE OFFICER

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was

WHEREAS, John Laviano, a previous Police Officer for the Town of Coeymans has expressed a desire to become a part-time Police Officer,

NOW, THEREFORE, BE IT RESOLVED, that John Laviano is appointed a less than full-time Police Officer, effective immediately.

Councilman Boehm offered the following resolution from the floor.

RES. #176-13 PROMOTE POLICE OFFICER TO POSITION OF SERGEANT

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, Ryan Johnson has attained a grade of 89 and is on the Civil Service Pending List for Sergeant,

NOW, THEREFORE, BE IT RESOLVED, that Ryan Johnson is promoted to the position of Sergeant, pending Civil Service approval with a one-year probationary period, effective immediately.

Supervisor Flach stated that he personally would like to take a little more time to think about it.

Chief Darlington stated that during budget talks they discussed all of this and planning on budgeting it for 2014.

Supervisor Flach stated that his question would be with his availability.

Chief Darlington stated that he could start keeping track of how many hours he is actually down here and he knows that there is a concern about his assignment and forfeiture and his Supervisor at the District Attorney's Office will come down and explain to the Board how it works and what the potentials are. He continued by saying that they want him as well as knowing that he has needs, which includes things that they are currently doing.

Supervisor Flach asked if the Sergeants pay is across the board even at his assignment.

Councilman Dolan stated that in general, if someone is a Sergeant, they would still have those same responsibilities and duties, whether they are actually working or not so in other words, if something were to happen at a shift when he was not working it could still be addressed by the Sergeant when he was working.

Chief Darlington stated that was correct as well as some of the supervisory things that happen after hours, which would be overtime and reimbursed by the Drug Enforcement Agency, which is another body that is on call.

Councilman Dolan stated that in general, someone holding the rank of Sergeant could address the issues that occur even if he were not on the clock at that time.

Chief Darlington stated that was correct.

Councilman Dolan interjected that things could be brought to his attention the next time he was on duty.

Chief Darlington stated that sometimes it's a matter of being a phone call away to say how something should be handled, which is what they do when they are not on duty, for example at 2:00am when there are not Sergeants on or himself.

Supervisor Flach asked if there was any other business to discuss, hearing none he asked for a motion to adjourn.

ADJOURNMENT

MOTION

On motion of Councilman Masti, seconded by Councilwoman Rogers, the Town Board Meeting was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:04pm

November 19, 2013 – Town Board Workshop – 6:00pm

A Town Board Workshop was held Tuesday, November 19, 2013 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent
Rachel Weidman, Bookkeeper

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- Retirees Health Insurance
- Review Bond Resolution - Sewer
- Adopt 2014 Budget

DISCUSSIONS

Review Health Insurance

Supervisor Flach stated that he wanted to make the Town Board aware that by December 1st they have to decide on the retirees' health insurance, with the current plan being in the packet that they have along with some proposals from CDPHP that are a bit less. He added the he spoke with Councilman Dolan to see if he would be available to meet with the retirees at some point within the next week and a half and he agreed to that.

Discussion ensued amongst the Town Board relative to the difference in co-pays, cost per month and a change in some dental benefits.

Review Bond Resolution

Supervisor Flach stated that the Bond Resolution is for the EFC Grant that they are hoping to be eligible for and is for up to 3.3 million dollars, which is a 4-year Bond issuance of 0-2% interest. He continued by saying that the Town's median household income is a little high for 0% but when they spoke to EFC, they said they can just take the zip code for the Hamlet of Coeymans and the median household income may be lower.

Councilman Dolan stated that they can base it on just the Hamlet because the Sewer District is the Hamlet of Coeymans.

Discussion ensued amongst the Town Board relative to the amount for the project to be shared with the Village and timeline for applying for the grant.

November 19, 2013 – Town Board Workshop – 6:00pm

Adopt 2014 Budget

Supervisor Flach asked if there were any questions or comment regarding the Adoption of the 2014 Budget.

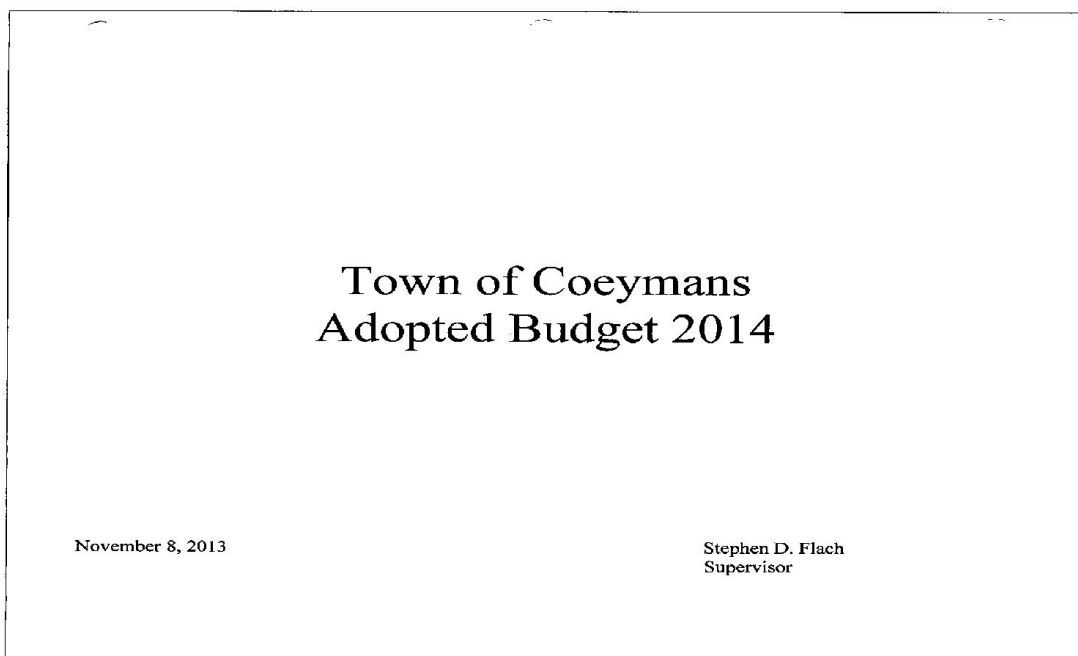
Discussion ensued amongst the Town Board relative to the Highway Purchase Plan with regard to revenues due to a sale of equipment and the amount approved in the budget as well as what equipment might be purchased.

Supervisor Flach asked if there were any other questions or comments, hearing none he offered a motion to adopt the budget.

MOTION

On motion of Supervisor Flach, seconded by Councilman Boehm, the 2014 Budget was approved and adopted.

VOTE – AYES 5 – NAYS 0 – SO MOVED



TOWN OF COEYM S 2014 ADOPTED BUDGET						
		2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
GENERAL (A) APPROPRIATIONS						
TOWN COUNCIL						
A1010.1	PERSONAL SERVICES	\$ 48,000.00	\$ 48,000.00	\$ 50,000.00	\$ 48,000.00	\$ 48,000.00
A1010.4	CONTRACTUAL	\$ 2,707.73	\$ 2,707.73	\$ 3,400.00	\$ 3,400.00	\$ 3,400.00
	TOTAL	\$ 48,000.00	\$ 50,707.73	\$ 53,400.00	\$ 51,400.00	\$ 51,400.00
JUSTICE						
A1110.1	PERSONAL SERVICES	\$ 89,463.00	\$ 89,463.00	\$ 92,245.00	\$ 92,245.00	\$ 92,245.00
A1110.2	EQUIPMENT & CAP					
A1110.4	CONTRACTUAL	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
	TOTAL	\$ 94,463.00	\$ 94,463.00	\$ 97,245.00	\$ 97,245.00	\$ 97,245.00
SUPERVISOR						
A1220.1	PERSONAL SERVICES	\$ 58,210.00	\$ 58,210.00	\$ 63,775.00	\$ 58,775.00	\$ 58,775.00
A1220.2	EQUIPMENT & CAPITAL OUTLAY	\$ 500.00	\$ 500.00			
A1220.4	CONTRACTUAL	\$ 1,000.00	\$ 1,251.95	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
	TOTAL	\$ 59,710.00	\$ 59,961.95	\$ 65,275.00	\$ 60,275.00	\$ 60,275.00
FINANCE						
A1310.1	PERSONAL SERVICES	\$ 20,275.00	\$ 20,275.00	\$ 20,269.00	\$ 20,269.00	\$ 20,269.00
A1310.2	EQUIPMENT & CAP			\$ 1,200.00	\$ 1,200.00	\$ 1,200.00
A1310.4	CONTRACTUAL	\$ 400.00	\$ 400.00	\$ 200.00	\$ 200.00	\$ 200.00
	TOTAL	\$ 20,675.00	\$ 20,675.00	\$ 21,669.00	\$ 21,669.00	\$ 21,669.00
ACCOUNTANT						
A1315.4	CONTRACTUAL	\$ 6,000.00	\$ 7,466.25	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
	TOTAL	\$ 6,000.00	\$ 7,466.25	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00

MINUTES BOOK**TOWN OF COEYMANS
November 19, 2013 – Town Board Workshop – 6:00pm

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TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
TAX COLLECTION					
A1330.4 CONTRACTUAL	\$ 5,000.00	\$ 5,000.00	\$ 5,100.00	\$ 5,100.00	\$ 5,100.00
TOTAL	\$ 5,000.00	\$ 5,000.00	\$ 5,100.00	\$ 5,100.00	\$ 5,100.00
ASSESSOR					
A1355.1 PERSONAL SERVICES	\$ 43,946.00	\$ 43,946.00	\$ 44,694.00	\$ 44,694.00	\$ 44,694.00
A1355.2 EQUIPMENT & CAP	\$ 1,600.00	\$ 1,600.00	\$ 600.00	\$ 600.00	\$ 600.00
A1355.4 CONTRACTUAL	\$ 11,000.00	\$ 11,000.00	\$ 7,350.00	\$ 7,350.00	\$ 7,350.00
TOTAL	\$ 56,546.00	\$ 56,546.00	\$ 52,644.00	\$ 52,644.00	\$ 52,644.00
TOWN CLERK					
A1410.1 PERSONAL SERVICES	\$ 103,513.00	\$ 103,513.00	\$ 103,792.00	\$ 103,792.00	\$ 103,792.00
A1410.2 EQUIPMENT & CAP	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00
A1410.4 CONTRACTUAL	\$ 3,150.00	\$ 3,150.00	\$ 3,300.00	\$ 3,300.00	\$ 3,300.00
TOTAL	\$ 107,663.00	\$ 107,663.00	\$ 108,092.00	\$ 108,092.00	\$ 108,092.00
ATTORNEY					
A1420.1 PERSONAL SERVICES	\$ 42,800.00	\$ 42,800.00	\$ 45,800.00	\$ 45,800.00	\$ 45,800.00
A1420.4 CONTRACTUAL					
TOTAL	\$ 42,800.00	\$ 42,800.00	\$ 45,800.00	\$ 45,800.00	\$ 45,800.00
HUMAN RESOURCES					
A1430.1 PERSONAL SERVICES	\$ 39,412.00	\$ 39,412.00	\$ 42,247.00	\$ 42,247.00	\$ 42,247.00
A1430.2 EQUIPMENT & CAP	\$ 200.00	\$ 200.00			
A1430.4 CONTRACTUAL	\$ 16,500.00	\$ 16,500.00	\$ 13,000.00	\$ 13,000.00	\$ 13,000.00
TOTAL	\$ 56,112.00	\$ 56,112.00	\$ 55,247.00	\$ 55,247.00	\$ 55,247.00

TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
ELECTIONS					
A1450.4 CONTRACTUAL	\$ 22,000.00	\$ 22,000.00	\$ 22,000.00	\$ 18,300.00	\$ 18,300.00
TOTAL	\$ 22,000.00	\$ 22,000.00	\$ 22,000.00	\$ 18,300.00	\$ 18,300.00
RECORDS MANAGEMENT					
A1450.4 CONTRACTUAL	\$ 3,675.00	\$ 3,675.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
TOTAL	\$ 3,675.00	\$ 3,675.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
TOWN HALL					
A1620.1 PERSONAL SERVICES			\$ 7,020.00	\$ 6,250.00	\$ 6,250.00
A1620.2 EQUIPMENT & CAP					
A1620.4 CONTRACTUAL	\$ 38,000.00	\$ 38,000.00	\$ 38,000.00	\$ 38,000.00	\$ 38,000.00
TOTAL	\$ 38,000.00	\$ 38,000.00	\$ 45,020.00	\$ 44,250.00	\$ 44,250.00
CENTRAL GARAGE					
A1640.4 CONTRACTUAL	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00
TOTAL	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00
CENTRAL COMMUNICATIONS					
A1650.2 EQUIPMENT	\$ 10,000.00	\$ 10,000.00			
A1650.4 CONTRACTUAL	\$ 48,920.00	\$ 48,920.00	\$ 40,420.00	\$ 40,420.00	\$ 40,420.00
TOTAL	\$ 58,920.00	\$ 58,920.00	\$ 40,420.00	\$ 40,420.00	\$ 40,420.00

TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
CENTRAL STOREROOM					
A1660.4 CONTRACTUAL	\$ 10,000.00	\$ 10,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
TOTAL	\$ 10,000.00	\$ 10,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
CENTRAL PRINTING AND MAILING					
A1670.4 CONTRACTUAL	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
TOTAL	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
INSURANCE					
A1910.4 CONTRACTUAL	\$ 86,550.00	\$ 86,550.00	\$ 83,800.00	\$ 83,800.00	\$ 83,800.00
TOTAL	\$ 86,550.00	\$ 86,550.00	\$ 83,800.00	\$ 83,800.00	\$ 83,800.00
ASSOCIATION DUES					
A1920.4 CONTRACTUAL	\$ 1,200.00	\$ 1,200.00	\$ 1,100.00	\$ 1,100.00	\$ 1,100.00
TOTAL	\$ 1,200.00	\$ 1,200.00	\$ 1,100.00	\$ 1,100.00	\$ 1,100.00

MINUTES BOOK**TOWN OF COEYMANS
November 19, 2013 – Town Board Workshop – 6:00pm

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TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
CONTINGENCY					
A1990.4 CONTRACTUAL	\$ 33,460.00	\$ 28,764.07	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
TOTAL	\$ 33,460.00	\$ 28,764.07	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
PUBLIC SAFETY ADMINISTRATION					
A3010.4 CONTRACTUAL	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 1,000.00	\$ 1,999.00
TOTAL	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 1,000.00	\$ 1,999.00
COMMUNICATIONS					
A3020.1 PERSONAL SERVICES	\$ 200,088.00	\$ 200,088.00	\$ 200,109.00	\$ 200,109.00	\$ 200,109.00
A3020.2 EQUIPMENT					
A3020.4 CONTRACTUAL	\$ 19,500.00	\$ 19,500.00	\$ 17,500.00	\$ 17,500.00	\$ 17,500.00
TOTAL	\$ 219,588.00	\$ 219,588.00	\$ 217,609.00	\$ 217,609.00	\$ 217,609.00
LAW ENFORCEMENT					
A3120.11 CHIEF SALARY	\$ 86,912.00	\$ 88,498.00	\$ 88,941.00	\$ 88,941.00	\$ 88,941.00
A3120.1 PERSONAL SERVICES	\$ 566,315.00	\$ 566,315.00	\$ 595,051.00	\$ 615,051.00	\$ 615,051.00
A3120.2 EQUIPMENT & CAP			\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
A3120.4 CONTRACTUAL	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00
A3197.4 Police Forfeiture	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
TOTAL	\$ 695,227.00	\$ 696,813.00	\$ 750,992.00	\$ 770,992.00	\$ 770,992.00
RUNY					
A3310.1 PERSONAL SERVICES	\$ 2,500.00	\$ 2,500.00	\$ 2,500.00	\$ 2,500.00	\$ 2,500.00
A3310.2 EQUIPMENT	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00
TOTAL	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00

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TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
STEP					
A3311.1 PERSONAL SERVICES	\$ 4,500.00	\$ 4,500.00	\$ 4,500.00	\$ 4,500.00	\$ 4,500.00
A3311.2 EQUIPMENT	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00
TOTAL	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
VEST					
A3312.2 EQUIPMENT	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
TOTAL	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
TRAFFIC SAFETY DETAIL					
A3315.1 PERSONAL SERVICES	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00
A3315.2 EQUIPMENT	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00
TOTAL	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00
DOG CONTROL					
A3510.1 PERSONAL SERVICES	\$ 5,000.00	\$ 5,000.00	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
A3510.4 CONTRACTUAL	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00
TOTAL	\$ 7,000.00	\$ 7,000.00	\$ 8,000.00	\$ 8,000.00	\$ 8,000.00
CIVIL DEFENSE					
A3640.1 PERSONAL SERVICES	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
A3640.4 CONTRACTUAL	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00	\$ 100.00
TOTAL	\$ 1,600.00	\$ 1,600.00	\$ 1,600.00	\$ 1,600.00	\$ 1,600.00

TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
OTHER HEALTH					
A4540.4 CONTRACTUAL--Ambulance	\$ 144,960.00	\$ 144,960.00	\$ 144,960.00	\$ 144,960.00	\$ 144,960.00
A4589.4 CONTRACTUAL--Paramedic	\$ 182,520.00	\$ 182,520.00	\$ 195,880.00	\$ 195,660.00	\$ 195,660.00
TOTAL	\$ 327,480.00	\$ 327,480.00	\$ 340,820.00	\$ 340,620.00	\$ 340,620.00
HIGHWAY ADMINISTRATIVE					
A5010.1 PERSONAL SERVICES	\$ 111,566.00	\$ 111,566.00	\$ 111,317.00	\$ 111,317.00	\$ 111,317.00
A5010.4 CONTRACTUAL	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00
TOTAL	\$ 112,566.00	\$ 112,566.00	\$ 112,317.00	\$ 112,317.00	\$ 112,317.00
HIGHWAY GARAGE					
A5132.2 EQUIPMENT				\$ 25,000.00	\$ 25,000.00
A5132.4 CONTRACTUAL	\$ 43,200.00	\$ 43,200.00	\$ 68,200.00	\$ 43,200.00	\$ 43,200.00
TOTAL	\$ 43,200.00	\$ 43,200.00	\$ 68,200.00	\$ 68,200.00	\$ 68,200.00
PUBLICITY					
A6410.4 CONTRACTUAL	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
TOTAL	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
VETERANS					
A6510.4 CONTRACTUAL	\$ 1,000.00	\$ 1,000.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
TOTAL	\$ 1,000.00	\$ 1,000.00	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00

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MINUTES BOOK**TOWN OF COEYMANS
November 19, 2013 – Town Board Workshop – 6:00pm

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TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
PARKS					
A7110.1 PERSONAL SERVICES		\$ -		\$ -	\$ -
A7110.4 CONTRACTUAL	\$ 7,800.00	\$ 10,709.28	\$ 7,800.00	\$ 7,800.00	\$ 7,800.00
TOTAL	\$ 7,800.00	\$ 10,709.28	\$ 7,800.00	\$ 7,800.00	\$ 7,800.00
BAND CONCERTS					
A7270.4 CONTRACTUAL	\$ 2,400.00	\$ 2,700.00	\$ 2,400.00	\$ 2,400.00	\$ 2,400.00
TOTAL	\$ 2,400.00	\$ 2,700.00	\$ 2,400.00	\$ 2,400.00	\$ 2,400.00
YOUTH SERVICE					
A7310.1 PERSONAL SERVICES	\$ 9,100.00	\$ 9,100.00	\$ 8,100.00	\$ 8,100.00	\$ 8,100.00
A7310.4 CONTRACTUAL	\$ 400.00	\$ 400.00	\$ 400.00	\$ 400.00	\$ 400.00
TOTAL	\$ 9,500.00	\$ 9,500.00	\$ 8,500.00	\$ 8,500.00	\$ 8,500.00
HISTORIAN					
A7510.1 PERSONAL SERVICES	\$ 650.00	\$ 650.00	\$ 650.00	\$ 650.00	\$ 650.00
A7520.2 EQUIPMENT					
A7510.4 CONTRACTUAL	\$ 250.00	\$ 250.00	\$ 250.00	\$ 250.00	\$ 250.00
TOTAL	\$ 900.00	\$ 900.00	\$ 900.00	\$ 900.00	\$ 900.00
ADULT SERVICES					
A7620.4 CONTRACTUAL	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00
TOTAL	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00

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TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
OTHER CULTURE & RECREATION					
A7997.2 EQUIPMENT					
A7989.4 CONTRACTUAL	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00
TOTAL	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00
LEACHATE FACILITY					
A8090.1 PERSONAL SERVICES	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
A8090.2 EQUIPMENT					
A8090.4 CONTRACTUAL	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
TOTAL	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
REFUSE AND GARBAGE					
A8160.1 PERSONAL SERVICES					
A8160.4 CONTRACTUAL	\$ 700.00	\$ 700.00	\$ 700.00	\$ 700.00	\$ 700.00
TOTAL	\$ 700.00	\$ 700.00	\$ 700.00	\$ 700.00	\$ 700.00
COMMUNITY BEAUTIFICATION					
A8510.1 PERSONAL SERVICES	\$ 122,491.00	\$ 122,491.00	\$ 123,722.00	\$ 123,722.00	\$ 123,722.00
A8510.2 EQUIPMENT & CAP			\$ 6,700.00	\$ 6,475.00	\$ 6,475.00
A8510.4 CONTRACTUAL	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
TOTAL	\$ 137,491.00	\$ 137,491.00	\$ 145,422.00	\$ 145,197.00	\$ 145,197.00
CEMETERIES					
A8810.1 PERSONAL SERVICES	\$ 2,600.00	\$ 2,600.00	\$ 2,600.00	\$ 2,600.00	\$ 2,600.00
A8810.4 CONTRACTUAL	\$ 650.00	\$ 650.00	\$ 650.00	\$ 650.00	\$ 650.00
TOTAL	\$ 3,250.00	\$ 3,250.00	\$ 3,250.00	\$ 3,250.00	\$ 3,250.00

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TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
EMPLOYEE BENEFITS					
A9010.8 RETIREMENT	\$ 300,403.00	\$ 300,403.00	\$ 320,302.00	\$ 320,302.00	\$ 320,302.00
A9030.8 SOCIAL SECURITY	\$ 124,000.00	\$ 124,000.00	\$ 120,000.00	\$ 120,000.00	\$ 120,000.00
A9040.8 WORKERS COMP	\$ 30,000.00	\$ 30,000.00	\$ 30,895.00	\$ 30,895.00	\$ 30,895.00
A9045.8 LIFE INSURANCE	\$ 2,359.00	\$ 2,359.00	\$ 2,466.00	\$ 2,563.00	\$ 2,553.00
A9050.8 UNEMPLOYMENT INS	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
A9055.8 DISABILITY	\$ 6,000.00	\$ 6,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
A9060.8 HEALTH INSURANCE	\$ 173,130.00	\$ 173,130.00	\$ 168,211.00	\$ 199,082.00	\$ 199,082.00
A9070.8 DENTAL INSURANCE	\$ 17,407.00	\$ 17,407.00	\$ 19,056.00	\$ 20,009.00	\$ 20,009.00
A9089.8 OTHER EMPLOYEE BENEFITS	\$ 900.00	\$ 900.00	\$ 900.00	\$ 900.00	\$ 900.00
TOTAL	\$ 658,199.00	\$ 658,199.00	\$ 689,830.00	\$ 701,741.00	\$ 701,741.00
DEBT					
A9710.6 SERIAL BONDS					
A9710.7 SERIAL BONDS, INTEREST					
A9730.6 B.A.N.S	\$ 17,585.00	\$ 17,585.00	\$ 17,796.00	\$ 17,796.00	\$ 17,796.00
A9730.7 BANS INTEREST	\$ 425.00	\$ 425.00	\$ 214.00	\$ 214.00	\$ 214.00
TOTAL	\$ 18,010.00	\$ 18,010.00	\$ 18,010.00	\$ 18,010.00	\$ 18,010.00
Total (A) Fund Appropriations	\$ 3,101,215.00	\$ 3,105,710.28	\$ 3,226,962.00	\$ 3,248,178.00	\$ 3,248,178.00

TOWN OF COEYMANS 2014 ADOPTED BUDGET						
		2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
GENERAL (A) REVENUES						
A0511	Appropriated Reserves					
A0909	Fund Balance	\$ 188,063.00	\$ 166,063.00	\$ 152,381.00	\$ 177,381.00	\$ 177,381.00
A1001	Money to be Raised by Real Property Taxes	\$ 1,850,091.00	\$ 1,850,091.00	\$ 1,851,677.00	\$ 1,845,593.00	\$ 1,845,593.00
LOCAL						
A1081	Civil Housing P.I.L.O.T.	\$ 2,325.00	\$ 2,325.00	\$ 2,325.00	\$ 2,325.00	\$ 2,325.00
A1090	Penalties	\$ 5,900.00	\$ 5,900.00	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00
A1289	SUPERVISOR	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00
A1255	Town Clerk Fees	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
A1520	Police Fees-Subpoenas	\$ 150.00	\$ 150.00	\$ 100.00	\$ 100.00	\$ 100.00
A1589	TSD (Albany County)	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00
A1590	RCS SRQ Reimbursement			\$ 42,106.00	\$ 42,106.00	\$ 42,106.00
A1689	Ambulance ALS Reimbursement	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00
A2190	Sale of Cemetery Lots	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00	\$ 1,200.00
A2192	Charges for Cemetery Services	\$ 5,000.00	\$ 5,000.00	\$ 3,500.00	\$ 3,500.00	\$ 3,500.00
A2440	Tower Income	\$ 24,960.00	\$ 24,960.00	\$ 18,980.00	\$ 18,980.00	\$ 18,980.00
A2401	Interest	\$ 3,000.00	\$ 3,000.00	\$ 3,200.00	\$ 3,200.00	\$ 3,200.00
A2530	Games of Chance	\$ 60.00	\$ 60.00	\$ 80.00	\$ 80.00	\$ 80.00
A2540	Bingo	\$ 600.00	\$ 600.00	\$ 600.00	\$ 600.00	\$ 600.00
A2544	Dog License	\$ 4,000.00	\$ 4,000.00	\$ 4,500.00	\$ 4,500.00	\$ 4,500.00
A2610	Justice Court Fund	\$ 200,000.00	\$ 200,000.00	\$ 200,000.00	\$ 200,000.00	\$ 200,000.00
A2626	Police Forfeiture	\$ 10,000.00	\$ 10,000.00	\$ 35,000.00	\$ 60,000.00	\$ 60,000.00
A2655	Minor Sales					
A2665	Sale of Equipment			\$ 5,400.00	\$ 5,400.00	\$ 5,400.00
A2680	Insurance Recovery					
A2690	Other Compensation of Loss					
A2701	Prior Years Expenditures					
A2705	Gifts and Donations	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
A2770	Employee Health Contribution					
A2801	Inter Fund					

TOWN OF COEYMANS 2014 ADOPTED BUDGET						
		2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
STATE AID						
A3021			\$ 300.00			
A3005	Mortgage Tax	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00	\$ 80,000.00
A3040	State Aid-Real Property Tax Admin.	\$ 27,793.00	\$ 27,793.00	\$ 27,793.00	\$ 27,793.00	\$ 27,793.00
A3389	Law Enforcement Vests	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
A3390	BUNY	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
A3391	STEP	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
A3820	Youth Program State Aid	\$ 420.00	\$ 420.00	\$ 315.00	\$ 315.00	\$ 315.00
A3960			\$ 727.32			
FEDERAL AID						
A4389	Law Enforcement Vests	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
A4960			\$ 2,181.95			
TRANSFER FROM OTHER FUNDS						
A5031	Transfer in from B Fund	\$ 670,453.00	\$ 670,453.00	\$ 714,105.00	\$ 719,405.00	\$ 719,405.00
INTERFUND TRANSFER						
TOTAL	GENERAL FUND REVENUES	\$ 3,101,215.00	\$ 795,875.28	\$ 3,220,962.00	\$ 3,248,178.00	\$ 3,248,178.00

TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
PART TOWN (B) APPROPRIATIONS					
LEGAL SERVICES					
B1420.4 CONTRACTUAL	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
TOTAL	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
SHARED SERVICES					
B1680.1 PERSONAL SERVICES	\$ 9,000.00	\$ 9,000.00	\$ 11,000.00	\$ 11,000.00	\$ 11,000.00
B1680.4 CONTRACTUAL	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00	\$ 500.00
TOTAL	\$ 9,500.00	\$ 9,500.00	\$ 11,500.00	\$ 11,500.00	\$ 11,500.00
INSURANCE					
B1910.4 CONTRACTUAL	\$ 1,520.00	\$ 1,520.00	\$ 1,555.00	\$ 1,555.00	\$ 1,555.00
TOTAL	\$ 1,520.00	\$ 1,520.00	\$ 1,555.00	\$ 1,555.00	\$ 1,555.00
CONTINGENCY					
B1990.4 CONTRACTUAL	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
TOTAL	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
SAFETY INSPECTIONS					
B3620.1 PERSONAL SERVICES	\$ 96,807.00	\$ 96,807.00	\$ 96,886.00	\$ 96,886.00	\$ 96,886.00
B3620.2 EQUIPMENT	\$ 500.00	\$ 500.00	\$ 2,050.00	\$ 1,000.00	\$ 1,000.00
B3620.4 CONTRACTUAL	\$ 7,500.00	\$ 7,500.00	\$ 8,000.00	\$ 6,000.00	\$ 6,000.00
TOTAL	\$ 104,807.00	\$ 104,807.00	\$ 104,736.00	\$ 103,886.00	\$ 103,886.00

TOWN OF COEYMANS 2014 ADOPTED BUDGET					
	2013 ADOPTED BUDGET	2013 MODIFIED BUDGET	2014 TENTATIVE BUDGET	2014 PRELIMINARY BUDGET	2014 ADOPTED BUDGET
REGISTRAR OF VITAL STATISTICS					
B4020.4 CONTRACTUAL	\$ 200.00	\$ 200.00	\$ 200.00	\$ 200.00	\$ 200.00
TOTAL	\$ 200.00	\$ 200.00	\$ 200.00	\$ 200.00	\$ 200.00
STREET LIGHTING					
B5182.4 CONTRACTUAL	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00
TOTAL	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00
PUBLICITY					
B6410.4 CONTRACTUAL	\$ 750.00	\$ 750.00	\$ 750.00	\$ 750.00	\$ 750.00
	\$ 750.00	\$ 750.00	\$ 750.00	\$ 750.00	\$ 750.00
ZONING BOARD					
B8010.1 PERSONAL SERVICES	\$ 5,200.00	\$ 4,725.65	\$ 4,725.00	\$ 4,725.00	\$ 4,725.00
B8010.4 CONTRACTUAL	\$ 1,000.00	\$ 1,474.35	\$ 625.00	\$ 625.00	\$ 625.00
TOTAL	\$ 6,200.00	\$ 6,200.00	\$ 5,350.00	\$ 5,350.00	\$ 5,350.00

A Bid Opening was held Thursday November 21, 2013, at 2:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Diane L. Millious, Town Clerk

ALSO PRESENT: Michelle Conte, Clerk
Cindy Vatalaro, First Deputy Clerk
Larry Conrad, Building Inspector
Greg Darlington, Chief of Police
Lisa Crillo, Secretary to Town Supervisor
Renee Ralph, Carver Construction
Eric Bellinger, Trinty Construction, Inc
Liz Gallacchi, JH Maloy
Michaor Mangin, HMA Contracting
Chris Garguilo, CFI Construction
A. Hanson, Fastrac Inc

The following Legal Notice appeared in the Ravena News Herald.

**TOWN OF COEYMANS
NOTICE TO BIDDER
INVITATION TO BID**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Coeymans, Albany County, New York, hereby invites sealed bids for:

Hannacrois Creek Restoration Project

All prospective bidders may call F.X. Browne, Inc. between the hours of 9:00am-5:00pm regarding this bid. Bid packages can be obtained at the Town Clerk’s Office between the hours of 8:30am-4:30pm

Bids will be received at the Town Clerk’s Office, Town of Coeymans Town Hall, 18 Russell Avenue, Ravena, NY 12143 up to 2:00pm on Thursday, November 21, 2013, and read aloud on that same day at 2:00pm.

Non-Collusive Bidding Forms must be submitted with all bids. The Town Board of the Town of Coeymans reserves the right to waive any informality and to reject any and all bids.

The bidder is responsible for compliance with all federal and state laws and guidelines for this bidding process.

**By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk**

BID OPENING

Town Clerk Millious opened the bids and read as follows:

Hannacrois Creek Restoration Project

BIDDER	BID PRICE
James H. Maloy, Inc.	\$400,000.00
Trinty Construction, Inc.	\$519,173.00
Carver Construction	\$768,572.00

MINUTES BOOKTOWN OF COEYMANS**
November 21, 2013— Bid Opening — 2:00 PM

HMA Contracting Corp.	\$561,980.00
Fastracs, Inc	\$688,650.00
CFI Contracting, Inc.	\$323,500.00

Town Clerk Millious stated that it was the conclusion of the Bid Opening and added that it will be on the agenda and possibly awarded at the next Town Board Meeting.

Respectfully Submitted,

APPROVED:

Diane L. Millious, Town Clerk

November 25, 2013 – Town Board Meeting – 7:00pm

A Town Board Meeting was held Monday, November 25, 2013 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Thomas A. Boehm, Councilman
Peter E. Masti, Councilman

ABSENT: Dawn Rogers, Councilwoman
Thomas E. Dolan, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
David Wukitsch, Attorney for the Town
Albert Deering, Highway Superintendent

Supervisor Flach opened the meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of three Town Board members with Councilwoman Rogers and Councilman Dolan absent.

AGENDA

- Public Announcements
 - Joint Village & Town Board Workshop, November 26, 2013, 7:00pm
 - Town Office Closed, November 28th & 29th, Thanksgiving
 - Christmas Parade and Tree Lighting, December 6th, 6:30pm
- Public Comment
- Approval of Minutes
 - Budget Workshop, October 23, 2013
 - Bid Opening, November 21, 2013
- Supervisor's Report – October 2013
- Department Report Review
 - Building Department, October
 - Sewer Department, October
 - Town Clerk, September & October
- Old Business
 - Hannacroix Creek Project
- New Business
 - Establish Public Hearing for 2014 Sewer Rates
- Resolutions
 - Authorize Bond for Sewer Improvement
 - Appoint Attorney to Complete EFC Grant
 - Authorize Town Clerk to Sign License Issuing Contract with NYS DEC
 - Accept Resignation of Part-Time Tele-communicator
 - Authorize Supervisor to Renew BAN for Sewer Debt
 - Authorize Supervisor to Sign CDPHP Contract for Retirees Health Insurance
 - Approve Abstract
- Town Board Workshops/Meetings
 - Planning Board Meeting, December 2, 2013, 7:00pm
 - Public Hearing, December 9, 2013, 6:30pm
 - Town Board Meeting, December 9, 2013, 7:00pm
 - Town Board Meeting, December 17, 2013, 6:00pm
 - ZBA Meeting, December 18, 2013, 7:00pm
- Executive Session

PUBLIC ANNOUNCEMENTS

Joint Village & Town Board Workshop

Supervisor Flach stated that there is a Joint Village & Town Board Workshop on November 22nd, 7:00pm at Village Hall.

Town Offices Closed – November 28th & 29th

Supervisor Flach stated that Town Offices will be closed on November 28th and 29th for Thanksgiving.

Christmas Parade & Tree Lighting

Supervisor Flach read the following correspondence from the Village of Ravena.

The Village of Ravena cordially invites you to participate in our Annual Christmas Parade and Tree Lighting Ceremony on Friday, December 6, 2013. We plan on meeting at the gazebo at Coeymans Landing to line up for the parade. The Town of Coeymans will kick off the festivities at 6:30pm with the lighting of the Town Christmas tree. The Village and Town officials will lead off the parade proceeding to the Village for the lighting of the Village tree. Caroling along with treats and a visit from Santa at the Ravena Fire House will conclude our evening. Every year we look to expand our parade and encourage more troops and organizations to participate. We are hoping for a great turn out this year as we are very excited about celebrating the Village of Ravena's Centennial Birthday in 2014. If you are interested or have any new ideas you would like to suggest, please give us a call. We hope to see you on December 6th if you plan on participating in the parade please try to be at the Coeymans Landing at 6:30pm to line up.

Thank you and Happy Holidays.

Annette Demitrazik
Kristine Bernacki

Town Board Meeting Cancelled – December 23, 2013

Supervisor Flach stated that the Town Board Meeting scheduled for December 23rd has been cancelled.

Supervisor Flach stated that he wished to welcome three guests from the Town of New Baltimore, Supervisor Elect Nick Dellisanti, Board Member Elect Barb Fink and Board Member Elect Jeff Russo.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were two sets of minutes for Town Board approval, a Budget Workshop on October 23rd and a Bid Opening on November 22nd, 2013 and then asked for a motion to approve them.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Town Board Minutes were approved as presented and read.

VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

SUPERVISOR’S REPORT

October 2013

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$243,712.08	\$ 71,723.23	\$258,832.48	\$ 56,602.83
Part-Town	\$620,429.47	\$454,067.19	\$ 13,697.38	\$1,060,799.28
Highway	\$ 81,303.31	\$ 16,981.64	\$ 54,542.81	\$ 43,742.14
Bridge Const.	\$ 28,963.45	\$ 4.17	-0-	\$ 28,967.62
Sewer	\$112,910.76	\$ 23,522.86	\$ 44,619.19	\$ 91,814.43
Special Water	\$ 43,942.86	\$ 40,223.35	-0-	\$ 84,166.21
Police Forf.	\$ 4,391.97	\$ 1,002.16	\$ 1,100.70	\$ 4,293.43
Trust & Agcy.	\$ 12,932.77	\$206,209.02	\$206,239.68	\$ 12,902.11
H-Fund	\$250,903.70	\$ 188.09	\$ 49,886.04	\$201,205.75
Section 8 HUD	\$ 27,357.23	\$ 39,141.72	\$ 44,438.52	\$ 22,060.43
			Total Rec. Bal.	\$1,606,554.23

<u>SAVINGS ACCOUNTS</u>		<u>COLLATERAL COVERAGE</u>	<u>FDIC</u>	<u>COLLATERALIZED</u>
Unemployment	\$ 703.07	Bank of Greene	\$250,000.00	\$1,755,554.91
Grove Cemetery	\$40,924.25	National Bank	\$250,000.00	-0-
Coey. Hollow Cem.	\$13,424.88			
Sewer-Dedicated	<u>\$10,144.12</u>			
Total	\$65,196.32			

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Supervisor’s Report was approved as presented and read.

VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

DEPARTMENT REPORTS

Building Department – October 2013

Supervisor Flach asked that Councilman Masti read the Building Department Report.

Councilman Masti continued by reading the report.

Supervisor Flach asked for a motion to approve the report.

Sewer Department – October 2013

Supervisor Flach stated that he thought that the new Chief Operator, John Kerr was going to be present but he forgot to remind him about the meeting and added that the report was provided but would not be given at this time.

Town Clerk – September 2013 & October 2013

Supervisor Flach asked that Town Clerk Millious give the Town Clerk Reports.

Town Clerk Millious continued by reading the report and added that the last day to collect for sewer and water was November 1st and those not paid will be put on the property tax bills for 2014 as a re-levy. She added that Village and School taxes can be paid to the Albany County Director of Finance and tax bills will go out at the end of December.

Supervisor Flach offered a motion to approve the reports.

MOTION

On motion of Supervisor Flach, seconded by Councilman Masti, the reports were approved as presented and read.

VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

OLD BUSINESS

Hannacroix Creek Project

Supervisor Flach stated that Chief Darlington was not there to give an update on the Hannacroix Creek Project but there was a bid opening and then asked Town Clerk Millious if she could give a summary.

Town Clerk Millious stated that she would give a summary of the bid opening and continued by saying that there was an addendum to the bid package, which was that no one would be able to get in the creek until June 1, 2014. She continued by saying that the bidders were aware of the addendum and there were six bidders with bids as follows:

James H. Malloy, Inc.	\$400,000.00	HMA Contracting, Inc.	\$561,980.00
Trinity Construction	\$519,173.00	Fastracs Inc.	\$688,650.00
Carver Construction	\$768,572.00	CFI Contracting Inc.	\$323,500.00

Town Clerk Millious stated that Chief Darlington and F.X. Browne received copies of the bids.

Supervisor Flach asked Town Clerk Millious if F.X. Browne had advised of any F.E.M.A. extension that the Town had asked for.

Town Clerk Millious stated that she knows that Chief Darlington was working on getting an extension and was looking for until the end of 2014.

Councilman Boehm stated that he thought they had gotten an extension.

Supervisor Flach stated that he's not sure and Chief Darlington was not present to advise them and added that DEC held them up for four months, which is the reason that they asked for an extension and now they can't get in the creek for another 7 months.

Councilman Boehm stated that part of the problem was that the bids exceed the amount allowed by F.E.M.A.

November 25, 2013 – Town Board Meeting – 7:00pm

Supervisor Flach stated that the lowest bid was \$323,500.00 and they were only allocated \$170,000.00, which is a problem.

Town Clerk Millious interjected that this was the second bid on the project.

Councilman Boehm stated that the last time, the sole bidder was Carver Construction and then asked if the amount changed.

Supervisor Flach stated that it had not.

Attorney for the Town Wukitsch asked how long the bids are good for.

Town Clerk Millious stated that she is not sure.

Supervisor Flach stated that F.X. Browne put the bid out to a broader base of contractors.

Councilman Boehm stated that they can't get in the creek until June, which is six more months.

Supervisor Flach stated that he believes that it was part of the addendum.

Attorney for the Town Wukitsch stated that they have to check into how long the bids are good for because it obviously is not forever.

Supervisor Flach asked that Town Clerk Millious check into that and added that they need to let the bidders know as well.

Town Clerk Millious stated that she would.

Councilman Masti stated that they were already delayed and now DEC is telling them that they can't get into the creek until June.

Supervisor Flach asked if there were any other comments, hearing none he moved to the next item on the agenda.

NEW BUSINESS

Establish Public Hearing for 2014 Sewer Rates

Supervisor Flach stated that they need to schedule a Public Hearing to set the Sewer Rates for 2014 and then offered a motion.

MOTION

On motion of Supervisor Flach, seconded by Councilman Masti, scheduling a Public Hearing for December 9, 2013 at 6:30pm to establish the 2014 Sewer Rates.

VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

RESOLUTIONS

RES. #177-13 AUTHORIZE BOND FOR SEWER IMPROVEMENTS

On motion of Councilman Masti, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

**BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN
OF COEYMANS, ALBANY COUNTY, NEW YORK
(THE "TOWN"), AUTHORIZING THE ISSUANCE OF UP TO**

**\$3,330,000.00 IN SERIAL BONDS OF THE TOWN TO FINANCE
THE COSTS OF IMPROVEMENTS TO THE EXISTING TOWN
OF COEYMANS HAMLET SEWER SYSTEM**

WHEREAS, the Town Board of the Town of Coeymans (the “Town Board”) is considering the authorization of certain debt to finance improvements to the existing Town Sewer System for use by the Town Sewer District at a maximum aggregate cost of \$3,330,000.00 (the “Project”); and

WHEREAS, the Town Board of the Town, acting as lead agency under the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation adopted there under (collectively, “SEQRA”), previously determined that the Project constitutes a “Type II” action within the meaning of SEQRA, and that it will not have significant impact on the environment, and that no further actions or proceedings are required to be taken under SEQRA; and

WHEREAS, the Town Board now wishes to appropriate funds for the Project and to authorize the issuance of the Town’s serial bonds or bond anticipation notes to finance said appropriation;

NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF COEYMANS, ALBANY COUNTY, NEW YORK (the “Town”) HEREBY RESOLVES (by affirmative vote of not less than two-thirds of all the members of such body), **AS FOLLOWS:**

Section 1. The Town is hereby authorized to issue up to \$3,330,000.00 principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Law of the State of New York (the “Law”) to finance the estimated cost of the Project.

Section 2. It is hereby determined that the maximum estimated cost of the aforementioned specific objects or purposes is \$3,330,000.00 said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of up to \$3,330,000. in serial bonds of the Town authorized to be issued pursuant to Section 1 of this resolution or bond anticipation notes issued in anticipation of such serial bonds.

Section 3. It is hereby determined that the period of probable usefulness of the aforementioned specific objects or purposes is forty (40) years, pursuant to paragraph 27-a of subdivision a, of Section 11.00 of the Law.

Section 4. The final maturity of the bonds herein authorized to be issued shall not be in excess of twenty (20) years measured from the date of issuance of the first serial bond or bond anticipation note issued pursuant to Section 1 of this resolution.

Section 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof, pursuant to Section 107.00(d)(3)(1) of the Law.

Section 6. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the law, for the capital purposes described in Section 1 of this resolution. The Town shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by Section 1 of this resolution. This resolution shall constitute a declaration of official intent to reimburse the expenditures authorized by Section 1 hereof with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulations Section 1.150-2.

Section 7. Each of the serial bonds authorized by this resolution and bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity

prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations and of Section 21.00, Section 50.00, Section 54.90, Section 56.00 through 60.00 and Sections 62.10 and 63.00 of the Law, the powers and duties of the Town Board relative to authorizing serial bonds and bond anticipation notes and prescribing terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters related thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor of the Town, the chief fiscal officer of the Town (the “Town Supervisor”). Further, pursuant to subdivision b of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the “weighted average period of probable usefulness” (within the meaning of subdivision a of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor.

Section 9. The Town Supervisor is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for Federal income tax purposes pursuant to Section I 03 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as “qualified tax-exempt bonds” in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 10. The Town Supervisor is further authorized to enter into a continuing disclosure undertaking with or for the benefit of the initial purchaser of the bonds or notes in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

Section 11. The intent of this resolution is to give the Town Supervisor sufficient authority to execute those applications, agreements and instruments, or to do any similar acts necessary to affect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of this Town Board.

Section 12. The Town Clerk is hereby authorized and directed to cause a copy of this resolution to be published in full in the official newspaper of the Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Law.

Section 13. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

- (A) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or
- (B) The provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is

commenced within twenty (20) days after the date of such publication; or
(C) Such obligations are authorized in violation of the provisions of the Constitution.

Councilman Boehm asked for an explanation of the resolution.

Attorney for the Town Wukitsch stated that it is an EFC Bond for the project.

Supervisor Flach stated that it is an EFC Grant that basically allows them to borrow up to that amount of money for the trunk sewer line in the Hamlet and it will give them between 0 and 2% interest rate.

RES. #178-13 APPOINT ATTORNEY TO COMPLETE EFC GRANT APPLICATION

On motion of Councilman Boehm, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

WHEREAS, the Town of Coeymans is desirous of completing the NYS Environmental Facilities Corporation (NYS EFC) Grant Application in an effort to obtain a bond for improvements and upgrades to the Town's Wastewater Treatment Plant; and

WHEREAS, the Town of Coeymans wishes to authorize Michael J. Biscone, Esq. to complete any and all legal paperwork to obtain a \$3,330,000.00 Grant from NYS EFC Grant Application; and

WHEREAS, the project will generally consist of improvements to the existing Town's sewer system, including the pump stations and upgrades to the existing wastewater treatment plan, includes replacing and/or re-routing the collection system trunk sewer to increase capacity and improve flow conditions; and

WHEREAS, the project includes planning, design, construction, legal, administration, bonding, fiscal and issuance costs; and

WHEREAS, the attorney's fees will be fixed at ½ % when the project grant is awarded; and

WHEREAS, the SEQRA action was completed on January 28, 2013 and it was determined to be a Type II action in accordance with 6NYCRR Part 617.5© for these proposed upgrades to the Town of Coeymans Hamlet Sewer District,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans Town Board hereby appoints Michael J. Biscone, Esq. to complete the necessary paperwork for the NYS EFC Grant Application.

Supervisor Flach stated that they picked Michael Biscone because the Village and Town are working jointly with the DEC Order on Consent.

Councilman Masti asked if the fee of ½% is a standard fee.

Attorney for the Town Wukitsch stated that it is the cap allowed by the regulations.

Councilman Boehm stated that it would be ½% of the \$3,330,000.00.

Supervisor Flach stated that hopefully it will be less than that, they are still working on the plans and DEC has to approve the plans.

RES. #179-13 AUTHORIZE TOWN CLERK TO SIGN LICENSE ISSUING CONTRACT WITH NYS DEC

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

WHEREAS, the New York State Department of Environmental Conservation (NYS DEC) is authorized by Section 11-0713 of the Environmental Conservation Law and applicable rules and regulations to appoint agents to issue licenses for the privilege of hunting and fishing in New York State; and

WHEREAS, the NYS DEC has determined that the Town Clerk of the Town of Coeymans is qualified to be appointed as a license agent,

NOW, THEREFORE, BE IT RESOLVED that the Town Clerk of the Town of Coeymans is hereby authorized to execute a License Issuing Agent Contract with the NYS DEC for the sale of hunting and fishing licenses to our constituents.

Councilman Masti asked that Town Clerk Millious explain what the resolution means.

Town Clerk Millious stated that it is saying that they are going to a new program and taking the old program and computer and that her Deputy went to the training and it is something that all licensing agents have to do.

Councilman Masti asked if it is going to cost the Town more or less.

Town Clerk Millious stated that she has always used DEC's computer in case there was a problem with it and they are going to take it.

Councilman Masti asked if she will have to buy a new computer.

Town Clerk Millious stated that she has an old computer that she can use and designate for selling licenses and added that down the road she will replace a workstation computer and then that computer can become the computer for selling licenses.

Councilman Masti asked if she has to designate one separate computer for it.

Town Clerk Millious stated that she does and it is good to have at the counter and it will now be different, like an on-line service where people can buy their licenses on-line but those not wishing to do that will come in and it is a good service to provide and she wishes to continue doing it.

RES. #180-13 ACCEPT RESIGNATION OF PART-TIME TELE-COMMUNICATOR

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

WHEREAS, Alyssa C. Williams has submitted her letter of resignation as Part-Time Tele-communicator in the Town of Coeymans Police Department;

THEREFORE, BE IT RESOLVED, that Alyssa C. Williams' resignation as Part-Time Tele-communicator be accepted effective December 8, 2013.

Councilman Boehm stated that he wanted to thank her for her service to the Town.

Supervisor Flach read the following into the record:

Dear Chief Darlington and Senior Tele-communicator Dawne LaMountain,

I am writing to inform you that I am resigning from my position as part-time tele-communicator. My last day will be December 8, 2013. I want to thank you and the entire

staff for the many opportunities for professional and personal growth development that have been given to me over the last three and a half years. I have enjoyed my time with the company and appreciate the help and support provided to me over the course of my time in the department. The skills I have learned here have helped me make dispatching a full-time career. Thank you again for everything.

Sincerely,
Alyssa Williams

Supervisor Flach thanked her for her service.

Councilman Boehm asked if she was taking a position with the Albany County Sheriff's Department.

Supervisor Flach stated that she took a full-time position elsewhere but he does not know where.

RES. #181-13 AUTHORIZE SUPERVISOR TO RENEW BAN FOR H39 PROJECT

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

WHEREAS, the Town of Coeymans has a BAN in the amount of \$300,000.00 for the Capital H39 Project; and

WHEREAS, the BAN must be renewed yearly,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Coeymans does hereby authorize Supervisor Stephen D. Flach to renew the BAN for the H39 Project.

Supervisor Flach stated that the H39 Project is for the storm water sewer down on Colvin Avenue, which they have not completed and it has to be renewed every year.

RES. #182-13 AUTHORIZE SUPERVISOR TO RENEW BAN FOR SEWER DEPARTMENT

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

WHEREAS, the Town of Coeymans has a BAN in the amount of \$320,000.00 which was for sewer debt;

WHEREAS, the BAN must be renewed yearly,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Coeymans does hereby authorize Supervisor Stephen D. Flach to renew the BAN for the sewer debt.

Supervisor Flach stated that it is for the same reason as the last resolution that they are doing this.

RES. #183-13 AUTHORIZE SUPERVISOR TO SIGN CDPHP CONTRACT FOR RETIREES HEALTH INSURANCE

On motion of Councilman Masti, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

WHEREAS, the Town Board of the Town of Coeymans has determined that Capital District Physicians' Health Plan, Inc. (CDPHP) is a well suited plan for the Town's retiree's; and

WHEREAS, CDPHP has presented a contract to the Town of Coeymans for said health insurance for the period beginning January 1, 2014 and continuing to December 31, 2014 for signature,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby authorizes Supervisor Stephen D. Flach to execute the CDPHP contract.

Councilman Boehm asked if Supervisor Flach had an opportunity to meet with the retirees and if this was the preferred plan.

Supervisor Flach stated that he did meet with them and the renewal plan would have been MVP Gold, which is what they had and was going to cost the Town an extra \$35.00 a month to renew and it would go up substantially and the CDPHP Plan was approximately \$1,298.00 less and actually had a lot better coverage, which made the retirees very happy and some of the prescription costs were lower.

RES. #184-13 APPROVE NOVEMBER ABSTRACT

On motion of Councilman Boehm, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby approve and allow the following claims of vouchers for the November 2013, Abstract.

	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	2282-2336	\$184,687.93
General	2385-2433,2500-2501	\$ 37,828.52
	General Total	\$222,516.45
POLICE FORFEITURE (A)		
Police Forfeiture Pre-Pay	2337	\$ 50.38
Police Forfeiture	2434-2435	\$ 636.00
	Police Forfeit. Total	\$ 686.38
CONSOLIDATED (A)		
Consolidated Pre-Pay	2338	\$ 27,797.37
	Consolidated Total	\$ 27,797.37
PART-TOWN (B)		
Part-Town Pre-Pay	2339-2352	\$846,085.59
Part-Town	2436	\$ 105.50
	Part Town Total	\$846,191.09
HIGHWAY (D)		
Highway Pre-Pay	2353-2360,2499	\$ 36,010.61
Highway	2437-2470	\$ 20,250.91
	Highway Total	\$ 56,261.52
SEWER (SS)		
Sewer Pre-Pay	2361-2377,2502	\$ 21,199.34
Sewer	2471-2495	\$ 10,153.34
	Sewer Total	\$ 31,352.68

SPECIAL WATER (SW)		
Special Water Pre-Pay	2378	\$ 82,931.55
	Special Water Total	\$ 82,931.55
CAPITAL PROJ. (H30)		
Capital Projects	2496	\$ 66.94
	Capital Proj.Total	\$ 66.94
CAPITAL PROJ. (H37)		
Capital Projects	2497	\$ 770.53
	Capital Proj. Total	\$ 770.53
CAPITAL PROJ. (H38)		
Capital Projects	2498	\$ 2,619.65
	Capital Proj. Total	\$ 2,619.65
	Total For All Funds	\$1,274,234.49
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	2379-2384	\$208,181.38
	Trust & Agcy. Total	\$208,181.38

TOWN BOARD WORKSHOPS/MEETINGS

- Planning Board Meeting, December 2, 2013, 7:00pm
- Public Hearing, December 9, 2013, 6:30pm
- Town Board Meeting, December 9, 2013, 7:00pm
- Town Board Meeting, December 17, 2013, 6:00pm
- ZBA Meeting, December 18, 2103, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Town Clerk Millious stated that she wanted to wish everyone a Happy Thanksgiving.

Supervisor Flach asked if there were any other comments.

Attorney for the Town Wukitsch stated that he was copied on a letter from Mark Greenburg that went to the Supervisor involving Lindskoog Road and then asked if he had seen it.

Supervisor Flach stated that he had not and then asked when it was dated.

Attorney for the Town Wukitsch stated that it is dated November 6th and it references a Town owned parcel of land and then asked if it is the property that was gifted to the Town and being surveyed by Mr. Hite that they had talked about before.

Supervisor Flach stated that it is.

Attorney for the Town Wukitsch stated that he wanted to make sure it is the same piece of property and then asked if has done the survey yet.

Supervisor Flach stated that he believes that he is in the process of doing it and then asked if there were any other comments.

Councilman Masti wished everyone a Happy Thanksgiving.

Supervisor Flach asked if there were any other comments.

Councilman Boehm wished everyone a Happy Thanksgiving and then asked Highway Superintendent Deering if the Highway Department had put salt down.

Highway Superintendent Deering stated that they had put some down earlier in the morning and that was it.

Supervisor Flach asked if there were any other comments, hearing none he offered a motion to adjourn to Executive Session.

ADJOURNMENT TO EXECUTIVE SESSION

MOTION

On motion of Supervisor Flach, seconded by Councilman Boehm, the Town Board Meeting was adjourned.

APPROVED – VOTE – AYES 3 – NAYS 0 – ABSENT 2 (Rogers, Dolan) – SO MOVED

Time – 7:45

EXECUTIVE SESSION

Executive Session convened in the Supervisor's Office immediately following adjournment from the Town Board Meeting with the entire Town Board, Attorney for the Town Wukitsch, Special Counsel Larry Farbstein to discuss a real property matter, no decisions were made or formal action taken. Executive session ended at 10:55.

RECONVENE MEETING & ADJOURNMENT

Supervisor Flach called the meeting back to order and asked for a motion to formally adjourn.

MOTION

On motion of Councilman Masti, seconded by Supervisor Flach, the Town Board Meeting was adjourned.

Time – 10:58pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Public Hearing was held Monday, December 9, 2013 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
John Kerr, Chief Operator WWTP
Larry Conrad, Building Inspector / Code Enforcement Officer
Scott Searles, Deputy Highway Superintendent

Supervisor Flach opened the Public Hearing and led the Pledge of Allegiance.

NOTICE OF PUBLIC HEARING

Supervisor Flach asked that Town Clerk Millious read the Notice of Public Hearing.

Town Clerk Millious continued by reading the following:

**NOTICE
TOWN OF COEYMANS
TOWN BOARD
PUBLIC HEARING**

In compliance with Public Officer's Law, this will inform you that the Town Board of the Town of Coeymans has scheduled a Public Hearing for the purpose of hearing comments on the proposed Sewer Rates. The Public Hearing will be held at 6:30pm on December 9, 2013 at Coeymans Town Hall, 18 Russell Avenue, Ravena, New York.

**By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk**

OPENING COMMENT

Supervisor Flach stated that the number of uses per parcel calculate the parcel billing for operation and maintenance and capital improvements so for 2014 the Sewer Rates will be \$523.00 per year, which is based on the 60/40% split between the Town and the Village. He added that the Town's portion of the 2014 Budget is \$169,235.00 and the Village portion is \$253,852.00 with the rates being up \$23.00 from last year when they were at 65/35% but the meters are now reading 60/40%, which is the reason for raising the rates for 2014, which will be \$261.50 for six months.

Councilman Boehm asked historically how the rates were before the meters and how it was trending.

Supervisor Flach stated that before the meters it started at 85/15% and went to 75/25% at some point, which is where they were a few years ago with the Village having 1,600 users and the Town has roughly 400 users, so 75/25% made sense but a few years ago when the contract was negotiated they decided to put meters in. He added that the Town has a meter at Dunkin Donuts, one at Faith Plaza and a third meter at the point because there are sewer users up on Rte. 9W, which goes through the Village and from the point

in the Village it goes down through the Hamlet then down to the plant, which made sense at the time that it was 75/25% but in reading the meters, which has been over a full year there have been a lot of I&I issues but they have solved quite a few of them.

Councilman Boehm interjected that when they correct the I&I issues it can go back the other way.

Sewer Administrator Conrad stated that for the most part the I&I issues are trending back and the Village has had a big fix with Oakbrook Manor doing a lot of work, which dropped their I&I issues tremendously and the flows to the plant and they have also been working on some of the storm water problem in the Hamlet and 3-4 residence that have been running water all winter and summer long have been shut off. He added that they have had the tendency to pull it back but the problem is the agreement, which ran through April 1st of this year, they split and went from 65/35% to 60/40% based on the meter readings but the last couple of months they have had a problem with one of the meters at the point and they were unable to read the meter but it was trending in June back toward the Town's behalf and going in the other direction again but they have to wait until they finish reading the meters.

Councilman Boehm asked long-term if this is a good way to do it or should they go back to units.

Sewer Administrator Conrad stated that personally he always favored the user benefit and I&I is something that they have and they are working on it but he thinks that they should go with the unit users, which would be 75/25%. He continued by saying that comparatively the Town has about 300 properties of the 440 units that utilize the sewer system out of the entire town where the Village has about 1,200 properties utilizing it and they have about 1,660 units and if you go on a user basis it should be 75/25%. He reiterated that they do have I&I but so does the Village and luckily Oak Brook Manor, who was a tremendous input to that is currently fixing each building and they have reduced the flows and at one point they drained the pond through the sewer system and for years they were a big contributor but luckily they have had some reduced flows. He added that the flows are currently dropping down on a regular basis and they use to run 500,000 to 600,000 gallons a day and now some days it is now under 400,000.

Councilman Boehm stated that they are fixing the I&I situation and in a perfect world it would be 50/50%.

Sewer Administrator Conrad stated that the average home develops about 300 gallons per day for a single family home and businesses typically tend to do less than that unless they are specialized like a car wash or some other high water user and on that basis alone when they have dry weather everything runs pretty true to context but as soon as they suffer a rain storm with a couple inches of water falling in a short period of time, they apparently have some areas where the water is directly piped or seeping into some of the lines. He continued by saying that they have done a lot of work to try and identify the areas, which is not always easy to do and currently with the storm water project they are trying to work out some of those problems and they think they have eliminated some more, which appears to be starting to show up in the figures that they are seeing and hopefully even with the meters they will head back the other way but it has been a pretty expensive way to try and track it and each meter alone runs \$100.00 a month for electric alone and then they have to heat the panel boxes with warmers for the computer software in the winter months. He added that the Town flows through portions of the Village pipes and the Village flows through portions of the Town pipes and they are currently under negotiations trying to get out of a Consent Order in their agreement with DEC between the Village and the Town and they are trying to work out a trump sewer line, which will be a shared cost as well. He went on by saying that they always use to pay flow through charges to the Village but they never paid flow through charges to the Town and it now appears that they have worked out an agreement and they are trying to work out the final details to it to describe the trump sewer line coming from the plant up to the point, which will also be shared but it is going to require in the next couple of years a tremendous amount of money on the trump sewer line upgrading the 15" line to 24" lines in some spots and 18" lines in other spots as well as straightening out some of the bends and it

requires a fix up near the Village point where they are try to eliminate the VanHoesen Street overflow with ultimately the plant becoming the overflow retention in the old lagoons with a new lift station being placed at the gate so they can eliminate all of their I&I overflow that have happened down there. He concluded by saying that they are talking between 1.2 and 1.3 million dollars within the next two years that needs to be spent.

Councilman Boehm asked about the current Sewer Agreement and when it runs out.

Sewer Administrator Conrad stated that with the current agreement, the Town is responsible for their own portion of the infrastructure in the Town and the Village is responsible for the infrastructure in the Village, which was negotiated by then Supervisor Youmans in 2009, when the meters were put in and they spent \$150,000.00 to install, which was shared with the Village. He added that it is currently costing the Town 40% of that cost and 40% of any other new undertakings, and they have dropped the Operation and Maintenance Budget from \$500,000.00 to \$490,000.00 but because of the change in the percentages, it is still raising the amount to the Town taxpayer higher and they are marginally covering it with the \$523.00 rate per year.

Councilman Boehm interjected that the Town has 400 users compared to 1,600 users.

Sewer Administrator Conrad stated that it is the contract that was negotiated.

Councilman Dolan stated that he believes that the question is when the contract is up.

Sewer Administrator Conrad stated that the contract can be renegotiated at any time and they would have to request it from the Village, which is what they are actually trying to do right now and they may come up with a negotiation to agree on rather than using an annual basis of meter reading, which is a lot of paperwork each month as well as costly to operate and maintain and they should go back to the old user unit basis and deal with the I&I because the plant will be able to handle, when they are done, approximately 3 million gallons a day, which is well over their permitted operating procedure and right now they are permitted for 128,000. He continued by saying that they should be able to take the average 4 hour storm and take 3 million gallons per day into the plant without having any overflows or anything of that nature and it will get pumped back into the process as the plant can handle the materials. He added that there is no doubt that the plant is old and they now have a new Chief Operator, John Kerr, getting familiar with the plant, which has been there since 1970 and they just replaced the catwalks, a generator that was struck by lightning, the roof as well as the clarifiers being rebuilt and a lot more work needs to be completed over the next couple of years.

Supervisor Flach asked that Sewer Administrator Conrad discuss Capital Project H-41.

Sewer Administrator Conrad stated money is a big factor and cash advances is one thing but there is a grant that they are applying for and it is for up to 3.33 million dollars to have everything fixed and they should be able to get it for a 2% interest rate and if they qualify for a hardship, which is what they are looking at, they should be able to get it for 0% interest and it could be extended for 40 years. He continued by saying that he has already done the paperwork and H-41 is being created to handle that money in the event that it comes to fruition and they are not bound to do anything at this point but it is giving them the ability to start borrowing money as they need it.

Supervisor Flach stated that one of the things with the grant is they say that basically because of the average household income of the Town of Coeymans, which has to do with the whole town, they say the Sewer Rates should be \$936.00.

Sewer Administrator Conrad stated that to qualify for the hardship, that is correct and they have disputed it with EFC because the Hamlet area is primarily where most of the users are and obviously that median income level with 20 plus vacant homes is not \$50,000.00 plus that they say is the median income and the Village median income is less than the Town and why they qualify sometimes for grant money and the Town doesn't. He continued by saying that they are trying to work with EFC to try and establish a little

bit more of a median income for the Hamlet area by doing a survey of the homes involved and try to come up with more accurate information because obviously Coeymans Hollow does not use the Sewer District and there are some wealthier homes in that area and it should not penalize the Hamlet, which is basically 300 properties out of a total of 3,000 in the entire Town and it is a small percentage.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that he thinks that it is silly to continue with the meters and they need to go with a unit based contract because eventually it will be \$900.00 if they keep going the way they are.

Councilman Masti interjected that it is just common sense because $\frac{1}{4}$ of the people can't make almost half as much sewage as $\frac{3}{4}$ of the people.

Councilman Boehm stated that hopefully the Board coming in will look to do that so there will be some long-term relief to that area.

Supervisor asked if there were any other comments from the Board and then asked if there were any public comments, hearing none he asked for a motion to adjourn the meeting.

ADJOURNMENT

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Public Hearing was adjourned.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time 7:20pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk

A Town Board Meeting was held Monday, December 9, 2013 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Dawn L. Rogers, Councilwoman
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman
Peter E. Masti, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Scott Searles, Deputy Highway Superintendent
John Kerr, Chief Operator WWTP

Supervisor Flach opened the Public Hearing and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the presence of a full Town Board.

AGENDA

- Public Announcements
 - Town Board Meeting Cancelled, December 23, 2013
 - Town Offices Closed, Christmas Day, December 25, 2013
- Public Comment
- Approval of Minutes
 - Town Board Meeting, November 12, 2013
 - Town Board Workshop, November 19, 2013
 - Town Board Meeting, November 25, 2013
- New Business
 - Advertise for Equipment Operator I for Highway
- Resolutions
 - Adopt 2014 Sewer Rates
 - Bond Resolution for Sewer Plant Upgrades
 - Bond Resolution for Sewer Plant Expenditures
 - Establish Capital Project H-41, WWTP Upgrades
 - Authorize Supervisor to Execute Crown Castle License Agreement
 - Re-Appoint Board of Assessment Review Member
- Town Board Workshops/Meetings
 - Public Hearing, December 11, 2013, 7:00pm
 - Town Board Workshop, December 17, 2013, 6:00pm
 - Town Board Meeting, December 23, 2013

PUBLIC ANNOUNCEMENTS

Town Board Meeting Cancelled

Supervisor Flach stated that the Town Board Meeting scheduled for December 23rd has been cancelled

Town Offices Closed

Supervisor Flach stated that the Town Offices will be closed on Wednesday, December 25th for Christmas.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were three sets of minutes for Town Board approval, a Town Board Meeting on November 12th, a Town Board Workshop on November 19th and a Town Board Meeting on November 25th and then asked for a motion to approve them.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the Town Board Minutes were approved as presented and read.
VOTE – AYES 5 – NAYS 0 – SO MOVED

NEW BUSINESS

Equipment Operator I – Highway Department

Supervisor Flach asked for a motion to advertise for a Highway Equipment Operator I on an as needed basis.

Councilman Boehm asked what the salary is for that position.

Highway Superintendent Searles stated that it is entry level Operator I.

Supervisor Flach stated that it is approximately \$18.30 an hour.

Councilman Dolan asked if it is in the budget for next year.

Supervisor Flach stated that it was.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, authorizing advertising for the position of Operator I for the Highway Department on an “as needed” basis at the negotiated rate.
VOTE – AYES 5 – NAYS 0 – SO MOVED

Councilman Dolan asked if there was any limit on what “as needed” means and added that as needed could mean 50 hours a week.

Supervisor Flach stated that there is money in the budget for seasonal if it got to that point.

Highway Superintendent Deering interjected that if it is part-time, you can only work up to 24 hours a week but if it seasonal, you can work all week and added that it would be part-time as needed.

Supervisor Flach stated that there are “X” amount of dollars in the budget and he has to stay within that.

Councilman Dolan stated that since they are advertising the position, it might be important to know how many hours a week it could or is going to be.

Supervisor Flach stated that being per diem could mean one hour or 50 hours and reiterated that it is as needed.

Councilman Boehm inquired as to if per diem is the same as part-time.

Supervisor Flach stated that basically it is part-time, but it’s not part-time, and reiterated that it is per diem.

Deputy Highway Superintendent Searles asked how the ad for the Police Department mechanic was worded because that is per diem and he works as needed, which could be 2 hours one week and 8 hours the next.

Councilman Dolan stated that the difference is that there is a dollar amount attached to that and it would be not to exceed a certain amount of money.

Highway Superintendent Deering interjected that \$10,000.00 was put in the budget for it.

Supervisor Flach stated that there is an operating budget of “X” amount of dollars for part-time / seasonal help, which is something the Highway Superintendent can do and he is the one that controls the hours vs. the budget.

Councilman Dolan stated that nothing prevents this from hiring someone to work 40 hours a week for 52 weeks a year.

Supervisor Flach stated that it would have to be in the budget in order to do it.

Councilman Dolan stated that they said money is in the budget and there is a whole different procedure for hiring a full-time person as opposed to a per diem person.

Councilman Boehm stated that the limit is not in the resolution and that is the problem and that he thinks it is a legitimate question to ask if it is a full-time or part-time position.

Highway Deputy Searles interjected that it is not full-time, it is part-time and they don’t have it in the budget for a full-time position.

Councilman Boehm stated that he wished to amend the motion to read that it is a part-time position.

Supervisor Flach asked if there were any other questions, hearing none he called for the vote. (above)

RESOLUTIONS

RES. #185-13 ADOPT 2014 SEWER RATES

On motion of Councilman Boehm, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans is required to establish Sewer Rates for 2014, and

WHEREAS, a public hearing was duly advertised in the official newspaper of the Town and held on December 9, 2013 at 6:30 P.M. at Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to the Proposed 2014 Sewer Rates; and

WHEREAS, the Town Board considers the number of uses per parcel to calculate the parcel billing for operation and maintenance and capital improvements, and each use is hereby charged:

\$261.50/UNIT/6 MONTH BILLING (\$523.00/YEAR)
1 UNIT = 0-40,000 GALLONS/6 MONTHS
MINIMUM \$261.50/UNIT/BILLING

EXAMPLES ARE: 1 APARTMENT = 1 UNIT
2 APARTMENTS = 2 UNITS
3 APARTMENTS = 3 UNITS

COMMERCIAL = 1 UNIT PLUS WATER USAGE/USE
OUT OF DISTRICT USERS @ THE ABOVE RATES
VACANT PARCELS @ FLAT RATE OF \$100/YEAR
VILLAGE OF RAVENA @21,154.00/MONTH

WHEREAS, the Town Board has established a late payment penalty of ten (10) percent to be imposed on all balances thirty (30) days from the due date of the billing,

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Coeymans does hereby authorize the Town Clerk to collect for the first billing cycle and second billing cycle of 2014, pursuant to the above established rates.

Councilman Masti asked about the flat rate of \$100.00 for vacant parcels.

Councilman Dolan stated that it is because they have the sewer line available to them as well as possible maintenance issues for the Sewer District. He then asked Supervisor Flach if anyone had contacted his office to “weigh in” on the rates.

Supervisor Flach stated that there was no one at the Public Hearing, which was prior to this meeting and he had not received one phone call about the sewer rates or any questions regarding what they are.

Councilman Dolan asked if it was advertised as they had discussed at a prior meeting.

Supervisor Flach stated that it was and it was in the paper.

Town Clerk Millious showed Councilman Dolan the proof of the ad.

RES. #186-13 APPROVE RESOLUTION FOR SEWER PLANT EXPENDITURES
On motion of Councilman Masti, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

**BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN
OF COEYMANS, ALBANY COUNTY, NEW YORK
(THE “TOWN”), AUTHORIZING THE ISSUANCE OF UP TO
\$284,000.00 IN SERIAL BONDS OF THE TOWN TO FINANCE
CERTAIN EXPENDITURES OF THE TOWN’S SEWER DISTRICT**

WHEREAS, the Town Board of the Town of Coeymans (the “Town Board”) is considering the authorization of certain debt to benefit the Town’s Sewer District at a maximum aggregate cost of \$284,000.00 (the “Project”); and

WHEREAS, the Town Board of the Town, acting as lead agency under the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation adopted there under (collectively, “SEQRA”), previously determined that the Project constitutes a “Type II” action within the meaning of SEQRA, and that it will not have significant impact on the environment, and that no further actions or proceedings are required to be taken under SEQRA; and

WHEREAS, the Town Board now wishes to appropriate funds for the Project and to authorize the issuance of the Town's serial bonds or bond anticipation notes to finance said appropriation;

NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF COEYMANS, ALBANY COUNTY, NEW YORK (the "Town") HEREBY RESOLVES (by affirmative vote of not less than two-thirds of all the members of such body), **AS FOLLOWS:**

Section 1. The Town is hereby authorized to issue up to \$284,000. principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Law of the State of New York (the "Law") to finance the estimated cost of the Project.

Section 2. It is hereby determined that the maximum estimated cost of the aforementioned specific objects or purposes is \$284,000. said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of up to \$284,000. in serial bonds of the Town authorized to be issued pursuant to Section 1 of this resolution or bond anticipation notes issued in anticipation of such serial bonds.

Section 3. It is hereby determined that the period of probable usefulness of the aforementioned specific objects or purposes is fifteen (15) years, pursuant to paragraph 27-a of subdivision a, of Section 11.00 of the Law.

Section 4. The final maturity of the bonds herein authorized to be issued shall not be in excess of fifteen (15) years measured from the date of issuance of the first serial bond or bond anticipation note issued pursuant to Section 1 of this resolution.

Section 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof, pursuant to Section 107.00(d)(3)(1) of the Law.

Section 6. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the law, for the capital purposes described in Section 1 of this resolution. The Town shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by Section 1 of this resolution. This resolution shall constitute a declaration of official intent to reimburse the expenditures authorized by Section 1 hereof with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulations Section 1.150-2.

Section 7. Each of the serial bonds authorized by this resolution and bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations and of Section 21.00 , Section 50.00, Section 54.90, Section 56.00 through 60.00 and Sections 62.10 and 63.00 of the Law, the powers and duties of the Town Board relative to authorizing serial bonds and bond anticipation notes and prescribing terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of

whether to issue bonds having substantially level or declining debt service and all matters related thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor of the Town, the chief fiscal officer of the Town (the “Town Supervisor”). Further, pursuant to subdivision b of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the “weighted average period of probable usefulness” (within the meaning of subdivision a of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor.

Section 9. The Town Supervisor is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for Federal income tax purposes pursuant to Section I 03 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as “qualified tax-exempt bonds” in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 10. The Town Supervisor is further authorized to enter into a continuing disclosure undertaking with or for the benefit of the initial purchaser of the bonds or notes in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

Section 11. The intent of this resolution is to give the Town Supervisor sufficient authority to execute those applications, agreements and instruments, or to do any similar acts necessary to affect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of this Town Board.

Section 12. The Town Clerk is hereby authorized and directed to cause a copy of this resolution to be published in full in the official newspaper of the Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Law.

Section 13. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

- (A) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or
- (B) The provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or
- (C) Such obligations are authorized in violation of the provisions of the Constitution.

A roll call vote was taken by Town Clerk Millious as follows:

Stephen Flach – AYE, Peter Masti – AYE, Thomas Dolan – AYE, Dawn Rogers – AYE, Thomas Boehm – AYE

VOTE – 5 AYES, 0 NAYS – SO MOVED

RES. #187-13 APPROVE BOND RESOLUTION SEWER PLANT UPGRADES

On motion of Councilman Flach, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

**BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN
OF COEYMANS, ALBANY COUNTY, NEW YORK
(THE “TOWN”), AUTHORIZING THE ISSUANCE OF UP TO
\$280,000.00 IN SERIAL BONDS OF THE TOWN TO FINANCE
THE COSTS OF UPGRADES AND THE INSTALLATION OF
EQUIPMENT TO THE SEWER PLANT FOR USE BY THE
TOWN’S SEWER DISTRICT**

WHEREAS, the Town Board of the Town of Coeymans (the “Town Board”) is considering the authorization of certain debt to benefit the Town’s Sewer District at a maximum aggregate cost of \$280,000.00 (the “Project”); and

WHEREAS, the Town Board of the Town, acting as lead agency under the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation adopted there under (collectively, “SEQRA”), previously determined that the Project constitutes a “Type II” action within the meaning of SEQRA, and that it will not have significant impact on the environment, and that no further actions or proceedings are required to be taken under SEQRA; and

WHEREAS, the Town Board now wishes to appropriate funds for the Project and to authorize the issuance of the Town’s serial bonds or bond anticipation notes to finance said appropriation;

NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF COEYMANS, ALBANY COUNTY, NEW YORK (the “Town”) HEREBY RESOLVES (by affirmative vote of not less than two-thirds of all the members of such body), **AS FOLLOWS:**

Section 1. The Town is hereby authorized to issue up to \$280,000. principal amount of serial bonds (including, without limitation, statutory installment bonds) pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Law of the State of New York (the “Law”) to finance the estimated cost of the Project.

Section 2. It is hereby determined that the maximum estimated cost of the aforementioned specific objects or purposes is \$280,000. said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of up to \$280,000. in serial bonds of the Town authorized to be issued pursuant to Section 1 of this resolution or bond anticipation notes issued in anticipation of such serial bonds.

Section 3. It is hereby determined that the period of probable usefulness of the aforementioned specific objects or purposes is fifteen (15) years, pursuant to paragraph 27-a of subdivision a, of Section 11.00 of the Law.

Section 4. The final maturity of the bonds herein authorized to be issued shall not be in excess of fifteen (15) years measured from the date of issuance of the first serial bond or bond anticipation note issued pursuant to Section 1 of this resolution.

Section 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof, pursuant to Section 107.00(d)(3)(1) of the Law.

Section 6. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the law, for the capital purposes described in Section 1 of this resolution. The Town shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by Section 1 of this resolution. This resolution shall constitute a declaration of official intent to reimburse the expenditures authorized by Section 1 hereof with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulations Section 1.150-2.

Section 7. Each of the serial bonds authorized by this resolution and bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations and of Section 21.00 , Section 50.00, Section 54.90, Section 56.00 through 60.00 and Sections 62.10 and 63.00 of the Law, the powers and duties of the Town Board relative to authorizing serial bonds and bond anticipation notes and prescribing terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters related thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor of the Town, the chief fiscal officer of the Town (the “Town Supervisor”). Further, pursuant to subdivision b of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the “weighted average period of probable usefulness” (within the meaning of subdivision a of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor.

Section 9. The Town Supervisor is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for Federal income tax purposes pursuant to Section I 03 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as “qualified tax-exempt bonds” in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 10. The Town Supervisor is further authorized to enter into a continuing disclosure undertaking with or for the benefit of the initial purchaser of the bonds or notes in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

Section 11. The intent of this resolution is to give the Town Supervisor sufficient authority to execute those applications, agreements and instruments, or to do any similar acts necessary to affect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of this Town Board.

Section 12. The Town Clerk is hereby authorized and directed to cause a copy of this resolution to be published in full in the official newspaper of the Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Law.

Section 13. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

- (D) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(E) The provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(F) Such obligations are authorized in violation of the provisions of the Constitution.

A roll call vote was taken by Town Clerk Millious as follows:

Stephen Flach – AYE, Peter Masti – AYE, Thomas Dolan – AYE, Dawn Rogers – AYE, Thomas Boehm – AYE

VOTE – 5 AYES, 0 NAYS – SO MOVED

RES. #188-13 AUTHORIZE SUPERVISOR TO EXECUTE CROWN CASTLE LICENSE AGREEMENT

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Albany County Sheriff's Office had requested permission to locate a telecommunications apparatus on the Gedney Hill Tower; and

WHEREAS, the Town of Coeymans and Crown Castle have an existing lease arrangement pertaining to the Gedney Hill Tower which provides that those who co-locate on the Tower will pay an annual fee to be split between the Town and Crown; and

WHEREAS, the ordinary fee to be charged the Sheriff would be \$48,000.00 per year; and

WHEREAS, the Sheriff has requested a lower fee due to his public service function and for other good reasons; and

WHEREAS, the Town is willing to accommodate the Sheriff's request,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans and Crown agree to accept a total annual payment from the Sheriff of \$30,000.00 to be split \$6,000.00 to the Town of Coeymans and \$24,000.00 to Crown,

BE IT FURTHER RESOLVED, that Supervisor Stephen D. Flach is authorized to execute the "Government Entity Tower License Agreement".

Councilwoman Rogers stated that it is normally \$48,000.00 and then asked who came to the figure of \$30,000.00.

Supervisor Flach stated that normally it is \$48,000.00 but they made a deal with Crown saying that they would take only \$6,000.00 from the Sheriff but Crown is still getting their \$24,000.00.

RES. #189-13 ESTABLISH CAPITAL PROJECTS H-41 WWTP UPGRADES

On motion of Councilman Dolan, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the Town of Coeymans has determined that the Waste Water Treatment Plant Collection System is in need of upgrades and repairs in accordance with the New York State Department of Environmental Conservation Order on Consent; and

WHEREAS, the Town of Coeymans is desirous of creating a Capital Project to perform the necessary upgrades and repairs to the Waste Water Treatment Plant Collection System; and

WHEREAS, that Capital Project be known as Capital Project H41,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans establishes Capital Project H41 for upgrades and repairs to the Waste Water Treatment Plant Collection System in an amount of up to but not limited to \$3,330,000.00.

RES. #190-13 RE-APPOINT BOARD OF ASSESSMENT REVIEW

On motion of Supervisor Flach, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

WHEREAS, the term of Charles Brooks as a member of the Town of Coeymans Board of Assessment Review expired on September 30, 2013; and

WHEREAS, the Town Board has determined his service to be of value to the Town, and;

WHEREAS, Mr. Brooks has expressed an interest in retaining his position as a member of the Board of Assessment Review,

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby reappoint Charles Brooks to a five-year term to expire September 30, 2018.

Supervisor Flach stated that he did not realize that the term expired and he didn't have an opportunity to talk to the Town Board about it.

Councilman Boehm asked if Mr. Brooks expressed an interest in serving again.

Supervisor Flach stated that he had and it was put on the agenda at the last minute.

Collectively the Town Board agreed to the appointment.

TOWN BOARD WORKSHOPS/MEETINGS

- Public Hearing – December 11, 2013, 7:00pm (Not a Town Meeting)
- Town Board Workshop – December 17, 2013, 6:00pm
- Town Board Meeting – December 23, 2013, 7:00pm (cancelled)

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments.

Town Clerk Millious stated that her office is getting ready to do the 2014 Property Taxes as well as the DEC change over.

Supervisor Flach asked if there were any other comments.

Highway Superintendent Deering stated that he had a question about the generator at Gedney Hill and then asked whatever became of it and if it was moving forward.

Supervisor Flach stated that the Sheriff's are putting in the generator as well as a fully enclosed shelter that is climate controlled, which will be used by Albany County as well as the Town.

Councilman Boehm asked if the prior resolution was for it.

Supervisor Flach stated that the resolution for the generator was at a prior meeting and the resolution earlier in the meeting was for the Agreement.

Highway Superintendent asked if the Sheriff's are buying it.

Councilman Dolan stated that they are.

Deputy Highway Superintendent Searles stated that the Highway's repeater is in there and they are on battery back-up right now if power goes out.

Supervisor Flach stated that they need to get a hold of the Sheriff's to make sure that the Highway Department has the ability to do whatever it needs to do.

Supervisor Flach introduced to the Board the new Chief Sewer Plant Operator, John Kerr and asked him if he wanted to comment.

Mr. Kerr stated that the plant is in compliance, which is a good thing and they will be getting some new equipment and upgrades as indicated in two earlier resolutions.

Supervisor Flach thanked Mr. Kerr for coming to work for the Town of Coeymans.

Mr. Kerr stated that he has enjoyed it so far.

Supervisor Flach asked if there were any other comments.

Councilman Dolan stated that since it was the last regular meeting of the year he wanted to thank Highway Superintendent Deering for his service to the Highway Department, especially his years as Highway Superintendent and he will miss him. He continued by saying that it will also be his last meeting with Councilwoman Rogers, who has been on the Board for 12 years of which three he was also on the Board and he enjoyed sitting next to her and Councilman Boehm who has been on the Board for 8 years. He concluded by saying that it was a pleasure working with both of them and he plans on still seeing them around and then thanked them for their service to the Town.

Councilwoman Rogers and Councilman Boehm collectively thanked Councilman Dolan.

Supervisor Flach asked if there were any other comments.

Councilwoman Rogers stated that it has been a nice 12 years, some hard roads and some were good but for the most part, most of the Boards that she had worked with she had no problems with. She continued by congratulating Highway Superintendent Deering for his retirement and wished the new Board good luck and added that they will do fine if they stay fair and listen.

Supervisor Flach asked if there were any other comments.

Councilman Boehm stated that he wanted to congratulate Highway Superintendent Deering for his service to the Town as well as thanking the Town Board and added that he truly enjoyed the experience, it was great and that the Board will be in good hands with Kenny Burns and George Langdon and concluded by saying that he looks forward to the Town's future.

Supervisor Flach asked if there were any other comments.

Councilman Masti stated that he had only been on the Board for a couple of years but Highway Superintendent Deering is a "straight shooter" and he respects him for that and as far as Councilman Boehm and Councilwoman Rogers it has been very educational. He added that he had never been in Town government before and it was a good experience and he thanks them for their insights and wishes them the best.

Supervisor Flach stated that he wasn't remembering that it was going to be their last meeting on television and continued by thanking Highway Superintendent Deering for his years of service and he was faithful to the office of Highway Superintendent and people as a whole thank him, respect him and appreciates him. He added that he had worked with Councilman Boehm and Councilwoman Rogers for two years but he had

known them for a lot longer than that and he thanked them for their service. He concluded by saying that people are not lining up for the position because it is hard work and you take a lot of flack and he thanks all of them and appreciates them.

Town Clerk Millious asked if she could add a comment and continued by saying that she too thought that there was another meeting and added that she has known Highway Superintendent Deering for all the years that she has worked for the Town and he has been very dedicated, out in his truck taking care of the many roads and added that he wishes him and his family good things on his retirement. She continued by saying that she has known Councilwoman Rogers and her family for as many years as she had been Town Clerk and it has been good and she has been a good Councilwoman. She concluded by saying that she wished Councilman Boehm and his family well, it's been good and they have all done a great job and she wishes them the best.

Supervisor Flach asked if there were any other comments, hearing none he asked for a motion to adjourn the meeting.

ADJOURNMENT

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the Town Board Meeting was adjourned.
VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 7:45

Respectfully Submitted, **APPROVED –**

Diane L. Millious, Town Clerk

A Town Board Meeting was held Wednesday, December 18, 2013, 4:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Stephen D. Flach, Supervisor
Thomas A. Boehm, Councilman
Thomas E. Dolan, Councilman (arrived late)
Peter E. Masti, Councilman

ABSENT: Dawn L. Rogers, Councilwoman

ALSO PRESENT: Diane L. Millious, Town Clerk
Greg Darlington, Chief of Police

Supervisor Flach opened the Public Hearing and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Flach stated that the record should reflect the absence of one Town Board Member, Councilwoman Rogers and added that Councilman Dolan was on his way.

AGENDA

- Supervisor’s Report
 - November
- Department Reports
 - Town Clerk Report, November
 - Sewer Department Report, November
- Resolutions
 - Appoint Full-Time Police Officer
 - Approve December Abstract

NOTICE OF MEETING

Supervisor Flach asked that Town Clerk Millious read the Notice of Cancellation and Rescheduling of Meeting.

**NOTICE
TOWN BOARD
WORKSHOP
CANCELLATION AND
RESCHEDULED MEETING**

In compliance with Public Officer’s Law, this will inform you that the Town Board of the Town of Coeymans Workshop scheduled for Tuesday, December 17, 2013, 6:00pm has been cancelled. The Workshop has been rescheduled for Wednesday, December 18, 2013 at 4:00pm.

**By Order of the Town Board
of the Town of Coeymans
Diane L. Millious
Town Clerk**

SUPERVISOR’S REPORT

November 2013

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$ 56,602.83	\$721,860.83	\$244,759.25	\$553,704.41
Part-Town	\$1,060,799.28	\$ 1,108.98	\$846,338.46	\$215,569.80
Highway	\$ 43,742.14	\$162,614.47	\$ 56,038.70	\$150,317.91
Bridge Const.	\$ 28,967.62	\$ 13.23	-0-	\$ 28,980.85
Sewer	\$ 91,814.43	\$ 46,332.29	\$ 36,940.36	\$101,206.36
Special Water	\$ 84,166.21	\$ 10,825.58	\$ 82,931.55	\$ 12,060.24
Police Forf.	\$ 4,293.43	\$ 3,883.31	\$ 50.38	\$ 8,126.36
Trust & Agcy.	\$ 12,902.11	\$206,090.16	\$206,022.27	\$ 12,970.00
H-Fund	\$201,205.75	\$ 42.83	\$ 2,686.59	\$198,561.99
Section 8 – HUD	\$ 22,060.43	\$ 43,851.70	\$ 42,863.52	\$ 23,048.61
			Total Rec. Bal.	\$1,034,546.53

SAVINGS ACCOUNTS		COLLATERAL COVERAGE	FDIC	COLLATERALIZED
Unemployment	\$ 703.10	Bank of Greene	\$250,000.00	\$1,749,253.08
Grove Cemetery	\$40,925.93	National Bank	\$250,000.00	-0-
Coey. Hollow Cem.	\$13,425.43			
Sewer-Dedicated	<u>\$10,145.39</u>			
Total	\$65,199.85			

Supervisor Flach asked for a motion to approve the report.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Supervisor’s Report was approved as presented and read.
VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Rogers) – SO MOVED

DEPARTMENT REPORTS

Town Clerk – November

Supervisor Flach asked that Town Clerk Millious read the Town Clerk’s Monthly Report.

Town Clerk Millious continued by giving the report.

Town Clerk Millious stated that the Organizational Meeting date and time needs to be established in order for her to post the Notice.

Supervisor Flach stated that it is scheduled for January 1, 2014 at 9:00am.

Supervisor Flach stated that he would offer a motion to approve the report.

MOTION

On motion of Supervisor Flach, seconded by Councilman Masti, to approve the report as presented and read.

VOTE – AYES 3 – NAYS 0 – ABSENT 1 (Rogers) – ARRIVED LATE 1 (Dolan) – SO MOVED

Sewer Department – November

Supervisor Flach stated that there is a report but could not be read in its current format and then asked for a motion to approve the report.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Sewer Department Report was approved as presented.

VOTE – AYES 3 – NAYS 0 – ABSENT 1 (Rogers) – ARRIVED LATE 1 (Dolan) – SO MOVED

PRESENTATION

Alcove Preservation Association

Supervisor Flach stated that Tom Sweeney a member of the APA along with Ray Michaels were present to discuss the Valley Paper Mill Park and that each Board Member had received a copy of the plans but he hadn't had a chance to look at them.

Councilman Boehm interjected that he did get a chance to look at them and it is a very detailed plan that Mr. Sweeney put forward, which is a very unique passive park that preserves and promotes the integrity of the Valley Paper Mill and will be a great asset to the Town. He added that he sees it as a partnership between the Town and Alcove Preservation Association where the Town can take care of some of the maintenance and the Association will maintain a strong roll in the development of the park. He continued by saying that they will have to have insurance and things such as mowing will need to be done and concluded by saying that it will be open to Town of Coeymans residents to enjoy.

Mr. Sweeney stated that about 20% of their budgeted expenses is for liability insurance and for mowing and if they reduce those, they will be able to put more toward improvements as time goes forward and to date they have spent in excess of \$15,000.00 in improvements for things such as the structural analysis of the chimney and things of that nature of which \$2,500.00 was funds that they received from the Town. He continued by saying that a lot of the development was to clean it up, which was mostly a volunteer effort and it has changed the landscape of the site and they want to move forward in the future with more development, which will enhance it and concluded by saying that the APA is looking for a Partnership Agreement and this is their goal.

Councilman Boehm stated that outlined in the plan is the role that each entity will play and he thinks that it makes sense because it is a nice area and they had talked about kiosks with the history of the site.

Mr. Sweeney stated that they will have a history of all the uses of the site including when it was the Chimney Top Inn.

Supervisor Flach asked in a nutshell what the Town's portion of the shared management is and he knows that the Town will be taking it over as a Town Park, which he understands, and will be doing the mowing and providing the liability insurance.

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Councilman Boehm interjected that it is not going to be a park in the traditional sense with playground equipment and a pavilion and there are certain restrictions as opposed to Joralemon Park

Mr. Sweeney stated that it is going to be a passive park and it is in the deed that way and the site is not conducive to having a lot of people there at any one time, there are no bathrooms and it is limited parking of 3-4 vehicles.

Supervisor Flach interjected that they are envisioning a small picnic area.

Mr. Sweeney stated that included in the plan is a landscape development plan, which is a guide that they are varying from but at least they had a starting point to work from.

Supervisor Flach stated that it is a great part of our town with a lot of history.

Councilman Boehm inquired as to the timeline for transferring the deed to the Town.

Mr. Sweeney stated that he would propose doing it in the spring after he returns from his winter vacation since he is handling it.

Supervisor Flach stated that it should be in April or May.

Mr. Sweeney stated that they would add to the Management Agreement a signatory page, so they have each agreed to it not just verbally and to have it in writing.

Councilman Boehm stated that it is a good thing for future generations and for them to preserve the integrity of the park. He added that George Langdon and Kenny Burns are coming on the Board and will need to be brought up to speed with the project and he does not see why anyone would not be in favor of it and he hopes that it moves forward in the upcoming year. He added that they have done a great job throughout the year and the Town has partnered with them in providing some gravel and it has always been their intention to do something like this and he thanks them for all of their hard work.

Supervisor Flach reiterated that a lot of work was involved there.

Mr. Sweeney agreed that there was a lot of work and a lot of stone was moved from there and put down by the creek for future use in landscaping and masonry projects. He then asked who they would be appointing as point of contact on the Town Board.

Councilman Boehm suggested that it be Councilman Dolan.

Supervisor Flach stated that it could be himself or Councilman Dolan and when he is back in the spring they will have it ready and will have talked to the insurance company who covers all of the Town's properties, which he does not see as a big deal or much of a monetary addition.

Mr. Sweeney stated that within the Management Plan they talk about the chimney structure itself and the renovation and a local contractor donated his service to completely repoint and replace any brick that had a bad face on it and rebuild the entire top, which was removed because it was not stable. He added that he still intends to do it when the time is right for his company and it would be a great thing to have done because it would stand another 100 years.

Supervisor Flach stated that they would like to see it restored.

Mr. Sweeney stated that it is in a position where it is not going to topple.

Supervisor Flach told Councilman Dolan that they had talked about the shared agreement Management Plan where basically the Town would take over the mowing part of it and the insurance liability.

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Mr. Sweeney interjected that they will work with the Board on how they will develop it and it is a shared agreement.

Supervisor Flach stated that they have already done so much work and if they see something that needs to be done, the Board will tell them to do what they think needs to be done.

Mr. Sweeney stated that they already have some landscaping plans and then asked if the Town is in a position to budget for improvements in future years.

Councilman Boehm stated that he thinks it will affect the budget somewhat because they will be increasing duties.

Mr. Sweeney stated that they are essentially using their budgeted funds for that purpose, which they have been doing all along and will continue to do and it had been used for other projects in the past but the focus would be on the park.

Supervisor Flach stated that it is currently \$500.00 a year and he believes that they will continue to help them.

Councilman Dolan stated that it is an important park.

Councilman Boehm interjected that they are an organization that preserves the history and integrity and it is important to help them do it.

Councilman Dolan stated that it is also important to have the technical assistance of the Alcove Preservation Association so it is not just the Town doing it and it is important to be partnered with them.

Mr. Sweeney asked if they had appointed the point of contact person.

Councilman Boehm stated that he would offer a motion to appoint Councilman Dolan.

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach, appointing Councilman Dolan as the point of contact liaison between the Alcove Preservation Association and the Town Board.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Rogers) – SO MOVED

Mr. Sweeney stated that aside from what they had discussed, he had previously discussed with them the historic markers, which they had applied for two, one for the Paper Mill site and one for the Grist Mill across from the Alcove Store. He continued by saying that they were erected in the 1920-1930's but the Highway Department removed them.

Councilman Boehm asked if they were the yellow and blue signs.

Mr. Sweeney stated that they were and reiterated that they have applied for two of them, which are supposed to be awarded this month and hopefully they will get them.

Councilman Boehm asked if they will be the original format.

Mr. Sweeney stated that the shape is the same but now they will say that they are supplied by the New York State Department of Education, who is paying for them.

Supervisor Flach asked that he keep them informed.

Mr. Sweeney stated that hopefully it will be good news and then thanked the Town Board.

Councilman Boehm stated that he would encourage the Town Board to read through the Management Plan, which he found fascinating with the work that has been done already and it gives them a better understanding.

Supervisor Flach thanked Mr. Sweeney.

Mr. Sweeney wished the Town Board a Merry Christmas.

RESOLUTIONS

Supervisor Flach stated that Chief Darlington requested that they hire Officer Cuddeback full-time to replace Officer Cross, who they had hired full-time and within a couple of weeks found employment with the Sheriff's Department and added that it is budgeted for.

Councilman Boehm asked if Officer Cuddeback lives in town.

Chief Darlington stated that he has moved to the Town of Coeymans and lives on Westerlo Street.

Councilman Masti asked how his record has been working part-time.

Chief Darlington stated that he is one that they call on frequently.

Councilman Dolan asked if he worked elsewhere.

Chief Darlington stated that he worked for a small Police Department in Ulster County and he also works for Rhinebeck Police Department part-time.

Councilman Dolan reiterated that he has moved here.

Councilman Boehm asked if he is going to continue part-time.

Chief Darlington stated that he is.

Councilman Boehm and Councilman Dolan collectively commented on how far away it is.

Chief Darlington stated that he was living down there and driving up here.

Councilman Boehm asked if Police Departments restrict full-time officers from part-time jobs.

Chief Darlington stated that very few do, the Sheriff's don't, Albany Police Department does for your first year with the City of Rensselaer doing the same but otherwise they usually don't and added that State Police do not let you work outside but you don't need to.

RES. #191-13 APPOINT FULL-TIME POLICE OFFICER

On motion of Councilman Boehm, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Rogers) – SO MOVED

WHEREAS, the Town of Coeymans has a need for a full-time Police Officer, and

WHEREAS, Christopher Cuddeback currently holds a part-time position with the Coeymans Police Department, and

WHEREAS, the Chief of Police has reviewed this individual's application and experience record, and is satisfied that he meets the necessary qualifications,

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NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby appoints Christopher Cuddeback as a full-time Police Officer at a rate designated in the current Collective Bargaining Agreement. This appointment is effective December 20, 2013 pending Civil Service approval and agility test.

Councilman Dolan asked when he would be taking the agility test.

Chief Darlington stated that it was scheduled for December 18th but the appointment got delayed and he does not know if he can do it next week and if he can't it will be after the first of the year.

Councilman Boehm asked about the lack of monthly Police Reports.

Chief Darlington stated that they are piling up and added that he will e-mail them to him. He continued by saying that as a result of one of their arrests, they seized a Ford Edge, which is in great shape and currently they owe approximately \$1,300.00 on it and they are negotiating with the bank to get it waived because they made their money back and right now it looks like they may ask for 50% of it and either way it is well worth it to auction it off as well as the Pilot and buy a refurbished vehicle for that purpose.

Councilman Boehm asked what a Ford Edge is like and whether it is a SUV.

Chief Darlington stated that it is like the Explorer but smaller.

Councilman Boehm asked why he doesn't replace the Pilot with the Edge and put the lights from the Pilot on the edge.

Chief Darlington stated that there is potential of being able to get a decent police vehicle and still have funds left over depending on what it brings in.

Supervisor Flach stated that he understands what Councilman Boehm is saying about replacing the Pilot with the Edge, but the Edge is already seven years old.

Chief Darlington stated that the Pilot has over 200,000 miles on it.

Supervisor Flach stated that he is not saying that they should not use it but the big concern is the age.

Councilman Boehm asked Chief Darlington if he is looking for a motion to authorize auctioning it off.

Chief Darlington stated that he was talking with the bank today and should have an answer tomorrow and he may submit a purchase order to purchase it with asset forfeiture money and then turn it around.

Councilman Boehm asked if they should do a motion authorizing Chief Darlington to purchase the Edge.

Supervisor Flach interjected that it would be based on if it is half the cost.

MOTION

On motion of Councilman Boehm, seconded by Supervisor Flach, authorizing Chief Darlington to use asset forfeiture funds to purchase the Ford Edge for less than \$1,300.00.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Rogers) – SO MOVED

RES. #192-13 APPROVE DECEMBER ABSTRACT

On motion of Supervisor Flach, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Rogers) – SO MOVED

BE IT RESOLVED, that the Town Board of the Town of Coeymans, does hereby approve the following claims of vouchers for the December 2013 Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	2503-2542	\$ 180,759.76
General	2581-2605	\$ 33,134.74
	General Total	\$ 213,894.50
POLICE FORFEITURE (A)		
Police Forfeiture Prepay	2543	\$ 50.36
	Police Forf. Total	\$ 50.36
PART-TOWN (B)		
Part-Town Pre-Pay	2544-2552	\$ 9,760.37
Part-Town	2606,2653	\$ 201,903.46
	Part Town Total	\$ 211,663.83
HIGHWAY (DB)		
Highway Pre-Pay	2553-2560	\$ 35,689.57
Highway	2607-2627,2629-2634	\$ 18,039.58
Voucher 2628 Pulled	2607-2627,2629-2634	\$ 14,659.58
	Highway Total	\$ 53,729.15
	New Total	\$ 50,349.15
SEWER (SS)		
Sewer Pre-Pay	2561-2573	\$ 17,273.64
Sewer	2635-2650,2654-2655	\$ 633,357.15
	Sewer Total	\$ 650,630.79
CAPITAL PROJ (H30)		
Capital Project H30	2651	\$ 5,839.32
	Cap. Proj. H-30 Total	\$ 5,839.32
CAPITAL PROJ. (H35)		
Capital Projects H-35	2652	\$ 498.82
	Cap. Proj. H-35 Total	\$ 498.82
	Total for all Funds	\$1,132,926.77
	New Total	\$1,132,926.77
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	2574-2580	\$ 225,501.93
	Trust & Agcy. Total	\$ 225,501.93

Councilman Boehm stated that he has a question on one of the vouchers that was for the guardrail replacement on Rte. 143 and continued by saying that it was placed on a State road.

Councilman Masti interjected that Deputy Highway Superintendent Searles stated that it is technically not on State property and when they measured, it is on Town property.

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Councilman Boehm stated that it is right on Rte. 143 and he does not see now it is not State property.

Councilman Masti stated that he was just repeating what Deputy Highway Superintendent Searles told him.

Councilman Dolan stated that the two discussions that they had about it were, it was the State's problem and if the State was going to provide the guiderail, they would authorize the Highway Department to put it up.

Supervisor Flach stated that Highway Superintendent Deering contacted the State and they said that one could be put up there but as far as who was paying for it he did not know and his recollection was that the Town would be putting it up but the State would be paying for it.

Councilman Dolan stated that he recalls that the part on the Rte. 143 side was State property and a smaller portion was on Town property.

Councilman Boehm stated that the amount of the voucher is \$3,380.00 and he believes it should be taken out of the abstract because no one had signed it for payment and he thinks that it is silly for the Town to pay for improvements to a State highway or private property.

Chief Darlington interjected that they also add liability to the Town by doing it.

Councilman Dolan stated that for years when there have been requests to put guardrails on the Town's own highways; they have been told that it is a liability.

Councilman Boehm asked if he met with the owner or Highway Superintendent Deering and talked about it.

Supervisor Flach stated that he is not sure if the Town Board has a say because it is highway funds.

Councilman Boehm interjected that he believes that they do have a say because they sign the vouchers for payment.

Supervisor Flach stated that out of the Highway Fund they would minus \$3,380.00.

Councilman Masti stated that by the time that they see the vouchers, the item has been purchased and used.

Town Clerk Millious interjected that the Board should go through the vouchers and at the Workshop they should discuss what they don't want to pay but once they pass the resolution it does not matter if there are signatures or not because the resolution says that that they are in favor of all the vouchers in the abstract.

Councilman Dolan stated that it should be taken out of the resolution.

Councilman Boehm stated that this is money that he thinks was spent inappropriately.

Supervisor Flach stated that out of the highway vouchers 2607-2627, 2629-2634, 2628 in the amount of \$3,380.00 would be deducted.

Councilman Boehm stated that he agrees with Councilman Dolan that there was talk about it and the State would purchase the guardrail and the Town would install it but now all of the sudden the Town purchased and installed it. He added that he does not know who negotiated that deal or whether it might have been Albert or Scott and then asked Supervisor Flach if he was involved.

Supervisor Flach stated that he definitely was not and added that he knows that Highway Superintendent Deering talked with the State and that was the last that he heard.

Councilman Boehm interjected that it is a dangerous precedent and a waste of tax payer money.

Councilman Masti stated that he tends to agree.

Supervisor Flach reiterated that it is pulled from the abstract.

Councilman Dolan interjected that the total should be \$14,659.58.

Town Clerk Millious stated that it has to change in three places by pulling it out.

Councilman Masti reiterated that they are signing the voucher after they have been purchased and put in the ground.

Councilman Dolan stated that it is up to the Department Heads to insure that everything is done in the correct manner.

Councilman Masti reiterated that he was told by Deputy Highway Superintendent that Highway Superintendent Deering talked to the State and that it was not State property but rather Town property and that is why they were put in.

ADJOURNMENT

Supervisor Flach asked for a motion to adjourn the meeting.

MOTION

On motion of Councilman Boehm, seconded by Councilman Masti, the Town Board Workshop was adjourned.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Rogers) – SO MOVED

Time – 4:45pm

Respectfully Submitted,

APPROVED –

Diane L. Millious, Town Clerk