

MINUTES BOOKTOWN OF COEYMANS
February 10, 2014 – Town Board Meeting – 7:00pm**

**A Town Board Workshop was held Monday, February 10 2014, at 7:00pm at Town Hall,
18 Russell Avenue, Ravena, New York**

PRESENT: Stephen D. Flach, Supervisor
Peter E. Masti, Councilman
George E. Langdon, IV, Councilman
Kenneth A. Burns, Sr., Councilman

ABSENT: Thomas E. Dolan, Councilman

ALSO PRESENT: Diane L. Millious, Town Clerk
Attorney for the Town Wukitsch

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

OPENING COMMENT

Supervisor Flach stated that the records should reflect the presence of a full Town Board, with the exception of Councilman Dolan who was absent.

AGENDA

- Public Announcements
 - Town Offices Closed, February 17th, Presidents Day
 - Town Board Workshop Cancelled, February 18th
- Presentation
 - National Bank of Coxsackie
- Public Comment
- Approval of Minutes
 - Town Board Meeting, January 13, 2014
 - Town Board Workshop, January 21, 2014
- Resolutions
 - Adopt Local Law 01-14, Repeal Environmental Quality Review
 - Adopt Local Law 02-14, Repeal Environmental Conservation Board
 - Adopt Local Law 03-14, Modification of Planning Board Members
 - Authorize Supervisor to Execute Agreement with EmUrgent Care, PLLC
 - Accept Resignation of Telecommunicator
 - Amend Resolution Establishing ZBA Meeting Dates
 - Amend Budget, Highway Fund
 - Amend Budget, Part-Town
 - Budget Transfer, General Fund
 - Create Line Item in 2013 Adopted Budget, Engineer
 - Authorize Employees to Attend Seminar
 - Authorize Supervisor to Sign Lafarge PILOT Agreement
 - Amend January 2014 Abstract
- Town Board Workshops/Meetings
 - Town Board Meeting, February 24, 2014, 7:00pm
 - Zoning Meeting, February 26, 2014
- Executive Session

PUBLIC ANNOUNCEMENTS

Town Offices Closed – President’s Day, February 17, 2014

MINUTES BOOKTOWN OF COEYMANS
February 10, 2014 – Town Board Meeting – 7:00pm**

Supervisor Flach stated that Town Office will be closed on Monday, February 17th for President's Day.

Town Board Workshop Cancelled – February 18, 2014

Supervisor Flach stated that the Town Board Workshop scheduled for February 18th has been cancelled due to Town Board attendance at the Association of Town's Annual Meeting.

PRESENTATION

National Bank of Coxsackie

Supervisor Flach stated that representatives from National Bank of Coxsackie were in attendance to give a presentation to the Town Board and then invited them to the microphone.

Mr. Jim Carriero stated that the reason why they were present was that they wanted to discuss their banking services for the community and tell them a little about the bank and their tradition.

Key points of the presentation were:

- National Bank of Coxsackie was first chartered in 1852 and has been a very active member of the community since then.
- They have expanded to a number of new communities and they do particularly well in the public sector and offer the traditional checking accounts with no service charges and for municipalities, they offer free checks with no service charges associated with the accounts.
- They offer cash management, which would help the Town put in a system that prevents fraud as well as providing information online about what is going on in the account on a daily basis.
- Of the banks 280 million dollars, 60 million dollars of their assets are invested in General Obligation Bonds, which means that they are active supporters of government in that they buy the debt of government in a very aggressive manner and of 10 bids that town's put out for projects in their communities, the banks will win 6 out of 10 times.
- Traditionally they have bought the debt of the Town of Coeymans, which has been a good investment because of the Town good credit and has a reputation for paying back.

Mr. Carriero concluded by saying that they are looking to bring some of their other services to the Town as well as wanting them to consider bringing back to the bank some of the depository relationship that has left over the past 5-6 years. He then asked Ms. Mandia to go over some of the services that they can and do provide.

Ms. Jane Mandia stated that they could provide tax collecting and would deposit tax payments right away into an account and provide information to the Tax Collector the same day as far as who paid, how much was paid and how it was paid in addition to providing on-line banking, which provides a two-year history with images of checks, and transfers can be made; all for no fee. She continued by saying that National Bank will offer the Town's employees free checking and savings accounts, on-line banking and direct deposit as well as if you obligate your mortgage through a checking or savings account with them they give a privilege to have 40% less on your mortgage as well as car loans and bill payments on-line.

Mr. Carriero stated that with on-line banking there have been a lot of problems with stolen information and added that NBC is very security oriented with double security on deposits with FDIC covering up to \$250,000.00 as well as collateral, mandated by law to cover the deposits as well and in addition there is a security number that changes every seven seconds, which means that the number is only good for one time and good for seven seconds. He continued by saying that if you want to do a wire, you will initiate it but the bank will actually execute it, which is the old fashioned way keeping the liability on the bank. He added that in terms of tax collecting, it is really an assistant to the Tax Collector with the bank having hours on evenings and Saturday, which extends the period of time that people are able to pay their taxes and meets the

MINUTES BOOKTOWN OF COEYMANS
February 10, 2014 – Town Board Meeting – 7:00pm**

Comptroller's requirement that the money is deposited immediately. He went on by saying that their rates on Money Market Accounts are above market right now compared to their competition and are very consistent with it, aggressive on the borrowing side and very good on the deposit side.

Councilman Langdon asked if with on-line banking, it would be possible to be able to upload and export into bookkeeping software that the Town has or if security would not make that possible.

Mr. Carriero stated that he thinks yes but it is a technical question that the person in cash management would have to answer but he is pretty confident that the answer is yes.

Councilman Langdon stated that he knows that a lot is being done manually and to modernize some of it would be wise.

Mr. Carriero stated that it is a great point that he made and they have visited several towns within the last two weeks where they are evaluating new systems and they brought in their systems people to consult with the towns and explained what they are using comparative to what the towns are considering and gave their input, which they don't bill for and they don't tell them who to buy it from but they tell them what hardware and software they would need.

Councilman Masti asked about what happens with bad checks.

Mr. Carriero stated that normally with a business client, when a bad check is deposited, you have to take the money back from the business client and charge a fee for handling but they reverse the service charge, they still bounce the check and send it back.

Supervisor Flach stated that a personal experience with the bank was that his wife had her identity stolen and because the bank knew who he was; the person who called used a telecommunication line for the deaf and knew that his wife was not deaf, questioned it and caught it so nothing happened.

Councilman Burns stated that personally for the past 30 years they have taken very good care of him and have called to tell him how to do something better and they have gone over and above what they had to do.

Mr. Carriero stated that Mr. Warren takes a personal interest in the communities that he serves and when he suggested putting in the proposal the organizations that they contribute money to, Mr. Warren protested and said that he did not think that they should be bragging. He concluded by saying that they are a simple community bank and there is nothing flashy about it and they are committed and stands by their community.

Supervisor Flach thanked Mr. Carriero and then moved to the next item on the agenda.

PUBLIC COMMENT

Supervisor Flach invited the public to comment at this time.

Ms. Regina Palmer stated that she lives at 72 Main Street in the Hamlet of Coeymans and added that after Assemblyman Lopez came to visit he graciously met a group of people at her house and they went down Main Street, Rte. 144 in the Hamlet, which is not in very good condition and there is a lot of truck traffic and she sent to Supervisor Flach an e-mail stating what went on at the meeting in her home. She continued by saying that she has only lived in the Hamlet a couple of years but it sounds like the truck traffic has been an on-going complaint and personally she thinks that it is necessary to do business but it would be nice for the truckers and the community if there was a dedicated truck route. She asked that they Board discuss and look at ways that they might get a dedicated truck route somewhere between Route 144 and Route 9W, which would be beneficial both industrially. She went on by saying that the Town maintains a nice website and keeps it up with some nice data and she came across the Economic Development Strategy of 2007, which contains some really good information and even though

MINUTES BOOKTOWN OF COEYMANS**
February 10, 2014 – Town Board Meeting – 7:00pm

they received money from a grant, nothing was ever put into place and a committee was never established to move forward with the ideas that were in the proposal. She continued by saying that she would like to see that brought back to the table and maybe they could appoint a Chairperson who could find people in the community from the Hamlet, Village and Coeymans Hollow to look at ways that they can build the economy locally and bring the agricultural sector into the community more and how they can build infrastructure into the industrial area to promote businesses wanting to come into the area. She concluded by saying that she would like to see if they could get a proposal of the floor to get a committee together and move forward in that direction.

Supervisor Flach thanked Ms. Palmer and added that he spoke with Assemblyman Lopez who in turn stated that he was going to talk to the Department of Transportation regarding the condition of the road.

Councilman Burns stated that everything has been in place for so long and it will take some time to change those things but he does believe it can be changed and when he bought his house he knew what he was getting into with trucks going by his house.

Ms. Palmer stated that she does not think that it is something that needs to happen overnight and she does not expect it but if it is something that they could move forward towards doing because if they had a truck route through there where they could build infrastructure, it would be nice to develop here.

Councilman Burns stated that he totally agrees.

Supervisor Flach stated that he thinks that there definitely should be some talks between the Port and Lafarge about that because they do have a lot of property from 9W to the river.

Councilman Burns interjected that it would benefit them as much as anyone else.

Ms. Palmer stated that they are looking to the Town to give them tax breaks, which is actually asking the taxpayer to take on more of a burden and in turn they should help the community.

Supervisor Flach thanked Ms. Palmer and then asked if there were any other public comments.

Ms. Nita Chmielewski stated that she lives in Alcove and continued by saying that it was brought to her attention that the Public Hearings were not being televised and because of that she wanted to repeat her comments from the Public Hearings so people are aware of what is going on with the Planning Board and continued by reading the following:

I am against making the Planning Board a five member Board; this Board has had seven members for many years since its inception when it was a joint venture between the Village and the Town. The Planning Board had been working very well up until last year when Town Board members put pressure on Planning Board members to circumvent proper procedures concerning TCI. Because of this interference you lost two very good, knowledgeable Planning Board members. That Board under the leadership of Chairman Foronda followed the rules and regulations. At the present time you have two new members on the Planning Board and you also have a new Chairman. I think you have to give these people time to digest the rules and regulations and make sure they do what is legal for the Town of Coeymans. I think the people of the Town of Coeymans should ask the Town Board members, why do you want to stifle the Planning Board, why not let them do their job. I think you should reconsider changing this law, seven minds are better than 5.

Ms. Chmielewski reiterated what she had said at the Public Hearing and asked that they not pass the laws tonight so that they can digest everything that was said from the people that spoke at the microphone.

Supervisor Flach thanked Ms. Chmielewski and then asked if anyone else wished to speak.

Mr. Bill Better stated that he is an attorney from Kinderhook and is the attorney for TCI and is there with Brian Hemlock who is the Manager of TCI and added that they received Site Plan approval for their new production facility in September 2013, have broken ground and they are

MINUTES BOOKTOWN OF COEYMANS
February 10, 2014 – Town Board Meeting – 7:00pm**

working to move forward with the completion of their project. He continued by saying that he wanted to let them know and that they are happy to be part of the community and as many of them might be aware, TCI made a significant financial contribution to the Ravena Library enabling them to purchase much needed furniture. He reiterated that they are happy to be here and look forward to being a member of the community and they have added new employees to their temporary location and are happy with the way that things are progressing. He concluded by saying that they were happy to participate in the very thorough review that the Planning Board gave their project and they were happy to pay for the engineering services of an outside consultant for the Town, which he thinks was unprecedented and when it is warmer they will have a ground breaking, which he is happy to invite them.

Supervisor Flach thanked Mr. Better and then asked if anyone else wished to speak, hearing none he moved to the next item on the agenda.

APPROVAL OF MINUTES

Supervisor Flach stated that there were two sets of minutes for approval, a Town Board Meeting on January 13th and a Town Board Workshop on January 21st and then asked for a motion to approve them.

MOTION

On motion of Councilman Langdon, seconded by Councilman Burns, the minutes were approved as presented and read.

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

RESOLUTIONS

RES. #046-14 ADOPT LOCAL LAW #01-14 REPEAL ENVIRONMENTAL QUALITY REVIEW LAW

On motion of Councilman Masti, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 0 – ABSENT 1 (Dolan)

WHEREAS, the Proposed Local Law “Repeal Environmental Quality Review Law” of 2014 has been introduced by the Town Board; and

WHEREAS, a Public Hearing was duly advertised in the official newspaper of the Town; and

WHEREAS, said Public Hearing was duly held on February 10, 2014 at 6:00pm at Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to the Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Coeymans after due deliberation, finds it in the best interest of said Town to adopt said Local Law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby adopts Local Law “Repeal Environmental Quality Review Law” of 2014; and

BE IT FURTHER RESOLVED, that the Town Clerk is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Coeymans and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

Attorney for the Town Wukitsch interjected that there had to be a Roll-Call Vote.

Town Clerk Millious continued with the Roll-Call Vote as follows:

Stephen D. Flach – AYE, Peter E. Masti – AYE, George E. Langdon, IV – AYE, Kenneth A. Burns – AYE, ABSENT 1 (Dolan)

MINUTES BOOKTOWN OF COEYMANS
February 10, 2014 – Town Board Meeting – 7:00pm**

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

LOCAL LAW #01 OF 2014

A LOCAL LAW, WHICH DEALS WITH THE REPEAL OF CHAPTER 88 ENVIRONMENTAL QUALITY REVIEW, OF THE CODES OF THE TOWN OF COEYMANS

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COEYMANS AS FOLLOWS:

§ 1 TITLE

This Local Law (Chapter) shall be known as the “Repeal of the Environmental Quality Review Law”.

§ 2 AUTHORIZATION

This Local Law (Chapter) is adopted pursuant to the provisions of New York State Municipal Home Rule Law.

§ 3 INTENT

It is the intent of this Local Law (Chapter) to repeal Chapter 88 of the Codes of the Town of Coeymans as unnecessary and superseded by state law.

§ 4 REPEALER

This Local Law (Chapter) repeals Local Law #3 of 1977, also known as the Environmental Quality Review as adopted on September 13, 1977, now Chapter 88 of the Codes of the Town of Coeymans.

§ 5 EFFECTIVE DATE

This Local Law (Chapter) shall take effect upon the proper filing with the office of the Secretary of State.

RES. #047-14 ADOPT LOCAL LAW #02-14 REPEAL ENVIRONMENTAL CONSERVATION BOARD

On motion of Councilman Langdon, seconded by Councilman Burns, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, the Proposed Local Law “Repeal Environmental Conservation Board” of 2014 has been introduced by the Town Board; and

WHEREAS, a Public Hearing was duly advertised in the official newspaper of the Town; and

WHEREAS, said Public Hearing was duly held on February 10, 2014 at 6:20pm at Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to the Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Coeymans after due deliberation, finds it in the best interest of said Town to adopt said Local Law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby adopts Local Law “Repeal Environmental Conservation Board” of 2014; and

BE IT FURTHER RESOLVED, that the Town Clerk is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Coeymans and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

Town Clerk Millious continued with a Roll-Call Vote as follows:

MINUTES BOOKTOWN OF COEYMANS
February 10, 2014 – Town Board Meeting – 7:00pm**

Stephen D. Flach – AYE, Peter E. Masti – AYE, George E. Langdon, IV – AYE, Kenneth A. Burns – AYE, ABSENT 1 (Dolan)

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

LOCAL LAW #02 OF 2014

A LOCAL LAW, WHICH DEALS WITH THE REPEAL OF CHAPTER 14 ENVIRONMENTAL CONSERVATION BOARD, OF THE CODES OF THE TOWN OF COEYMANS

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COEYMANS AS FOLLOWS:

§ 1 TITLE

This Local Law shall be known as the “Repeal of the Environmental Conservation Board”.

§ 2 AUTHORIZATION

This Local Law is adopted pursuant to the provisions of New York State Municipal Home Rule Law.

§ 3 INTENT

It is the intent of this Local Law (Chapter) to repeal Chapter 14 of the Codes of the Town of Coeymans as unnecessary.

§ 4 REPEALER

This Local Law (Chapter) repeals Local Law #1 of 1973, also known as the Environmental Conservation Board as adopted on April 8, 1975, now Chapter 14 of the Codes of the Town of Coeymans.

§ 5 EFFECTIVE DATE

This Local Law (Chapter) shall take effect upon the proper filing with the office of the Secretary of State.

RES. #048-14 ADOPT LOCAL LAW #03-14 MODIFICATION OF PLANNING BOARD MEMBERSHIP

On motion of Supervisor Flach, seconded by Councilman Langdon, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, the proposed Local Law “Modification of Planning Board Membership” of 2014 has been introduced by the Town Board; and

WHEREAS, said Public Hearing was duly held on February 10, 2014 at 6:24pm at Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to the Proposed Local Law, or any part thereof; and

WHEREAS, the Town Board of the Town of Coeymans after due deliberation, finds it in the best interest of said Town to adopt said Local Law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby adopts Local Law “Modification of Planning Board Membership” of 2014; and

BE IT FURTHER RESOLVED, that the Town Clerk is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Coeymans and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

MINUTES BOOKTOWN OF COEYMANS
February 10, 2014 – Town Board Meeting – 7:00pm**

Supervisor Flach stated that he spoke with the current Planning Board of 5 members and they are unanimously in favor of the law.

Town Clerk Millious continued with the Roll-Call Vote as follows:

Stephen D. Flach – AYE, Peter E. Masti – AYE, George E. Langdon, IV – AYE, Kenneth A. Burns – AYE, ABSENT 1 (Dolan)

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

LOCAL LAW #3 OF 2014

A LOCAL LAW INTENDED TO CHANGE THE TERMS OF MEMBERSHIP OF THE TOWN OF COEYMANS PLANNING BOARD

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF COEYMANS AS FOLLOWS:

§ 1 TITLE

This Local Law (Chapter) shall be known as “The Modification of Planning Board Membership Law”

§ 2 STATUTORY AUTHORIZATION

The Town of Coeymans Town Board is hereby authorized pursuant to Town Law, §271(7) Decreasing Membership, and the Municipal Home Rule Law §10.

§ 3 INTENT

The purpose of this Local Law (Chapter) is to amend §34-5 Continuation; Appointment; Terms; of Town Codes to change the Planning Board membership from 7 to 5 members and their terms to 5 years as follows:

There shall be a continued Planning Board of the Town of Coeymans, appointed by the Town Board. Each member of the current Planning Board was appointed based on the seven members, of which one member expires per year for the next seven consecutive years. There are currently two vacant positions on the existing board. The next members term is to expire on December 31, 2014 shall be appointed to fill the remaining vacant term to expire on December 31, 2019 each member thereafter shall be appointed for five year terms consecutively. This is intended to meet the requirements of Town Law §271 for decreasing membership.

§ 4 SEVERABILITY

If any provisions of this Local Law (Chapter) are held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the Chapter shall remain in effect.

§ 5 CONFLICTS OF LAW

Whenever any Local Law (Chapter), Ordinance or Regulation of the Town of Coeymans, County of Albany, State of New York, or United States of America is inconsistent with this Local Law (Chapter), whichever Local Law (Chapter), Ordinance or Regulation is more stringent shall supersede the less stringent Local Law (Chapter), Ordinance or Regulation.

§ 6 REPEALER

This Local Law (Chapter) shall repeal and replace Chapter 136 of the Codes of the Town of Coeymans.

MINUTES BOOKTOWN OF COEYMANS
February 10, 2014 – Town Board Meeting – 7:00pm**

§ 7 EFFECTIVE DATE

This Local Law shall take effect upon the proper filing with the office of the Secretary of State.

RES. #049-14 AUTHORIZE SUPERVISOR TO EXECUTE LETTER OF AGREEMENT WITH EMURGENT CARE, PLLC

On motion of Councilman Burns, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, the Town Board of the Town of Coeymans has determined that EmUrgent Care, PLLC, located in Coxsackie, New York, is a well suited site for the Town employee’s new hire and random drug screening tests; and

WHEREAS, EmUrgent Care has presented an agreement to the Town of Coeymans for said Occupational Medicine Services for a period beginning January 1, 2014 and continuing on a year by year basis, until such notice of change is given by the Town of Coeymans; and

WHEREAS, EmUrgent Care will mail to the Town each December a new Occupational Medicine Services Agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans hereby authorizes Supervisor Stephen D. Flach to execute the Letter of Agreement with EmUrgent Care, PLLC.

Supervisor Flach stated that the Town is currently using Concentra for this service, their price is a bit more than EmUrgent Care and it was taking employees several hours to have it done and they had to travel twice as far to have it done.

Councilman Langdon interjected that from being in the trucking industry he knows that Concentra was taken over by another company and the service is falling apart.

RES. #050-14 ACCEPT RESIGNATION OF PART-TIME TELECOMMUNICATOR

On motion of Councilman Masti, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, Kelsey Turek has submitted her letter of resignation as Part-Time Telecommunicator in the Town of Coeymans Police Department.

NOW, THEREFORE, BE IT RESOLVED, that the resignation of Kelsey Turek as Part-Time Telecommunicator is accepted effective January 22, 2014. The Town Board of the Town of Coeymans wishes Ms. Turek the best in her future endeavors.

Supervisor Flach stated that he wanted to thank her for her hard work as a Telecommunicator and he believes that she got a full-time job.

RES. #051-14 AMEND RESOLUTION ESTABLISHING ZBA MEETING DATES

On motion of Councilman Langdon, seconded by Councilman Burns, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, the Town Board of the Town of Coeymans established meeting dates for the Zoning Board of Appeals at its Organizational Meeting on January 1, 2104; and

WHEREAS, the resolution is to be amended as follows:

BE IT RESOLVED, that the Town Board of the Town of Coeymans, does hereby set the following dates for the Zoning Board of Appeals Meetings for 2014. Please note that the Zoning Board of Appeals Meetings start at 7:00pm.

February	26	August	27
March	26	September	24
April	23	October	22
May	28	November	25*

MINUTES BOOKTOWN OF COEYMANS**
February 10, 2014 – Town Board Meeting – 7:00pm

June 25 December 23*
 July 23

*Moved to Tuesday due to holiday.

RES. #052-14 AMEND BUDGET – HIGHWAY FUND

On motion of Supervisor Flach, seconded by Councilman Langdon, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, the Town of Coeymans Highway Fund has overspent in 2013; and

WHEREAS, the Town of Coeymans is desirous of correcting the overspending of the 2013 Adopted Budget;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans, does hereby authorize Supervisor Stephen D. Flach to transfer the following amounts to the respective amounts:

Amount	From Account	To Account
\$2,770.90	DB5110.4 – General Repairs	DB1640.4 – Central Garage
\$ 270.00	DB5110.4 – General Repairs	DB4189.4 – Mandatory Testing
\$ 993.38	DB5110.4 – General Repairs	DB5142.1 – Snow Removal, Pers.
\$9,573.07	DB9050.8 – Unemployment Ins.	DB5142.1 – Snow Removal
\$ 89.00	DB5110.4 – General Repairs	DB6410.4 – Publicity
\$2,563.55	DB9060.8 – Health Insurance	DB9030.8 – Social Security
\$4,326.47	DB9050.8 – Unemployment Ins.	DB9040.8 – Workers Compensation

RES. #053-14 AMEND BUDGET – PART-TOWN

On motion of Councilman Burns, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, the Town of Coeymans Part-Town Fund has overspent in 2013; and

WHEREAS, the Town of Coeymans is desirous of correcting the overspending of the 2013 Adopted Budget;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize Supervisor Stephen D. Flach to transfer the following amounts to the respective accounts.

Amount	From Account	To Account
\$5,000.00	B1990.4 – Contingency	B1680.1 – Shared Services, Pers.
\$ 631.40	B3620.4 – Safety Inspector, Cont.	B1680.1 – Shared Services, Pers.
\$ 499.84	B3620.4 – Safety Inspector, Cont.	B1680.4 – Shared Services, Pers.
\$ 198.00	B3620.4 – Safety Inspector, Cont.	B3620.2 – Safety Inspector, Equip.
\$ 128.84	B3620.1 – Safety Inspector, Pers.	B9030.8 – Social Security

RES. #054-14 AUTHORIZE BUDGET TRANSFER – GENERAL FUND

On motion of Councilman Masti, seconded by Councilman Langdon, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, the Town of Coeymans General Fund has overspent in 2013; and

WHEREAS, the Town of Coeymans is in need to correct the overspending of the 2013 Adopted Budget,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby authorize Supervisor Stephen D. Flach to transfer the following amounts to the respective accounts.

MINUTES BOOKTOWN OF COEYMANS**
February 10, 2014 – Town Board Meeting – 7:00pm

Amount	From Account	To Account
\$.16	A1990.4 – Contingency	A1010.1 – Town Council, Pers.
\$ 234.45	A1110.4 – Justice Contractual	A1110.1 – Justice Pers.
\$ 55.96	A1990.4 – Contingency	A1010.4 – Town Council, Cont.
\$ 1,173.23	A1990.4 – Contingency	A1220.1 – Supervisor, Pers.
\$ 280.00	A1990.4 – Contingency	A1220.2 – Supervisor, Cont.
\$ 227.60	A1310.4 – Finance, Cont.	A1310.1 – Finance, Pers.
\$14,762.40	A1430.1 – Human Resource, Pers.	A1310.1 – Finance, Pers.
\$ 28.58	A1410.1 – Town Clerk, Pers.	A1410.2 – Town Clerk, Equip.
\$14,159.10	A1990.4 – Contingency	A1420.4 – Attorney, Cont.
\$ 445.50	A1410.4 – Town Clerk, Cont.	A1460.4 – Records Management
\$ 5,445.42	A1620.4 – Town Hall, Cont.	A1650.2 – Central Comm., Equip.
\$ 896.26	A1620.4 – Town Hall, Cont.	A1650.4 – Central Comm., Cont.
\$11,226.95	A1450.4 – Elections, Cont.	A1650.4 – Central Comm., Cont.
\$ 2,412.20	A1355.1 – Assessor, Pers.	A1650.4 – Central Comm., Cont.
\$ 2,970.49	A1640.4 – Central Garage, Cont.	A1660.4 – Central Storeroom, Cont.
\$ 2,001.58	A3020.4 – Communications, Cont.	A3020.1 – Communications, Pers.
\$10,989.67	A1990.4 – Contingency	A3020.1 – Communications, Pers.
\$ 2,323.04	A8090.4 – Leachate Facility, Cont.	A3020.1 – Communications, Pers.
\$ 757.15	A3010.4 – Public Safety, Admin.	A3020.2 – Communications, Equip.
\$ 500.00	A3315.2 – TSD, Equipment	A3120.1 – Law Enforcement, Chief
\$ 420.51	A3311.2 – STEP, Equipment	A3120.1 – Law Enforcement, Chief
\$ 6,000.00	A3312.2 – STEP, Equipment	A3120.4 – Law Enforcement, Cont.
\$ 2,002.48	A3310.1 – BUNY, Pers.	A3120.4 – Law Enforcement, Cont.
\$ 1,887.89	A3311.1 – STEP, Pers.	A3197.4 – Police Forfeiture, Cont.
\$ 257.70	A3510.4 – Dog Control, Cont.	A3510.1 – Dog Control, Pers.
\$ 900.00	A5010.4 – Highway Admin., Cont.	A5010.1 – Highway Admin., Pers.
\$ 685.80	A1355.2 – Assessor, Equip.	A5010.1 – Highway Admin., Pers.
\$ 4,232.32	A1430.4 – Humans Res., Cont.	A5132.4 – Highway Garage, Cont.
\$ 269.22	A9050.8 – Unemployment Ins.	A5132.4 – Highway Garage, Cont.
\$ 142.92	A1430.2 – Human Res., Equip.	A5132.4 – Highway Garage, Cont.
\$ 188.64	A8810.4 – Cemeteries, Cont.	A6410.4 – Publicity, Cont.
\$ 65.51	A7310.1 – Youth Services, Cont.	A7310.4 – Youth Services, Pers.
\$ 2,834.77	A9040.8 – Workers Comp.	A8510.4 – Community Beaut.
\$ 2,894.34	A9055.8 – Disability Ins.	A8510.4 – Community Beaut.
\$ 87.10	A9089.8 – Employee Benefits	A9045.8 – Life Insurance
\$ 812.90	A9089.8 – Employee Benefits	A9060.8 – Health Insurance
\$ 3,730.78	A9050.8 – Unemployment Ins.	A9060.8 – Health Insurance
\$ 219.78	A9055.8 – Disability Ins.	A9070.8 – Dental Insurance
\$ 175.92	A8810.4 – Cemeteries, Cont.	A9070.8 – Dental Insurance

Councilman Masti stated that he didn't recall doing all of the transfers last year.

Supervisor Flach stated that one of the main reasons that they do it is because there is money not spent in funds that they transfer to funds that have overspent.

RES. #055-14 AUTHORIZE CREATION OF LINE ITEM IN 2013 ADOPTED BUDGET – ENGINEER

On motion of Councilman Langdon, seconded by Supervisor Flach, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, the Town of Coeymans is desirous of establishing a line item for Engineer Costs in the 2013 Adopted Budget; and

WHEREAS, the Town of Coeymans is required to create a budget for such line item;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Coeymans does hereby create the line item B1440.4 Engineer, Contractual.

BE IT FURTHER RESOLVED, that the 2013 Adopted Budget is amended as follows:

MINUTES BOOKTOWN OF COEYMANS
February 10, 2014 – Town Board Meeting – 7:00pm**

Decrease Line Item	B1420.4 Legal Services	\$5,000.00
Increase Line Item	B1440.4 Engineer	\$5,000.00

Supervisor Flach stated that they didn't have an engineer line for the B-Fund and they had to add it because they have some engineer costs.

RES. #056-14 AUTHORIZE EMPLOYEES TO ATTEND SEMINAR

On motion of Supervisor Flach, seconded by Councilman Burns, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, the 2014 Hudson Valley CEO Educational Conference, a Training Seminar sponsored by New York State Building Official Conference will be held April 23-25, 2014 in Poughkeepsie, NY; and

WHEREAS, the Building Inspectors of the Town of Coeymans have requested to attend said Seminar, which will provide the mandatory continuing education credits required for in-service training for Code Officials; and

WHEREAS, a pre-registration fee of \$300.00 per person for classes is required;

NOW, THEREFORE, BE IT RESOLVED, that Larry H. Conrad and Sante DeBacco, Building Inspectors, may attend the 2014 Hudson Valley CEO Educational Conference to be held on April 23-25, 2014 in Poughkeepsie, New York; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Coeymans authorize pre-payment for the registration as well as reimbursement for travel to and from the conference center for use of personal vehicles upon submission of a voucher.

RES. #057-14 AUTHORIZE SUPERVISOR TO SIGN LAFARGE PILOT AGREEMENT

On motion of Councilman Burns, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

WHEREAS, Lafarge Building Materials Inc. (the "Company") has presented an application (the "Application") to Albany County Industrial Development Agency (the "Agency"), a copy of which was presented at this meeting and copies of which are on file at the office of the Agency, requesting that the Agency consider undertaking a project (the "Project") consisting of: (A) the acquisition of an interest in a parcel of real estate located at 1916 Route 9W in the Town Coeymans, Albany County, New York primarily identified as tax parcel 156.-2-1.11(the "Land"), together with an approximately 190,000 square foot cement manufacturing plant, with an annual capacity of 1.67 million tons, and the existing improvements located thereon (collectively, the "Existing Facility"), (2) the reconstruction of the Existing Facility, (3) the construction of new improvements on the Land consisting of the replacement of two existing long wet kilns with a dry process cement-making kiln, including a preheater/precalciner tower/stack structure, a single, inclined cylindrical rotating kiln and clinker cooler operation with an annual capacity of 1.9 million tons, (collectively, the "New Facility") (the Existing Facility and the New Facility hereinafter collectively referred to as the "Facility") and (4) the acquisition and installation therein and thereon of certain machinery and equipment, including substantial pollution control equipment required to meet U.S. EPA and New York DEC regulations (the "Equipment") (the Land, the Facility and the Equipment hereinafter collectively referred to as the "Project Facility"), all of the foregoing to be owned and operated by the Company as a cement manufacturing plant and other directly and indirectly related activities; (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including potential exemptions from certain sales and use taxes, real property taxes, real estate transfer taxes and mortgage recording taxes (collectively, the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency; and

WHEREAS, in connection with the undertaking of the Project, the Company will execute and deliver a certain payment in lieu of tax agreement (the "PILOT Agreement") by and between the Agency and the Company pursuant to which the Company will agree to pay certain payments in lieu of taxes with respect to the Project Facility; and

MINUTES BOOKTOWN OF COEYMANS**
February 10, 2014 – Town Board Meeting – 7:00pm

WHEREAS, the Agency desires that Albany County, the Town of Coeymans (the “Town”) and the Ravena-Coeymans-Selkirk Central School District, as the affected tax jurisdictions with respect to the Project Facility, adopt resolutions approving the terms of the PILOT Agreement;

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

Section 1. The Town Board of the Town hereby (A) approves the terms and conditions of the PILOT Agreement, including but not limited, to the payment terms, and (B) waives the receipt of any notice from the Agency provided for under the Agency’s Uniform Tax Exemption Policy with respect to any deviation by the Agency from its Uniform Tax Exemption Policy with respect to the PILOT Agreement. The payment terms to be contained in the PILOT Agreement are substantially described in Schedule A attached hereto.

Section 2. The Town Supervisor is hereby authorized, on behalf of the Town, to execute and deliver the PILOT Agreement, said PILOT Agreement to contain the payment terms substantially in the form thereof presented at this meeting with such changes, variations, omissions and insertions as the Town Supervisor shall approve, the execution thereof by the Town Supervisor to constitute conclusive evidence of such approval.

Section 3. The officers, employees and agents of the Town are hereby authorized and directed for and in the name and on behalf of the Town to do all acts and things required or provided for by the applicable provisions of this Resolution in order to ensure compliance with such provisions as they relate to the execution and delivery of the PILOT Agreement, and to execute and deliver all such additional certificates, instruments and documents, and to do all such further acts and things as may be necessary or, in the opinion of the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing resolution.

Section 4. This resolution shall take effect immediately.

Councilman Langdon inquired as to if they made sure that the parent company is signing on to this obligation.

Supervisor Flach stated that he is not signing it immediately and there is time to go over everything as well as there is going to be a Public Hearing on February 13th at 7:00pm.

RES. #058-14 AMEND JANUARY 2014 ABSTRACT

On motion of Supervisor Flach, seconded by Councilman Masti, the following resolution was APPROVED – VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

BE IT RESOLVED, that the Town Board, of the Town of Coeymans, does hereby Amend the January 2014 Abstract as follows and indicated in red.

	VOUCHER #	AMOUNT
GENERAL (A)		
General Pre-Pay	1-86,145	\$289,966.90
General	146-213,307-308	\$130,916.11
	General Total	\$420,883.01
POLICE FORFEITURE (A)		
Police Forfeiture Pre-Pay	87-88	\$ 750.36
Police Forfeiture	214-215	\$ 257.40
	Police Forfeit. Total	\$ 1,007.76
PART-TOWN (B)		
Part-Town Pre-Pay	89-99	\$ 16,421.96
Part-Town	216-221	\$ 5,690.70

MINUTES BOOKTOWN OF COEYMANS**
February 10, 2014 – Town Board Meeting – 7:00pm

	Part Town Total	\$ 22,112.66
HIGHWAY (D)		
Highway Pre-Pay	100-111	\$ 74,249.93
Highway	222-273	\$ 33,373.90
	Highway Total	\$107,623.83
SEWER (SS)		
Sewer Pre-Pay	112-133	\$ 38,868.08
Sewer	274-300	\$ 15,434.89
	Sewer Total	\$ 54,302.97
SEWER DEDICATED (SS)		
Sewer Dedicated Pre-Pay	134	\$ 10,145.39
	Special Water Total	\$ 10,145.39
CAPITAL PROJ. (H35)		
Capital Projects H35 Pre-Pay	135	\$350,000.00
	Capital Proj. Total	\$350,000.00
CAPITAL PROJ. (H38)		
Capital Projects H38 Pre-Pay	136	\$ 12,713.36
	Capital Proj. Total	\$ 12,713.36
CAPITAL PROJ. (H39)		
Capital Projects	301-306	\$ 80,439.16
	Capital Proj. Total	\$ 80,439.16
	Total For All Funds	\$1,059,228.14
TRUST & AGENCY (TA)		
Trust & Agency Pre-Pay	137-144	\$360,793.33
	Trust & Agcy. Total	\$360,793.33

Town Clerk Millious stated that a correction had to be made because of a typo and when the numbers change they have to amend the abstract.

TOWN BOARD WORKSHOPS/MEETINGS

- Town Board Meeting – February 24, 2014, 7:00pm
- ZBA Meeting – February 26, 2014, 7:00pm

ADDITIONAL COMMENTS

Supervisor Flach asked if there were any additional comments, hearing none he asked for a motion to adjourn the meeting to Executive Session for a personnel matter.

MINUTES BOOKTOWN OF COEYMANS
February 10, 2014 – Town Board Meeting – 7:00pm**

ADJOURNMENT TO EXECUTIVE SESSION

MOTION

On motion of Councilman Langdon, seconded by Councilman Masti, the Town Board Meeting was adjourned to Executive Session to discuss a personnel matter.

VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

Time – 8:02pm

EXECUTIVE SESSION

Executive Session convened in the Supervisor's Office immediately following adjournment from the Town Board Meeting to discuss a personnel matter. The entire Town Board with the exception of Councilman Dolan was present in addition to Attorney for the Town Wukitsch. Discussion ensued regarding a personnel matter, no decisions were made.

Time – 9:00pm

RECONVENE MEETING AND ADJOURN

Supervisor Flach called the meeting back to order and asked for a motion to adjourn.

MOTION

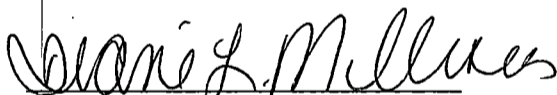
On motion of Councilman Masti, seconded by Councilman Langdon, the Town Board Meeting was adjourned.

VOTE – AYES 4 – NAYS 1 – ABSENT 1 (Dolan)

Time – 9:01pm

Respectfully Submitted,

APPROVED – As Read March 11, 2014



**Diane L. Millious
Town Clerk**