

A Town Board Meeting was held Monday, September 27, 2010, at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Henry C. Traver, Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
Richard N. Touchette, Councilman

ABSENT: James C. Youmans, Councilman

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

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

OPENING COMMENT

Supervisor Traver stated that the record should reflect the presence of Council Boehm, Rogers and Touchette as well as Town Clerk Millious, Attorney for the Town Wukitsch, Confidential Secretary Shear and Chief Darlington and added that Councilman Youmans was absent. He continued by giving an overview of the agenda.

AGENDA

- Public Announcement
 - Town Office Closed October 11, 2010 for Columbus Day
- Approval of Minutes
 - Town Board Meeting, August 23, 2010
 - Town Board Meeting, September 13, 2010
 - Bid Opening, September 16, 2010
 - Town Board Workshop, September 21, 2010
- Supervisor's Report
 - August 2010
- Department Reports
 - Building Department, August 2010
 - Police Department, August 2010
 - Sewer Department, August 2010
 - Town Clerk, August 2010
- Old Business
 - WWTP Raw Influent Pumps
 - Maria Bowers Land Issue
 - Police Department, Telecommunications Recording System
 - Police Department, Tasers
- New Business
 - Resignation of Cemetery Coordinator
 - Authorize Purchase of Police Vehicle
 - Bid Opening WWTP
- Resolutions
 - Approval of Abstract, September 2010
 - Award Sludge Hauling Bid
 - Authorize Budget Amendment
 - Authorize Conveyance of Cemetery Premises
 - Establish Deputy Supervisor Position
 - Authorize JCAP Application

- Public Comment
- Correspondence
 - Albany County Volunteer Recruitment & Retention
 - Tom Quinlivan, Summer Employment
- Town Board Workshops/Meetings
 - Town Board Meeting, October 12, 2010
 - Town Board Workshop, October 19, 2010
 - Town Board Meeting, October 25, 2010

PUBLIC ANNOUNCEMENT

Supervisor Traver stated that the Town Offices will be closed on October 11, 2010 in observance of Columbus Day and due to this the Town Board Meeting will be on Tuesday, October 12, 2010

APPROVAL OF MINUTES

Supervisor Traver stated that there were four sets of Minutes for Town Board approval, a Town Board Meeting on August 23rd, a Town Board Meeting on September 13th, a Bid Opening on September 16th and a Workshop on September 21st and continued by asking for a motion to accept the minutes.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Touchette, with the stipulation that he was not in attendance for the September 13th and September 16th meetings, the minutes were approved as read.
 VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

SUPERVISOR’S REPORT

August 2010

| FUND | BALANCE FWD. | RECEIPTS | DISBURSE. | BALANCE |
|-------------------------------|--------------|--------------|--------------|--------------|
| GENERAL | \$475,314.85 | \$ 45,835.38 | \$328,654.10 | \$192,496.13 |
| PART-TOWN | \$761,446.96 | \$ 4,668.39 | \$220,254.49 | \$545,860.86 |
| HIGHWAY | \$ 36,984.42 | \$200,470.30 | \$ 84,358.52 | \$153,096.20 |
| BRIDGE CONST. | \$274,112.52 | \$ 114.59 | -0- | \$274,227.11 |
| SEWER | \$ 23,844.13 | \$356,435.50 | \$ 31,328.97 | \$348,950.66 |
| SPEC. WATER | \$ 18,705.64 | \$ 369.34 | -0- | \$ 19,074.98 |
| POLICE FOR. | \$ 4,667.17 | \$ 1.43 | -0- | \$ 4,668.60 |
| TRUST & AGCY. | \$ 15,508.41 | \$217,005.37 | \$217,613.57 | \$ 14,900.21 |
| H-FUND CAP. PROJ. | \$ 35,940.63 | \$ 9.14 | -0- | \$ 35,949.77 |
| SECTION 8 – HUD UNITS – 80 | \$138,696.97 | \$ 41,286.08 | \$ 43,823.96 | \$136,159.09 |

| | | | | |
|--|--|--|------------------------|-----------------------|
| | | | Total Rec. Bal. | \$1,725,383.61 |
|--|--|--|------------------------|-----------------------|

| SAVINGS ACCOUNTS | | COLLATERAL COVERAGE | FDIC COV. | COLLATERALIZED |
|--------------------------|---------------------------|--------------------------------|---------------------|-----------------------|
| Unemployment | \$ 4,064.52 | Bank of Greene | \$250,000.00 | \$2,093,900.10 |
| Grove Cemetery | \$40,766.85 | National Bank | \$250,000.00 | \$ 331,696.94 |
| Sewer – Dedicated | \$ <u>6,305.58</u> | | | |
| Total | \$51,136.95 | | | |

Supervisor Traver asked for a motion to approve the report.

MOTION

On motion of Councilman Touchette, seconded by Supervisor Traver, the Supervisor’s Report was approved as read.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

Councilman Touchette stated that in August the Town received \$355,000.00 from the Village, which represented past due amounts from July 2008 through December 2009 and continued by saying that the money should go to paying back some of the Interfund Loans and then asked Supervisor Traver if this is in the plan.

Supervisor Traver stated that it is.

DEPARTMENT REPORTS

Building Department – August 2010

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

Councilwoman Rogers continued by giving the report.

Supervisor Traver asked for a motion to approve the report.

MOTION

On motion of Councilman Boehm, seconded by Councilman Touchette, the Building Department Monthly Report was approved as read.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

Police Department – August 2010

Supervisor Traver asked that Chief Darlington give the Police Department Monthly Report.

Chief Darlington stated that he does not have a report.

Sewer Department – August 2010

Supervisor Traver stated that in Councilman Youman’s absence he would give the Sewer Department Monthly Report.

Councilman Youmans continued by giving the report.

Supervisor Traver asked for a motion to approve the report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Touchette, the Sewer Department Monthly Report was approved as read.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

Town Clerk – August 2010

Supervisor Traver asked that Town Clerk Millious give the Town Clerk's Monthly Report.

Town Clerk Millious continued by giving the report.

Supervisor Traver asked for a motion to approve the report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the Town Clerk's Monthly Report was approved as read.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

OLD BUSINESS

WWTP Raw Influent Pumps

Supervisor Traver stated that they discussed the raw influent pumps for the WWTP at the last meeting and added that Chief Operator Breedlove gave some insight as to the need for the repairs and continued by reading the following request:

I would like to request approval to have the 2 Wemco Raw Influent Pumps rebuilt. These pumps are for use in the lift station at the WPCF. These pumps were purchased in 2001 and were used until 2009. We do not have any spare pumps for the lift station. In the event of a pump failure, these pumps can be put into service and used. NYSDEC asks and requests that there be a spare parts inventory.

Attached is a price quote for the cost to rebuild the 2 pumps. Please contact me if you need any more information or have any questions.

Supervisor Traver stated that the price for the repair is \$1,581.00.

Councilman Touchette stated that they discussed it at the last Workshop and they are all in agreement and continued by saying that he would offer a motion.

MOTION

On motion of Councilman Touchette, seconded by Councilwoman Rogers, authorizing the Supervisor to sign a Purchase Order for the repair.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

Maria Bowers Land Issue

Supervisor Traver stated that the Maria Bower's land issue would be tabled for now.

Police Department – Telecommunications Recording System

Supervisor Traver asked that Chief Darlington discuss his equipment purchase request for a Communications Recording System.

Chief Darlington stated that at the last Workshop he discussed the need of replacing the recording system and at that time the Board asked for more time to look over what was presented. He continued by saying that he is looking for direction from the Board.

Councilman Boehm stated that equipment was \$18,000.00.

Chief Darlington stated that the equipment is \$18,248.00 with an additional \$2,018.00 for a five-year warranty and added that it was a budgeted item for 2010 and a .2 appropriation.

Councilman Boehm inquired about the cost of repair for \$100.00 an hour to fix the old one.

Chief Darlington stated that it is \$90.00 an hour if they are able to talk them through it on the phone and \$300.00 an hour if they have to do an on-site repair, which includes travel time and they are located in Massachusetts. He continued by saying that they advised that the piece of equipment is old and if it needed parts, unless they had a junk one, the parts are no longer available.

Councilman Boehm stated that his question is whether or not they can or cannot fix it.

Chief Darlington stated that it would depend on what is wrong with it and if it needs parts replaced they might be able to if they have the parts.

Councilman Boehm inquired as to what the cost to find that out would be.

Chief Darlington inquired as to the cost to find what out.

Councilman Boehm stated that it would be the cost to find out whether or not it can be fixed and if they would have to come here and take a look at it.

Chief Darlington stated that they may have to come or they might be able to determine it over the phone.

Councilman Boehm stated that he would like to push it to next year and it would make sense to take a look to see if it can be fixed and if it can't be fixed and they can tell them that over the phone it would be worth investing a few hundred dollars and then suggested a cap of \$500.00. He continued by saying that he knows that it is needed and it looks bad when people request tapes and things like that when they need it for evidence.

Chief Darlington agreed.

Councilman Touchette asked that Chief Darlington reiterate the reasons why it is important.

Chief Darlington stated that it records every phone call and radio transmission that goes in and out of communications as well as the Police Department and it is used as evidence in criminal trials, civil trials and lawsuits for or against the Town and it basically provides audible documentation as to what happened.

Councilman Touchette stated that last week he indicated that some cases were compromised because of it.

Chief Darlington stated that many times cases are requested by the District Attorney's Office, such as the recent case of the altercation when he and one of his officers was injured when just before that there was a power failure and it caused an error on the recorder, which it no longer tells them and when they went to replay it, there was nothing there for them to replay because there was an error.

Councilwoman Rogers inquired as to if they can get three more months out of the old system.

Chief Darlington stated that possibly and hopefully they can and added that he respectfully requests it because this is the third year that it has been in the budget and each year it gets pulled out.

Councilman Boehm asked that he pursue checking to see if it can be fixed over the phone.

Chief Darlington stated that he has a call into them asking for written documentation as to the availability of parts and whether in fact if it is a major error, if it can be repaired.

Councilman Touchette stated that he recalls having this discussion about the same time last year and added that first of all they really have to watch where their dollars are going but if it is something that they need to do now, they should do it now. He added that if they can't repair it and cases are being compromised, he thinks that it is an issue that they should look at and the \$18,000.00 to \$20,000.00 was budgeted and they can unfreeze that and they have to look at some other things. He concluded by saying that this would be his feeling.

Councilwoman Rogers reiterated the thought of it lasting three more months because there is also a car purchase.

Chief Darlington stated that much like they had discussed at length, he budgets, he requests and it gets taken out of his budget and they are so far behind with any kind of replacement with equipment that it is getting more and more difficult. He concluded by saying that he would leave it up to the Board.

Councilwoman Rogers reiterated that her feeling is that for January, the next budget will be for that equipment and for now they will go ahead with the purchase of the car and then asked the Board if they were with her on this.

Councilman Touchette interjected that the other side of the coin is how long it takes to be installed and invoiced.

Chief Darlington stated that the install does not take long and they require 50% down, 25% on delivery and 25% on installation.

Councilman Boehm stated that he wanted to get back to his original thought of pursuing to see if it can be repaired and if it can't they can go in another direction.

Chief Darlington stated that once it is down there is no recording for the whole Communication Center.

Councilman Boehm inquired as to how long it would take to have them come and take a look at it.

Chief Darlington stated that they would be here within a day and added that if it is not repairable it is a matter of getting the item ordered and installed and up and running and during that period they would be unrecorded. He continued by saying that he wishes he could be comfortable in saying that it will last three more months but as he said he has been three years hoping that it's going to last until he can get a new one.

Supervisor Traver asked if there was a motion on the floor.

Councilman Touchette inquired about the cash situation.

Supervisor Traver stated that as he had spoken with Councilman Boehm earlier, they are working on the cash flow to see where they are at for the remainder of the year.

Councilman Touchette suggested that they table it until they get that information.

Supervisor Traver stated that he can have that information to the Board by the end of the week as far as where the cash flow is and added that there is another item on the agenda that was contingent on that as well.

Councilman Boehm interjected that the Mortgage Tax Receipts are way down this year and reiterated that he thinks they should try to fix it rather than not do anything.

Supervisor Traver asked the Board if they agreed.

Councilwoman Rogers reiterated that they should try to make it until January.

Police Department – Tasers

Supervisor Traver asked that Chief Darlington discuss his request for the purchase of tasers.

Chief Darlington stated that as discussed at the last Workshop, the Albany County District Attorney's Office has a program called Make a Crime Pay, which is when they receive asset forfeitures they funnel it to Police Departments and in turn he was able to get them to purchase one taser for his department. He continued by saying that he is willing to use part of his asset forfeitures that they have received to purchase a second one and he is requesting that the Town purchase a third one.

Supervisor Traver interjected that it is \$1,721.15 per taser.

Chief Darlington stated that was correct and added that it also includes the necessary equipment to go with it. He continued by saying that basically the District Attorney's Office will issue the Town a check for \$1,721.15 and the Town through the .2 and his asset forfeiture will pay for the other two, which will include the cartridges and warranties.

Councilman Touchette inquired about training and whether there is a cost associated with training.

Chief Darlington stated that many of his officers have received training through other agencies and some would be required to go to training and there may be some hours there. He continued by saying that the training itself is offered for free through the Department of Criminal Justice.

Councilman Boehm stated that his question is about the guidelines and a local procedure and how they are going to use them and then asked if he has put anything in writing.

Chief Darlington stated that currently nothing is in writing and he has received the Department of Criminal Justice's recommendations as well as other departments and from there a set of procedures will be designed.

Councilman Boehm stated that he would like to see the procedures and a copy of the model of the taser and added that he does not necessarily think that it is a bad thing but it seems that the use of a taser has a lot of potential to be misused and he has seen videos of people being tased multiple times as well as being tased with handcuffs on and there are a lot of questions. He continued by saying that it can enhance officer's safety but first they need to know how they are going to be used and they need to have something in writing.

Chief Darlington stated that with anything that is issued to anyone, whether it is a Police Officer or highway person, everything has the potential of being abused but obviously supervision and the procedures are what would be in effect.

Councilman Boehm stated that they have not seen those yet.

Chief Darlington stated that he is not going to draw a set of procedures for something that he does not own.

Councilman Boehm interjected that they are not going to buy tasers if he is not going to tell them how they are going to use them.

Chief Darlington stated that when they end up with officers out on injury, the amount of money that the Town will pay for salaries of people that aren't working will be more than the cost of the tasers.

Councilman Boehm stated that they will also have a lawsuit from a parent of a student in Junior High who was tased four times because the officer was not properly trained and continued by saying that he is asking for something in writing.

Chief Darlington stated that his department is properly trained and he has not seen a lawsuit yet that has resulted in the lack of training.

Councilman Touchette inquired as to if the other Police Departments in the area have tasers.

Chief Darlington stated that they do.

Councilman Boehm inquired as to if the State Police have tasers.

Chief Darlington stated that they did.

Councilman Boehm asked if all of the State Police Officers have them.

Chief Darlington stated that not all of them do.

Councilman Boehm reiterated that he wants to see something in writing and added that it is just coming off the top of his head.

Chief Darlington stated that with all due respect it is not just coming off the top of his head and the tasers have been researched and the procedures have been instituted by the Department of Criminal Justice, State of New York and other agencies. He continued by saying that it has never been that a program is instituted without approval and not one of them will be issued until a set of procedures are in effect, which is the way that it is done.

Councilman Boehm reiterated that he wants to see the procedures before he gets the tasers.

Councilwoman Rogers stated that there is one that he is going to get and when he gets that one he can then probably show them the procedures from that one.

Chief Darlington stated that they need to understand that it will be put in one car and if the officer is tied up on a call, if another officer is the one with the issue the officer with the taser cannot break from his call and this is why the purchase of three was requested. He continued by saying that a perfect example is when Officer Alberts was tied up on an issue and if he were the one that was issued the taser, they would have been 10-15 minutes waiting for him to respond.

Councilwoman Rogers stated that in a situation like that they definitely needed a taser and what Councilman Boehm is saying is that for example zapping school kids there are going to be certain reasons why you would use it, such as a life or death situation or the situation that he was just in.

Chief Darlington stated that there are a set of guidelines and a thing called The Ladder of Use of Force, and Article 35 of the Criminal Procedure Law dictates what that is and anything beyond that is abuse of power. He added that his department carries pepper spray and he's sure that there are people out there spraying people without the necessary incidents where it is proper and it does not mean that his department is going to do it.

Councilman Boehm interjected that he thinks they are doing it backwards.

Councilman Touchette inquired as to what account it would go under.

Councilwoman Rogers interjected that it wouldn't go under an account.

Chief Darlington stated that it would go under the Asset Forfeiture Account and then .2 and originally there was \$6,000.00 authorized for the purchase of portable radios and their current radios are holding up for now.

Supervisor Traver stated that he feels as though it would be protection for the residents and protection for the Police Department to have the use of tasers so they don't have another incident like they had two weeks ago. He continued by saying that at this time he feels as though they should be purchasing the tasers.

Councilman Boehm interjected that he's not saying that they don't need them but rather they need more information on the Department of Justice guidelines and added that he's never seen one and questioned why they cannot see a picture of one or see the guidelines and how they will be used at a local level because they are very controversial. He added that he thinks that it is important information before they go out and buy them.

Councilwoman Rogers asked if they can put it on the Town Board Meeting agenda for the October 12th.

Chief Darlington stated that they can if that's the Board's decision and it is fine and added that it will be the second agenda that it has been on.

Councilman Touchette interjected that the first one was a Workshop and they typically don't take action on items at a Workshop. He continued by asking if he has independent discretion to spend money from the Police Forfeiture Account.

Chief Darlington stated that he doesn't and added that all purchases are usually approved by the Board and it is the same as any other purchase.

Councilman Touchette stated that he read a quote in the paper from Senior Investigator Steve Prokym that said all of the officers on the force want these, which came as a surprise to him that he has been on the Board for two years and this is the first time that he has heard of it. He added that his feeling is that if the Chief deems that it is appropriate equipment to have, which is state-of-the-art status-quo for most of the agencies, then they should do it. He concluded by saying that they might want to table it until the next meeting.

Councilman Boehm stated that he would reiterate that he wanted to see the policy that the Chief talks about as well as actually seeing the actual taser and more information.

Chief Darlington stated that he would be more than happy to do this and added that he finds it interesting that they are willing to buy patrol rifles but yet something that it a very temporary stunning, they are going through large hoops for. He added that he is called on an average of every two weeks and asked what the status of his purchasing patrol rifles is.

Councilman Boehm stated that he did ask that he put that in the budget and it is a whole different conversation. He reiterated that his point is that tasers are very controversial and he thinks that they have a strong potential to be misused and added that he is not saying that the officers don't need them but rather he is not providing the information for them to make an informed decision. He continued by saying that everything that the Chief has given them is verbal and he would like to see the policy of how they are used because he watched a video of someone being pulled from a car and tased three times and reiterated that they have a strong potential for being misused as well as not checking with NYMIR to see if they could be a legal issue. He concluded by saying that all he wants is more information, which Chief Darlington is not giving them.

Chief Darlington stated that it is interesting that he asked for patrol rifles.

Councilman Boehm interjected that they be placed in the budget for discussion and then asked if he can provide additional information.

Chief Darlington asked what he wanted additional information on.

Councilman Boehm stated that he wanted to see the Department of Justice Guidelines.

Chief Darlington stated that he could and he also has pictures and added that if he's watched videos, he knows what they look like and he can go to Taser International where there is a lot of information.

Supervisor Traver stated that they would table it until the next meeting.

Councilman Touchette stated that he has two more Old Business topics and continued by asking who takes care of the Judicial Subpoenas and if it is Attorney for the Town Wukitsch.

Attorney for the Town Wukitsch asked which subpoena because there have been several that have come in.

Councilman Touchette stated that it is the one for Matthew Babcock.

Attorney for the Town Wukitsch stated that it is being taken care of and the Chief is handling it, has all of the information together and will be attending the Court on the date that is cited in the subpoena.

Chief Darlington stated that it is October 5th.

Councilman Touchette stated that the second item that he has is on the collection of Water Rents and continued by saying that at the Town Board Meeting on August 23rd they asked for Attorney for the Town Wukitsch to write a letter to the Village Attorney, which he did and in that letter he said:

“The fund which accounts for Water Rents for users outside the Village is not a fund of the Town and will be removed from the Town's ledgers and I have advised my client accordingly.”

Councilman Touchette inquired as to if the Town had received a response to it.

Attorney for the Town Wukitsch stated that they didn't receive a written response and it is only what he has heard second-hand from both the Town Clerk's Office and Supervisor Traver. He continued by saying that basically what they got back from the Village was that it was too late and the mechanics of setting it in motion this time had already been undertaken and would the Town object strenuously if the implementation of his recommendation was deferred until the next billing cycle. He reiterated that he didn't speak with anyone and never got a response from anyone in the Village directly.

Supervisor Traver stated that within the next six months they need to really work on seeing where they are going to be going with this and check with their attorney.

Councilman Touchette asked Supervisor Traver if he spoke with the Village.

Supervisor Traver stated that he spoke to the Town's Board and due to the billing cycle that was coming out within two days from when the Village received the letter and they already had the bills printed and they were going out, they agreed to the collection.

Councilman Touchette asked if it will be implemented for the next billing cycle.

Supervisor Traver stated that it is what they are working on.

Attorney for the Town Wukitsch interjected that it has to be implemented because current practice is not in accord with the law and this is why he was asked to look into it and to

determine whether it was valid, which it is not. He added that he knows it is what has been done for the last 20 some years but that does not mean that it is right.

Supervisor Traver asked Councilman Touchette if he had anything else.

Councilman Touchette stated that he didn't.

Supervisor Traver moved to the next item on the agenda.

NEW BUSINESS

Resignation of Cemetery Coordinator

Supervisor Traver stated that he was in receipt of a resignation from Richard Hotaling and continued by reading the following:

Town Supervisor and Town Board Members:

I am hereby resigning as Town Cemetery Coordinator as of September 30, 2010, due to personal reasons. I will attempt to tie up any loose ends by then. I will turn over any paperwork and keys to the Town Clerk's Office by that date.

Respectfully Submitted,
Richard D. Hotaling

Supervisor Traver asked for a motion to accept the resignation.

Councilman Boehm inquired as to if this was part of his job and whether or not he was keeping the other part with Parks and Beautification.

Supervisor Traver stated that it was only part of his job and the resignation is for Cemetery Coordinator.

Councilman Touchette stated that he is a seasonal worker.

Councilwoman Rogers inquired as to if they will be filling the position.

Supervisor Traver stated that they will have to find a replacement for Mr. Hotaling.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, accepting the resignation of Rich Hotaling.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

Councilman Boehm thanked him for his service.

Councilman Touchette inquired as to if he would be following up on finding a replacement.

Supervisor Traver stated that he would be.

Bid Opening – Miscellaneous Collection & WWTP Upgrades

Supervisor Traver stated that earlier in the day Town Clerk Millious had a Bid Opening for the roof, generator and the heating system at the Sewer Plant and continued by giving the following results:

Contract 1G – Mid-State Industries Ltd. was the low bidder for the roof in the amount of \$148,811.00.

Contract 1E – Capital District Electric was the low bidder for the electric in the amount of \$81,461.00.

Contract IP – T. McElligott, Inc. was the low bidder for the heating system in the amount of \$89,600.00.

Supervisor Traver stated that Ed Vopelak, Engineer from C.T. Male was present for the Bid Opening and put together his recommendation based on the bids.

Town Clerk Millious stated that Crisafulli Bros., who was the apparent low bidder for the heating system withdrew their bid due to an error. She continued by saying that they put the bid together as quick as they could because of the need for the work to be done and they were hopefully going to award at least the furnace work.

Councilman Touchette stated that they estimated \$300,000.00 for Capital Improvements for those three items and it comes to \$318,000.00 without the administrative cost for the engineering.

Councilman Boehm interjected that it is not good.

Councilwoman Rogers agreed and added that they also can't delay much more either.

Councilman Touchette stated that he agrees.

Supervisor Traver asked for a motion to accept the three bids.

MOTION

On motion of Councilman Touchette, seconded by Councilman Boehm, accepting Contract 1G from Mid-State Industries Ltd. in the amount of \$148,811.00, Contract 1E from Capital District Electric in the amount of \$81,461.00 and Contract 1P from McElligott, Inc. in the amount of \$89,600.00.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

Councilman Touchette stated that there was an apparent low bidder for Contract 1P who withdrew their bid and it is being awarded to the seconded lowest bidder.

Authorize Purchase of Police Vehicle

Supervisor Traver stated that they discussed the purchase of a police vehicle at the Workshop last week and continued by asking that a motion be made authorizing the Police Chief to purchase a fully equipped 2010 Police Crown Victoria in an amount not to exceed \$36,000.00 and to direct the Supervisor to determine the appropriate budget fiscal source to pay for this purchase.

Councilman Touchette stated that during their discussion last week, his comment is that it be contingent on available funds and they are looking at the latest financial records that they have from July and he is not comfortable authorizing the purchase now without further information about the projected cash flow.

Supervisor Traver stated that with regard to police vehicles, it looks like they will do a BAN for the vehicle that they authorized last month and they would also do a BAN for this vehicle, which would be for the life of the vehicle and a three year BAN.

Councilman Boehm inquired as to if they stagger them for delivery and if the first one that was purchased is coming in January.

Chief Darlington stated that they said 60-90 days, which would mean they are looking at late November or early December and the second one would probably be late December, early January. He added that it there is also a correction and it would be a 2011 because 2010's are no longer available.

Attorney for the Town Wukitsch stated that they could add in the motion that it is going to be purchased through the issuance of a BAN, which would clarify the intent.

Chief Darlington stated that he wanted to advise the Board that the 921 was taken out of service for a period of time because every light on the dashboard had an electrical problem, which is intermittent and when the mechanic went to fix it, it was fine. He continued by saying that he would invite the Board to come out and listen to his car when he starts it up and it is the same issue that they have been discussing.

Councilman Boehm stated that he thinks that they need to move forward with the two purchases and added that he thought that they agreed to try to get his car through to the end of the year.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Boehm, authorizing Chief Darlington to purchase a fully equipped 2010 Police Crown Victoria in an amount not to exceed \$36,000.00, which as discussed will be done through the issuance of a BAN.

VOTE – AYES 3 – NAYS 1 – ABSENT 1 (Youmans) – SO MOVED

Councilman Touchette stated that from time to time they receive a schedule of equipment at the Highway Department and continued by asking if the Police Department does the same thing, which lists the vehicle number, year, description, present value, when purchased, the cost new, and condition. He continued by saying that it might be a good thing to look at for the Police Department.

RESOLUTIONS

RES. #82-10 APPROVE SEPTEMBER 2010 ABSTRACT

On motion of Councilman Touchette, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – 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 September 2010 Abstract.

| FUND | VOUCHER # | AMOUNT |
|----------------------|------------------------|----------------------|
| GENERAL (A) | | |
| General Pre-Pay | 1627-1693,1886 | \$ 271,876.68 |
| General | 1746-1816 | \$ 76,051.52 |
| | | |
| | General Total | \$ 347,928.20 |
| | | |
| PART-TOWN (B) | | |
| Part-Town Pre-Pay | 1694-1708 | \$ 214,614.41 |
| Part-Town | 1817-1822 | \$ 759.24 |
| | | |
| | Part Town Total | \$ 215,373.65 |
| | | |
| HIGHWAY (D) | | |
| Highway Pre-Pay | 1709-1720 | \$ 61,935.07 |
| Highway | 1823-1865,1887 | \$ 177,320.60 |
| | | |
| | Highway Total | \$ 239,255.67 |
| | | |
| SEWER (SS) | | |
| Sewer Pre-Pay | 1721-1737 | \$ 19,246.78 |

| | | |
|--------------------------------|--------------------------------|---------------------|
| Sewer | 1866-1885 | \$ 14,908.69 |
| | | |
| | Sewer Total | \$ 34,155.47 |
| | | |
| | Total for all Funds | \$836,712.99 |
| | | |
| TRUST & AGENCY (TA) | | |
| Trust & Agency Pre-Pay | 1738-1745 | \$317,869.98 |
| | | |
| | Trust & Agcy. Total | \$317,869.98 |
| | | |

RES. #83-10 AWARD SLUDGE HAULING BID

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

WHEREAS, through the established bidding process, the Town Board of the Town of Coeymans solicited bids for the hauling of sludge from the Waste Water Treatment Plant, Coeymans, New York, to Albany County Waste Water Treatment Plant, Port of Albany, Albany, New York, and

WHEREAS, two bids have been received, reviewed and considered for the above solicitation,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans, does hereby make the following award:

Blue Diamond Septic Service \$.0398
(using own truck driver/tanker
portal to portal)

RES. #84-10 AUTHORIZE BUDGET AMENDMENT

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

WHEREAS, at a Town Board Meeting on June 21, 2010, the Town Board passed a motion authorizing that they move forward with the proposal for playground equipment to be installed at Coeymans Landing Park, and

WHEREAS, the playground equipment has been duly installed, and

WHEREAS, the Town has received a bill from Play Pro for this equipment in the amount of \$24,106.30, and

WHEREAS, the town has received payment from Albany County Rural Housing Alliance for reimbursement for this equipment in the amount of \$24,106.30.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby amend the 2010 Budget as follows:

Create Revenue Code A2089 Other Culture & Recreation Income
Create Expenditure Code A7197.2 Recreation Equipment

Increase Revenue Code A2089 by \$24,106.30
Increase Expenditure Code A7197.2 by \$24,106.30

Councilman Boehm stated that it was mentioned in the motion but he thinks that it is important to point out again that the entire cost of the playground equipment was funded by the Kellogg Foundation in cooperation with Albany County Rural Housing Alliance and taxpayer money was not used because it was a gift from the Kellogg Foundation.

September 27, 2010 – TOWN BOARD MEETING – 7:00PM

RES. #85-10 AUTHORIZE CONVEYANCE OF COYEMANS HOLLOW CEMETERY

On motion of Councilman Touchette, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

WHEREAS, there has been established in this Town, a cemetery known as the Coeymans Hollow Cemetery, Inc., which Association maintains a public cemetery on Gedney Hill Road in Ravena, Albany County, New York and owns real property in said Town, and

WHEREAS, said Association has under its care certain funds for perpetual care, permanent maintenance, special trust, general deposited in the following banks: Key Bank and First Niagara, Ravena, New York, and

WHEREAS, the Association has been and still is unable to procure sufficient income from above investments, the members of the Association and from the representatives of the deceased persons interred in the cemetery, and

WHEREAS, the Cemetery Association has requested that the Town of Coeymans, pursuant to Section 1506 (j) of the Not-for-Profit Corporation Law, accept the conveyance of the cemetery premises and transfer of assets.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Coeymans hereby accepts the conveyance of the cemetery premises and the transfer of the assets from the Cemetery Association, such conveyance shall be subject to all agreements as to lots sold and all trust, restrictions and conditions upon the title or use of the real property or assets.

Councilman Boehm asked Attorney for the Town Wukitsch if this was the finalization of the transfer of the cemetery to the Town.

Attorney for the Town Wukitsch stated that it is and added that at long last he is happy to say that this will be the last step prior to him sending the entire package to the State of New York for filing in their office and it completes the transaction.

RES. #86-10 ESTABLISH DEPUTY SUPERVISOR POSITION

Resolution tabled until the October 12th Meeting.

RES. #87-10 AUTHORIZE JUSTICE COURT TO PREPARE JCAP APPLICATION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

WHEREAS, the Town Court is desirous of making application for funding assistance to make improvements and enhancements to the Town's security and facility-related needs, 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 Henry C. Traver for signature and submission.

Councilman Touchette asked that Supervisor Traver tell them a little bit more about the JCAP application.

Supervisor Traver stated that it is relative to a grant that they are working on and doing a resolution is part of the process.

Councilman Touchette inquired as to if it is for work that has already been completed.

Supervisor Traver stated that it is a new round.

Attorney for the Town Wukitsch interjected that it is a new round of grant applications through JCAP and JCAP through State funding authorizes various improvements to the court facilities for security and renovations up to a maximum of \$30,000.00 per year.

Chief Darlington stated that it is also his understanding that part of it is to install the metal detector that is required and the Judge told him that there would be a meeting in regard to this and one issue that he is going to have is that it will require a second officer in the court and his budget is strained as it is.

Councilman Touchette stated that he has another resolution and added that he's sorry that it wasn't submitted in time to be on the agenda and he had given to each Council Member a copy of it. He continued by reading the following.

RES. #88-10 APPOINT PERSONNEL LIAISON FOR CSEA NEGOTIATIONS

On motion of Councilman Touchette, seconded by Councilman Boehm, the following resolution was APPROVED – VOTE – AYES 3 – NAYS 1 – ABSENT 1 (Youmans) – SO MOVED

WHEREAS, the Town of Coeymans has a Collective Bargaining Agreement with CSEA covering certain employees, and

WHEREAS, the current Agreement expires on December 31, 2010, and

WHEREAS, over the past negotiation cycles with both CSEA and Council 82, much has been invested in past negotiations, and

WHEREAS, it would be prudent for the Town Board, of the Town of Coeymans to determine its comprehensive negotiating objectives before meeting with CSEA, and

WHEREAS, Rick Touchette was appointed personnel liaison in 2009;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, of the Town of Coeymans, authorized Rick Touchette to proceed with negotiations with CSEA and to utilize the services of Michael Richardson, Labor Relations Consultant. Mr. Touchette is further directed to determine, with the Town Board, the negotiating objectives, and will be subject to the requirements of the Board during the negotiations. No other person or persons are authorized or approved by the Town Board of the Town of Coeymans to act on the Town's behalf during these negotiations.

PUBLIC COMMENT

Supervisor Traver invited the public to comment at this time.

Mr. Chris Alberts stated that he was present as a representative of the Union for the Police Department and the issue of the tasers was brought up earlier and added that he wanted to reiterate that as a Police Officer he is certified and given the right to carry a fire arm and is qualified and able to use it and potentially could use the discretion to take someone's life if ever necessary, which he hopes that it never comes to. He continued by saying that he does not see the big deal with a less lethal way to apprehend someone and the situation that the Chief and another officer was involved in could have gone that way very quickly. He went on by saying that a taser is very well known, out there and every agency around uses them and are very restricted in the way that they are used. He concluded by saying that it is an excellent officer safety measure that he believes they need to step up and use and before they are issued to anyone they will obviously be trained.

Supervisor Traver asked if there were any other comments.

Ms. Starr Ross stated that she wanted to know what the status is with the Ravena Rescue Squad Contract because she expected to hear from Councilman Boehm this week.

Councilman Boehm stated that they had discussed it at the Workshop and it is going to have to go through the budget negotiations as far as the amount and they won't be able to have anything until the budget is finalized.

Ms. Ross stated that they have had the contract for several months and she has lost track of how long, which is the same as last year and the year before and the Rescue Squad needs to get their budget together.

Councilman Boehm stated that she gave them the amount of \$91,000.00, which is what he brought up at the Workshop and it is the amount that will be discussed in the budget hearings but until the budget is finalized they cannot present them with a contract.

Ms. Ross inquired as to what date she can expect.

Councilman Boehm asked Supervisor Traver when the budget will be finalized.

Supervisor Traver stated that the budget will be finalized by Thursday when it has to be given to the Town Clerk.

Town Clerk Millious interjected that it has to be adopted by November 30th.

Supervisor Traver stated that on October 5th Town Clerk Millious will be presenting the budget to the Board and in turn they will be meeting with each department.

Councilman Boehm inquired as to when it is actually finalized.

Attorney for the Town Wukitsch stated that it is November 30th.

Ms. Ross inquired as to if they are saying that the Rescue Squad cannot arrange their budget for next year until November 30th.

Councilman Boehm stated that was correct and they have to go through the process.

Councilwoman Rogers stated that the Rescue Squad was held up because they were in negotiations with the Town of New Baltimore.

Ms. Ross stated that they took care of it and when they took the contract to them they were pleased with their service and signed it at the next meeting and handed it back to them.

Councilman Boehm stated that he told her the amount and now they have to go through the budget process and it does not make sense to have a contract if the amount is not there.

Ms. Ross stated that they have a budget too and they need to plan on theirs and needless to say they held them up two years ago and this year.

Councilman Boehm stated that they paid them everything that was in the contract.

Ms. Ross stated that they didn't and that is the problem because they don't pay them what's in the contract because there isn't a contract and they pay what they put in the budget and not what they put in the contract.

Councilman Boehm stated that she had to say it again because he didn't follow it.

Councilwoman Rogers stated that she didn't catch it either.

Ms. Ross stated that he said that the Town pays them what is in the contract but there has not been a contract for two years and they have paid what they felt they could pay and not what they needed.

Councilman Boehm stated that it was \$71,000.00.

Ms. Ross stated that they had \$80,000.00 in last year's contract and they had to adjust their budget and cut on their end, which they cannot do anymore so they need to know what they can do.

Councilwoman Rogers interjected that this year they want \$91,000.00.

Ms. Ross stated that was correct.

Councilman Boehm stated that as soon as the budget process is over and that is locked in he will give them the contract and added that there are no big changes from last year.

Ms. Ross stated that there are no changes from last year that didn't happen.

Councilman Boehm stated that soon after that he will give them the contract as long as the amount makes it through the budget process.

Supervisor Traver asked if anyone else wished to speak.

Ms. Ginny Pearson stated that she wanted to clarify what was said about the medic box and it was Mr. Touchette that made the statement and he wanted to know if the medic box would be in conjunction with the Police Department and what she stated was that when the medics were no longer here, the Police would have use of a lock box paid by the Town of Coeymans. She continued by saying that she wants it understood that she never said that it would be in conjunction with the Town of Coeymans where they were worried about double keys and everything being mixed up and reiterated that she wanted to make it clear. She then inquired as to how many cases it would take for them to authorize a piece of equipment that is not lethal and as far as You Tube goes it can be misconstrued in any way that you want to look at it when it is written and done by amateurs. She continued by saying that they take the professional approach and the tasers are not a lethal weapon and she's sure that they are not going to be used without the proper procedures. She then inquired about the contracts that were awarded and continued by asking where the generator was going.

Councilman Touchette stated that it was for the sewer plant.

Ms. Pearson inquired as to whom the contract was awarded.

Supervisor Traver asked that Town Clerk Millious advise.

Ms. Pearson stated that while they were looking for it she had one final question and continued by saying that they awarded a bid for hauling sludge and then asked why they don't buy their own tractor to haul the sludge because there are people with certified licenses.

Councilman Boehm stated that it would be \$190,000.00 to buy a tractor.

Ms. Pearson stated that it was not necessarily so.

Councilman Boehm stated that for clarification he wanted to also say that he knows that taser are non-lethal and never said that they were lethal.

Town Clerk Millious interjected that the bid was awarded to T. McElligott from Troy, NY in the amount of \$89,600.00.

Councilman Touchette interjected that one more comment and added that he understands the officer's concern but the first that they had heard anything about tasers was last Tuesday.

Ms. Ginny Pearson stated that it came up for subject when she was sitting in the Court Office more than six years ago.

Councilman Touchette stated that within the last two years he hadn't heard about it.

Supervisor Traver asked if anyone else wished to speak, hearing none he moved to the next item on the agenda.

CORRESPONDENCE

Albany County Volunteer Recruitment & Retention

Supervisor Traver continued by reading the following:

To: Town Supervisor
From: Albany County Volunteer Recruitment & Retention

Your town is served and protected by volunteer firefighters and emergency medical personnel, but their ranks have been decreasing over the years. The Albany County Volunteer Recruitment and Retention Taskforce was formed to reverse this disturbing trend.

Our Mission has been two-fold: first, to foster awareness of the need of volunteer fire and EMS agencies in Albany County for more volunteers to join their rank, and second to provide the tools necessary for those agencies to pursue new members.

The Albany County Volunteer Recruitment Task Force has faced the same financial issues as your Towns have this past year and as a result, we have had to scale back our efforts. We have continued getting our message out this year including some limited print media campaigns in weekly newspapers and will be distributing our 2010 Fire and EMS recruiting banners. A number of agencies in Albany County have started their own active Recruiting and Retention Committees to work in tandem with the County Committees efforts. 2011 is going to be a good year for the Volunteer Fire and EMS services in Albany County.

The Albany County Legislature continues to match each dollar we raise. In order for the Recruitment Taskforce, to continue to work on your behalf, we need your financial help. With your support we can continue our successful programs and prevent your town from having to consider much more costly alternatives to volunteer fire and EMS protection. The Task Force is working to attract those people and guide them to the proper agency. If the awareness program disappears, so might that pool of people.

Please continue your support to this vital program. Send your donation (which might be matched by the Legislature) to:

Albany County Recruitment Task Force
PO Box 28
Slingerlands, NY 12159-0028

Thank you,
The Albany County Recruitment Task Force
Steve Wright, Chair

Councilman Boehm stated that he wanted to offer a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilman Touchette, authorizing the Supervisor to send a check in the amount of \$250.00 to the Albany County Volunteer Recruitment Retention Committee to recruit volunteers and individuals to staff the Town's fire departments.

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

Tom Quinlivan – Summer Employment Program

Dear Supervisor Traver:

Even though we suffered approximately a 50% cut in funding, we were able to return to run another successful summer work program due to your excellent cooperation and Tom Dolan's full commitment. I feel that in many ways this has been our most successful year ever, considering the fact that the funding was not made available until the week before the program opened.

The total amount of money earned in the summer program throughout the Town of Coeymans was \$11,002.90.

Supervisor Traver stated that the letter goes on to list the youth within the Town that had worked as well as a breakdown of hours and wages, which he was not going to read and continued with the following excerpt:

A special thanks goes out to the following "excellent supervisors" who I work with on a daily basis:

- Ralph Surrano
- Nelson Perry
- Richard Hotaling
- Tommy Plath
- Diane Millious
- Danyell Crowley

Looking forward to next year.

Sincerely,

Tom Quinlivan
Department of Youth & Workforce Services

Councilman Touchette stated that he wanted to add Tom Dolan's name to the list because without him they would not have the successful program that they had.

Supervisor Traver stated that he did mention him in the beginning of the letter.

ADDITIONAL COMMENTS

Supervisor Traver asked if there were any additional comments.

Highway Superintendent Deering stated that under Highway Section 142 his inventory list has to be done in September and this is why it is done.

Councilman Touchette stated that it is very valuable information to have.

Highway Superintendent Deering stated that he just wanted to advise the Board that it is under Highway Law and added that his list had not moved ahead because he has not gotten anything and he wanted to show the Board that it is under Highway Law.

Supervisor Traver asked if there were any additional comments.

Chief Darlington stated that he is requesting permission to speak with the Attorney for the Town in reference to the vehicles that they have down at the impound lot and added that they have sent letters to the owners who have either not responded or basically have not accepted their mail and in order to take ownership and have them as surplus properties so they can auction them, he needs to make sure that the procedures that they are following will in fact protect them.

Councilman Boehm inquired as to how many vehicles there are.

Chief Darlington stated that he believes that there are 6.

Councilwoman Rogers inquired as to how long they have to sit before he can take proceedings.

Chief Darlington stated that it depends on their values and it is really only 90 days if the owners don't claim them and in turn they send a letter telling them if they don't claim them this is the procedure that they will move forward with. He continued by saying that their failure to respond to the certified, return receipt, is the same as saying that they don't want the vehicle.

Attorney for the Town Wukitsch stated that it was fine.

Collectively Council Boehm and Rogers agreed.

Councilman Touchette inquired as to where the proceeds from the sales go.

Attorney for the Town Wukitsch interjected that they go to the forfeiture fund.

Chief Darlington stated that it would actually go back towards the regular fund unless it was an asset forfeiture and added that there are currently three that they are taking ownership of out of drug forfeitures. He continued by saying that he wanted to explain that he met with Councilman Youmans prior to his flight to Detroit and he advised that they were all set with the taser purchases and this is why no further information was provided. He added that also at the last Workshop no additional information was requested nor was any procedure requested of the Police Department and he takes exception to the Board Member that called the integrity of his officers into question and those departments that abuse tasers also have written procedures in effect and it's individuals that choose not to follow them. He concluded by saying that he has many good officers and the continued calling their integrity into question he takes great exception to.

Councilman Boehm stated that he takes exception to his exception and added that he is not questioning the officer's integrity but rather looking for more information about a controversial non-lethal system that they are looking to implement, and that is it and it's Chief Darlington that is making a big deal out of it.

Chief Darlington stated that when he says that the fact that his officers could abuse, or his feeling is that they would abuse, is calling their integrity into question.

Councilman Boehm stated that it has a potential for abuse and they need to take a look at what they do with them, just like they have a procedure manual for everything else and he is questioning the procedure for use of a taser, which protects the officer as well as the people and probably the next person that will get tased will be a Town of Coeymans resident and he wants to make sure that he is protected too because there are two sides to the issue.

Chief Darlington stated that they purchased 16 firearms and then asked if he requested the procedures for them.

Councilman Boehm stated that it was ridiculous.

Supervisor Traver asked if there were any other comments.

Confidential Secretary stated that she spoke with Joe, the Director and owner of I.T.S. in Coxsackie and it is his plan to have the Town completely done and all of the software up, installed and updates made by the end of next week with the latest being the beginning of the week following. She added that it is contingent only upon when they can be off-line for a fairly extensive period of time, which will take at least two days and they waited until the Sewer Billing Cycle ended and Town Clerk Millious had also asked that they hold off for a bit. She continued by saying that they are in the process of Sewer and Parks getting DSL and the Highway is cable and State Telephone is making appointments to implement the upgrades, which puts them on track to have everyone on one network with everyone having their own user name and connectivity.

Town Clerk Millious stated that the deadline for purchasing a Doe Permit is October 1st, which hunters may want to know.

Supervisor Traver asked if there were any other comments.

Councilman Touchette stated that he was out of town when the Police Department executed the raids in the Hamlet and he had spoken with Investigator DeLuca and he was not here earlier to add his congratulations to the department on doing a great job. He continued by saying that he understands that there are further ramifications with Section 8 and the other thing that he asked Investigator DeLuca is when they execute a raid like that, are the officers aware of looking for things that might trigger property maintenance or building code issues.

Chief Darlington stated that many times when they do routine search warrants they do and there have been many times when they have called the Building Department and when it is like the last incident, because of the heightened urgency to get in and out, a lot of times they don't. He continued by saying that in addition to that, Albany County's Districts Safe Homes, Safe Streets Initiative eviction processes has been started as well as they are going to attempt to do a landlord training in regard to landlord responsibility when it comes to narcotics or illegal things going on in apartments that they own and they will invite every landlord that they know of in the Town of Coeymans and Village of Ravena and the District Attorney will come down and do the training in conjunction with the Police Department and hopefully it will be a success in dealing with some of these issues.

Councilman Touchette inquired as to what the penalties or ramifications are for the landlord in this type situation.

Chief Darlington stated that basically what had happened is that the District Attorney's Office had sent letters to the landlords demanding eviction processes be done and there is nothing criminally or civilly other than the fact that if they refuse, the DA's Office may take the proceedings on themselves and evict the person.

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

TOWN BOARD WORKSHOPS / MEETINGS

- Town Board Meeting, October 12, 2010, 7:00pm (Tuesday due to the holiday on Monday)
- Town Board Workshop, October 19, 2010, 6:00pm
- Town Board Meeting, October 25, 2010, 7:00pm

ADJOURNMENT

Supervisor Traver asked for a motion to adjourn the meeting.

Councilman Touchette inquired as to if there was going to be a Special Meeting to distribute the Tentative Budget.

Supervisor Traver thanked him for reminding them and added that there had to be one scheduled by October 5th and added that he was requesting that there be one on October 5th for the sole purpose of distributing the Tentative Budget.

Councilman Touchette stated that he would be out of Town on business.

Town Clerk Millious stated that it would be for the Town Clerk to present the Tentative Budget to the Town Board.

Supervisor Traver inquired about there being time for posting it.

Town Clerk Millious stated that if there is time she may be able to get it in the paper and added that she will post it where she can.

Supervisor Traver reiterated that it is for the sole purpose of giving the Tentative Budget to the Town Board and no other business will be handled.

Town Clerk Millious inquired as to what time it should be.

Collectively the Town Board agreed that 6:00pm would be fine.

Supervisor Traver asked for a motion to adjourn the meeting.

MOTION

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

VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Youmans) – SO MOVED

Respectfully Submitted,

APPROVED:

Diane L. Millious, Town Clerk