

MINUTES BOOKTOWN OF COEYMANS
February 22, 2018 – Town Board Meeting – 7:00pm**

A Town Board Meeting was held Thursday, February 22nd, 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
Daniel D. Baker, Councilman

ABSENT: Kenneth C. Burns, Councilman

ALSO PRESENT: Cindy L. Rowzee, Town Clerk
Paul Pastore, Attorney to the Town
John Cashin, Code Enforcement Officer
John Kerr, Chief Waste Water Treatment Plant Operator

Audience (3)

Supervisor Crandall opened the meeting and led the Pledge of Allegiance. He stated that there were no Presentations or Public Announcements and went directly to the Public Comment Period.

Public Comment Period

Supervisor Crandall moved on to the next item on the agenda when there were no public comments.

Approval of Minutes

Motion to Approve Minutes

Councilman Dolan made a motion to approve the minutes from the February 8th, 2018 Town Board Meeting, seconded by Councilman Youmans.

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Supervisor Report – January 2018 Report read by Supervisor Crandall

Motion to Accept Report

Councilman Dolan made a motion to accept the report as read, seconded by Councilman Baker.

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Town Clerk Report – December 2017- Amended Report read by Town Clerk Rowzee

Motion to Accept Report

Councilman Youmans made a motion to accept the report as read, seconded by Councilman Dolan.

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Town Clerk Report – January 2018 Report read by Town Clerk Rowzee

Motion to Accept Report

Councilman Baker made a motion to accept the report as read, seconded by Councilman Youmans.

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Building Department Report – January 2018 Report read by John Cashin, Code Enforcement Officer

Motion to Accept Report

Councilman Dolan made a motion to accept the report as read, seconded by Councilman Baker.

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

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Sewer Department Report – January 2018 Report read by John Kerr, Chief WWTP Operator

Motion to Accept Report

Councilman Youmans made a motion to accept the report as read, seconded by Councilman Dolan.

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Resolutions

Resolution #051-18 – Waive Probationary Period for Officers Rinaldi and Schwebke

On motion of Councilman Dolan, seconded by Councilman Baker, the following resolution was:
APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

WHEREAS, a civil service position is considered probationary for up to a year from the change of status; and

WHEREAS, Officer Brian Rinaldi and Officer Kevin Schwebke were appointed to competitive status on December 18, 2017; and

WHEREAS, the Town Board has the discretion of ending that probationary status after 8 weeks; and

WHEREAS, Chief McKenna has requested to waive the remaining probationary period for Officer Brian Rinaldi and Officer Kevin Schwebke; and

WHEREAS, Officer Brian Rinaldi and Officer Kevin Schwebke have worked for the Town of Coeymans Police Department for over one year prior to their appointment to competitive status;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby waive the remaining probationary period and terminates the probationary status of Officer Brian Rinaldi and Officer Kevin Schwebke effective February 22, 2018.

Resolution #052-18 – Authorize Code Enforcement Officer to Attend Training

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

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

WHEREAS, Sante DeBacco, Code Enforcement Officer, has requested to attend the Hudson Valley CEO Educational Conference to be held from April 18th-20th, 2018, at the Poughkeepsie Grand Hotel, Poughkeepsie, New York; and

WHEREAS, the course will give him 19 hours of credits toward his annual required 24 credits;

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Coeymans authorizes payment for Sante DeBacco to attend the Hudson Valley CEO Educational Conference in the amount of \$300.00.

Resolution #053-18 – Approve Consent Order of Settlement

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

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

WHEREAS, Ravena Housing Company, L.P. has commenced a tax certiorari proceeding against the Town of Coeymans; and

WHEREAS, Ravena Housing Company, L.P. is seeking a reduction on the assessment of its real property commonly known as the Louis Apartments, located at 1-3 Louis Drive, Ravena, NY (SBL 168.10-3-36); and

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WHEREAS, Ravena Housing Company, L.P. and The Town of Coeymans desire to settle this dispute without the need for further litigation under the following terms: That the assessment shall remain unchanged for the taxable status date for the year 2017; that the assessment shall be corrected and reduced to \$240,000.00 in assessed value for the taxable status date for the year 2018; and that RPTL Section 727 shall apply to said assessed value in the amount of \$240,000.00 for the taxable status dates for the years 2018, 2019 and 2020.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby approves the Consent Order of Settlement.

Resolution #054-18 – Approve Settlement Agreement

On motion of Councilman Dolan, seconded by Councilman Baker, the following resolution was:
APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

WHEREAS, the City of Albany has commenced tax certiorari proceedings against the Town of Coeymans; and

WHEREAS, the City of Albany is seeking a reduction on the 2017 assessment of 3 parcels of real property commonly known as Coeymans Recycling Center, located at 320 Old Ravena Road, Ravena, New York (SBL 144.-2-20), vacant land located at Stylababrack Road, Coeymans, New York (SBL 144.-2-18) and vacant land located at River Road, Coeymans, New York (SBL 156.-3-1.2); and

WHEREAS, the City of Albany and The Town of Coeymans desire to settle this dispute without the need for further litigation;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby approves a settlement of the litigation through a reduction of the 2017 Final Assessment Roll, as follows: On the property located at 320 Old Ravena Road, Ravena, New York (SBL 144.-2-20) lower the assessment from \$758,400.00 to \$130,000.00; on the vacant land located at Stylababrack Road, Coeymans, New York (SBL 144.-2-18) lower the assessment from \$865,000.00 to \$147,000.00; and on the vacant land located at River Road, Coeymans, New York (SBL 156.-3-1.2) lower the assessment from \$2,016,000.00 to \$343,000.00.

BE IT FURTHER RESOLVED, that the provisions of Real Property Tax Law Section 727 shall be applicable to this settlement.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby approves the settlement agreement.

Resolution #055-18 – Approve Settlement Agreement

On motion of Councilman Baker, seconded by Councilman Youmans, the following resolution was:
APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

WHEREAS, Coeymans Recycling Center has commenced a tax certiorari proceeding against the Town of Coeymans; and

WHEREAS, Coeymans Recycling Center is seeking a reduction on the 2017 assessment of its real property located at 100 Coeymans Industrial Park, Coeymans, New York (SBL 156.-4-6.14); and

WHEREAS, Coeymans Recycling Center and The Town of Coeymans desire to settle this dispute without the need for further litigation;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby approves a settlement of the litigation through a reduction of the assessment on the property from \$2,025,200.00 to \$1,750,000.00.

BE IT FURTHER RESOLVED, that the provisions of Real Property Tax Law Section 727 shall be applicable to this settlement.

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NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby approves the settlement agreement.

Resolution #056-18 – Appoint Part-Time Clerk I

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

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

WHEREAS, a Part-Time Clerk I position has been vacant in the Business Office; and

WHEREAS, the Town Board is now desirous of filling that vacancy;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Cora Williams as Part-Time Clerk I at the hourly rate of \$13.70, effective March 5, 2018.

Resolution #057-18 – Authorize Spending Freeze on General Fund Departments

On motion of Councilman Dolan, seconded by Councilman Baker, the following resolution was:
APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

WHEREAS, the Town of Coeymans pursuant to Article 7 of the Real Property Tax Law has received a Stipulation/Order of Settlement; and

WHEREAS, the assessment for the Coeymans Recycling Center, LLC, must be reduced from \$2,025,200.00 to \$1,750,000.00; and

WHEREAS, the Town Board must refund property tax money to the property owner; and

WHEREAS, the Assessor is waiting on several additional Article 7 proceedings to be settled; and

WHEREAS, the full assessments have been used to calculate the 2018 property tax rate; and

WHEREAS, these reductions will reduce monies in the General Fund (A);

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize a freeze on all spending in all departments in the General Fund (A), said freeze to take effect immediately and continue until all Article 7 Proceedings have been settled.

Supervisor Crandall asked Attorney to the Town Pastore to explain about these Article 7 proceedings and what had been happening with them. He explained that these settlements have been recommended by the Assessor and himself as beneficial to the Town in order to avoid further litigation.

Resolution #058-18 – February 2018 Audit of Claims

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

APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

BE IT RESOLVED, that the Town Board has approved the payment of bills as presented in the Abstract for February 2018, as follows:

PRE-PAID VOUCHERS –175769 -175882, for a total of **\$1,445,252.15**

VOUCHER NUMBERS –175883 – 175994 for a total of **\$659,723.13**

TOTAL FOR ALL FUNDS – **\$2,104,975.28**

Motion to Adjourn to Executive Session

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At 7:35 on motion of Councilman Dolan, seconded by Councilman Youmans, the Town Board Meeting adjourned to Executive Session to discuss a personnel matter.
APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Motion to Adjourn

On motion of Councilman Dolan, seconded by Councilman Baker, the Town Board Meeting was adjourned from the Executive Session.
APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Time – 8:40

Respectfully Submitted,

APPROVED – March 8, 2018

Cindy L. Rowzee, Town Clerk