

MINUTES BOOKTOWN OF COEYMANS**
August 24, 2023 – Town Board Meeting – 6:00pm

A Town Board Meeting was held Thursday August 24, 2023 at 6:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: George D. McHugh, Supervisor
Marisa Tutay, Council Member
Linda S. Bruno, Council Member
Stephen J. Schmitt, Council Member

Absent: Brandon L. LeFevre, Council Member

ALSO PRESENT: Candace McHugh, Town Clerk
Daniel D. Baker, Superintendent of Highways
Jason Chmielewski, Building Inspector/ Code Enforcement Officer
Tyle Gillespie, Sewer Plant Operator Trainee

Supervisor McHugh called the meeting to order and led the audience in the Pledge of Allegiance. Council member Bruno led the audience in prayer. Supervisor McHugh asked that the record reflect that all members were present with the exception of Council member LeFevre.

Announcements:

Village of Ravena Friendship Festival: The Village of Ravena’s 39th annual Friendship Festival will be held this Saturday, August 26th at Mosher Park. The festival opens at 1 pm with free kids’ activities, vendors, food, music, and fireworks at dark.

Evening on the Green: The upcoming Evening on the Green performance will be on August 30th with live music from Playing with Fire Band from 6-8 pm!

M&R Snacks and Smokin Pig Deli will be cooking up some delicious food!

RCS Varsity Football Season: The RCS varsity football season kicks off with a home game against O’Neill on September 2nd at 5pm.

350th Anniversary Celebration Golf Outing/Family Fest: The Town of Coeymans 350th Anniversary Committee is hosting a 350th Anniversary Celebration Golf outing on Saturday, September 30th, 2023, at the Sycamore Golf Course and Country Club. Registration begins at 11 am with a shotgun start at noon. Interested golfers should visit thesycamorecountryclub.com and select Book a Tee-Time for September 30th. There will also be a Family Fest to include Paint-N-Sips for all ages, pumpkin decorating, hay bale story time, and pumpkin chucking. Dinner will be available. More information to follow.

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Council member Stephen Schmitt wanted to recognize local teen Cameron D’Ambrosio who is ranked 26th in the country and is the Junior National Champion in Cornhole. The Board wishes him well in all future competitions.

Presentations:

Carver Companies was presented with a plaque for their Diamond sponsorship to the 350th Anniversary Festival for the Town of Coeymans.

Offshore Wind Update for the Port of Coeymans was given by Nick Laraway of Carver Companies. The first offshore wind tenant Rigs Dissler has moved in. They build components for offshore wind projects. Carver Companies is in the 3rd phase of bids with NYSERDA to support longer term manufacturing tenants. Mr. Laraway showed a potential future plan of what could be if they win the bid process. He reiterated that the wind projects have nothing to do with their property on Bronk Road which is not zoned industrial.

Motion to Adjourn to executive session to meet with council regarding a pending litigation Article 7 matter was made by Council member McHugh and Seconded by Council member Bruno- APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED 6:29pm

Motion was made to reconvene the Town Board Meeting by Supervisor McHugh and seconded by Council member Tutay- APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Motion to Approve Minutes

Minutes were approved for the following Town Board meetings:

-July 27, 2023 Town Board Meeting Minutes

Council member Tutay made a motion to accept the minutes and Council member Bruno seconded the motion.

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

Supervisor Report

Supervisor McHugh read the July 2023 Supervisor’s Report.

Motion to Accept Report

Council member Schmitt made a motion to accept the report as read, seconded by Council member Bruno. APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

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Department Reports

Town Clerk Report – July 2023 Report read by Town Clerk Candace McHugh

Motion to Accept Report

Council member McHugh made a motion to accept the report as read, seconded by Council member Tutay. APPROVED – VOTE – AYES 4 – NAYS – ABSENT 1 – SO MOVED

Police Department Report – July 2023 Report was tabled

Motion to Accept Tabling of Report

Council member McHugh made a motion to accept the report as read, seconded by Council member Tutay. APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Building Department – July 2023 Report read by Jason Chmielewski

Supervisor McHugh asked what the violations were for this month. Mr. Chmielewski explained they were for tall grass and cars. Supervisor McHugh asked what the building complaints were exactly. Mr. Chmielewski explained that a building complaint is when someone calls to complain about grass, cars or neighbors. The Supervisor asked about the process. Mr. Chmielewski explained that a report is written and investigated. From that investigation it is determined if a violation should be sent or the file can be closed. The complaints on the monthly reports are simply the number of complaints, not the number that resulted in a violation.

Motion to Accept Report

Council member McHugh made a motion to accept the report as read, seconded by Council member Schmitt. APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

PB/ZBA Report – July 2023 Report was presented by Jason Chmielewski.

Motion to Accept Report

Council member McHugh made a motion to accept the report as read, seconded by Council member Bruno. APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Sewer Department Report – July 2023 Sewer Department Report was read by Tyler Gillespie

Motion to Accept Report

Council member McHugh made a motion to accept the report as read, seconded by Council member Tutay. APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Highway Department Report- July 2023 Highway Department Report read by Daniel Baker

Motion to Accept Report

Council member McHugh made a motion to accept the report as read, seconded by Council member Bruno. APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

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Liaison Reports - None at this time.

New Business:

PB/ZBA Vacancy Appointment: Supervisor McHugh stated a member has resigned, in the past the alternate has been appointed if they are interested. The Supervisor suggested placing an ad in the paper to look for candidates as well, the board agreed.

Operator Trainee WWTP/Appointment: 3 candidates were interviewed and a recommendation was given to the board by Keith Geraldson. They had no questions and the Supervisor McHugh will discuss further with Mr. Geraldson.

16 Hillcrest Drive Property: Town Council members did a walk through of the Old Grace United Methodist Church to see if it is a viable option for a new Town Hall. An informal public hearing will be scheduled for September 14th at 6pm to seek the public's opinion.

Article 7 Litigation – Albany City Waterboard: this was the subject of the executive session.

Old Business:

Summer Youth Programs: Council member Bruno gave a summary on the Discovery Camp and Summer Rec. Discovery programs employees enjoyed the experience and the teachers felt they were helpful. Summer Rec employees felt more structure is needed throughout the program. Supervisor McHugh pointed out Village of Ravenna Trustee Linda Muller was instrumental in the planning process for these programs. The Village of Ravenna pays for half of the costs of Summer Rec which many do not realize.

Joralemon Park Bathroom Construction Update: Delays occurred due to rain and a natural spring that ran under the planned foundation site. The foundation had to be shifted slightly to avoid the spring. Progress is being made at a smoother pace now.

Coeymans Landing Park Bathrooms: The bid opening happened today at 2pm. All bids were sent to our engineers for review. 11 contractors pulled plans and 3 bids were received.

Resolution #109-23 Appoint Equipment Operator 1

	<i>Present</i>	<i>Absent</i>	<i>Aye</i>	<i>Nay</i>	<i>Abstain</i>
George D. McHugh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brandon L. LeFevre	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda S. Bruno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marisa J. Tutay	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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Stephen J. Schmitt

Total

I, Council member Tutay offer the following resolution and move its adoption:

WHEREAS, the Highway Superintendent is desirous of filling the vacant position of Equipment Operator 1 in his department; and

WHEREAS, the Albany County Civil Service Department has confirmed this job title as a non-competitive position requiring the chosen candidate to meet the minimum qualifications; and

WHEREAS, the position was posted and applications received, evaluated, and reviewed by the Superintendent of Highways; and

WHEREAS, the Superintendent of Highways has confirmed the candidate meets the minimum qualifications;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint Dean Shultis to the position of Equipment Operator 1, effective August 21, 2023, at an hourly rate commensurate with the CSEA union agreement currently in effect.

Seconded by Council member McHugh, offered for discussion and duly put to a vote, the results of which appear above.

Resolution # 110-23 Accept Resignation of PB/ZBA Member

	<i>Present</i>	<i>Absent</i>	<i>Aye</i>	<i>Nay</i>	<i>Abstain</i>
George D. McHugh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brandon L. LeFevre	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda S. Bruno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marisa J. Tutay	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen J. Schmitt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Total

I, Council member McHugh offer the following resolution and move its adoption:

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WHEREAS, on August 4th, 2023 an email notice of resignation was received by the Town of Coeymans from Planning Board/Zoning Board of Appeals member Melissa Stanton with an effective date of August 4th, 2023; and

WHEREAS, this email by received by Town Supervisor George McHugh and members of the Town Board;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby accept the resignation of Planning Board/Zoning Board of Appeals member Melissa Stanton effective August 4th, 2023, and the Town of Coeymans sincerely thanks Melissa Stanton for her dedication to the town.

Seconded by Council member Bruno, offered for discussion and duly put to a vote, the results of which appear above.

Resolution # 111-23 Authorize Utilization of Property Room.com

	<i>Present</i>	<i>Absent</i>	<i>Aye</i>	<i>Nay</i>	<i>Abstain</i>
George D. McHugh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brandon L. LeFevre	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda S. Bruno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marisa J. Tutay	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen J. Schmitt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Total</i>					

I, Council member Bruno offer the following resolution and move its adoption:

WHEREAS, the Town of Coeymans Police Department has, as part of its official actions and responsibilities, accumulates a large amount of unclaimed, unwanted, surrendered, and abandoned property; and

WHEREAS, there is a need to efficiently dispose of said property through a third party which will provide monetary value back to the Town of Coeymans after auctioning of this property; and

WHEREAS, a third-party vendor PropertyRoom.com, which has been used successfully by many other local law enforcement agencies in the area;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize the utilization of PropertyRoom.com, a private company versed in the disposition

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of unwanted or unclaimed properties from law enforcement agencies, and providing the monetary value back to the local agency after disposition.

Seconded by Council member Schmitt, offered for discussion and duly put to a vote, the results of which appear above.

Discussion: Supervisor McHugh stated this does not cost the town anything. The company receives a percentage of what they sell.

Resolution # 112-23 Authorize August Abstract

	<i>Present</i>	<i>Absent</i>	<i>Aye</i>	<i>Nay</i>	<i>Abstain</i>
George D. McHugh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brandon L. LeFevre	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda S. Bruno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marisa J. Tutay	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen J. Schmitt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Total</i>					

I, Council member Schmitt offer the following resolution and move its adoption:

BE IT RESOLVED, that the Town Board has approved the payment of bills as presented in the Abstract for August 2023, as follows:

PRE-PAID VOUCHERS –23-01181 to 23-01267 from the following funds:

General	\$ 155,774.14
Part Town	\$ 33,162.75
Highway – Town Wide	\$ 19,011.21
Highway – Part Town	\$ 39,853.35
Sewer	\$ 18,342.35
Trust & Agency	\$ 41,205.94
Payroll Deductions	\$ 0

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VOUCHER NUMBERS –23-01268 to 23-01352 from the following funds:

General	\$ 74,976.63
Part Town	\$ 48.24
Highway -Town Wide	\$ 8,255.32
Highway – Part Town	\$ 10,065.03
Sewer	\$ 9,485.50
Trust & Agency	\$ 2,310.00
H - Fund	\$ 28,505.00

TOTAL FOR ALL FUNDS – \$ 440,995.46

Seconded by Council member Tutay, offered for discussion and duly put to a vote, the results of which appear above.

Resolution # 113-23 Accept Resignation of Confidential Secretary

	<i>Present</i>	<i>Absent</i>	<i>Aye</i>	<i>Nay</i>	<i>Abstain</i>
George D. McHugh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brandon L. LeFevre	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda S. Bruno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marisa J. Tutay	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen J. Schmitt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Total

I, Council member Tutay offer the following resolution and move its adoption:

WHEREAS, a written letter of resignation was submitted by the Confidential Secretary to the Supervisor Carlie Travis on August 21, 2023 with an immediate effective date.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby accept the resignation of the Confidential Secretary to the Supervisor Carlie Travis effective August 21, 2023.

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BE IT FURTHER RESOLVED, the Town Board of the Town of Coeymans Thanks Mrs. Carlie Travis for her dedication to the position of Confidential Secretary to the Supervisor and wishes her the best moving forward.

Seconded by Council member McHugh, offered for discussion and duly put to a vote, the results of which appear above.

Discussion: Supervisor McHugh explained that Mrs. Travis has chosen to stay home to raise her child and she will be greatly missed.

Resolution # 114-23 Award Coeymans Landing Bathroom Bid

	<i>Present</i>	<i>Absent</i>	<i>Aye</i>	<i>Nay</i>	<i>Abstain</i>
George D. McHugh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brandon L. LeFevre	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda S. Bruno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marisa J. Tutay	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen J. Schmitt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Total</i>					

RESOLUTION ACCEPTING BID AND AUTHORIZING THE AWARD OF CONTRACT FOR THE COEYMANS LANDING BATHROOM PROJECT

I, Council member McHugh offer the following resolution and move its adoption:

WHEREAS, notice to bidders has been duly given as required by law for the Coeymans Landing Bathroom Project for the Town of Coeymans as described in the plans and specifications;

WHEREAS, there has been filed with the Town Clerk in response to the published notice bid proposals for providing the specified construction with the required bid bond accompanying each proposal; and

WHEREAS, the Town of Coeymans finds Flach Industries Inc. to be a responsive and responsible bidder; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby accepts the Total Construction Contract Base Bid from Flach Industries, Inc., for the Coeymans Landing Park Bathroom Project and that the contract for construction is now awarded

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subject to receipt and execution of a written agreement between the Town of Coeymans and Flach Industries Inc. in the amount of three hundred seventy-seven thousand seven hundred dollars (\$377,700); and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize Supervisor George D. McHugh to execute said contract on behalf of the Town, subsequent to prior review and approval by the attorney for the Town.

Seconded by Council member Bruno, offered for discussion and duly put to a vote, the results of which appear above.

Discussion: MJ Engineering submitted a letter of recommendation breaking down the bids. The low bidder was reviewed by the engineers and recommended to the Town Board.

Resolution # 115-23 Adoption of Local Law 10 of 2023

	<i>Present</i>	<i>Absent</i>	<i>Aye</i>	<i>Nay</i>	<i>Abstain</i>
George D. McHugh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brandon L. LeFevre	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda S. Bruno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marisa J. Tutay	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen J. Schmitt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Total</i>					

**Resolution Adopting Local Law to Amend Chapter 156
to Establish Weight Limits on Certain Town Roads**

I, Council member Bruno offer the following resolution and move its adoption:

WHEREAS the Town Board of the Town of Coeymans has introduced a proposed Local Law to amend Chapter 156 of the Town Code of the Town of Coeymans to add a new Article VI entitled “Weight Restrictions” and a new Article VII entitled “Miscellaneous” for the purpose of establishing weight limits on certain town roads; and

WHEREAS the Town Board duly noticed and held a public hearing on the proposed local law on July 27, 2023; and

WHEREAS, the enactment of this local law is a Type II action pursuant to the New York State Environmental Quality Review Act, 6, N.Y.C.R.R. 617.5 as it involves agency administration,

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management and legislative decision making that does not affect the environment or commit the Town to a future decision on a project, and therefore is exempt from environmental review; and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby enact the proposed Local Law attached hereto and made a part hereof which shall be numbered Local Law No. 10 of the year 2023.

Seconded by Council member Schmitt, offered for discussion and duly put to a vote, the results of which appear above.

PROPOSED LOCAL LAW NO. 10 OF THE YEAR 2023

Chapter 156 of the Town Code of the Town of Coeymans is hereby amended to add a new Article VI entitled “Weight Restrictions” and a new Article VII entitled “Miscellaneous,” as follows:

Article VI Weight Restrictions

§ 156-21 Purpose.

The purpose of this article is to establish weight limitations on certain town roads. The Town Board of the Town of Coeymans has been advised, and from its own observation has ascertained, that certain Town highways are caused to be rapidly deteriorating by the operation of certain trucks and similar vehicles, and the Town Board of the Town of Coeymans has determined that for the preservation of its limited resources and the health, safety and welfare of the inhabitants of the Town and the protection and security of its highways, that certain trucks, commercial vehicles, tractor-trailer semi combinations must be restricted from certain Town highways as set forth in this local law

§ 156-22 Authority.

The Town Board of the Town of Coeymans as Legislative Body for the Town of Coeymans hereby enacts this Local Law pursuant to authority conferred by New York State Municipal Home Rule Law § 10.

§ 156-23 Legislative Intent.

It is the intent of this article to establish weight limitations on town roads in the Town of Coeymans. The Town Board of the Town of Coeymans received significant community input concerning the frequency of heavy truck traffic on town roads in the Town of Coeymans, New York. Upon an investigation by the Town Supervisor and the Town Highway Superintendent it has been determined that it is necessary, desirable and appropriate for the safety and general welfare of all residents of the Town of Coeymans, and all persons using the sections of the town roads as well as the residences along the town roads that certain weight limitations be established, such that vehicular traffic over the weights set forth herein shall be precluded from the use of such town roads during the period of January 1st - December 31st of each year. Road damage from

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seasonable freeze and thaw due to vehicles with heavy loads has been evident. The Town Board of the Town of Coeymans is cognizant of the need to insure reasonable vehicular movement through the town, it is determined that there are ample, adequate and safer routes for traffic of weights in excess of those set forth herein, which would amply provide for the free movement of such vehicular traffic in and about the Town of Coeymans.

§ 156-24 Weight Limitation of Eight Tons.

Pursuant to New York State Vehicle and Traffic Law § 1660, all trucks, commercial vehicles, tractors and tractor-trailer combinations in excess of a gross weight, as defined in Vehicle and Traffic Law § 117, over eight or more tons are excluded from the highways or portions thereof as described herein on following town roads within the Town of Coeymans, not any portion of which is in a Village, during the period of January 1st in any year through December 31st in any year: (1) **Jarvis Road North**; and (2) **Jarvis Road South**.

All such town roads shall be posted with signs giving notice of weight limitation established in this Local Law during the period. Exclusion of vehicles over eight (8) or more tons as provided for herein on the roads designed shall take effect upon the erection of signs on the said town roads from which such vehicles are excluded. The Superintendent of Highways for the Town of Coeymans is hereby directed, empowered and authorized to erect any and all necessary signage upon said town roadways for posting the notice of such weight limits as provided for herein.

§ 156-24 Notice.

Public notice of the weight limitations established herein shall be published in the Official Town newspaper upon passage hereof. The Town Clerk of the Town of Coeymans is hereby directed, empowered and authorized to cause such notice to be published in the official newspaper forthwith.

§ 156-25 Permits.

Upon written application by any operator of a vehicle subject to this article, the Town Superintendent of Highways pursuant to Vehicle and Traffic Law § 1603(e), may issue a permit providing an appropriate exemption to any such excluded vehicle, if it is deemed that said vehicle is performing essential local pickup or delivery service and that a failure to grant such permit would create hardship. Every such permit may designate the route to be traversed and contain other reasonable restrictions or conditions deemed necessary. Every such permit shall be open to inspection of any peace officer, action pursuant to his or her special duties, or police officer.

§ 156-26 Exceptions.

The following vehicles shall be exempt from the provisions of this article: (1) Any police, fire or emergency vehicle; and (2) any school bus picking up or dropping off passengers.

Article VII Miscellaneous

§ 156-27 Supersession.

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The Town of Coeymans hereby exercises its authority pursuant to New York State Municipal Home Rule Law to supersede any conflicting state or local laws contrary to any portion of this Local Law.

§ 156-28 Severability.

If any portion of this Local Law or the application thereof shall be adjudged by a court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remaining portions of this Local Law.

§ 156-29 Effective Date.

This Local Law and any amendment thereto shall become effective immediately upon filing with the NYS Secretary of State in conformity with NYS Municipal Home Rule Law.

Resolution # 116-23 Appoint Counsel for Article 7 Petitions

	<i>Present</i>	<i>Absent</i>	<i>Aye</i>	<i>Nay</i>	<i>Abstain</i>
George D. McHugh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brandon L. LeFevre	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda S. Bruno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marisa J. Tutay	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen J. Schmitt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Total</i>					

I, Council member Schmitt offer the following resolution and move its adoption:

WHEREAS, the Town of Coeymans is desirous of retaining an attorney for New York Real Property Tax Law Article 7 tax certiorari petitions filed by the Albany County Water Board with the Town for the 2023 assessment roll consisting of four (4) parcels located in the Town known as the Alcove Reservoir and Watershed; and

WHEREAS, the Albany Law Firm of Goldman Attorneys PLLC has been recommended by the town's attorneys; and

WHEREAS, the law firm of Goldman Attorneys PLLC has provided the town board with information relative to its experience and expertise in representing municipalities, especially in this matter;

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NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby appoint the law firm of Goldman Attorneys PLLC to serve as legal counsel to the Town in this matter; and

BE IT FURTHER RESOLVED, that Goldman Attorneys PLLC be compensated at the rate of \$325 (Paul J. Goldman)/\$290 (Goldman’s associates) per hour (in addition to out-of-pocket expenses) for any special projects which require extensive legal research, communications, or written opinions; and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to execute a professional services agreement with the law firm of Goldman Attorneys PLLC, consistent with the terms of this resolution, and prior approval by the attorney for the town.

Seconded by Council member Tutay, offered for discussion and duly put to a vote, the results of which appear above.

Discussion: Supervisor McHugh explained the Town has been sued by the City of Albany to have their assessment lowered and or exempt for tax purposes. The same lawsuit was filed in neighboring towns. The firm hired by the Town has experience in this exact matter.

Public Comments:

Lois Rothaupt lives at Civil Senior Housing. She feels there are major problems regarding the living conditions and the tenants are being lied to. She stated the heating system is currently broken and not scheduled to be fixed until mid-October which is too late for seniors in her opinion. Her roof leaks and is never fixed properly. Supervisor McHugh asked who she has spoken to. Mrs. Rothaupt has spoken to Corridor Management and Duncan Barrett. She stated she has been told there are grants that were awarded but no one knows where the money went. The sidewalks are crumbling making it difficult for seniors to use them. The area where the road meets the parking lot is difficult to safely navigate due to breaks in the pavement.

Jan Strassner Lives at Civil Senior Housing. He is here to address the same situations as Mrs. Rothaupt. His heating system has not worked correctly for several months. Mr. Strassner stated he has contacted the building department regarding falling glass from the 3rd floor window. He states Mr. Chmielewski told him that wasn’t covered in building code. Mr. Strassner feels as though the owner is not properly taking care of the building. Mr. Strassner said he was told by a technician that the building cannot make hot water and heat at the same time. Mr. Strassner also mentioned he witnesses several vehicles running red lights at the main intersection in Ravena.

Frank Mirande lives on Frangella Drive. Mr. Mirande is concerned about the sidewalks that are potentially going in on Frangella Drive. Supervisor McHugh stated it has been talked about but it is not definite at this time. Mr. Mirande feels that sidewalks take away from the property in certain areas. Council member Bruno agreed she does not like the idea of the sidewalks in this area as well. Highway Superintendent Baker said he spoke to Mrs. White and Mr. Boehme regarding the

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current sidewalk placed on Civil as they are the effected property owners. He states neither seemed to be upset about the sidewalk. Supervisor McHugh stated the effected property owners would be informed and their opinions would be taken into consideration.

Mary Clouse lives on Frangella Drive. She feels a sidewalk would reduce their property values. Mrs. Clouse hopes that the families will be surveyed if sidewalks are considered on Frangella Dr. Supervisor McHugh stated they did contact the property owners on Civil and would do the same for additional streets.

John Vasto lives on Frangella Drive. Mr.Vasto feels there is an added liability to the homeowner if sidewalks are put in. According to code the town is protected against being sued if someone falls on the sidewalk but the homeowner is not. Supervisor McHugh stated they are concentrating on Civil currently and would definitely seek the opinions of property owners in the other areas should they wish to expand the sidewalks.

Council member Schmitt thanked the emergency services personnel for their swift response during an accident that occurred involving his son. He can't thank them enough for what they did for his family and what they do on a daily basis.

Motion to Adjourn was made by Council member McHugh and Seconded by Council member Bruno- APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 – SO MOVED

Closed: 7:55pm

Respectfully Submitted,

Candace McHugh, Town Clerk