

A Town Board Meeting was held May 9, 2011, at 7:00PM at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: James C. Youmans, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Richard N. Touchette, Councilman
Thomas E. Dolan, Councilman

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

Supervisor Youmans opened the Meeting and led the Pledge of Allegiance.

OPENING COMMENT

Supervisor Youmans stated that the record should reflect the presence of a full Town Board in addition to Town Clerk Millious, Highway Superintendent Deering and Chief of Police Darlington.

AGENDA

- Public Comment
- Approval of Minutes
 - Town Board Meeting, April 25, 2011
- Old Business
- New Business
 - Evening on the Green Schedule
 - Request for Planning Board and Zoning Board of Appeals to Attend Local Government Planning and Zoning Workshop
 - Police Department Request re: Surplus Equipment
 - State Environmental Quality Review Proposed Wireless Telecommunications Facility
- Resolutions
 - Negative Declaration Under SEQRA for Proposed Wireless Telecommunications Facility
 - Parking Regulations, Westerlo Street Parking
 - Budget Amendment General Fund (A)
 - Budget Amendment Part-Town Fund (B)
 - Budget Amendment Highway Fund (DB)
- Town Board Workshops/Meetings
 - Town Board Workshops, May 17, 2011, 6:00pm
 - Town Board Meeting, May 23, 2011, 7:00pm
 - Town Board Workshop, June 17, 2011, 6:00pm

ADDITIONAL SUPERVISOR’S COMMENT

Supervisor Youmans stated that the Budget Workshop was hugely attended, which resulted in a brain storming session and he wanted to thank the Department Heads who stepped up to the plate and in some cases provided the Town Board with more savings that they had asked for. He concluded by saying that it was not easy to do because as they are all aware, the Budget this year was already extremely lean and reiterated that he wanted to thank the Department Heads who worked so hard to come up with the changes as well as his appreciation to CSEA and Council 82 and the employee members of those

two unions who did settle for a pay freeze for 2011, which was also a big help to them in their quest to balance the budget after the Town lost \$212,000.00 in Sales Tax Revenue.

PUBLIC COMMENT

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

APPROVAL OF MINUTES

Supervisor Youmans stated that there was one set of minutes for approval, a Town Board Meeting on April 25, 2011 and continued by asking 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 Youmans stated that there were no Old Business topics for discussion.

NEW BUSINESS

Evening on the Green Schedule

Supervisor Youmans stated that there is a schedule for Evenings on the Green and this is something that he organized for his first three years on the Board and added that he knows how difficult it is to coordinate it. He continued by saying that Councilman Dolan took this over because he has a direct interest in it and then asked that he read the 2011 schedule.

Councilman Dolan stated that before there were Evenings on the Green, he was the first act to play at that spot as a fundraiser to raise money for the gazebo, which was either 1994 or 1995. He added that he has had the pleasure in the past of booking some acts as the Parks Chairperson as well as having the pleasure of playing there himself with Folding Sky over the past few years. He continued by saying that when he was asked to do this he was more than willing to because he is in the music business and he would only do it with the understanding that if his band were to play, they would not get paid for it. He added that they will be playing but will not be taking any money from the Town and he usually has a little get together in his front yard, which everyone is invited. He then read the following schedule:

July 7 th	Folding Sky
July 14 th	Music Magic
July 21 st	Dusk ‘til Down
July 28 th	Hilltown Ramblers
August 4 th	The All Paul Show
August 11 th	Playing with Fire Bank
August 18 th	Rick Rourke & the Lost Wages
August 25 th	Peaceful Country

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He added that the performances are 6:30 to 8:30pm and the rain policy will be that if it is raining on Thursday, they will try to do it on Sunday. He continued by saying that the Farmer’s Market will be taking place on the same evenings as Evenings on the Green with the first night being July 7th and the hours will be from 4:00pm to 6:30pm and there are some returning vendors from previous years as well as some new additions.

Supervisor Youmans stated that he wanted to thank Councilman Dolan for taking it on and reiterated that the first night is July 7th and it runs every Thursday night from 6:30 – 8:30pm through August 25th, which is in conjunction with the Farmer’s Market.

Request for Planning & Zoning Board of Appeals to Attend Local Government Planning & Zoning Workshop

Supervisor Youmans stated that there is a request for the Planning and Zoning Boards to attend training and they have until June 6th to register and added that in light of the spending freeze, he will move that they table it. He continued by saying that he expects by their next meeting on May 27th, they will have the spending freeze squared away and they will let all the Departments know what direction they are going and will be able to go ahead and answer requests for training.

Councilwoman Rogers interjected that it includes Highway Superintendent Deering’s request.

Police Department Request re: Surplus Equipment

Supervisor Youmans stated that there is a Police Department request to surplus the 1999 Ford Crown Victoria and continued by asking if it was the black one.

Chief Darlington stated that it is and it was his car.

Supervisor Youmans inquired as to if there are any parts that he wants to take off the car.

Chief Darlington stated that they won’t match any of the other cars.

Councilman Boehm stated that he would offer a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, authorizing Chief Darlington to put out to auction the 1999 Crown Victoria as soon as possible.
VOTE – AYES 5 – NAYS 0 – SO MOVED

State Environmental Quality Review Proposed Wireless Telecommunications Facility

Supervisor Youmans stated that they had to do a State Environmental Quality Review of the site for the communications tower and JNS Tower took it on and did it. He added that it is an interesting document if anyone wished to read it and it is a Negative Declaration and he needs authorization from the Board to sign it.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, authorizing Supervisor Youmans to sign the Negative Declaration.
VOTE – AYES 5 – NAYS 0 – SO MOVED

RESOLUTIONS

RES. #55-11 AUTHORIZE SUPERVISOR TO SIGN ENVIRONMENTAL ASSESSMENT FORM

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

WHEREAS, JNS Towers has assisted the Town in conducting a State Environmental Quality Review (SEQRA) of the proposed wireless telecommunications facility, and

WHEREAS, an Environmental Review has been undertaken in accordance with State Law and regulations, and

WHEREAS, an Environmental Assessment Form has been prepared,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans has taken the required hard look at the potential environmental consequences and hereby issues and approves a Negative Declaration under SEQRA for the project, and

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes Supervisor James C. Youmans to sign the Environmental Assessment Form.

Supervisor Youmans stated that he wanted to thank Chief Darlington for the huge amount of work that he did on it and added that the Town had a need for a new communications tower for the Town's radio equipment and Chief Darlington did some out-of-the-box thinking and came up with a way to build the tower and not cost the Town a nickel. He added that AT&T has voiced an interest in going on that site and signed a contract to go on the tower so not only are they getting the tower built for free but it also provides a revenue source for the Town for a minimum of 20 years.

Chief Darlington stated that it is a 20 year lease and added that they are also in negotiations with Verizon.

Supervisor Youmans stated that it is exactly the type of thing that they should be doing and reiterated that he wanted to say thank you for the work that he did, which was a lot of hours.

Supervisor Youmans stated that there are two parking lots on Westerlo Street and he does not want anyone to think that they are talking about the boat launch but rather the little one up the street from the gazebo and the other that they made on Westerlo Street when they knocked a house down. He added that there have been some issues with trailers being stored and most recently some ongoing mechanical repairs have been done and oil and antifreeze was dumped on the ground and as a result it started being a quality of life issue for some of the residents that live down there and they decided that they needed to make some rules for those parking lots and post them on some signs. He then asked that Councilman Boehm read the resolution addressing this.

RES. #56-11 AUTHORIZE RULES AND REGULATIONS FOR TOWN OWNED PARKING LOTS

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

WHEREAS, the Town of Coeymans is interested in providing its Hamlet residents a safe alternative to street parking, especially during snow emergencies, and

WHEREAS, there are two lots located on Westerlo Street in the Town of Coeymans, which are owned by the Town and are offered as an alternative to street parking hereinafter referred to as the "lots", and

WHEREAS, the Town intends to establish rules and regulations concerning the use of the lots,

NOW, THEREFORE, BE IT RESOLVED, that the Town hereby sets forth its rules and regulations concerning parking on the aforesaid lots:

1. Repair and maintenance of vehicles on the lots is strictly prohibited.

2. The storage of personal items including containers, boats, trailers, ATV's and campers/ RV's on the lots is strictly prohibited.
3. All motor vehicles parked on the lots, including motorcycles, must be property registered and inspected.
4. The Town shall not be responsible for damage or theft to any vehicles parked on the lots or to personal items left on the lots.
5. All vehicles should be parked so as not to obstruct free movement or passage of other vehicles using the lots.
6. All vehicles or other items left unattended for more than 48 hours on the lots shall be towed or stored at the owner's expense.
7. Any violator of any of the provisions as set forth above shall forfeit his/her ability to use the lots.

Councilman Boehm stated that he will be working with Chief Darlington to get some signs up so people are aware of the rules and regulations.

RES. #57-11 AMEND GENERAL FUND TOWN-WIDE (A) AND GENERAL FUND PART TOWN (B) 2011 BUDGET

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

WHEREAS, Albany County distributes the municipal portion of sales tax receipt on the basis of population to Towns within the County, and

WHEREAS, Albany County is directed by New York State Law, Section 1262-C and Local Law 3 of 1967 with subsequent amendments, and

WHEREAS, those laws compel the use of the latest decennial census published prior to the quarterly distribution of Sales Tax Revenue, and

WHEREAS, the Town of Coeymans has experienced a loss of 733 residents in the 2010 Census, and

WHEREAS, the loss of population is resulting in a reduction of Sales Tax Revenue amounting to approximately \$212,000.00,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby amend the General Fund Town-Wide (A) and General Fund Part Town (B) in the 2011 Adopted Budget as follows:

<u>Decrease Revenue</u>		
B-1120 Sales Tax Revenue		\$76,915.00
<u>Decrease Appropriations</u>		
B-9901 Transfer to General Fund (A)		\$76,915.00
<u>Decrease Revenue</u>		
A-5031 Transfer from Part Town (B) Fund		\$76,915.00

Decrease (A) Fund Appropriations as Follows:

<u>Line Item</u>	<u>Appropriations</u>	<u>Amount</u>
A1110.1	Justice (Personal Services)	\$ 4,000.00
A1110.4	Justice (Contractual)	\$ 1,000.00
A1220.1	Supervisor (Personal Services)	\$ 4,923.00
A1220.2	Supervisor (Equipment)	\$ 826.00

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A1220.4	Supervisor (Contractual)	\$ 500.00
A1310.2	Finance (Equipment)	\$ 200.00
A1330.4	Tax Collections	\$ 1,000.00
A1355.2	Assessor (Equipment)	\$ 500.00
A1410.2	Town Clerk (Equipment)	\$ 1,000.00
A1430.2	Human Resources (Equipment)	\$ 1,298.00
A1620.4	Town Hall (Contractual)	\$ 975.00
A1660.4	Central Storeroom	\$ 1,500.00
A3010.4	Public Safety	\$ 1,500.00
A3020.4	Communications	\$10,000.00
A3120.1	Law Enforcement (Per. Service)	\$26,000.00
A3120.2	Law Enforcement (Equipment)	\$ 8,000.00
A3120.4	Law Enforcement (Contractual)	\$ 5,500.00
A3640.4	Civil Defense	\$ 315.00
A5010.4	Highway Administration	\$ 50.00
A5132.4	Highway Garage	\$ 1,029.00
A6410.4	Publicity	\$ 23.00
A7110.4	Parks	\$ 481.00
A7310.4	Youth Services	\$ 500.00
A7510.4	Historian	\$ 250.00
A8510.2	Community Beautification (Equip)	\$ 4,045.00

RES. #58-11 AMEND PART TOWN (B) FUND 2011 BUDGET

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

WHEREAS, Albany County distributes the municipal portion of sales tax receipt on the basis of population to Towns within the County, and

WHEREAS, Albany County is directed by New York State Law, Section 1262-C and Local Law 3 of 1967 with subsequent amendments, and

WHEREAS, those laws compel the use of the latest decennial census published prior to the quarterly distribution of Sales Tax Revenue, and

WHEREAS, the Town of Coeymans has experienced a loss of 733 residents in the 2010 Census, and

WHEREAS, the loss of population is resulting in a reduction of Sales Tax Revenue amounting to approximately \$212,000.00,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby amend the Part Town (B) Fund in the 2011 Adopted Budget as follows:

Decrease Revenue

B-0909 Fund Balance	\$40,414.00
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Decrease Part Town (B) Fund Appropriations as Follows:

<u>Line Item</u>	<u>Appropriations</u>	<u>Amount</u>
B1420.4	Legal Services	\$ 750.00
B1680.4	Shared Services	\$ 500.00
B1990.4	Contingency	\$ 5,000.00
B3620.1	Safety Inspections (Per. Services)	\$29,126.00
B3620.2	Building Department (Equipment)	\$ 1,000.00
B3620.4	Safety Inspections (Contractual)	\$ 2,500.00
B8020.2	Planning Board (Equipment)	\$ 1,500.00
B8020.4	Planning Board (Contractual)	\$ 38.00

RES. #59-11 AMEND HIGHWAY (DB) FUND AND GENERAL PART TOWN (B) FUND 2011 BUDGET

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

WHEREAS, Albany County distributes the municipal portion of sales tax receipt on the basis of population to Towns within the County, and

WHEREAS, Albany County is directed by New York State Law, Section 1262-C and Local Law 3 of 1967 with subsequent amendments, and

WHEREAS, those laws compel the use of the latest decennial census published prior to the quarterly distribution of Sales Tax Revenue, and

WHEREAS, the Town of Coeymans has experienced a loss of 733 residents in the 2010 Census, and

WHEREAS, the loss of population is resulting in a reduction of Sales Tax Revenue amounting to approximately \$212,000.00,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby amend the Highway (DB) Fund and General Part-Town (B) Fund in the 2011 Adopted Budget as follows:

<u>Decrease Revenue</u>	
B-1120 Sales Tax Revenue	\$95,403.00
<u>Decrease Appropriations</u>	
B-9901 Transfer to Highway (DB)	\$95,403.00
<u>Decrease Revenue</u>	
DB-5031 Transfer in from Part Town (B) Fund	\$95,403.00

Decrease (DB) Fund Appropriations as Follows:

<u>Line Item</u>	<u>Appropriation</u>	<u>Amount</u>
DB1440.4	Engineer	\$ 5,000.00
DB1910.4	Insurance	\$13,453.00
DB5112.4	Special Improvements	\$30,000.00
DB5130.2	Equipment	\$20,939.00
DB9089.8	Other Employee Benefits	\$26,011.00

TOWN BOARD WORKSHOPS / MEETINGS

- Town Board Workshop, May 17, 2011, 6:00pm
- Town Board Meeting, May 23, 2011, 7:00pm
- Town Board Workshop, June 17, 2011 6:00pm

Supervisor Youmans stated that they will be starting their summer schedule in June and only have one Workshop and one Town Board Meeting.

ADDITIONAL COMMENTS

Supervisor Youmans stated that on Friday at Town Hall, he had a lengthy meeting with representatives from Lafarge Cement in reference to the proposed P.I.L.O.T. Agreement and it was a good meeting and he thinks that they made progress. He added that he expects to be meeting with them again at the end of this month to try and hammer out the

details because it is very important to this community that Lafarge stays here and continue on for the local economy. He continued by saying that it is also important that it does not create an unfair tax burden on the rest of the taxpayers in Town, which they have not indicated a desire to do and it appears to be completely above board and he is hopeful that it works out to be the best for everyone. He went on by saying that he has a meeting on Friday morning with County Executive Mike Breslin, who wants to talk about some shared services opportunities and in light of budget situations, they are looking to think outside-the-box and Friday afternoon he has a meeting with Susan O'Rourke, Supervisor for the Town of New Baltimore as well as the Supervisor from the Town of Coxsackie and they are going to talk about economic development opportunities along the 9W corridor. He added that the meeting is to discuss a potential infrastructure project that could be a big draw for all three communities, which is the type of thing that they need to work on together to try and make it economically feasible for everyone. He then asked if there were any additional comments.

Councilman Boehm stated that he believes that the Lafarge meeting was very positive and they are a large part of the community and they are receptive to the Town's negotiation with them and it is moving in a positive direction. He added that he attended the first meeting with Susan O'Rourke and one of the things they agreed on is that they each look at their own infrastructures for sewer and water because they are important parts and in going forward it would be a positive thing for the community because without any infrastructure you can't really expand.

Supervisor Youmans asked if there were any additional comments.

Councilman Dolan stated that he wanted to thank the Department Heads and staff at Town Hall for looking at some hard numbers and coming up with some ideas that will hopefully put them in a better place financially than they were just a couple of weeks ago. He added that he spent some time at the Bike Rodeo on Saturday morning.

Supervisor Youmans asked if there were any additional comments.

Town Clerk Millious stated that it was mentioned at the last meeting about fishing in the river for stripers and added that if you are fishing for stripers you don't need a license but you do need to register, which is free but you do need a license if you are fishing in the river for fresh water fish. She continued by saying that she wanted to mention that there are a couple of dogs at the kennel, a Jack Russell that was picked up on May 6th and it is a white and brown female that was picked up on Powell Hill Road as well as a beagle that was picked up on Lawson Lake Road on April 23rd, which is a tri-colored male. She added that if anyone is missing a dog they can contact her office at 756-2100 or Police Dispatch and went on by saying that in order to pick up one of the dogs you have to go through her office so it can be verified that there is a license and updated rabies and it would be the same procedure if anyone is thinking about adopting one of the dogs.

Supervisor Youmans asked if there were any other comments.

Chief Darlington stated that in reference to the budget cuts, he knows that all of the Departments had submitted what they felt could be cut and added that they all realize that it is hard times and they will provide the best service that they can with the cuts that have happened. He continued by saying that the P.A.L. Program had a Bicycle Rodeo on Saturday and there were approximately 26 youth in attendance and they gave away six bikes as well as several helmets and bike accessories and added that the weather held out and a good time was had by all. He went on by saying that he wanted to thank Councilman Dolan for his donation as well as showing up and staying a while. He concluded by saying that there is no audio going out from the meeting and the people at home can't hear them.

Supervisor Youmans stated that it was unfortunate that there was no audio and added that he thanks Chief Darlington as well as his Officers involved with the P.A.L. League and it is a great thing that they are doing for the community.

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Chief Darlington stated that they are currently doing a Safety Poster Contest in the elementary schools, A.W. Becker and Pieter B. and on June 24th they will be having an end of the year program that will be at Coeymans Landing and the National Guard will be there with a rock climbing wall as well as there being a portable skate board park.

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

ADJOURNMENT

MOTION

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

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time: 7:30pm

Respectfully Submitted,

APPROVED:

Diane L. Millious, Town Clerk