

**MINUTES BOOK\*\*TOWN OF COEYMANS  
October 13, 2016 – Town Board Meeting – 7:00pm**

**A Town Board Meeting was held Thursday, October 13, 2016 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York**

**PRESENT:** Philip Crandall, Supervisor  
Thomas E. Dolan, Councilman  
Kenneth A. Burns, Councilman  
George E. Langdon, Councilman  
James C. Youmans, Councilman

**ALSO PRESENT:** Diane Millious, Town Clerk  
Peter McKenna, Chief of Police

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Supervisor Crandall opened the meeting and led the Pledge of Allegiance, Councilman Burns offered a prayer.

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**OPENING COMMENT**

Supervisor Crandall stated that the record should reflect the presence of a full Town Board in addition to Town Clerk Millious and Police Chief McKenna.

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**AGENDA**

- Presentation
  - Sewer Project Update, Robert Flores C.T. Male
- Public Comment
- Approval of Minutes
  - Town Board Meeting, September 22, 2016
  - Special Town Board Meeting, October 3, 2016
  - Bid Opening, October 11, 2016
- Old Business
  - Court Officer
- Correspondence
  - Letter – Rich Touchette, 69 Main Street
- Resolutions
  - Accept Resignation of Clerk
  - Accept Resignation of Conservation Advisory Council Member
  - Authorize Supervisor to Sign Sewer Agreement with Village
  - Authorize Extension of Spending Freeze
  - Award Bid for Phase 2 Sewer Project
- Upcoming Workshops/Meetings
  - Town Board Budget Workshop, October 15, 2106, 9:00am
  - Town Board Workshop, October 20, 2016, 6:00pm
  - Zoning Board of Appeals Meeting, October 26, 2016, 7:00pm
  - Public Hearing, October 27, 2016, 6:00pm
  - Town Board Meeting, October 27, 2016, 7:00pm
- Executive Session
  - TCI Assessment

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**PRESENTATION**

**Sewer Project Update**

Supervisor Crandall asked that Robert Flores, Engineer from C.T. Male give an update on the Sewer Project.

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Mr. Flores stated that the work on Contract I is complete, they just have paperwork to do but the construction work is done, it was done successfully and on budget. He added that they opened bids on Tuesday for Contract II, the more significant part of the work on the sewer and the Board has copies of the bid results. He continued by saying that the low bidder was Gallo Construction, he reviewed the bids and he is recommending to the Board that they award the contract to Gallo Construction with a total bid of \$1,267,450.00.

Supervisor Crandall asked that Mr. Flores explain the one bid that looked like it was lower.

Mr. Flores stated that when they opened the bids on Tuesday, they read what was written down in the total column and at that time Trinity Construction appeared to have a bid of \$1,150,163.00, however when they checked their math they forgot to add \$207,000.00 so their real bid was \$1,357,163, which made them the third lowest bidder. He added that he discussed it with them and they understood what happened. He concluded by saying that they keep moving with the project, they will sign contracts and do agreements, construction season for this year is winding down so unless they have a year like last year, he doesn't know if they will do actual field work, any work that involves pavement, they won't be able to do but there is significant work outside the pavement and if the weather remains mild and they get their agreements and Bonds in time, there is a possibility to get some work done yet this year.

Supervisor Crandall asked if anyone had any questions for Mr. Flores.

Councilman Langdon questioned whether the next phase would take a year.

Mr. Flores stated that the way it was put out to bid was 240 days to do the work from Notice to Proceed, which is issued after everything is agreed, insurance is supplied and Bonds are submitted so basically it is 9 months from the go and if they start before winter starts, they would be allowed a winter shut-down. He added that if they are shut-down for January and February, there would be an extra 60 days.

Supervisor Crandall stated that just for the record for anyone that doesn't know, Mr. Flores works for C.T. Male, the Engineering Firm that they hired and he is the Engineer in charge of the Sewer Project.

Mr. Flores stated that they do have a Contract III, which is the last phase of the work and it is all work at the Waste Water Treatment Plant and the plan is to advertise it for bidding in December, bids will be received in January.

Councilman Dolan asked if the work for Contract III will be able to be done in the winter.

Mr. Flores stated that for the Waste Water Treatment Plant work, it involves a lot of equipment, which will take 14 weeks to get here. He added that the Project would be let-out, bid, awarded, and materials would be ordered and by the time the material shows up it will be approximately May, which is good timing.

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

Town Clerk Millious stated that representatives from Albany County Board of Elections were present for Voter Registration and continued by reading the following:

Voter Registration Days at Town of Coeymans Town Hall, 18 Russell Avenue, Ravena, NY, Thursday, October 13<sup>th</sup> from 4:00pm-8:00pm and Saturday, October 15<sup>th</sup> from 1:00pm – 9:00pm.

Town Clerk Millious reiterated that Board of Elections is currently there and will be until 8:00pm and the last day to register to vote by mail is October 14<sup>th</sup> but with the Voter Registration Days, you will still be able to register on Saturday, which will be the only way. She added that you don't have to live in the Town of Coeymans to register at Town Hall and there are several other places that you can register, City of Albany, Cohoes, Watervliet, Town of Berne, Town of Bethlehem, Colonie, Guilderland, Knox, Town of New Scotland, Rensselaerville, etc. as well as state-wide. She concluded by saying that when it is a Presidential Election they have Voter Registration Days that go past the regular schedule and to change enrollment, the same applies

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and reiterated that it can be done at Town Hall and extended hours for absentee ballots will be Monday, October 24<sup>th</sup> from 4:30-7:00pm, Wednesday, October 26<sup>th</sup> from 4:30 to 7:00pm, Saturday, October 29<sup>th</sup> from 9:00am to 1:00pm, Tuesday, November 1<sup>st</sup> from 4:30 to 7:00pm, Thursday, November 3<sup>rd</sup> from 4:30 to 7:00pm and Saturday, November 5<sup>th</sup> from 9:00am to 1:00pm. She reiterated that they are for absentee ballots, the dates are on the Town's website and you can also call her office at 756-2100

Supervisor Crandall agreed that a Presidential Election is important.

Councilman Youmans stated that if you are home and watching the meeting if you are not registered to vote or want to change your party affiliation, come to Town Hall because there are two people present to handle it for you.

Town Clerk Millious stated that for a change in party, it won't take effect until the next election.

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**PUBLIC COMMENT**

Supervisor Crandall invited the public to comment at this time.

**Mr. Daniel Boomer** stated that he was present to talk about a follow-up to an incident that happened on August 16<sup>th</sup> when George LaMountain was tailgating him around town with a Town of Coeymans truck and he thought that he could talk to the Chief of Police, the Highway Department is not present and he is sure that Mr. Crandall is on top of it and then asked what has been done and if anything had been done to resolve the issue.

Supervisor Crandall stated that he believes that he did mention it to Highway Superintendent Searles.

Mr. Boomer stated that it is an overall epidemic, Mr. LaMountain appears to be a loose cannon and he's not just driving around town shaking his fist, he's sporting about all over the place in a Town vehicle. He added that he has a log of him in the Town vehicle all hours of the day and night and then he takes the truck home for a four-day weekend, which he doesn't get because what kind of crisis could they have that he needs to do that. He continued by saying that it seems like there isn't any supervision at all in the Highway Department, they start at 6:00am, which is a joke because daylight isn't until 7:00 and on three different occasions he saw this LaMountain guy benched out in the doorway of the Highway Garage swilling coffee. He went on by saying that his Civil Rights have been completely mashed by the Coeymans Police Department, Officer Richard Gould refused to go and talk to the person, and they need to stop playing games because he knows someone told this clown to follow the guy around who is putting up signs and then asked if anyone wanted to admit it.

Councilman Dolan interjected that he can tell him that he doesn't think anyone on the Board did.

Mr. Boomer stated that he doesn't think that either but he knows the fact that he sat for 20 minutes downstairs and George LaMountain's wife was sitting inside snickering at him and the Officer treated him like he was an idiot and insinuated that he was a pervert that would chase women around, which he doesn't go for and he doesn't like paying for it because he thinks the Police Department is a waste of money to start with. He then asked Chief McKenna if he had had a talk with Officer Gould.

Chief McKenna stated that he did, he was in the office on that day.

Mr. Boomer stated that he knows he was because he saw him walking around.

Chief McKenna stated that he didn't speak to Mr. Boomer on that day and Officer Gould gave him a run-down of the conversation that occurred between him and Mr. Boomer and the circumstances that he pursued on that specific day.

Mr. Boomer asked what became of it and whether it is okay to just not do anything for a citizen that comes to his office and reiterated that this guy treated him like an idiot.

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Chief McKenna stated that his understanding, and he can correct him if he's wrong, is that there was a complaint and he felt as though Mr. LaMountain was following him around and the circumstances around that following was that he actually stopped and spoke with Mr. Boomer.

Mr. Boomer stated that was true, he cornered him on Hannacreek Lane.

Chief McKenna stated that he is not sure what he is looking for in terms of resolution.

Mr. Boomer interjected that he would like an apology from Richard Gould and Mr. LaMountain at the next Town Board Meeting.

Chief McKenna stated that he can't speak for Mr. LaMountain; he is a private citizen and based on the information that he has, an Officer who is behind you when you are driving and then stopping to engage in rational conversation is not actually harassing you. He added that if there is some other information that Mr. Boomer has, he will be more than willing to hear it.

Mr. Boomer stated that he does have more and continued by saying that he was putting up a sign in front of Consumer's Oil and Mr. LaMountain came up the road in a Town of Coeymans dump truck, pulled in to Biechman Road and signaled to back out, by now he was done hanging the sign, got in his car and started moving east on Rte. 143 toward Ravena and Mr. LaMountain followed him. He added that he turned left on to CR 106, Starr Road, he followed him, he didn't go to the Town of Coeymans park, he follows him to Tompkins Road, takes a left behind him and all along he goes slower then faster and he stays with him, he takes a left on Rt. 143 and it finally occurred to him that when he pulled in to Biechman Road that he had been had. He continued by saying that it was a Town of Coeymans truck driving on County roads, he's not making it up, he talked with Voorheesville Dispatch and he is prepared to go to legal action if he needs to and then asked why a Town truck is driving around County roads.

Supervisor Crandall asked if he feels as though he was harassing him.

Mr. Boomer stated that he does.

Supervisor Crandall stated that he will present everything that he said to Mr. Searles.

Mr. Boomer interjected that everything he said they discussed before the August meeting.

Supervisor Crandall stated that he did speak with Mr. Searles and he will ask him about it again because he is Mr. LaMountain's Supervisor.

Mr. Boomer interjected that he is the Supervisor.

Supervisor Crandall stated that Mr. Searles is the Superintendent of Highways and Mr. LaMountain works for him.

Mr. Boomer stated that he is the boss of everybody and he hasn't seen anyone run this place like that since John Biscone was in and if anyone can make LaMountain show up here, it is him. He continued by saying that the Town of New Baltimore has been moved ¼ mile north on Powell Hill Road, which he guesses is to give a better road to Roger Wood, further up and it changes his taxes and everyone who has property along the Town of Coeymans, Town of New Baltimore line. He added that fortunately their taxes are a lot lower and it gives him more land in New Baltimore and then asked the Town Board what they are going to do about this issue.

Supervisor Crandall stated that he didn't know it was an issue.

Mr. Boomer interjected that now he does, the sign has been moved ¼ mile north.

Councilman Burns stated that it was all resurveyed and Larry Conrad pointed it out when Roger was building an addition and they were trying to figure out what Fire District.

Mr. Boomer stated that they told him how he was harassing him and it was terrible.

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Councilman Burns stated that they had a new survey done and they found that the old line was wrong and the new line is correct.

Mr. Boomer interjected that his taxes should be changed.

Supervisor Crandall stated that he needs to talk to Dawn DeRose, the Assessor.

Mr. Boomer asked about the poison being sprayed to kill the weed along Rt. 143 and added that it is an eye sore.

Supervisor Crandall asked who is doing it.

Mr. Boomer stated that it is the Department of Transportation, which was done after the Town Board got after them for their pathetic treatment of the road that they paid a lot of money for, which is the same for Biechman Road but that's another story. He added that these clowns come along and just shoot poison and one of the places where it is most evident is right over the Hannacroix Creek, the Village of Ravena water supply and this is something someone should look into to, there should be a MSDS on whatever they are spraying. He continued by saying that it is the most pathetic thing you have ever seen that some clown would ride down the road, shoot out spray from a truck and then not even come and kill the dead weeds laying there.

Councilman Burns stated that it's not a good explanation and he doesn't have facts on it but what he does know is that apparently there is a weed growing in the area that is affecting all the other plant life and could be affecting animals and the State, when they mow along the edge of the road, they are dragging it along and spreading it along the roads so he is assuming that when they find these spots they are spraying it to kill the poisonous weeds and apologized for not knowing more about it.

Councilman Youmans interjected that he believes it is Japanese Knotweed.

Councilman Burns reiterated that it is killing other vegetation.

Councilman Youmans stated that it is invasive.

Mr. Boomer reiterated that he thinks it would be a good idea to ask what they are spraying because they shot it right over the Village of Ravena water supply.

Supervisor Crandall stated that he will contact John Pasanen at DOT first thing in the morning and find out what they are spraying, if there are toxins and if it will hurt the water supply and reiterated that he would find out.

Mr. Boomer continued by asking what is going to be done about the Officer Gould and George LaMountain issue.

Chief McKenna stated that if he wants to make a formal complaint, he will entertain that and they can speak to what ends he is looking for as far as a resolution.

Mr. Boomer reiterated that he would like for him to come and say he's sorry and that he didn't serve him.

Chief McKenna suggested that they speak in terms of the nature of it.

Mr. Boomer stated that they already had and it didn't seem to be getting them anywhere.

Chief McKenna stated that this is the first time.

Mr. Boomer stated that he talked to him about it up in his driveway and he said it is absolutely not the way he should behave and he has waited 60 days.

Chief McKenna stated that perhaps he's right but he doesn't recall it.

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Supervisor Crandall suggested that Mr. Boomer put it in writing as a formal complaint at the Police Department and the Chief will act on it.

Mr. Boomer stated that he would and then asked if there will be someone there that will help him because there are two women down there, one is LaMountain's wife, that won't help him and this is what gets the population upset.

Supervisor Crandall stated that she will help him because it's her job and then asked that he speak with the Chief directly.

Mr. Boomer interjected that he doesn't know why there are two dispatchers down there.

Chief McKenna asked if he could give him his number.

Mr. Boomer stated that he already has his number and continued by saying that he has waited the 60 days that he was advised by council and he would rather not cause any trouble, he just wants someone to say they are sorry, it will all go away and there won't be any more nasty signs. He added that this guy needs to be put in check, he is driving around with a Town dump truck and another thing is he asked ten years ago for a sign at the end of Biechman Road, he put up his own sign and he is in the middle of a lawsuit.

Supervisor Crandall asked what type of sign he is looking for at the end of Biechman Road.

Mr. Boomer stated that he wants a sign that says, "Stop – End of Road". He added that if you go up Kinley Road, and he's not saying they were bought by from the Town, there are beautiful lime green signs at Mr. LaMountain's farm, actually two of them along with video surveillance signs and he can't even get a lousy Dead End sign, which he asked for 10 years ago along with getting the road paved. He continued by saying that it's no coincidence that Alcove Road, Powell Hill Road, Mud Hill Road, Stanton Road are beautiful except Biechman Road and people complain about more truck traffic, which there is, and he thinks that it's a good thing that there are a lot of small independents like Pietrapaoli on Powell Hill Road, it's a beautiful road, there isn't a patch on it and it's not by accident. He went on by saying that they can't blame dump trucks because all he has is a garbage truck going up Biechman Road and it hasn't been done in at least 5 years.

Supervisor Crandall stated that Mr. Searles has a plan in place where he has been doing a certain amount of roads every year and he will ask him what he plans on doing for next year.

Mr. Boomer stated that he would say at this time that he has a vote of no confidence for Mr. Searles.

Councilman Dolan stated that when they discussed this earlier at a meeting he didn't hear that he was looking for an apology from Mr. Gould.

Mr. Boomer stated that he was going to cause trouble and make a law suit but he doesn't want to do that to his town, it would be hypocritical. He added that he hasn't even got into the bit where some clowns are going around slashing his For Rent signs.

Councilman Dolan interjected that no one is in favor of that.

Mr. Boomer stated people tear down the signs faster than he can put them up, which is nice, no litter.

Supervisor Crandall stated that they are his For Rent signs; he wants to rent his property.

Mr. Boomer stated that he would like that but he's given up, he knows the truck and he can get the plate number, he knows how they do it, they wait to see when he's up to his house, it is a guy with a green Ford pick-up with a cap on the back, he sits and watches while the other one is at the end of the road but he would really rather just let it all go.

Supervisor Crandall stated that it's destruction of private property.

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Mr. Boomer stated that it's not; it's just a sign at the end of the road.

Supervisor Crandall interjected that it is his private property and it should be reported to the police.

Mr. Boomer stated that he thinks everyone will agree that the world will be better if Dan just goes away and stays calm but he thought he would come and let them know what started it all.

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**APPROVAL OF MINUTES**

Supervisor Crandall stated that there were three sets of minutes for Town Board approval, a Town Board Meeting on September 22<sup>nd</sup>, a Special Town Board Meeting on October 3<sup>rd</sup> and a Bid Opening on October 11<sup>th</sup> and then asked for a motion to approve them.

**MOTION**

On motion of Councilman Dolan, seconded by Councilman Burns, the minutes were approved as presented and read.

VOTE – AYES 4 – NAYS 0 – SO MOVED

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**OLD BUSINESS**

**Court Officer**

Supervisor Crandall asked that Chief McKenna discuss the position of Court Officer.

Chief McKenna stated that as he had mentioned earlier, he would like that the Town Board to consider posting an opening for a Court Officer position on the Town's website as well as an advertisement in the local periodical. He added that in his opinion it would be beneficial financially and professionally to have someone dedicated to the Court Officer's position, it's a cost saving measure and they would maintain the criteria of Police or Beach Officer status. He continued by saying that they want someone who has been trained and can work under the chain of command that currently exists in the Standard Operating Procedure, they have a position listed as Court Officer in the chain of command in the Standard Operating Procedure within the Department and it would be dedicated to that just as Court Officer. He went on by saying that it would reduce by having a Court Officer there, the speed with which the person second steps in their salary or hourly wage would incur because they would only be working as a Court Officer, thereby keeping costs down and still providing a full measure of professionalism, safety and security to the Town Court.

Supervisor Crandall asked the Town Board if there was any discussion.

Councilman Dolan stated that what he is saying is that Officers who are otherwise employees of the Town are getting to their next step of pay quicker because they are doing night detail.

Chief McKenna stated that it is exactly right and under the current Agreement, Officers are entitled to their first step after completing 1,040 hours of service, if you have an Officer who is working normal shifts and then picks up the Court shift, it is guaranteed at a 3 hour detail. He added that they are acquiring the necessary requisite hours to move to their first step and then their second step, so this would keep the cost down because it will only be 3 hours for one Officer and the first step would be a year and 1/2 to 2 years out for that to happen as opposed to acquiring 6 months or 8 months. He went on by saying that he would provide what he thinks is essential in background and qualifications for someone to hold an Officer of the Court position.

Councilman Dolan asked if Court Officer is a Civil Service title.

Chief McKenna stated that it is not.

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Councilman Dolan asked that he explain the difference.

Chief McKenna stated that a Court Officer is someone who's sole obligation is to the Court, a Police Officer needs specific graduate work in a Zonal Academy, they would have to pass a Civil Service Exam, a Court Officer can be a Police Officer or a Peace Officer and can actually be manned by someone that has more than the necessary requirements, like a Police Officer or the requisite Peace Officer status. He added that a Peace Officer doesn't have arrest status, warrant powers, basically their area of patrol is the Court to whom they are assigned and if there is more than one jurisdiction in a system, you can have Court Officer status to more than one, but this is strictly for the Town of Coeymans.

Supervisor Crandall stated that it is possible that people who are qualified to be Police Officers can apply for this job so there are a lot of possibilities.

Chief McKenna stated that over qualification is a good thing.

Councilman Dolan stated that he talked about the 3 hour minimum and then asked if there is a change that they would be paying someone for 3 hours but only have to work for 2 hours where a Police Officer, you could just send out on the street.

Chief McKenna stated that a Court Officer can still have responsibilities and duties outside Court security like paperwork for warrants or application of running file 15's with criminal histories, clearing active warrants or seal orders can be done in the 3 hour time that is part of the previous Contractual Agreement for a Court Officer. He added that they would utilize all 3 hours, it would not be a patrol function, it would be strictly utilized as Court security and maintenance of Court records between the Department and the Coeymans Court System.

Supervisor Crandall stated that if a person qualified to be a Police Officer applies for the job and gets the job, then he could be used on patrol.

Chief McKenna stated that was true, however if someone were to apply for the Court Officer job, they would have to make sure that there is an amendment that they are a Police Officer in Court and not just a Peace Officer and then they could be utilized in that way.

Councilman Youmans stated that it may muddy the waters a bit as far as the pay goes the minute he walks out of here and he gets in a patrol car and the whole idea was to get it at a lower pay rate.

Chief McKenna stated that he believes what the Supervisor was referring is for example, Court takes 30 minutes, and they are paying for 3 hours so he could be put in a car for the final two hours of the 3 hour guarantee if they are a Police Officer. If they are a Peace Officer, they would have to be utilized in other aspects.

Supervisor Crandall stated if they hire as a Court Officer, they are set at that rate no matter if he has an extra ½ hour to patrol or not.

Chief McKenna stated that a Court Officer would be utilized for 3 hours, they would not be used to backfill patrol shifts, thereby getting to that step quicker, if they are over qualified he would want to make sure that people who apply for it knows that it is 3 hours once a week because they don't want to create the idea that there are more hours available, it will be posted as a 3 hour detail.

Councilman Langdon asked if there would be contractual issues taking someone from the Court and putting them in a car.

Councilman Dolan interjected that by contractual, he means union.

Chief McKenna stated that there wouldn't be because under the chain of command, they still operate under any lawful or moral order that he gives.

Supervisor Crandall stated that they would be a part-time person and wouldn't have much union protection.

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Councilman Burns asked if this would screw up the schedule for his Officers.

Chief McKenna stated that it wouldn't and they have already created a schedule where they are looking for a Court Officer and right now the position is being filled by one of the Officers that is available that day, which keeps moving them to the next pay rate quicker.

Councilman Youmans asked what the rate of pay he is talking about for a Court Officer.

Chief McKenna stated that under the contract, right now it is \$18.13 an hour.

Councilman Youmans stated that he would offer a motion.

**MOTION**

On motion of Councilman Youmans, seconded by Councilman Burns, authorizing the Chief of Police, Supervisor and Town Clerk to advertise for the position of Court Officer at the rate of \$18.13 an hour, not to exceed 3 hours per week.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Crandall stated that he can advertise for the position.

Chief McKenna stated that he will do a rough draft to make sure that it is the agreement that they are all looking at for minimal qualifications.

Supervisor Crandall asked that he get it to Town Clerk Millious to have it advertised.

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**CORRESPONDENCE**

**Letter – Rick Touchette**

Supervisor Crandall stated that he has a letter from County Legislator Rick Touchette regarding 69 Main Street and continued by reading the following:

Good morning gentlemen. Last night, the Audit and Finance Committee approved a resolution to transfer this property to the Town. The measure will be voted on by the Legislature on October 13<sup>th</sup>. Please let me know if you have any questions or comments.

Rick Touchette  
37 Legislative District  
Albany County Legislator

Supervisor Crandall stated that this is a piece of property on Main Street where there is a junk trailer and the Town's line runs 6 feet from it so they acquired that small piece of property to make it a straight line for the sewer project.

Councilman Burns asked if it was given to the Town.

Supervisor Crandall stated that it was for \$1.00.

Councilman Burns interjected that it was awesome and Larry Conrad had tried to do that for a long time.

Councilman Dolan stated that Legislator Touchette did it.

Supervisor Crandall stated that he did and did a very good job, which they appreciate. He added that it was also done with the help of Mr. Frank Commisso, who has been very helpful to them and he wanted to thank him for that.

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**RESOLUTIONS**

**RES. #120-16 ACCEPT RESIGNATION OF CLERK**

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

**WHEREAS**, Marina Morse has submitted her letter of resignation as Clerk I for the Town of Coeymans.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Coeymans does hereby accept the resignation of Marina Morse, effective October 7, 2016.

Councilman Dolan continued by reading the letter of resignation as follows:

Dear Diane,

Unfortunately I am writing to inform you that I will be resigning from the part-time position of Clerk for the Town Clerk. My last day of work will be Friday, October 7, 2016.

I had had more than a wonderful experience working as a Clerk in your office and would like to thank you for having me be a part of your team. I appreciate all the time and patience you and my fellow co-workers have taken in training me. Your mentorship and encouragement throughout my time working here are truly valued and will never be forgotten.

I have recently been offered a new opportunity for a full-time position with another employer and would like to make this letter an official notice of resignation. The skills that I have learned here and the experience you have given me will serve me well in my future career. I will always be grateful for the opportunity I have had to work for you and for all the things that you and this office have taught me.

Sincerely,  
Marina Morse

Councilman Dolan asked Town Clerk Millious if she had anything to add.

Town Clerk Millious stated that Marina was a pleasure to work with and she wishes her well in her new job, which is a full-time job with benefits. She added that she is asking that the Board authorize her to put an advertisement in the paper.

Councilman Dolan interjected that he had already told her that he was going to do that next.

Town Clerk Millious stated that she knows he did but she had to say something.

Councilman Dolan stated that he would like to offer a motion authorizing Town Clerk Millious to advertise for the position of part-time clerk.

**MOTION**

On motion of Councilman Dolan, seconded by Councilman Langdon, authorizing Town Clerk Millious to advertise for the position in the News Herald and on the Town's website, for the Clerk I position with the same job description and rate of pay that she left at.  
APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Crandall stated that it will be advertised the same rate of pay at \$12.50 an hour.

Town Clerk Millious thanked the Town Board.

**RES. #121-16 ACCEPT RESIGNATION OF CONSERVATION ADVISORY COUNCIL MEMBER**

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

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**WHEREAS**, John Bonafide has submitted his letter of resignation as a member of the Conservation Advisory Council for the Town of Coeymans.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Coeymans does hereby accept the resignation of John Bonafide, effective September 12, 2016.

Councilman Dolan stated that he wanted to thank John for his service and continued by reading his letter of resignation.

Dear Supervisor Crandall,

Due to unanticipated changes in my schedule I will be unable to continue to serve on this important Town Council. It is with regret that I must offer my resignation from the Conservation Advisory Council, effective immediately.

John Bonafide

Supervisor Crandall stated that they will now be looking for another member of the Coeymans Conservation Advisory Council, it's a very worthwhile position and they would appreciate anyone who wants to serve on it.

**RES. #122-16 AUTHORIZE SUPERVISOR TO SIGN SEWER AGREEMENT WITH VILLAGE**

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

**WHEREAS**, the Town of Coeymans and the Village of Ravena entered into a Intermunicipal Agreement, dated July 6, 1010; and

**WHEREAS**, there is a need to amend paragraph 5, Maintenance and Infrastructure; and

**WHEREAS**, paragraph 13 of the 2010 Intermunicipal Agreement requires any modification to be in writing; and

**WHEREAS**, both the Town Board and Village Board have met in joint sessions and have come to the attached Agreement.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Coeymans does hereby authorize Supervisor Philip A. Crandall to sign the Amendment to the 2010 Intermunicipal Agreement for the Provision of Sewer Transmission Lines and Treatment Facilities for use by the Village of Ravena, dated October 4, 2016.

Councilman Dolan stated that the major change in it is adding to the contract that shared payment of the trunk line that runs through the town, it used to be solely the responsibility of the Town to maintain and as they know they are doing major overhaul repair and replacement of the line and the Village has stepped up to the plate to agree to do that in addition to the contract needing to be signed, which hasn't been done for a few years. He added that he wanted to thank Bill Bailey for working hard on it as well as Mayor Misuraca for seeing it through and the rest of the Village Board.

Supervisor Crandall stated that he also wanted to thank Mayor Misuraca and Mr. Bailey, they worked very hard on it and he appreciates their efforts.

Councilman Burns stated that they agreed to 75% / 25%.

Councilman Langdon stated that essentially it is the Agreement that they came to a year ago.

Councilman Dolan interjected that it is more than a year ago.

Supervisor Crandall stated that it was never agreed to in writing and never went into effect, now it is in effect.

**MINUTES BOOK\*\*TOWN OF COEYMANS  
October 13, 2016 – Town Board Meeting – 7:00pm**

**RES. #123-16 EXTEND SPENDING FREEZE**

On motion of Councilman Youmans, seconded by Councilman Dolan, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 2 – SO MOVED

**WHEREAS**, the Town of Coeymans has received an audit report from the Office of the State Comptroller that describes the Town as being in “significant” financial stress; and

**WHEREAS**, the Town Board acknowledges its commitment to fiscal integrity; and

**WHEREAS**, the Town Board intends to prevent further erosion of the financial condition.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Coeymans does hereby extend the spending freeze, effective immediately, on all Town of Coeymans municipal departments and offices for an additional three months.

**RES. #124-16 AWARD PHASE II SEWER PROJECT**

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

**WHEREAS**, the Town of Coeymans was the recipient of a grant from the NYS Department of Environmental Conservation (NYSDEC) and NYS Environmental Facilities Corporation (NYSEFC) for upgrades to the town sewer infrastructure; and

**WHEREAS**, the Engineering Firm of C.T. Male has designed the upgrade, submitted same to the NYSDEC and received approval of the plan specifications; and

**WHEREAS**, those plan specifications have been advertised by the Town Clerk seeking bids for same; and

**WHEREAS**, seven bids were received and opened on October 11, 2016 at 2:00pm; and

**WHEREAS**, C.T. Male has issued a recommendation of award letter (attached hereto), which recommends that the Town award a contract for this project to the lowest bidder, Gallo Construction, 50 Lincoln Avenue, Watervliet, NY 12189 in the amount of \$1,267,450.00 for replacing approximately 2,850 feet of 10 and 12 inch sewer and 900 feet of 15 inch sewer with 24 inch sewer, work also includes 1,100 feet of 36 inch storm sewer.

**BE IT FURTHER RESOLVED**, that the Town Board authorizes Supervisor Philip A. Crandall to execute all documents related to this award.

Councilman Langdon stated that it says 1,100 feet of 36 inch storm sewer and then asked if they still call it sewer even though it's for storm water.

Supervisor Crandall stated that they do its storm water sewer pipe.

Councilman Dolan stated that he would like to thank Mr. Flores for working hard on this.

Supervisor Crandall interjected that he has done a very good job as well as Mr. Kerr who has done an excellent job right alongside of him as well as Mr. Geraldson and Mr. Lennon.

**RES. #125-16 AUTHORIZE CHIEF WASTEWATER TREATMENT PLANT OPERATOR TO ATTEND TRAINING**

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

**WHEREAS**, Chief Waste Water Treatment Plant Operator Kerr has requested to attend training; and

**WHEREAS**, the New York Conference of Mayors (NYCOM) is offering training for the purposes of recertification.

**MINUTES BOOK\*\*TOWN OF COEYMANS**  
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**NOW, THEREFORE, BE IT RESOLVED**, the Town Board of the Town of Coeymans authorizes payment for membership/training for Chief Waste Water Treatment Plant Operator John Kerr in the amount of \$1,310.00 in fees and expenses.

**RES. #126-16 APPOINT PROBATIONARY PART-TIME OFFICERS**

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

**WHEREAS**, the Town of Coeymans Chief of Police has a need to fill several part-time positions as Police Officer in the Police Department.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Coeymans does hereby appoint Officers Eric Cotter and David Scoons to the position of probationary part-time Police Officers, effective October 17, 2016. Appointment is contingent upon said candidates signing a Personal Services Contract with the Town of Coeymans. These Officers will be compensated at the rate designated in the current Collective Bargaining Agreement.

Supervisor Crandall asked that Chief McKenna speak to this.

Chief McKenna stated that this is actually less hiring than a replacement in trying to keep the chains moving. He added that one of the part-time Officers has moved on to another job and he is anticipating a letter of resignation very soon and Officer Bell, who was a sponsored Officer is now full-time with the Town of Colonie so this would allow him to bring in two Officers at the base rate of pay instead of having to pay straight time at a higher rate of pay and pay overtime for shifts that need to be filled when he can't get Officers to fill it on their straight time. He continued by saying that Officers Cotter and Scoons are both retired and both work for CSX, which he thinks is advantageous because of the interaction that they have with CSX, Officer Scoons is a retired Sergeant from the Albany County Sheriff's Office with more than 20 years of service, Officer Cotter is retired as the Commanding Officer of the Special Detail for Special Detail for traffic enforcement and all parking enforcement in the City of Albany. He went on by saying that they are very fortunate to have a number of people applying who are extremely well equipped and capable Officers who are going to give the necessary time availability, which is essential and they have delayed just to make sure that they want to do this again and revisited it 2-3 times to make sure that it is something that they are into and they very much want to, they are excited to stay active and involved in law enforcement work. He added that by filling these empty positions, it prevents them from having to pay a lot more money down the road, it costs the Town of Coeymans nothing because they have the uniforms, duty weapons, shields, vest and everything else to put trained, qualified Officers back out on the street to replace Officers who have moved on to other positions and it would send the flow of increasing the hourly wages of the Officers here so he would like to put the Officers in to replace the Officers that they have lost and will continue to lose.

Supervisor Crandall stated that for the year they are actually down three Officers and they are just replacing two right now and added that the Chief has been doing a great job and he appreciates that. He continued by saying that he went over their resumes and he sees no problems, there is a world of experience and he hopes they will do a good job for the Town, their resumes were quite full, he doesn't see any problems and hopefully they will be a credit to the community.

Chief McKenna stated that he believes they will be, they are wonderful men and want to be Police Officers and he believes that it helps the community to have Officers with 20 years of experience and command experience, David was a Sergeant who had his own command and Eric was in charge of 245 people in the City of Albany. He continued by saying that they can train the younger Officers and as they know the Town and Village exam is coming out and he is very excited about the possibility of getting some local people involved in law enforcement here and being trained by Officers with 20-25 years of experience who have done everything from major parades and demonstrations to major investigations. He concluded by saying that it is something that will enhance the community and the law enforcement skills that they are trying to bring to every person that works here.

Councilman Youmans asked that Supervisor Crandall give some background on the following resolution before he reads it.

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Supervisor Crandall stated that there was an overpayment with the Village and there was a penalty on top of it and they are just waiving a penalty against themselves.

Town Clerk Millious stated that it is payable to her.

Supervisor Crandall stated that it is silly to pay a penalty so they did a resolution to waive the penalty that the Town has to pay to the Town.

**RES. #127-16 AUTHORIZE WAIVING LATE FEE FOR WWTP WATER PAYMENT**

On motion of Councilman Youmans, 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 is desirous of paying the Waste Water Treatment Plant Water Rent Bill dated 03-07-16; and

**WHEREAS**, the Town Board of the Town of Coeymans does hereby wish to waive all penalties associated with the Waste Water Treatment Plant’s payment; and

**WHEREAS**, the penalties would be a Waste Water Treatment Plant charge paid by the Waste Water Treatment Plant revenues.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Coeymans does hereby authorize all penalties to be waived in connection with the Waste Water Treatment Plant’s water billing, dated March 7, 2016.

Town Clerk Millious asked to explain it a little further and added that it’s a bill that the Village of Ravenna charges the Waste Water Treatment Plant, which she collects but the Village gets all their money up-front for the base amounts and the Town keeps the penalty money so they are waiving what the Town would owe her.

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**ADDITONAL COMMENT**

Town Clerk Millious stated that she has to put the Public Hearing Notice in for the Budget and the Elected Officials salaries have to go in it. She added that she knows that they don’t have a Preliminary Budget yet but it has to put it in for it to show next week in order to be enough time for the Public Hearing to be October 27<sup>th</sup> at 6:00pm. She went on by saying that she has to make sure that the salaries are correct and after they meet with all the Departments it becomes Preliminary and then asked if the Elected Officials salaries were going to change.

Supervisor Crandall stated that in his budget, there is no money for any raises for Elected Officials.

Town Clerk Millious read to verify the following –

|                |   |                  |
|----------------|---|------------------|
| Supervisor     | - | \$35,000.00      |
| Councilmen     | - | \$12,000.00 each |
| Justice        | - | \$20,000.00 each |
| Highway Super. | - | \$54,833.00      |
| Town Clerk     | - | \$46,378.00      |

Town Clerk Millious asked if the Board was alright with it appearing in the paper.

Supervisor Crandall stated that it is fine and as she read.

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**UPCOMING WORKSHOPS/MEETINGS**

- Town Board Budget Workshop, October 15, 2016, 9:00am
- Town Board Workshop, October 20, 2016, 6:00pm

**MINUTES BOOK\*\*TOWN OF COEYMANS**  
**October 13, 2016 – Town Board Meeting – 7:00pm**

- Zoning Board of Appeals Meeting, October 26, 2016, 7:00pm
- Public Hearing, October 27, 2016, 6:00pm
- Town Board Meeting, October 27, 2016, 7:00pm

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**ADDITIONAL COMMENTS**

Supervisor Crandall asked if there were any other comments.

Councilman Dolan stated that he wanted to read an e-mail that was sent to Supervisor Crandall and the Mayor and continued by reading the following:

Supervisor Crandall & Mayor Misuraca,

For your situational awareness, please be advised we are loading stone on a barge today and tomorrow at the Port of Coeymans. We shall cease loading operations today at 10:00pm and commence operations again tomorrow morning at 6:00am. Please feel free to contact me should you have any questions or concerns.

George D. McHugh  
General Council to Carver Industries

Councilman Dolan stated that he and the Supervisor had met with some people employed at the Port, including Mr. McHugh and Rich Robinson, General Manager and expressed to them their concerns that were expressed to them about some noise down there a couple of weeks ago and while it wasn't the clanging scrap metal noise, which they have made some improvements, it is more of a continuous thud and shaking of their houses like a severe thunderstorm that went from 6:00pm on a Saturday through to 7-8am on a Sunday morning, continuously through the night. He added that he would say as a result of them expressing their concerns, they agreed to see if they could work around some sort of reasonable hours, which they would like to be to end earlier and begin later but at least this is some concession and they also suggested that if they give the Town advance notice, at least people might know about it in advance and can either rearrange their lives around it or at least not spend the first hour trying to figure out what the noise is because it is a different sort of noise than the scrap metal, it sounded like thunder but there were no clouds in the sky. He concluded by saying that he wanted to report that at least the Port is making some efforts to try and work with the neighborhood and the Town Board and he wanted to thank them for that.

Councilman Dolan stated that he had one more thing to read and continued by reading the following about an Energy Saving Program at Cornell Cooperative Extension in the plaza.

Save energy, save dollars, energy saving tips for your home on Thursday, October 27<sup>th</sup> at 1:00pm at C.H.O.I.C.E.S. in Faith Plaza, Ravenna. Come and explore ideas on how to reduce your energy bills, identify the biggest energy users in your home, and learn about available energy programs. All attendees will receive three free compact fluorescent light bulbs and a chance to win an Energy Kit raffle. You can register by calling 756-8650.

Councilman Dolan continued by saying that he wanted to announce that there will be a Fall Festival at Faith Plaza.

Councilman Langdon stated that it is put on by the Hopeful Life Center that has the Gracefully Chic shop and Healthy Harvest Food Pantry.

Councilman Dolan stated that they have been pouring new sidewalks for it and have been rolling out sod.

Councilman Langdon stated that this will be the 3<sup>rd</sup> or 4<sup>th</sup> year, there will be a lot of activities for the kids with fire trucks and a bouncy-bounce and it is a good community outreach good time.

Councilman Dolan stated that even though he couldn't get into his office a few times Aaron and his guys did a great job.

**MINUTES BOOK\*\*TOWN OF COEYMANS  
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Supervisor Crandall stated that he's never seen anything that he didn't do a nice job with and John Flach's boys have done a good job in this town.

Councilman Youmans interjected that he wishes they would patch the holes in the parking lot.

Councilman Dolan stated that he said it will be done next year.

Supervisor Crandall asked if there were any other comments.

Councilman Youmans stated that Mr. Boomer said earlier that the Coeymans Police Department is a waste of money and shouldn't be there and he wants to go on the record saying that it is not a waste of money and he truly wishes they didn't need a Police Department and lived in a world where they didn't need that but when they have a Police Department that is answering 1,300 to 1,400 calls a month, he would have to ask who is going to do that if it's not our Police Department. He added that you would wait a long time from the State Police and Albany County Sheriffs are spread thin as well so he wants to say that it's not a waste of money and is a very important function of our Town Government.

Supervisor Crandall stated that he didn't want to scare anyone away from the microphone because he is big on the US Constitution and NY Constitution and the right to free speech, he wants people to come speak and he wants to hear their opinion by stepping up to the mic and speaking their mind on anything that they want. He concluded by saying that he thoroughly believes that and he will listen, he was elected to listen to them.

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

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**ADJOURNMENT TO EXECUTIVE SESSION**

**MOTION**

On motion of Councilman Youmans, seconded by Councilman Dolan, to adjourn the Town Board Meeting to Executive Session to discuss the TCI Assessment.  
VOTE – AYES 5 – NAYS 0 – SO MOVED

Time – 8:05pm

Councilman Dolan interjected that they would be returning after Executive Session.

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**EXECUTIVE SESSION**

Executive Session convened in the Supervisor Office immediately following the adjournment to discuss the TCI Assessment. The entire Town Board was present and collectively agreed to approve the reduction and settlement.

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**RECONVENE MEETING**

Supervisor Crandall called the Meeting back to order at 8:14 with all members present and then asked that Councilman Youmans read the following resolution.

**RES. #128-16 APPROVE REDUCTION AND SETTLEMENT FOR TCI REALTY OF NY LLC**

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

**MINUTES BOOK\*\*TOWN OF COEYMANS  
October 13, 2016 – Town Board Meeting – 7:00pm**

**WHEREAS**, TCI Realty of NY, LLC has brought a tax certiorari petition against the Town of Coeymans with respect to the 2016 Assessment at \$2,333,000.00 on their property located at 99 Coeymans Industrial Park and identified as tax map #156.-4-6.12, and

**WHEREAS**, TCI Realty of NY, LLC and the Assessor of the Town of Coeymans entered into negotiations with respect to such assessment with TCI Realty of NY, LLC providing the Town of Coeymans with the applicable income and expense information and expense information that was requested, and

**WHEREAS**, based on extensive review and analysis of such income and expense data, the Assessor of the Town of Coeymans proposed and TCI Realty of NY, LLC accepted an offer to reduce the assessment from \$2,333,000.00 to \$2,200,000.00, and

**WHEREAS**, based on the recommendation of the Assessor of the Town of Coeymans, the Town Board of the Town of Coeymans does hereby wish to ratify and approve such offer of reduction.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Coeymans does hereby approve the reduction and settlement described herein and directs the Attorney for the Town to prepare the necessary Stipulation of Settlement.

Supervisor Crandall offered a motion to adjourn the meeting.

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**ADJOURNMENT**

**MOTION**

On motion of Supervisor Crandall, seconded by Councilman Youmans, the Town Board Meeting was adjourned.

APPROVED – VOTE – AYES 5 – NAYS 0 – SO MOVED

**Time – 8:16**

**Respectfully Submitted,**

**APPROVED –**

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**Diane L. Millious, Town Clerk**