

A Town Board Meeting was held Monday, February 25, 2008 at 7:00pm at Town Hall, 18 Russell Avenue, Ravena, New York

PRESENT: Ronald K. Hotaling, Jr., Supervisor
Dawn Rogers, Councilwoman
Thomas A. Boehm, Councilman
James C. Youmans, Councilman
Richard Touchette, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Albert Deering, Highway Superintendent
Gregory Darlington, Chief of Police
David Wukitsch, Attorney for the Town

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

OPENING COMMENT

Supervisor Hotaling stated that the record should reflect that there is a full Town Board in addition to Town Clerk Millious, Attorney for the Town Wukitsch, Police Chief Darlington and Superintendent of Highways Deering. He continued by giving an overview of the agenda.

AGENDA

- Public Comment
- Approval of Minutes
 - Town Board Meeting, January 28, 2008
- Supervisor's Report – January 2008
- Department Report Review
 - Sewer Department, January 2008
 - Town Historian Annual Report, 2007
 - Town Clerk, January 2008
- Old Business
 - Superintendent of Highways & Vehicle Control
 - Request to Set Speed Limit on Rowe Road
 - Small Cities Grant
 - Recycling Issue
 - Grey Water Sewer on Martin's Hill
 - Water District Agreement
- New Business
 - Contract for Services, Ravena Coeymans Historical Society
 - Waiver of Fees Request by Coeymans Hollow Fire Company
 - Request for Support, Albany County Rural Housing Alliance
 - New York Capital Region Bike Race
 - Request to Attend Town Clerk Conference 04/27-04/30/08
- Resolutions
 - Authorize Town Clerk and Deputy to Attend Town Clerk Conference
 - Rescind Portion of Resolution #130-07 RE: Capital Reserves
 - Establish New Capital Reserve Fund
 - Approve December 2007 Abstract
 - Approve January 2008 Abstract
- Correspondence
 - New York State Commission on Property Tax Relief
 - New York State Assemblyman Tedisco
- Town Board Workshops/Meetings

- Town Board Meeting, March 10, 2008, 7:00pm
- Town Board Workshop, March 18, 2008, 6:00pm
- Town Board Meeting, March 24, 2008, 7:00pm

PUBLIC COMMENT

Supervisor Hotaling invited the public to comment at this time.

Mr. Daniel Boomer stated that he would like to ask the Town Board to look into having some “Welcome to the Town of Coeymans” refurbished and reinstalled at the Town borders. He continued by saying that the ones that were there are either gone, dilapidated or in disrepair.

Supervisor Hotaling stated that the signs are still upright in the areas of 9W south and Rte. 144 south and continued by saying that he was advised recently that the one coming in from the southern gateway is in trouble. He then asked Mr. Boomer if this is the one that he is referring to.

Mr. Boomer stated that it was as well as Rte. 111 and Rte. 32.

Supervisor Hotaling interjected that he believes that the one on Rte. 396 had fallen down.

Mr. Boomer stated that the one on Rte. 144 is looking shabby and continued by saying that it is a first impression of the Town and added that even if it was a simple, modest sign like the ones that were recently installed on Rte. 9W for the Town of New Baltimore, which is a small black sign.

Supervisor Hotaling inquired as to if it is metal.

Mr. Boomer stated that it is and added that it is a small tasteful sign that makes you aware that you are crossing into another Town.

Councilman Youmans interjected that it is a nice looking sign.

Mr. Boomer stated that the sign makes you aware of the fact that you are crossing into another town and added that we have to start selling our town before it dissolves completely. He continued by saying that everyone can agree that there needs to be new vitality both in businesses and homes.

Supervisor Hotaling interjected that this is why the Town embarked on a Comprehensive Plan and added that they are attempting to adjust the Zoning Ordinance to complement that and continued by saying that hopefully when it is done it will trigger the growth that Mr. Boomer is talking about.

Mr. Boomer stated that they have to be careful and not go too far and scare away new home builders.

Supervisor Hotaling thanked Mr. Boomer and added that his point is well taken on the gateway signs.

OLD BUSINESS

Small Cities Grant

Supervisor Hotaling stated that he was going to take the liberties of the Chair and ask that Mr. Kirk step to the microphone and talk about the Old Business topic of Small Cities Grant and give them an update.

Mr. Kirk stated that there are three issues that they are working on concurrently with Lisa Pempraze, the Town's attorney for the project and added that he drafted a Loan Agreement, which he forwarded to her and in turn she is now negotiating the terms of the loan with P&M Brick and their attorney Donald Zee. He continued by saying that once she is comfortable with the terms in the final document she will present it to the Town Board for review. He added that they are also working on the environmental review and went on by saying that two are actually required for the project, which are NEPA (National Environmental Protection Act) that is triggered because it is federal money as well as SEQRA (State Environmental Quality Review Act) and continued by saying that both reviews need to be completed. He went on by saying that because the project is a financial project in nature under NEPA it falls under the categorically excluded category and added that they have to do an environmental check list and write some letters to certain agencies, which is a fairly simple process.

Supervisor Hotaling interjected that because it is categorically excluded it becomes a simple process which is filing forms.

Mr. Kirk stated that was correct and continued by saying that once it is done they can do a Request for Release of Funds, which is a Public Notice that takes 24 days. He continued by saying that the Notice gets filed and the Town receives comments through a certain date, which he believes is a 12-day waiting period and in turn the request for Release of Funds is forwarded to Small Cities where there is also a holding comment period of 7-10 days and added that if there are no comments or comments that require review they give the Release of Funds and the project is ready to go. He went on by saying that the SEQRA process is because it is financial in nature and it is a Type II project and they will have to do a short environmental SEQRA form, which is a two page form that is quick and easy and no other action will be required by the Town. He continued by saying that they are at the point where they have to decide who is going to do what and added that he has talked to Ms. Pempraze and advised that his firm can do it but will need a go ahead from the Town.

Councilman Boehm stated that those costs will come out of the \$16,000.00 that was built in for legal costs.

Mr. Kirk stated that was correct and added that there is no cost to the Town and continued by saying that his guess is that all of this can be done for much less than the \$16,000.00 and added that Ms. Pempraze's fees in terms of any review that she is doing now and negotiations for the contract also come out of that budget.

Councilman Boehm inquired as to what his estimate for the cost would be.

Mr. Kirk stated that it would be \$3,000 - \$4,000.

Supervisor Hotaling stated that this can and should be commenced as soon as possible so that the project can move along and added that it can move along even in light of the fact that the loan document negotiations are ongoing.

Mr. Kirk stated that the environmental review has to be done before the release of funds and added that Small Cities will also require that the Loan Agreement is in place prior to the release of funds.

Supervisor Hotaling inquired as to if Mr. Kirk's firm, DBS can perform both the NEPA and SEQRA responses.

Mr. Kirk stated that they can.

Supervisor Hotaling inquired as to if the Town Board had any thoughts.

Councilman Boehm stated that given the timeline and in knowing Mr. Kirk, he believes that DBS is more than capable of providing the service for them.

Supervisor Hotaling stated that it is open for discussion and then inquired as to if there were any other Town Board thoughts.

Mr. Kirk interjected that if the Town were to hire DBS, since it is federal funds and Small Cities dollars, because there is no limit in terms of minimum that they exceed, they would have to go through the RFP (Request for Proposal) process, which is not a big deal and could be done in 3 weeks. He continued by saying that he could start the environmental reviews and will clarify with Small Cities if a RFP is required.

Mr. Youmans inquired as to what a RFP is.

Mr. Kirk stated that it is a Request for Proposal.

Supervisor Hotaling interjected that it is basically a bid where the Town requests and sends out to various people who can perform this task a Request for Proposal and added that they will send back the proposal including the cost and in turn the Town will make the determination as to who it will be awarded to.

Mr. Kirk stated that depending on what he may find out from Small Cities, they might want to authorize the RFP so if he finds out that they do have to go through an RFP he will be able to do it and not wait until the next meeting.

Supervisor Hotaling interjected that at some point they would have to make the request by advertisement in a formal way.

Mr. Kirk stated that if they authorize the Request for Proposal he can get it ready for the Town to distribute and added that typically there is one Public Notice in the paper and direct solicits to 3-4 firms that are able to do the work.

Councilman Touchette inquired as to if the RFP would be to complete the NEPA and SEQRA.

Mr. Kirk stated that it would be to perform start up services for the Town for the project, which would include both the NEPA and SEQRA environmental reviews and added that there is going to be program income from the grant and they will have to come up a plan as to how the program income is going to be used, which can also be part of the program start up. He went on by saying that the money is in there to cover it.

Councilman Boehm stated that there are a couple of different options in using the money that comes from P&M and then asked that Mr. Kirk talk about another round of possible funding.

Mr. Kirk stated that they had discussed potential uses for program income through the P&M loan and possibly doing a Micro Enterprise Loan Program for local businesses, which can be discussed further and added that what they can do is go back to Small Cities under the competitive round, which is an annual round with a due date of April 21st. He continued by saying that they can go to Small Cities with a proposal to implement a Micro Enterprise Program in which they could request up to \$400,000 and added that it could be set up for existing businesses with five or fewer employees or for anyone interested in starting up a business, which meets the criteria.

Supervisor Hotaling inquired as to if the \$400,000 would be incorporated as seed money as part of their start up plan to entertain a Micro Enterprise Loan Program or if it would be a separate stand alone.

Mr. Kirk stated that it would be a separate stand alone and added that they could combine the two and if the Town decided that the best use for the P&M loan repayment would be a Micro Enterprise and you have the program set up, Small Cities in turn infuses the \$400,000 because it would be a while before the Town would get enough capital through the loan repayment to address any significant Micro Enterprise Programs. He continued by saying that the \$400,000 instantly capitalizes the program so they have the money to get on the street, which could fund 8-10 businesses and went on by saying that it is

basically jump starting the Micro Enterprise Program, which would be over a million dollars in local funding.

Supervisor Hotaling stated that they had discussed the ability of the administration of that to be done by someone else.

Councilman Boehm stated that he had mentioned the Chamber of Commerce administering the loan fund for them with a Loan Committee with representatives from the Town and added that if businesses were interested in getting a loan from the Town they would go through that process, administer the loan and send out the proper paper work, which would lessen the burden for the Town as well as legitimize the loan fund and separate it from the Town. He continued by asking if the funds would all be earmarked for Micro Loans or if they can use some for infrastructure.

Mr. Kirk stated that with P&M there is a lot more flexibility because the first generation of loan is going to P&M and added that with the repayment there is some flexibility and you can do a Micro Enterprise Loan Program as well as an infrastructure project if you have the balance in there and as a Town they feel as though it is a good way to spend the money. He continued by saying that the first generation \$400,000 would have to go toward a Micro Enterprise Project with future retainments being used for something else and added that there is a great flexibility once they get past the first generation loans.

Councilman Boehm inquired as to if they are separate accounts.

Mr. Kirk stated that they don't have to be and added that it is easier to keep it in one account and continued by saying that the Chamber of Commerce is a good idea and they are set up to do it and it would work out well. He reiterated that once they get through the first generation as long as there is flexibility in the loan fund and it is primarily a Micro Enterprise Loan, they can make it a housing rehab revolving loan fund or infrastructure fund.

Councilman Boehm stated that another important component is the interest level of the Town, which they have to discuss and continued by asking if part of the application process is to identify business owners that may be interested in low interest loans.

Mr. Kirk stated that it is and added that they typically rely on a two faced approach and they will solicit small business owners directly anywhere in the Town of Coeymans and in turn they can convince Small Cities that there is an interest and there are businesses that will take advantage of the Program. He continued by saying that at this point there is not a commitment and added that they would just be gauging interest, which is part of the application process and added that if the application is funded anyone that participated in filling out a form can be considered as well as anyone that may come in after the fact and the money is there and they are eligible and is a project that is a good fit for the Town. He reiterated that they need to show the interest level prior to the application going in.

Councilman Boehm inquired as to if the Micro Loan Program is tied to job growth.

Mr. Kirk stated that it is and added that it would not be the same degree as the P&M project and continued by saying that at least 51% of the jobs created at P&M have to be low to moderate income jobs, which holds true with the Micro Enterprise Program. He went on by saying that any typically 100% of the jobs created through the Micro Enterprise Loan Program are low to moderate income and added that as long as they meet the low to moderate criteria they are good to go.

Supervisor Hotaling stated that the first part of Mr. Kirk's discussion dealt with the existing Small Cities Grant that they have and continued by saying that he is looking for a motion that will authorize the Town Clerk to advertise for a Request for Proposal that will complete the start up requirements for the Small Cities Grant that they have gotten for \$750,000, which requires filling out the NEPA and SEQRA forms as well as preparing for the subsequent release of funds. He then asked for a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilman Touchette, authorizing the advertising of the Request for Proposal.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Hotaling stated that they will be providing Town Clerk Millious with language that they will use to advertise for the Request for Proposal.

Mr. Kirk stated that he will get language for the notice to them right away.

Supervisor Hotaling stated that with regard to the second topic there is a deadline of April 21st for the application to Small Cities under the competitive round and continued by asking if the Town Board members have given sufficient consideration to the \$400,000 Micro Enterprise separate application and whether or not this is something that they want to do and involve themselves in light of the fact that they are already in the process of another one.

Councilman Boehm interjected that they need to know if there is an interest level for low interest loans in the business community. He added that it is a great opportunity for economic development for business owners to use a low interest loan and continued by saying that he believes that there is a need. He concluded by saying that they need some business owners to contact the Supervisor's Office or contact the Board members individually to show their interest.

Supervisor Hotaling stated that there's an outreach effort that Mr. Kirk had suggested, which is a questionnaire that can be filled out without committal.

Mr. Kirk stated that without committing the Town to anything, when he gets the Request for Proposal done he can do a one page interest form.

Supervisor Hotaling stated that from the Town's end, Assessor VanValkenburg can identify those pieces of commercial property that currently exist and in turn be able to get a mailing list and send out a cover letter to see if there is some interest out there.

Mr. Kirk stated that it would go a long way toward gauging the interest level and reiterated that he would put together a form.

Councilman Touchette inquired as to if they have determined what the repayment of the P&M loan is going to be used for.

Supervisor Hotaling stated that it is still in negotiation between Ms. Pempraze, attorney for the Town and Mr. Zee, attorney for P&M.

Councilman Touchette stated that he was referring to what the Town will do with the funds when they are repaid.

Supervisor Hotaling stated that they have some choices in terms of the second generation funds.

Councilman Touchette inquired as to if it will be the Town's decision to make.

Supervisor Hotaling stated that there are some options that include using some of it for Micro Enterprise Funding and then segmenting a portion into a pot of infrastructure reserve, which they can use if and when they see an area that is ripe for development.

Mr. Kirk stated that it has that flexibility as long as you are within the second generation of loaning. and added that he likes this program because there is a lot of flexibility.

Councilman Touchette inquired as to how specific they have to be going into this and whether or not they have to have percentages.

Mr. Kirk inquired as to if he was referring to P&M or the Micro Enterprise and added that the P&M is done and the money has been awarded.

Mr. Touchette interjected that he was referring to the second generation and added that this is what they are looking for in the RFP.

Mr. Kirk stated that the second decision is if the Town directly takes the loan repayments because there are a lot of restrictions and added that if it goes through a third party like the Chamber all the restrictions go away for the second generation. He continued by saying that they can set up an infrastructure project and say that 1/3 of the money went toward it.

Supervisor Hotaling interjected that the balance will be available for the Chamber to administer.

Mr. Kirk stated that if the Town takes the money and administers the money they are subject to all of the restrictions that go along with the Small Cities Program and added that any infrastructure that they would do as a Town in the future would still be restricted. He continued by saying that the benefit of going through an eligible not-for-profit like the Chamber is that they are a sub recipient of the Town so the Town dictates to some degree how the money is going to be allocated and the restrictions no longer apply because the money becomes defederalized once it goes through a not-for-profit.

Supervisor Hotaling stated that he does not want it to be viewed as a strategy to circumvent regulations.

Mr. Kirk stated that it's not and added that it was put in place for that and continued by saying that if the Town retains administrative responsibility and not name a sub recipient, they will have to do the reporting every year for second and third generation, which creates more work for Small Cities, more oversight and a lot more paperwork. He added that he is not saying that Small Cities will advocate using a sub recipient but they feel like it is a more streamlined way to do it and continued by saying that he does not think that it was intended to circumvent anything.

Supervisor Hotaling stated that he didn't want it to be received that way in the conversation.

Councilman Touchette inquired as to what point the Town will have to designate percentages if it goes through the Chamber and whether or not it will have to be done during the start up.

Mr. Kirk stated that he believes that it would be an appropriate time because they could sit down and decide which direction they want to go.

Councilman Touchette interjected that they would have to make a decision fairly quickly.

Mr. Kirk stated that it does not have to be very quickly and added that there is some flexibility. He continued by saying that the environmental review can take place right away and they can get the release of funds and reiterated that they do not have to have that plan in place right away.

Supervisor Hotaling stated that he is viewing the RFP just for the start up things and not necessarily making decisions upon repayment of either who they are going to have administer it and if so how it will be administered. He added that this is a decision that can be made outside the scope of the purpose of the initial RFP.

Mr. Kirk stated it can be and added that when he looks at start up, it is his own perspective and continued by saying that typically when a municipality hires his firm to do a start up they do the environmental review and program guidelines, which is basically what they are talking about with how that money will be used. He continued by saying that they do not have to do it right away and they have some time to think about how the money should be allocated to do the best for the Town.

Supervisor Hotaling stated that he is confused because that question has been asked and answered and went on by saying that the initial money is going to the Port of Coeymans.

Mr. Kirk interjected that he is talking about second generation.

Supervisor Hotaling stated that second generation really is not part of the start up RFP and added that they know where the money is going.

Mr. Kirk stated that they can do it either way and added that if they want to simplify it they can say that they want someone to do the environmental review and request for the release of funds and worry about the program income later.

Councilman Youmans stated that they are going to loan \$734,000 to P&M and added that he would guess that payment would be due 30 days after it is received by P&M and continued by saying that they should have a path for the money for the first payment.

Mr. Kirk stated that the Town should make a decision as to whether they want to retain the administration of that or if they want to use a separate recipient. He added that they don't have to have it allocated up front because it would be a small amount of money and continued by saying that after a year there would be some real capital. He went on by saying that before the first payment they should decide where it will go.

Councilwoman Rogers inquired about leaving it in an account idle and continued by asking if there would be a penalty for leaving it too long.

Mr. Kirk stated that the P&M part is critical and the Town needs to get the money to them to get the process started so P&M can start the job creation. He added that the repayment is the Town's money and they can do what they want with it.

Councilman Youmans inquired as to whether or not they can send the money through a third party after a period of time when there would be a sizable amount.

Mr. Kirk stated that they could because they were not doing anything with the money and added that there would still be reporting requirements.

Councilman Boehm interjected that eventually the whole makeup changes because once it becomes second generation money the whole fund changes.

Mr. Kirk stated that once they loan out the money initially any loan repayment that goes through a third party not-for-profit that is eligible, the Town can do pretty much whatever they want with it and added that there are no restrictions in terms of use.

Councilman Boehm inquired as to if this money gains interest.

Mr. Kirk stated that it does and added that if the Town holds it, it cannot be interest bearing.

Councilman Touchette inquired as to if they decide to postpone some of the decisions, if they can use program funds to pay for the administration.

Mr. Kirk stated that they can and added that if there is not activity and they decide to think about it, there are not any administrative costs other than taking in the money and making the deposits.

Supervisor Hotaling stated at this juncture they are to determine whether or not the commercial study should be initiated to gauge the level of interest that they have in the community for the additional application, which he sees as not being harmful at this juncture. He then asked the Town Board what they thought.

Councilman Boehm stated that he believes that they should move ahead and added that they can gather the information and discuss it at the March 18th Workshop.

Mr. Kirk stated that if it is direct mail with a cover letter he would put in a specific date to have it back in because the application has to be in by April 21st and there is a lot that has to happen prior to that. He then inquired as to when the two Public Hearings took place for P&M.

Supervisor Hotaling stated that it was December 2007 and added that the first one was a general one for the grant itself and the second one was more specific.

Mr. Kirk stated that there would have to be two Public Hearings for this and added that it is the same requirement. He continued by saying that they would have to know by the March 18th meeting in order to have a chance of putting it together.

Supervisor Hotaling stated that there is only one Town Board Meeting after that to take any resolution action and added that there is a narrow window of opportunity.

Mr. Kirk stated that they could do the same as they did in December and have both Public Hearings on the same night.

Supervisor Hotaling inquired as to if there is another window of opportunity for applications in the 2008-2009 fiscal year.

Mr. Kirk stated that it is an annual round, once a year.

Councilman Touchette inquired as to if it is competitive.

Mr. Kirk stated that it is and added that there will be more than 300 applications for 65-70 funding allocations and added that it depends on what is asked for because they have changed some of the funding limits and for infrastructure you can ask for up to \$600,000. He reiterated that it is very competitive.

Councilman Boehm stated that their window of opportunity is small but if they get public input back by the 18th and they hear what the Chamber of Commerce has to say about the administration of the loan fund, he would like to see them move forward.

Mr. Kirk stated that it is more difficult if it is competitive and continued by saying that with the Economic Development round it is easier because when you have a project you present it and if you're invited in you get the funding.

Councilman Boehm interjected that this was how they got the funding for P&M.

Mr. Kirk stated that the Economic Development round is another option for the Town and added that if another project comes along it is always available for them and continued by saying since P&M was applied for in 2007 the Town can apply again in 2008.

Councilman Boehm stated that it is more likely that a small to medium size business would benefit from it.

Mr. Kirk stated that if you have 12 employees or more it is eligible for the Economic Development open round.

Supervisor Hotaling asked that Councilman Boehm work with Mr. Kirk in getting the questionnaire for the mailing.

Councilman Boehm stated that it might make sense to have Mr. Kirk attend the Workshop on March 18th and added that it is a tight timeline and they have to set the Public Hearings if they decide to proceed with it.

Supervisor Hotaling stated that the first time to set the Public Hearings other than a Special Town Board Meeting will be March 24th.

Councilman Boehm inquired about setting the Public Hearings at the Workshop.

Mr. Kirk stated that he will be available for the Workshop.

Supervisor Hotaling stated that it is possible to take action at a Workshop and added that he has chosen since 2004 not to take any formal action at Workshops because they are not televised and as well attended. He continued by saying that they can hold a Special Town Board Meeting in order to establish the Public Hearings and added that he would like to be consistent and not take any action at Workshops. He concluded by saying that it is up to the Town Board and continued by saying that they are within their rights to act at Workshops.

Councilman Youmans inquired as to how much notice has to be given for a Special Meeting.

Supervisor Hotaling stated that it depends on how you do it and added that if it is done verbally it is 48 hours and that if it is in memo to him it is 24 hours and continued by saying that the law is specific as to Special Meetings upon the request of Board Members. He then asked the Town Board what they want to do.

Councilman Boehm stated that given the timeline they would have to call a Special Meeting.

Councilwoman Rogers inquired as to if it would be after the Workshop on the 18th.

Councilman Boehm stated that it would be.

Supervisor Hotaling stated that they could call a Special Town Board Meeting for later in that week.

Councilman Boehm inquired as to if they can have a Special Meeting during the Workshop.

Supervisor Hotaling stated that they could and reiterated that the law is specific as to the manner in which it is requested and continued by saying that it is usually a memorandum from a Town Board Member to the Supervisor.

Attorney for the Town Wukitsch interjected that as long as you post and provide adequate notice under the statue you can have a meeting at any time.

Supervisor Hotaling stated that there is a formality in the process to make the request but once you make the request it is adequate notice, which can be posting it in conspicuous public places as well as posting it on the website. He continued by saying that Town Clerk Millious takes great pains in putting it in various places in and around town so that people are aware of it. He concluded by saying that they can hold off until March 18th to see what Mr. Kirk's input is as a result of their effort with the survey.

Councilman Boehm inquired as to if the responses from the survey will come directly to them.

Mr. Kirk stated that it would be the best way.

Councilman Boehm stated that they will have some kind of indication as to the public's interest and support.

Mr. Kirk stated that as far as the meetings go, they do have just over a month before the application deadline and continued by saying that there is enough time. He continued by saying that if they do the survey and get 3 or less back, it probably won't happen and added that it is worth their effort now to find that out.

Supervisor Hotaling thanked Mr. Kirk and continued by moving to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Hotaling stated that there was one set of minutes for Town Board approval, a Town Board Meeting on January 28, 2008 and continued by asking for a motion to approve them.

MOTION

On motion of Councilman Boehm, seconded by Councilwoman Rogers, the Town Board Minutes were approved as presented.

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

Councilman Youmans interjected that he was absent from the meeting and would abstain from the vote.

SUPERVISOR’S REPORT

January 2008

FUND	BAL. FWD.	RECEIPTS	DISBURSE.	BALANCE
General	\$381,841.43	\$887,194.69	\$698,138.36	\$570,897.76
Part-Town	\$783,477.14	\$499,128.62	\$541,013.88	\$741,591.88
Spec. Water	\$ 5,250.78	\$ 3.58	-0-	\$ 5,254.36
Highway	\$111,828.31	\$ 513.57	\$110,886.68	\$ 1,455.20
Bridge Const.	\$ 35,275.82	\$ 20.09	-0-	\$ 35,295.91
Trust & Agcy.	\$ 7,460.49	\$228,636.14	\$227,610.80	\$ 8,485.83
Sewer	\$ 91,535.63	\$ 57,045.98	\$ 25,716.71	\$122,864.90
Sewer Cap. Proj.	\$129,106.88	\$ 99.95	\$ 7,473.57	\$121,733.26
			Total Rec. Bal.	\$1,607,579.10

CERTIFICATES OF DEPOSITS

				Maturity Date
Citizens Bank	A-Fund	90 Days	\$115,000.00	02-25-08
National Bank	Part-Town	60 Days	\$500,000.00	03-24-08
National Bank	A-Fund	60 Days	\$400,000.00	03-24-08
National Bank	Highway	90 Days	\$250,000.00	04-22-08

SECTION 8 – HUD

Occupied Units	86
HUD Payments	\$36,808.00
Admin. Fee	\$ 122.67
Total HUD Pmt.	\$36,930.67
Tenant Rent	\$15,304.00
Contract Rent	\$52,234.67
Section 8 Checking	\$ 99,504.43
Section 8 Savings	\$ 2,259.34
Total	\$101,763.77

SAVINGS ACCOUNTS

Police Forfeitures/Ck.	\$ 72.60
Police Forfeitures/Ck.	\$ 2,276.06
Unemployment	\$ 3,154.06
Grove Cemetery/Sav.	\$36,256.11
Grove Cemetery/Ck.	\$11,007.66
Sewer-Dedicated	\$ 6,207.63
Total	\$58,974.12

COLLATERAL COVERAGE FDIC COVERAGE COLLATERALIZED

National Bank of Coxsackie	\$100,000.00	\$881,685.40
Citizen's Bank	\$100,000.00	\$119,834.71
First Niagara	\$100,000.00	\$154,206.00

Supervisor Hotaling asked for a motion to accept the report.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Boehm, the Supervisor's Report was accepted as read.

VOTE – AYES 5 – NAYS 0 – SO MOVED

MONTHLY REPORTS

Waste Water Treatment Plant – January 2008

Supervisor Hotaling asked that Councilman Youmans give the Waste Water Treatment Plant Monthly Report.

Councilman Youmans continued by giving the report.

Supervisor Hotaling asked for a motion to approve the report.

MOTION

On motion of Councilwoman Rogers, seconded by Supervisor Hotaling, the Waste Water Treatment Plant Report was accepted as presented.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Town Historian Annual Report

Supervisor Hotaling stated that the Town Historian, Mr. Marvin Wolfe provides an annual report, he continued by giving a summary of the report and then offered a motion to approve the report.

MOTION

On motion of Supervisor Hotaling, seconded by Councilman Youmans, the Town Historian Annual Report was accepted as presented.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Town Clerk Monthly Report – January 2008

Supervisor Hotaling asked that Town Clerk Millious give her monthly report.

Town Clerk Millious continued by giving her report.

Supervisor Hotaling asked for a motion to approve the report.

MOTION

On motion of Councilman Touchette, seconded by Councilman Boehm, the Town Clerk Report was accepted as presented.

VOTE – AYES 5 – NAYS 0 – SO MOVED

OLD BUSINESS

Superintendent of Highways & Vehicle Control

Supervisor Hotaling stated that the topic had been postponed from the January 28th Town Board Meeting and continued by asking if there were any Town Board comments.

Councilman Youmans stated that it is his understanding that Deputy Superintendent of Highways Searls takes the vehicle home with him in the event that there is a need for Highway Superintendent Deering to respond to an emergency situation and he cannot be reached. He then asked Highway Superintendent Deering if it is his opinion that Mr. Searls needs the vehicle to perform Highway Superintendent Deering's duties in his absence.

Highway Superintendent Deering stated that it is for when he cannot be reached.

Councilman Youmans inquired as to over the course of the last year how many times there are that he is called when he is needed.

Highway Superintendent Deering stated that it is approximately a dozen times.

Councilman Youmans inquired as to how many of those 12 times he would say that he was not available and Deputy Searls had to be called.

Highway Superintendent Deering stated that it was approximately 3-4 times and added that he is called by residents as well as being dispatched by the Police.

Councilman Youmans inquired as to when either he or Deputy Searls is called if they respond right to the scene of the problem.

Highway Superintendent Deering stated that he goes right to the scene where the problem is and in turn determine if he can handle it himself without going back to the garage to call someone in. He continued by saying that most of the time he can take care of the problem himself but if it is something big he has to go back to the shop and call someone in to help him.

Councilman Youmans stated that over the course of the last year it was 3-4 times that he was not reachable and Deputy Searls was called in and continued by saying that he has been approached by members of the public who do have an issue with using taxpayer dollars for a truck to go back and forth to someone's home. He added that it is a diesel truck and his guess is that it would approach at least \$1.00 per mile when they factor in fuel and insurance and then asked if there is some kind of compromise that they can come to when they know that Highway Superintendent Deering is not going to be available such as vacation.

Highway Superintendent Deering stated that he has not taken a vacation since he has been in the position, which is dedication.

Councilman Youmans agreed that it is dedication and continued by asking if there might be a compromise when he knows that he is not going to be available and they could send his deputy home with the truck.

Highway Superintendent Deering stated that it is hard to determine when he is not going to be available and added that one time he was out of town at his grandson's football game and it took him over an hour to get back to the garage and continued by saying that it does not happen a lot.

Councilman Youmans stated that it comes down to the cost vs. the necessity and added that he has read the Comptroller's opinion as well as Town Law regarding that and continued by saying that there are other concerns with the Town Board that if they take it word for word and say that the Highway Superintendent has total control over every highway vehicle and can send a vehicle home with anyone he wants, in the future this

could create some problems and it could be decided that everyone could take a vehicle home. He added that Highway Superintendent Deering is a reasonable man and would not do this.

Supervisor Hotaling stated that it is a difficult situation and continued by saying that they found that it is pretty well settled in the opinion of most legal personnel that the Highway Law creates somewhat of an anomaly with respect to the Town Law. He added that it happens frequently in State statutes that one acts at cross purposes with another and continued by saying that the law is settled in this case in terms of his ability to do it. He went on by saying that he is appealing more not necessarily to his ability to do it but rather to whether or not there is some reasonableness attached to how he exercises his authority.

Councilman Youmans stated that he is not questioning his authority.

Supervisor Hotaling stated that Councilman Youmans is questioning whether or not there is a compromise that can be obtained recognizing that he has the authority, however created in the statutes of long ago and added that he is asking if there is something that can be arranged so that it would appease those who would view it as an inappropriate use of tax dollars.

Councilman Youmans stated that was true.

Supervisor Hotaling stated that this is the question as well as whether or not Highway Superintendent Deering had given it any thought and whether or not the way that it is happening now is the way that it has to be.

Highway Superintendent Deering stated that he does not know of any other way and continued by saying it is a past practice that has been done for years. He continued by saying that the fact that the truck is being taken out of town might be a question and added that when he was a Foreman he took the truck home.

Supervisor Hotaling stated that the other side of the coin is that they had asked Attorney for the Town Wukitsch and in turn he rendered some opinions as well as being provided some documents from the Comptroller that seem to suggest that the Comptroller is mandating state agencies to apply those lease values to their salary. He went on by saying that he will share with Attorney for the Town Wukitsch the material that he has obtained from the State Comptroller and the IRS and in turn Attorney for the Town Wukitsch can decide if it will modify or mitigate the position that he has give already. He then asked if there were any other comments.

Attorney for the Town Wukitsch stated that with what he has seen so far, if a worker can demonstrate that the use of the vehicle is needed or necessary as part of his or her job, the value of the use is not added to their income.

Councilman Touchette inquired as to if the employee or employer makes the decision.

Attorney for the Town Wukitsch stated that he thinks that the employer does because they are the one that decides whether it is compensation or not.

Councilman Youmans inquired as to in the case of the Chief of Police and Highway Superintendent whether on not they are in agreement.

Supervisor Hotaling stated that they were not only in agreement because the last Town Board passed the policy to fully exempt those two individuals recognizing the public benefit that is derived from them having the vehicle.

Attorney for the Town Wukitsch inquired as to whether or not the information he has obtained has changed that for those two individuals.

Supervisor Hotaling stated that this is a different category and continued by saying that it might change it for the deputy. He then asked if there were any additional comments.

Councilman Touchette stated that in his mind it is clear that the Town Board established a policy that the Chief of Police and Highway Superintendent are required to take their vehicles home for a public purpose and continued by saying that the Deputy Highway Superintendent is not required by Town policy to do that, which means that it is commuting and taxable income according to whatever formula they want to use and should be added to his W-2 at the end of the year and adjust his Social Security payment accordingly.

Supervisor Hotaling stated that Councilman Touchette has intimate knowledge of the IRS rules and regulations and continued by saying that he takes to heart some of the things that he says about this. He continued by saying that once it has been designated that something will be added to salary it gives an option to the employer as to how to calculate the value.

Councilwoman Rogers stated that it is contradictory because she went to a meeting at the Association of Towns and it was stated that the Highway Superintendent has full authorization to designate any highway vehicle to anyone he sees fit.

Supervisor Hotaling stated that it would be any highway vehicle under his jurisdiction.

Attorney for the Town Wukitsch stated that they are talking apples to oranges and added that they are not saying that he does not have the right to control the vehicles but rather that there may be some tax and income issues that they were referred to by Councilman Touchette and that it may be income to one employee but not another and added that as the employer they have to determine it.

Supervisor Hotaling stated that it does square with the position that they are going with and added that once they have come to the conclusion that the Superintendent of Highways has the authority, if he exercises that authority in addition to the Deputy and allows someone else to take a vehicle home routinely and uses it for commuting back and forth there would also be a question that the policy established by the Town Board is that they did not see the benefit even though there is a statutory authority that allows him to do that. He continued by saying that he believes that the IRS guidelines would apply there as well and added by saying that it is the law that creates the confusion. He concluded by saying that it is reasonable for the Town Board to create policies that act in the benefit of the taxpayers, not only those policies that include the use of a vehicle where a public benefit is derived but also prohibiting the use of a vehicle for commuting purposes where they believe that a public benefit does not exist and reiterated that it is perfectly proper for them to make those kind of policy judgments even when it conflicts with statutory authority.

Councilman Youmans interjected that Highway Superintendent has said that it is a requirement for the job for the Deputy to have the truck and continued by asking who they are to say that it isn't.

Councilman Boehm interjected that if he is only called 3-4 times during the year it is a waste of money and to him it seems unreasonable.

Request to Set Speed Limit on Rowe Road

Supervisor Hotaling stated that at the last meeting there was a request dated January 22nd from Highway Superintendent Deering to reduce the speed limit on Rowe Road in the Town of Coeymans and subsequent to that on February 12th he had personally gone out to Rowe Road and then contacted the Town of New Scotland and then his Town Board members to get permission to hold off on the letter to send to the County and ultimately the State because there were some questions as to the wisdom in the request given the fact that it appears that it is a very short distance of .04 miles. He continued by saying that based upon his conversation with the Town of New Scotland he was advised that the line is at or about the big rock that sits about 600 feet in from County Route 301.

Highway Superintendent Deering stated that the distance is .20, which is 1,080 feet and added that it is on his road list.

Supervisor Hotaling stated that it is 1,000 feet of road that according to Chief Darlington is hardly ever patrolled because they can view it from the intersection and there are no residence until you meet the New Scotland line in addition to him being advised that the Town of New Scotland told him that they did not put in a request for a speed limit change on Rowe Road. He added that Highway Superintendent Deering had indicated that the Town of New Scotland is in the process of making a change at their end of Rowe Road.

Highway Superintendent Deering interjected that they are.

Supervisor Hotaling stated that after that day he didn't do another thing with it and then added it to the agenda for the meeting. He continued by saying that Councilwoman Rogers had indicated that Highway Superintendent Deering was going to contact the Town of New Scotland and hopefully have some information for them.

Highway Superintendent Deering stated that he did and continued by saying that he had spoken with New Scotland Town Clerk Deschenes and was advised that she did submit a form, which Daryl was aware of and in turn it was sent to Mr. Franchini and then to Mr. Northrup, who is under Mr. Kennedy with the Department of Transportation.

Supervisor Hotaling inquired as to if the Superintendent of Highways for New Scotland had gone to the Town Board with the request.

Highway Superintendent Deering stated that he didn't know and added that he his aware of it.

Supervisor Hotaling stated that when he had spoken with him he was not aware of it and added that he had also stated that he didn't make a request to do it and then inquired as to if it is a requirement for the Town Supervisor to make the request.

Highway Superintendent stated that he didn't know.

Supervisor Hotaling stated that if the Town of Scotland has made a request for 40 mph, does Highway Superintendent Deering believe that it is still his position to try and get 40 mph for 1,000 feet of road. He continued by saying that he tried to drive 40 mph from the rock and added that by the time he got to 40 mph he was applying the brake for the intersection of 301.

Highway Superintendent Deering stated that Mr. Northrup from the Department of Transportation had suggested the speed and added that his boss Mr. Kennedy might change it.

Supervisor Hotaling stated that he agrees that 40 mph might work on the lengthier part of the road.

Highway Superintendent Deering stated that it would be 40 mph for the whole road because it would include the Town's portion once it is approved.

Supervisor Hotaling inquired about the 40 mph being extended across the Town line to Rte. 301.

Highway Superintendent Deering stated that it would be if the Town of Coeymans requests it too and added that it still has to go through the channels.

Supervisor Hotaling asked the Town Board if they had any additional comments and continued by asking if they still want him to send the letter.

Highway Superintendent Deering stated that he is doing it because Mr. Northrup had suggested it.

Councilwoman Rogers inquired as to if Highway Superintendent Deering feels the need for the change for that end of the road.

Highway Superintendent Deering stated that in his opinion there should be a speed limit on that end of the road and continued by saying that the whole road would be the same.

Supervisor Hotaling asked Chief Darlington if his department would enforce it if there is a speed limit on that end of the road.

Chief Darlington stated that they would.

Supervisor Hotaling inquired as to what his efforts of enforcement would be.

Chief Darlington stated that the only time that the speed limit would come in to play would be if there was an accident on the road and they were in excess of the 40 mph speed.

Supervisor Hotaling inquired as to what the excessive speed would be determined by.

Chief Darlington stated that it would be based on the accident investigation and continued by saying that it won't benefit law enforcement as far as posting it on the Town of Coeymans end and added that it may benefit the Town New Scotland because there are certain requirements for posting speed limit signs because it is by the second posted sign that counts for enforcement.

Supervisor Hotaling stated that he would suggest rather than send for a speed limit request they would allow the Town of New Scotland to put signs on the Town of Coeymans side indicating that they are approaching a 40 mph zone.

Highway Superintendent Deering stated that he cannot make that decision and added that he does not know if it is legal.

Councilman Youmans inquired as to how much time and effort is involved in making a speed limit request.

Supervisor Hotaling stated that from the Town's perspective it is writing a letter to the County, in turn the County has to conduct a traffic study on 1,000 feet of road to determine if a speed limit change is appropriate and if so what the recommended one would be. He added that once the study is done and they have reached a conclusion they forward their recommendation to the State Department of Transportation who will ultimately make the decision many months from now. He continued by saying that the Town of Coeymans is a town of the second class and not able to set their own speed limits and added that the Association of Towns has recommended giving authority to local governments to make their own speed limit decisions.

Attorney for the Town Wukitsch interjected that it would be for Town roads.

Chief Darlington stated that they would have to post the speed limit.

Supervisor Hotaling reiterated that for many years the Association of Towns has suggested it to the legislature.

Councilman Youmans stated that the answer to the question is that they have to write a letter.

Supervisor Hotaling stated that there is minimal effort of the Town's part and added that it is a request in his judgment that could be perceived as being frivolous.

Attorney for the Town Wukitsch interjected the ordinarily the proponent of a speed limit reduction is either a resident who lives along the road or a user of the road who feels as though the speed limit is unsafe and it should be reduced. He continued by asking how this is coming before the Town Board.

Superintendent of Highways Deering stated that someone had requested it.

Supervisor Hotaling interjected that it was requested that the speed limit go across the line.

Highway Superintendent Deering agreed.

Councilman Touchette inquired as to whether or not the State ultimately grants the speed reductions.

Attorney for the Town Wukitsch stated that they don't.

Supervisor Hotaling stated that they overwhelmingly do not.

Councilman Touchette suggested that they wait to see what happens with the Town of New Scotland's request and continued by saying that they can take action then.

Councilwoman Rogers stated she believes that Councilman Touchette had a good idea and added that they should wait until they see how New Scotland makes out.

Highway Superintendent Deering stated that it was fine with him and continued by saying that it was Mr. Northrup from the Department of Transportation who suggested that the whole road be 40 mph and added that this is why he brought it before the Board.

Attorney for the Town Wukitsch stated that it would make sense to have the whole road the same speed limit and added that you would not want to have a little piece of road 55 mph.

Supervisor Hotaling interjected that you can't even get to 40 mph on that piece and added that they would be putting signs up that recommends a speed of 25 mph on that stretch of road. He continued by saying that in order to make it a safe ingress and egress, 25 mph is appropriate. He concluded by saying he believes that waiting is a good idea and continued by asking if they wanted a formal rescinding of his directive to send it in now and hold it in abeyance until they hear of the success or failure of the Town of New Scotland's request.

Councilwoman Rogers stated that she would offer a motion.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Boehm, to withdraw and hold in abeyance the request for a speed limit reduction on the section of Rowe Road that is in the Town of Coeymans.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Small Cities Grant

Supervisor Hotaling stated that they had discussed this earlier in the meeting and continued by saying that there is still a document that was to be returned within 45 days of receipt and added that he has already exceeded that time limit because he received it December 24th and continued by saying that the Town Board has not authorized him to send the document back in. He then inquired as to if Mr. Goldman was going to do something by talking to Mr. Rabito and whether or not anyone had know if he did.

Councilman Boehm stated that Ms. Pempraze was taking over for Mr. Goldman and added that he does not know if she had mentioned that particular document and continued by saying that he would ask her.

Supervisor Hotaling stated that if necessary Mr. Rabito could initiate another document with a different date for him to sign.

Recycling Issue

Supervisor Hotaling stated that Attorney for the Town Wukitsch is working on putting together a response for them on recycling and continued by saying that the question was whether or not the Town of Coeymans has jurisdiction over recycling pursuant to its Solid Waste Management Law enacted in 1991, at the High School in the Village of Ravena, given the fact that the Village of Ravena does not have a Solid Waste Management Law and whether or not Town Law applies in the Village.

Supervisor Hotaling stated that preliminary indications are that in his discussions with DEC the Town does not have jurisdiction and continued by saying that it is an unique situation because the High School has another regulatory agency, the Education Department, which would trump the Town and Village on anything that goes on there, including code enforcement. He went on by saying that the school is not a great example and added that the response should be framed in general if the Town were to apply it in other areas of the Village and whether or not they would have jurisdiction. He concluded by saying that he would put the topic off until the March 24th Meeting

Grey Water Sewer on Martins Hill

Supervisor Hotaling stated that there was a copy of a letter that he received from the Department of Health to Mr. Ed Vopelak and continued by saying that it asked 10 questions about the Gray Water Sewer design that Mr. Vopelak had submitted to the Department of Transportation. He continued by saying that by the time that the letter came the Gray Water Sewer System was already included in the Route 143 realignment and the Town had already approved \$21,000 to be forwarded to DOT, which they accepted. He went on by saying that the final design plans that they made reference to at the last meeting include the construction of the Gray Water Sewer System as designed and added that on February 11th the Health Department had 10 questions about it. He concluded by saying that Mr. Vopelak did respond to the questions with the assistance of Mr. James Boni who is the Design Engineer from the Department of Transportation and added that they have not heard back from the Department of Health.

Councilwoman Rogers stated that they won't actually know how many are going to be installed because some of the septic tanks are ok and others are not.

Supervisor Hotaling stated that the Department of Transportation has agreed that they will allow existing septic tanks if they are properly maintained and have integrity and added that those septic tanks that are currently in the State's right-of way can remain there if they have integrity as determined by the Town. He continued by saying that if it is not deemed to have integrity the replacement tank has to be out of the right-of-way and added that the State is being very flexible. He went on by saying that there was another request for someone to hook up from across Rte. 143 on the north side and added that there are 2-3 homes that could potentially be included in the build but the Department of Health is not making a judgment as to the degree of failure that their current septic system has.

Councilwoman Rogers stated that it would be good if they did because the rates would go down.

Supervisor Hotaling stated that was true and added that instead they choose to write a 10 question letter after the project is in place.

Water District Agreement

Supervisor Hotaling stated that earlier in the day he received hand delivered a letter from Attorney Michael Biscone, who is representing the Village of Ravena and with the letter was a 4 page document and map that is titled the Water District Agreement. He went on to say that there is one original, which has been signed by John T. Bruno, Mayor and added that he thought they would be getting a final draft for comment. He continued by saying that he gave it to all the Town Board members to become familiar with and determine whether or not the contents of the Agreement coincides with the agreements

that he and Councilman Youmans had left the meeting with. He suggested that they send it to Attorney Haffner as soon as possible and have him go over the Agreement as presented as well as the district lines that have been apparently altered by the Village of Ravena and try to determine why the alteration took place.

Councilman Youmans interjected that it would be a good question.

Supervisor asked if it meets with the Board's agreement and added that time is of the essence. He continued by saying that he wants to make sure that their beliefs at that time are in the agreement and meet Attorney Haffner's approval.

Councilman Youmans stated that he believes that it is important to say that the State Department of Transportation, who will be doing the realignment project, has given them a deadline of March 31st and added that they have said that the pipes have to be in the ground by then. He went on by saying that they also have to get it before the Comptroller for review, which will take at least 60 days.

Supervisor Hotaling stated that they had a map plan and report ready for January 2007, which was the initial requirement for creating a Water District, which was updated on May 4, 2007 and stands at that position right now awaiting the complementary requirement for the supply of the water, which they are in the final stages of right now. He continued by saying that once it is in there and the map plan and report are updated they need a resolution setting a Public Hearing, which has to contain a lot of details and notices and subsequent to that there is a Public Hearing where they take comments from the public and after that the Town Board if they see fit will pass a resolution establishing the District subject to a 30 day Permissive Referendum. He went on by saying that State Comptroller approval is also required to insure that all the elements of the resolution are contained legally as well as in the event that the bonding for the project exceeds the threshold there is a special review that the Comptroller does to allow the project to continue. He added that once it is done a final order is then prepared by the Town's attorney, which creates the district and added that the process without any stumbles takes 60 days. He continued by saying that this cannot take place until there is a document that is acceptable by both the Village and Town and added that it could take longer than the 60 days because the Permissive Referendum for 30 days might illicit some information from those people in the District who would now be in opposition because of the cost. He concluded by saying that they really are still in the state of flux and added that they might be alright because the State is rarely on time.

Councilman Youmans stated that he is not willing to accept a March 31st deadline and added that rather than give up now he believes they should charge full speed ahead and do everything that they can so in the end if it is not done they can feel confident that they did everything possible.

Supervisor Hotaling stated that he believes that is prudent and continued by saying that the Town has committed thousands of dollars of General Fund money trying to get the problem solved for those that have demonstrated that their drinking water is not drinkable and added that they are fixing the sewer and want to do the water as well and agreed that they need to keep moving forward. He concluded by saying that he would forward it to Attorney Haffner and ask that he get back to him as well as reviewing the map as presented by the Village and keep it moving forward.

Supervisor Hotaling asked if there were any additional Old Business topics to discuss, hearing none he moved to the next item on the agenda.

NEW BUSINESS

Contract for Services – Ravena Coeymans Historical Society

Supervisor Hotaling stated that Mr. Ralph Biance has returned to the Town of Coeymans and also his role as President of the Ravena Coeymans Historical Society. He continued

by saying that he had met with him on February 11th and prepared an Agreement for Exchange of Services or Compensation, which states that the Town of Coeymans needs the services of preservation and protection of our local history and the Historical Society needs monetary funds to carry out its objectives for the Town of Coeymans. He added that it is in the budget for \$1,000 and then asked for a motion to authorize him to sign the agreement.

Councilman Boehm inquired as to the amount that they received last year.

Supervisor Hotaling stated that the Historical Society and Alcove Preservation Association were not in the budget for 2007 and continued by saying that they were added this year in the amount equivalent to the Veteran's organizations, which is \$1,000.

Councilman Youmans inquired as to if this relieves the Town of having a Town Historian as well.

Supervisor Hotaling stated that it does not and added that they work well and fairly close together and compliment each other.

Councilman Touchette stated that he would offer a motion.

MOTION

On motion of Councilman Touchette, seconded by Councilwoman Rogers, authorizing Supervisor Hotaling to sign the Contract for Exchange of Services or Compensation with the Ravena Coeymans Historical Society and to issue the check for \$1,000.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Supervisor Hotaling stated that the check can be processed as a pre-pay.

Waiver of Fees Request by Coeymans Hollow Fire Company

Supervisor Hotaling stated that Councilman Touchette is the liaison for the Fire Districts and continued by asking that he explain the request for the waiver of fees.

Councilman Touchette stated that Ingalls and Associates Engineering Firm on behalf of the Coeymans Hollow Volunteer Fire Company requests that all fees for permits and variances in association with the planning and construction of their new firehouse be waived. He continued by saying that he believes that when Coeymans Fire Company embarked on a similar construction project, the Town waived the fees for the variances and planning processes but not for the actual Building Permit. He went on by saying that he would recommend that they treat this request in the same manner.

Supervisor Hotaling stated that it was a reasonable position and continued by asking if there were any additional comments, hearing none he asked for a motion.

MOTION

On motion of Councilman Touchette, seconded by Councilwoman Rogers, authorizing to waive the Planning Board fees and any other associated fees with the planning process for the construction of the Coeymans Hollow Fire Department firehouse, with the exception of a Building Permit fee because there are some building inspections that have to occur.

VOTE – AYES 5 – NAYS 0 – SO MOVED

Request for Support – Albany County Rural Housing Alliance

Supervisor Hotaling stated that Albany County Rural Housing is about to apply for a grant in the amount of \$75,000 for the RESTORE Home Repair Program and continued by saying that they have been asked by letter to them from Judy Eisgruber, Executive Director to support their application. He continued by saying that they have done this in

the past and added that he would recommend that they do it again and then asked for a motion.

MOTION

On motion of Councilman Boehm, seconded by Councilman Youmans, authorizing the Supervisor to send a letter of support for Albany County Rural Housing's grant application.

VOTE – AYES 5 – NAYS 0 – SO MOVED

New York Capital Bike Race

Supervisor Hotaling stated that the Capital Region Bike Race has been brought to his attention by phone calls from a gentleman on Bushendorf Road and continued by saying that he has issues about the fact that the Town of Coeymans permits this bicycle race to take place with no benefit to the Town. He added that his view is that no money is spent by the approximate 600 people that come to town and continued by saying that the complaint focuses on the fact that the practice has commenced and they are creating a hazard riding abreast on the road in addition to litter being deposited on his lawn. He went on by saying that he believes that there is some merit in his complaint about them riding abreast as opposed to single file and added that it could be a problem because some of the roads are narrow. He concluded by saying that the request is asking them to reconsider and withdraw their support for the bike race to take place and added that he has had discussions with Chief Darlington about this and then asked that Chief Darlington address the topic.

Chief Darlington stated that the race has been well organized and added that as far as the Town is concerned there is one intersection that they provide a Police Officer for. He continued by saying that the Police Department has not received any complaints regarding the actual bike race itself.

Supervisor Hotaling inquired as to if they have received any complaints regarding the practice for the race leading up to the race.

Chief Darlington stated that he personally has observed 6-7 bikers riding abreast on Bushendorf Road and added that he cannot say for sure that these are bikers practicing for this race.

Supervisor Hotaling interjected that they could be recreational riders.

Chief Darlington stated that they use Joralemon for parking as well as other places throughout the Town and added that there are Vehicle and Traffic Laws that require riding single file. He continued by saying that they could remind them to do this as well as having the patrols stop when they are seeing the riders unloading their bikes to remind them.

Supervisor Hotaling stated that they should be told that there have been some complaints as well as wanting everyone's safety to be paramount. He continued by asking how the Town Board feels about the continuation of the race, which will be the third year and added that the perception to the person that complained was that it serves no useful purpose to the Town of Coeymans in addition to creating a burden.

Councilman Boehm stated that he does not believe that it is a problem and added that he thinks it is a great idea and he believes that it is an isolated case. He continued by saying that the gentleman from the Bicycle Club comes before them each year and went on by saying that if they bring the problem to his attention he would be more than willing to report it to the people that practice as well as the racers. He added that they do donate money to both the Rescue Squad and Coeymans Hollow Fire Department as well as believing that with them being staged at the high school there is an economic benefit to having it in the Town. He concluded by saying that it is far more dangerous with the ATV's and dirt bikes that there are on the Town roads.

Councilwoman Rogers interjected that it is only one complaint in three years.

Supervisor Hotaling stated that this is the only one that he is aware of and added that there may have been others. He then asked Highway Superintendent Deering if he had received any.

Highway Superintendent Deering stated that there were a few bottles on some lawns.

Councilman Youmans stated that it also attracts 600 people to the Town.

Councilman Touchette interjected that it is good publicity for the Town rather than making the news for something bad happening and added that maybe they could provide some barrels for the bottles to be thrown in.

Supervisor Hotaling stated that the consensus is that they are not going to withdraw their approval for the race to take place in the Town and added that he will provide Chief Darlington names and email addresses so that he can remind them if they are members of the Club that will race in August, to be more mindful of the need to stay in single file so no one gets hurt.

Request to Attend Town Clerk Conference 04/27-04/30

Supervisor Hotaling stated that he was in receipt of a request from the Town Clerk to attend the Annual Conference in Saratoga and added that she has allocated money in her budget for her as well as her deputy to attend. He then asked Town Clerk Millious who she intends to bring.

Town Clerk Millious stated that she wants to bring Deputy Vatararo

Supervisor Hotaling inquired as to if the total was for both.

Town Clerk Millious stated that they share a room and continued by saying that it is too far to commute everyday because it goes from early morning into the evening. She added that she chooses to go to this because it is all Town Clerks and it is a good thing.

Supervisor Hotaling stated that he does not have any opposition to it and continued by asking how the Town Board feels.

Councilwoman Rogers stated that she is budgeted for it and added that it is fine with her.

Supervisor Hotaling asked for a motion.

MOTION

On motion of Councilwoman Rogers, seconded by Councilman Youmans, authorizing Town Clerk Millious and her Deputy to attend the Town Clerk's Annual Conference.
VOTE – AYES 5 – NAYS 0 – SO MOVED

RESOLUTIONS

RES. # 41-08 AUTHORIZE TOWN CLERK AND DEPUTY TO ATTEND CONFERENCE

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

WHEREAS, the New York State Town Clerk's Association Annual Conference will be held in Saratoga, NY, April 27 – April 30, 2008, and

WHEREAS, in lieu of attending the Association of Towns Convention in New York City this year, the Town Clerk and Deputy Town Clerk desire to attend the Town Clerk's Conference, and

WHEREAS, a registration fee in addition to pre-payment for meals, lodging and classes is required,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk and Deputy Clerk are authorized to attend the Town Clerks Conference in Saratoga, NY, April 27-April 30, 2008, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans authorizes pre-payment for the registration, meals, lodging and classes in addition to submission by voucher for Monday nights meal and round-trip mileage for reimbursement.

RES. #42-08 RESCIND PORTION OF RESOLUTION #130-07 – CAPITAL RESERVES

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

WHEREAS, two inactive Capital Reserve Accounts were closed by resolution on November 26, 2007, and

WHEREAS, the proceeds of these Capital Reserves were returned to the fund that originally financed the project as follows:

Capital Reserve for Landfill	\$18,881.60	General Fund
Capital Reserve for Town Hall	\$32,626.35	General Fund

WHEREAS, in accordance with Paragraph 9, Section 6-C of the Municipal Laws of New York State the restricted nature of these reserves must be maintained,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby rescinds a portion of Resolution #130-07 relating to the Capital Reserve.

Supervisor Hotaling stated a resolution that they passed last month had several components, two of which were listed and added that Municipal Law prohibits transferring those things back to a General Fund but you can designate them for similarly situated projects. He added that by rescinding it, the following resolution takes those funds and establishes a new Capital Reserve Fund for an intended purpose that is consistent with General Municipal Law. He concluded by saying that they have to rescind a portion of what was done previously in order to be able to do what they are going to do in the following resolution.

Councilman Touchette inquired as to if either are subject to a permissive referendum.

Supervisor Hotaling stated that to his knowledge they are not and added that it would only be if they were initially subject to a permissive referendum. He continued by saying that the Capital Reserve for the landfill, which goes back to the early 90's was closed by an Order of Consent and added that he can't speak about the one for Town Hall but will check it out. He concluded by saying that it appears that the law says that it shall be subject to permissive referendum if the authorization of the creation of the fund initially was subject to one, which he cannot speak to from his vantage point now and went on by saying that he would be willing to amend the resolution to include a statement that says in the event that either of the funds were subject to a permissive referendum, then the same shall apply to that particular fund in this transfer.

Attorney for the Town Wukitsch interjected that the wording will work.

Tape change – Some dialect lost.

RES. #43-08 ESTABLISH CAPITAL RESERVE FUND

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

WHEREAS, the Capital Reserves for Landfill and Town Hall have been inactive for several years, the original purpose of the projects have been met, and the remaining balances are no longer needed, and

WHEREAS, in accordance with Paragraph 9, Section 6-C of the Municipal Laws of New York Stat the restricted nature of these reserves must be maintained,

NOW, THEREFORE, BE IT RESOLVED, that the remaining fund balance in Capital Reserve for Landfill and Town Hall be transferred to a new Capital Reserve to be used for acquiring vehicles, equipment, improvements to facilities and construction of new facilities that are the responsibility of the (A) General Town-Wide Fund.

Supervisor Hotaling stated that this is the result of the previous resolution and added that permissive referendum may or may not apply and continued by saying that this is the intended new transfer to a Capital Reserve Fund that is more flexible and used in acquiring vehicles, equipment, improvements and construction of new facilities. He went on by saying that they need to redeploy the resources to more appropriately needed reserves.

RES. #44-08 APPROVE DECEMBER 2007 ABSTRACT

On motion of Councilman Youmans, seconded by Councilwoman Rogers, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – 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 December 2007, Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General	2679-2685	\$1,784.32
	General Total	\$1,784.32
HIGHWAY (D)		
Highway	2686	\$ 82.13
	Highway Total	\$ 82.13
SEWER (SS)		
Sewer	2687	\$ 86.77
	Sewer Total	\$ 86.77
	Total for all Funds	\$1,953.22

Supervisor Hotaling stated that they are about to close out 2007 and added that Bookkeeper Puckett and Accountant Morrison are working to meet the deadline for the Annual Financial Report of March 31st. He went on by saying that there are going to be some transfers to accommodate some of the needs that were left over from the 2007 Budget and added that it is anticipated that the transfer resolution will be prepared for the March 24th Town Board Meeting.

RES. #45-08 APPROVE JANUARY 2008 ABSTRACT

On motion of Councilman Touchette, seconded by Supervisor Hotaling, the following resolution was APPROVED – VOTE – AYES 5 – NAYS 0 – 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 February 2008, Abstract.

FUND	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	87-130,185-188	\$1,246,097.22
General	198-235	\$ 29,863.82
	General Total	\$1,275,961.04
PART-TOWN (B)		
Part-Town Pre-Pay	131-149,189-190	\$ 537,433.57
Part-Town	236-251	\$ 9,085.26
	Part Town Total	\$ 546,518.83
HIGHWAY (D)		
Highway Pre-Pay	150-162,191-192	\$ 100,599.97
Highway	252.286	\$ 17,973.17
	Highway Total	\$ 118,573.14
SEWER (SS)		
Sewer Pre-Pay	163-178,193-194	\$ 22,585.16
Sewer	287-293	\$ 4,631.94
	Sewer Total	\$ 27,217.10
CAPITAL PROJ. (H)		
Capital Projects	294-295	\$ 5,875.00
	Capital Proj.Total	\$ 5,875.00
	Total For All Funds	\$1,974,145.11
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	179-184,195-197	\$ 235,920.93
	Trust & Agcy. Total	\$ 235,920.93

CORRESPONDENCE

New York State Commission on Property Tax Relief

Supervisor Hotaling stated that he was in receipt of a letter from Thomas R. Suozzi, Chairman of the New York State Commission of Property Tax Relief and continued by reading the following excerpt:

“In the Governor’s Executive Order creating the Commission, he charged us with examining the root causes of New York’s property tax burden, identifying ways to make the State’s property tax system fairer and developing a fair and effective school property tax cap to hold the line on property tax growth.”

He continued by saying that the letter indicates that there are going to be Commission meetings in various locations around the state and added that the one closest to us is in Albany on Wednesday, April 23, 2008. He went on by saying that the letter indicates that there are multiple ways that members of government and constituents can get involved.

He concluded by saying that you testify directly, submit written testimony or attend one of their meetings and added that the notice will be placed on the bulletin board in Town Hall as well as encouraging members of the Town Board to attend and participate.

New York State Assemblyman Tedisco

Supervisor Hotaling stated that he was in receipt from a correspondence from James Tedisco, Assembly Minority Leader and added that he suggests from his perspective that families need help now and cannot wait for a bureaucratic Commission appointed by Governor Spitzer to seal their fate. He added that both correspondences are trying to get the same result and added that Mr. Tedisco suggests that they as a governing body should pass a resolution, which he has not read yet and went on by saying that he has put it out there for the Town Board's review at this point. He continued by saying that he wants to see if it make sense as to whether or not it makes sense for them to do either individually or collectively and if so he will put it back on the agenda and if it doesn't they will wait for the work of the Commission to take effect. He concluded by saying that hopefully they will enact not only a budget but within that budget a property tax relief cap.

TOWN BOARD WORKSHOPS / MEETINGS

- Town Board Meeting, March 10, 2008, 7:00pm
- Town Board Workshop, March 18, 2008, 6:00pm
- Town Board Meeting, March 24, 2008, 7:00pm

ADDITIONAL COMMENTS

Supervisor Hotaling inquired as to if there were any additional comments.

Councilman Touchette stated that he wanted to bring to everyone's attention the situation that the Food Pantry's are finding themselves in and added that they are soliciting funds in order to buy more food for the Food Pantry because the amount of food being received from the food bank has declined in addition to less food being donated by companies because there is less damage in packaging. He continued by saying that he would encourage anyone to make donations either in food or monetary funds to help our neighbors that are less fortunate.

Supervisor Hotaling asked if there were any additional comments.

Attorney for the Town Wukitsch stated that there are several road issues that he is working on and added that there is one that he has been working on with Highway Superintendent Deering involving Biers Road, which is basically a road swap. He continued by saying that a piece of property is going to be transferred to the Town and another piece of property being transferred to Mr. Palange and went on by saying that there are certain steps that they need to do before they can complete the process and added that the first is to get a survey done so that they have an accurate description of the properties, which has been completed. He continued by saying that using those surveys the next step is to prepare deeds, which describe the properties and allow the transfers back and forth, which also has been done and in turn the Highway Superintendent has to conduct an inspection of the property and determine whether or not the Town should accept it using State Law and the applicable Town guidelines, which has also been done. He went on by saying that the next step is to get approval from Albany County because the property adjoins a County highway and they need to obtain approval from the Albany County of Public Works, which has not been done and added that the contact has been made by Highway Superintendent Deering with the County and in turn they sent a letter stating that a work permit has been issued and they want all work to be completed in accordance with two different sketch plans and indicated that if the work is not completed in accordance with the plans they will consider it to be a violation of the permit and will impose penalties under Section 136.6 of the Highway Law. He concluded by saying that

they said in the letter that when the Town is ready for an on site inspection by the County to determine whether or not it has been done properly, they are to arrange for that.

Highway Superintendent Deering stated that he had called the County and in turn had spoken with Attorney for the Town Wukitsch.

Attorney for the Town Wukitsch stated that they cannot complete the transaction until the County has signed off and issued an approval based on the on site inspection. He continued by saying that he received a phone call from Mr. Palange's attorney and added that he wants them to understand that they are moving through the process but it is taking some time.

Supervisor Hotaling thanked Attorney for the Town Wukitsch's update and continued by saying that Highway Superintendent Deering had indicated that he had completed his inspection and continued by asking if he had communicated that to anyone. He added that until they get all of the components presented to them as a package, they are not ready to act.

Attorney for the Town Wukitsch stated that was correct.

Supervisor Hotaling continued by saying that as a component it would have to be something from the Superintendent of Highways stating that it meets Town specifications and continued by saying that from his own personal perspective, and has talked to Highway Superintendent Deering about the way that it intersects with the current Biers Road, he finds it difficult to accept it as a safe intersection because it requires someone to make an elbow turn rather than a rounded turn.

Highway Superintendent Deering stated that it is going to be corrected and added that Mr. Palange has put it in writing that he will correct it in the summer time.

Supervisor Hotaling inquired as to if Highway Superintendent Deering's inspection as to whether or not it meets specifications is being held in abeyance until it is done or if it meets the specifications now.

Highway Superintendent Deering stated that it meets specifications now because it is in writing that it is going to be done.

Supervisor Hotaling inquired about accepting it in writing and agreeing that it meets the specifications before the work is done.

Highway Superintendent Deering stated that was true as long as Attorney for the Town Wukitsch agrees with it.

Attorney for the Town Wukitsch interjected that he is just as concerned about that as he is and added that in order for them to accept a formal dedication of the property the County has to sign off on it without any qualifications or any threat of penalties, which he does not have.

Supervisor Hotaling inquired as to if the County's inspection is something that occurs at their intersection of the County road only or if it is the entire length of the road.

Attorney for the Town Wukitsch stated that it is in accordance with certain sketches that they provided to the Town and added that it would be the entire road. He continued by saying that they point out that any variation to the plan or sketches is a violation of the permit.

Supervisor Hotaling inquired as to if there is an inference that there are such violations.

Attorney for the Town Wukitsch stated that he does not know why it would be in the letter and added that the County has to give final approval and until they do he would advise the Town not to accept the deed.

Councilman Touchette inquired as to if they issued the permit in the first place or if it is after the fact they are going to come down and issue a permit and continued by asking if they reviewed the plan before it was built.

Supervisor Hotaling inquired as to if the plans that they reviewed, were ultimately the plans that were used to build the road.

Highway Superintendent Deering stated that Mr. Palange redid the plans and in turn the County saw them and added that it was his understanding that the only thing that they are suppose to look at is the intersection.

Supervisor Hotaling stated that this is not what the County indicated to Attorney for the Town Wukitsch.

Attorney for the Town Wukitsch stated that the letter says that the existing Biers Road must be reconfigured as per the enclosed sketches.

Supervisor Hotaling inquired as to if the sketches depicts the entire road.

Attorney for the Town Wukitsch stated that it shows a culvert plan and section as well as a cross section at a drive-way center line.

Supervisor Hotaling stated that it is a cut into their road like an intersection and added that they are moving it to the other side of the barn, which is the area that the County is concerned with and added that it has to meet with their specifications. He continued by saying that his concern is the other section of the road.

Councilman Boehm inquired as to where the driveway is going to be because there is one on Biers Road as well as the County road.

Highway Superintendent Deering stated that he does not know exactly where it will be.

Councilman Boehm inquired as to if there is any concern about through traffic and people driving through where they use to.

Highway Superintendent Deering stated that it is suppose to be redone and narrowed down and added that it has been confusing. He reiterated that Mr. Palange did put it in writing that he would correct the curve.

Councilman Boehm stated that he is not comfortable with it until he corrects it.

Councilman Youmans interjected that if he were going to spend that kind of money putting a road in he would have had the plans drawn up for the way that it was going to be and inquired as to if the curve was in the plans that they had.

Supervisor Hotaling stated that they did not have any plans.

Highway Superintendent Deering stated that the former Town Board and Town Attorney had the plans.

Supervisor Hotaling interjected that the Town Board did not play a role in approving any of the plans and added that they only looked at them and continued by saying that the plans that they looked at have been altered. He then inquired as to if Highway Superintendent had taken a core sample of the road to make sure that it was built to specifications.

Highway Superintendent Deering stated that he was there watching the road being built.

Supervisor Hotaling stated that it does not answer his question about a core sample being taken and continued by asking if he is convinced that it does anyway.

Highway Superintendent Deering stated that he is and added that he has been around long enough to determine that.

Councilman Boehm continued by saying that he had a question about Oak Street and continued by asking what is holding it up.

Highway Superintendent Deering stated that he thought it was in the works.

Councilman Boehm stated that there was a resident that was concerned and had indicated that she had contacted Highway Superintendent Deering.

Highway Superintendent Deering stated that she did several times.

Supervisor Hotaling inquired as to what she was told.

Highway Superintendent Deering stated that he had gone and spoken with Attorney Michael Biscone and he had said to do whatever they need to do.

Councilman Boehm inquired as to if they need the deed for that.

Highway Superintendent Deering stated that he thought so and added that he's not sure what the need.

Councilman Boehm asked Attorney for the Town Wukitsch as to whether or not they need the deed to proceed.

Attorney for the Town Wukitsch stated that this is something that they are going to attend to.

Highway Superintendent Deering stated that he had wanted to make a cul-de-sac and added that there are too many hands in the pie and now it has been changed.

Supervisor Hotaling stated that it goes back to the sub-division.

Councilman Boehm stated that he remembers it from when he was on the Planning Board and continued by saying that he thinks that there is a time limit and he is concerned that it will expire.

Highway Superintendent Deering stated that he was told that it is 10 years.

Councilman Boehm asked if this is something that they can expedite and get it done before it expires.

Supervisor Hotaling stated that Attorney for the Town Wukitsch has been conveying the information and has been in contact with the prior Town Attorney. He then asked if there were any additional comments.

Chief Darlington stated that the generator has been installed and is up and running and added that he will be getting a price for a remote enunciator so that they can monitor the generator from inside Communications when it is running to make sure that it is not going to overheat or run out of fuel. He continued by saying that the tower and antennas have been installed as well as the anticipated switch over for Communications to be fully operating by March 12th. He went on by saying that there was a question with regard to radio problems amongst other Town departments and added that he wanted to let the Town Board know that they are actively extensively searching for a tower site as well as two new cars being ordered and continued by saying that they lost one of their good cars due to an unfortunate accident.

Supervisor Hotaling inquired as to how the claim process is going for that.

Chief Darlington stated that it has been very slow and added that the Insurance Company is going to look into what the status is.

Supervisor Hotaling asked if there were any additional comments.

Highway Superintendent Deering stated that he had received a correspondence in the mail indicating that the County of Albany is going to be getting the salt for them.

Supervisor Hotaling stated that it seems to say that they order the salt and sand and Mr. Franchini is suggesting that Highway Superintendent not file a requirement letter with OGS because that will also double their delivery and they don't have any place to store it.

Highway Superintendent Deering stated that they won't have storage room to store the Town's salt and added in the past they have ordered the salt and stored it between theirs.

Supervisor Hotaling stated that the letter states that they are going to be ordering all of the salt for the Town and added that our salt is going to be there and there will be room for our salt. He continued by reading the following excerpt:

“Albany County will be ordering all salt and sand for your town for the 2008-2009 snow and ice season. Do not file a requirement letter with NYS OGS for salt as we will not be able to store it in our Coeymans shed”

Supervisor Hotaling continued by saying that when he reads it, it says to him that they are going to be ordering the salt and have room for the salt but if Highway Superintendent Deering puts in another requirement letter there will be an excess of salt that they won't be able to store. He went on by inquiring as to is Highway Superintendent Deering orders anything other than the general salt and sand.

Highway Superintendent Deering stated that he orders salt and won't be ordering anything after this year and continued by saying that he also orders magnesium, which goes in the mixture.

Supervisor Hotaling stated that they are still going to have the salt at the shed but the County will be ordering it and inquired as to if Highway Superintendent Deering had talked to them about how much to order.

Highway Superintendent Deering stated that he will be speaking to them.

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

ADJOURNMENT

Supervisor Hotaling asked for a motion to adjourn the meeting.

MOTION

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

VOTE – AYES 5 – NAYS 0 – SO MOVED

Time: 9:31pm

Respectfully Submitted,

APPROVED:

Diane L. Millious, Town Clerk