

MINUTES BOOKTOWN OF COEYMANS
January 11, 2018 – Town Board Meeting – 7:00pm**

A Town Board Meeting was held Thursday, January 11th, 2018 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Philip Crandall, Supervisor
Thomas E. Dolan, Councilman
James C. Youmans, Councilman
Kenneth C. Burns, Councilman
Daniel D. Baker, Councilman

ALSO PRESENT: Cindy L. Rowzee, Town Clerk
Scott Searles, Highway Superintendent
Erin Moore, Tighe & Bond
Megan Lung, NYSDEC – Hudson River Estuary Program

Audience (2)

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

Presentation

Culvert Inventory Grant – Tighe & Bond – Erin Moore of Tighe & Bond and Megan Lung of the NYSDEC Hudson River Estuary Program gave a presentation relating some of the findings of Culvert Inventory Assessment that they conducted as part of a 100% grant. Erin Moore stated that the findings could be used to apply for further grants to fix some of the culverts that are in need of repair. Funding could possibly become available later this year.

The results of the Culvert Inventory Assessment are found on-line at:
https://www.streamcontinuity.org/cdb2/naacc_search_crossing.cfm?sp=1

Public Announcements

Town Hall will be closed Monday, January 15th for Martin Luther King Day.

Public Comment Period

Mrs. Merghendahl commented on a safety concern of large snow piles that were difficult to see around near the Town Beautification Building on Main St. in Coeymans. Supervisor Crandall asked Superintendent Searles to look into this the following day.

Approval of Minutes

Motion to Approve Minutes

Councilman Youmans made a motion to approve the minutes from the December 28th, 2017 Town Board Meeting, seconded by Councilman Dolan.
APPROVED – VOTE – AYES 5 – NAYS 0 – ABSENT – SO MOVED

Old Business

Lafarge – Councilman Youmans stated that the Town needed to take steps to enact legislation to prohibit the burning of garbage. Attorney to the Town Pastore is currently working on this. Mike Ewall, the Environmental Attorney from Pennsylvania, who first brought the potential of Lafarge burning trash to our attention is available to help, if needed, at the rate of \$150 per hour.

Motion to Authorize Supervisor

Councilman Youmans made a motion to authorize Supervisor Crandall to enter into a contract with Mike Ewall, at the rate of \$150 an hour, not to exceed 20 hours, in order to assist Attorney to the Town Pastore, if needed. Motion was seconded by Councilman Dolan.
APPROVED – VOTE – AYES 5 – NAYS 0 – ABSENT – SO MOVED

MINUTES BOOKTOWN OF COEYMANS
January 11, 2018 – Town Board Meeting – 7:00pm**

Councilman Dolan stated that the Mustang/Lafarge proposal was not approved by the State of Connecticut, however, this does not mean that we are out of the woods in regards to this issue. The notification from Mike Ewall and help from Judith Enck, along with the letters and phone calls helped to stop this proposal from happening.

Supervisor Crandall has asked LafargeHolcim for a statement in writing that they are never going to burn trash in this Town. At this point he had not received it.

New Business

Large Plow Truck for Highway – Superintendent Searles is in need of a new plow truck to replace a 2000 International dump truck with plow. It would be at a cost of \$211,162.00, with a better body, the box should last forever. The current truck is constantly in need of repairs. Superintendent Searles feels that it could be auctioned on Auctions International and should bring in around \$15,000. It takes at least 6 months for the build out. Councilman Baker asked if we needed to get more quotes. Superintendent Searles informed him that we did not since we are purchasing this off of state contract.

Councilman Youmans suggested finding a funding source. Supervisor Crandall informed them that we were looking into a bond that would be \$40,000-45,000 a year for 5 years. The payments would not begin until next year. Councilman Dolan stated that we would need to plan for that payment in next year's budget. There is a plan to purchase a small truck this year that is in the budget.

Supervisor Crandall told Superintendent Searles to start the process of ordering the truck and we would have a resolution at a later meeting regarding the bond.

Motion to Authorize Superintendent

Councilman Youmans made a motion to authorize Superintendent Searles to begin work on ordering the truck, seconded by Councilman Dolan.

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

Resolutions

Resolution #040-18 – Adopt Local Law #1 of 2018 – Cold War Veteran Exemption

On motion of Councilman Dolan, Seconded by Councilman Burns, the following resolution was:
APPROVED –AYES 5–NAYES– ABSENT – SO MOVED

WHEREAS, pursuant to a Resolution approved by the Town Board on December 14, 2017, the Town Clerk was authorized to publish a Notice of a Public Hearing to be held on January 11, 2018 at 6:30 P.M. for the consideration of a proposed Local Law amending Local Law 1 of 2009 to eliminate the ten year limitation on tax exemptions for Cold War Era Veterans; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans, enacts Local Law No. 1 of 2018, as follows:

Section 1. Purpose: Local Law 1 for 2009 provided for certain tax exemptions for Cold War Veterans with a ten year limitation on the receipt of the exemption. The purpose of this Local Law is to adopt a provision removing the ten year limitation on the receipt of the exemption as permitted by Chapter 290 of the 2017 Laws of the State of New York which authorized a town to remove the ten year limitation on receipt of the exemption by qualified owners of qualifying real property as long as they remain qualifying owners.

Section 2. Section 4 of Local Law 1 for 2009 is amended to read as follows:

A. If the Cold War Veteran receives the exemption under any other section of Real Property Tax Law that provides for veteran exemptions, the Cold War Veteran shall not be eligible to receive the exemption under this Local Law.

B. Application for exemption shall be made by the owner, or all of the owners of the property on a form prescribed by the State Board. The owner or owners shall file the completed form in the Assessor's Office on or before the first appropriate taxable status date. Applicant

MINUTES BOOKTOWN OF COEYMANS
January 11, 2018 – Town Board Meeting – 7:00pm**

shall file on or before the appropriate taxable status date. Any applicant convicted of willfully making any false statements in the application for such exemption shall be subject to the penalties prescribed in the New York State Penal Code.

Section 3. Effective Date: This Local Law shall take effect immediately and shall apply to Assessment Rolls prepared on the basis of taxable status occurring on or after such date.

Councilman Dolan took a moment to thank the Town Clerk Rowzee, Attorney to the Town Pastore and Mike McGuire for helping to put this together.

Resolution #041-18 – Accept Resignation of PT Clerk

On motion of Councilman Burns, Seconded by Councilman Baker, the following resolution was: APPROVED –AYES 5–NAYES– ABSENT – SO MOVED

WHEREAS, Naomi Swiader has submitted her letter of resignation as part time Clerk I in the Town Clerk’s Office for the Town of Coeymans, effective December 29, 2017,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby accept the resignation of Naomi Swiader, effective December 29, 2017.

Resolution #042-18 – Appoint PT Clerk

On motion of Councilman Baker, Seconded by Councilman Youmans, the following resolution was:

APPROVED –AYES 5–NAYES– ABSENT – SO MOVED

WHEREAS, Naomi Swiader, has resigned her position as Part-Time Clerk I; and

WHEREAS, the Town Board is desirous of filling the vacancy created by this resignation;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint April Beers as Part-Time Clerk I at the hourly rate of \$13.70, effective January 16, 2018.

Councilman Dolan took a moment to thank Town Clerk Rowzee for going through the first couple of weeks with only her Deputy and to thank Deputy Town Clerk Bonnie Keyer for the same and for working alone for a few days while the Town Clerk attended training. Town Clerk Rowzee stated that she appreciated the work that her deputy Town Clerk had been doing as well.

Resolution #043-18 – Establish Sewer District Extension

On motion of Councilman Youmans, Seconded by Councilman Dolan, the following resolution was:

APPROVED –AYES 5–NAYES– ABSENT – SO MOVED

IN THE MATTER OF THE

ESTABLISHMENT OF AN EXTENSION TO COEYMANS SEWER DISTRICT IN THE TOWN OF COEYMANS, IN THE COUNTY OF ALBANY, STATE OF NEW YORK PURSUANT TO ARTICLE 12-A OF THE TOWN LAW.

FINAL ORDER ESTABLISHING THE EXTENSION TO SEWER DISTRICT PURSUANT TO SECTION 209-f OF TOWN LAW

WHEREAS, the Town Board of the Town of Coeymans, Albany County, New York (the “Town”) has heretofore reviewed the Map, Plan and Report for the establishment of an extension to the existing Coeymans Sewer District dated August 11, 2017, as revised September 21, 2017 (the “Map, Plan and Report”) prepared by C. T. Male Associates, a competent engineer duly licensed by the State of New York, in such detail as theretofore determined by the Town Board, and filed in the office of the Town Clerk of the Town for public inspection, providing for the establishment of and an extension to the existing Sewer District in the Town, to include eight parcels of property in the vicinity of Stonehouse Hill Road and Route 144/River Road, in the Town of Coeymans, Albany County, New York; and

MINUTES BOOKTOWN OF COEYMANS
January 11, 2018 – Town Board Meeting – 7:00pm**

WHEREAS, an order was duly adopted by the Town Board on September 28, 2017, as amended October 12, 2017, reciting a description of the boundaries of a proposed extension, the improvements proposed, the maximum amount proposed to be expended for said extension and improvements, the fact that said Map, Plan and Report was on file in the Town Clerk's office for public inspection, providing for a hearing to be held on November 9, 2017 at 6:30 p.m. regarding the proposed extension at the Coeymans Town Hall in said Town, as the time and place where said Town Board would meet for the purpose of holding a public hearing to consider the establishment of an extension to the existing Sewer District and said Map, Plan and Report and to hear all persons interested in the subject thereof concerning the same; and

WHEREAS, the Town Board as lead agency has heretofore declared the proposed project to be an unlisted action pursuant to the State Environmental Quality Review Act, the implementation of which, as proposed, the Town Board has determined will not result in any significant environmental effects; and

WHEREAS, following publication and posting of certified copies of said order calling a public hearing pursuant to Article 12-A of the Town Law and after a public hearing duly held by the Town Board at the time and place herein referred to, the Town Board, by resolution adopted November 9, 2017, confirmed November 16, 2017, and by confirming resolution duly adopted on November 30, 2017, determined that the notice of hearing was duly published and posted as required by law and is otherwise sufficient, that all the property and property owners included within the proposed Sewer District are benefited thereby, that all the property and property owners benefited are included within the limits of the proposed Sewer District, that establishment of an extension to the existing Sewer District is in the public interest, that the expenses shall be assessed, levied and collected on a benefit basis from the several lots and parcels of land within said District, and the Town Board thereupon approved the establishment of an extension to the existing Sewer District, the construction of the extension to Coeymans Sewer District and the improvements described in the Map, Plan and Report will be \$74,856 by resolution dated November 30, 2017; and

WHEREAS, notice of adoption of such resolution subject to permissive referendum was published and posted as required by law, and no petition for referendum having been filed;

NOW, THEREFORE, BE IT HEREBY ORDERED, by the Town Board of the Town of Coeymans, as follows:

Section 1. The establishment of an extension to the existing Sewer District is hereby approved in the Town of Coeymans, situate wholly outside of any incorporated village or city, and bounded and described as set forth at Exhibit A attached hereto and incorporated herein by reference.

Section 2. The sewer extension hereinabove referred to shall be constructed as set forth in the said order calling a public hearing, at a cost not to exceed \$74,856. According to the Map, Plan and Report, the estimated total annual cost within the extension is \$506.83 per unit. The plan of financing set forth in the Map, Plan and Report indicates that the Town anticipates the receipt of a grant from NYS DEC to pay a portion of such costs. The Map, Plan and Report describing the improvements is on file in the Town Clerk's Office and is available for public inspection.

Section 3. The costs of said improvements, including payment of principal of and interest on said obligations, shall be paid by the assessment, levy and collection of special benefit assessments upon the several lots and parcels of land within the Sewer District and the extension so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same.

Section 4. Within ten (10) days after adoption of this order, the Town Clerk shall record with the Clerk of the County of Albany and file with the Office of the State Comptroller in Albany, New York, copies of this order, certified by said Town Clerk.

Section 5. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

MINUTES BOOKTOWN OF COEYMANS
January 11, 2018 – Town Board Meeting – 7:00pm**

Philip A. Crandall VOTING Yes
 Daniel D. Baker VOTING Yes
 Kenneth A. Burns VOTING Yes
 Thomas E. Dolan VOTING Yes
 James C. Youmans VOTING Yes

The foregoing resolution was thereupon declared duly adopted.

Discussion – Supervisor Crandall mentioned that the Town had received a \$55,000 grant from DEC to cover most of this and that the Town would bear the rest of the cost. He is hoping to be able to obtain a further money from DEC in order to cover the remaining cost.

Councilman Dolan stated that his was good work and that it was fixing a problem that had been ongoing since the ‘90s.

Resolution #044-18 – Authorize Budget Transfers

On motion of Councilman Dolan, Seconded by Councilman Youmans, the following resolution was:

APPROVED –AYES 5–NAYES– ABSENT – SO MOVED

WHEREAS, the following accounts have been depleted for 2017 due to unforeseen expenditures; and

WHEREAS, the Chief Fiscal Officer is desirous of transferring fund to these accounts;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize Supervisor Philip A. Crandall to transfer the following funds:

General Fund (A)

<u>Amount</u>	<u>From Account</u>	<u>To Account</u>
\$.16	(A)1990.4 Contingency	(A)1010.1 Town Board Personal Services
\$ 650.00	(A)1990.4 Contingency	(A)1355.4 Assessor’s Contractual
\$ 1,125.68	(A)3120.2 Equipment	(A)3120.4 Law Enforcement Contractual
\$ 1.00	(A)1990.4 Contingency	(A)5010 Highway Superintendent Personal Services
\$ 5,578.43	(A)1990.4 Contingency	(A)7110.4 Parks Contractual
\$ 230.33	(A)1990.4 Contingency	(A)8510.1 Community Beautification Personal Services
\$ 4,208.46	(A) 1990.4 Contingency	(A)8510.4 Community Beautification Contractual

Part-Town Fund (B)

<u>Amount</u>	<u>From Account</u>	<u>To Account</u>
\$ 1,396,09	(B)8140.4 Storm Water	(B)5182.4 Street Lighting Contractual

Sewer Fund (SS)

<u>Amount</u>	<u>From Account</u>	<u>To Account</u>
\$ 57.46	(SS)1910.4 Insurance	(SS)8120.4 Sewage Collection System Contractual

MINUTES BOOKTOWN OF COEYMANS
January 11, 2018 – Town Board Meeting – 7:00pm**

\$ 242.42 (SS)8110.4 Sewer Administration (SS)9710.6 H-36 Principle
Contractual
\$ 160.94 (SS)8120.1 Sewer Collection (SS)9720.6 H-37 Principle
System Personal Services

Increase Revenue

(DA)5031 Transfer in from (B) \$20,000.00
(B)1120 Sales Tax \$20,000.00

Increase Expenditures

(DA)5130.2 Capital Outlay & Equipment \$20,000.00
(B)9901.0 Transfer to (DA) \$20,000.00

Upcoming Workshops and Meetings

Zoning Board of Appeals Meeting – January 24, 2018 – 7pm
Town Board Meeting – January 25, 2018 – 7pm

Motion to Adjourn

Supervisor Crandall asked for a motion to adjourn. On motion of Councilman Youmans, seconded by Councilman Burns, the Town Board Meeting was adjourned.
APPROVED – VOTE – AYES 5 – NAYS 0 – ABSENT – SO MOVED

Time – 8:00pm

Respectfully Submitted,

APPROVED –

Cindy L. Rowzee, Town Clerk