

**MINUTES
OF
THE TOWN OF RENSSELAERVILLE TOWN BOARD
REGULAR MEETING
APRIL 10, 2014**

The Regular Meeting of the Town Board of the Town of Rensselaerville was held on the 10th day of April, 2014 at 7 o'clock in the evening at the Rensselaerville Town Hall, 87 Barger Road, Medusa, NY. The meeting was convened by Supervisor Valerie Lounsbury and the roll was called with the following results:

PRESENT WERE: Attorney Lynn Knapp Blake
Supervisor Valerie Lounsbury
Councilman Robert Bolte
Councilwoman Margaret Sedlmeir
Councilman Gerald Wood
Councilwoman Marion Cooke
Town Clerk Victoria H. Kraker

Also present were Highway Superintendent Randy Bates and Clerk Kim Welsch; Assessor Richard Tollner; Water/Sewer Treatment Officer Doug Story and Committee Member Jack Long; and thirteen interested citizens.

AUDIENCE COMMENTS

Ernest Kuehl informed citizens that the Middleburgh Library will hold their budget vote on April 22, 2014 from noon to 8:00 PM. The budget is an increase of 6.94%.

Marie Dermody wished to note that the Organizational Minutes were not on the website, but that all the other meetings were up to date. She also inquired into the exact meaning of the word 'temporary' in relation to the 'temporary' clerks that were recently appointed. Supervisor Lounsbury explained that this matter will be addressed at the May meeting which would allow some time to review the job descriptions and make certain all necessary details were correct before the positions would be advertised.

NEWSLETTER COMMITTEE

Several options for the newsletter were presented at the Work Meeting by Co-Chairwoman Diana Hinchcliff. Supervisor Lounsbury would like more time to review these options. Councilwoman Cooke is strongly opposed to a newsletter that is not endorsed by the Town, for the main reason that accusations – specifically that the highest paid elected official of the Town only works part-time - have been made by the current 'R'Ville Newsletter' editors. Marie Dermody defended the newsletter and its' editor's stating that every attempt is made to be truthful and if there is ever any question, she

wishes to be notified so any mistake can be rescinded in the next newsletter and a public apology can be made.

Councilman Bolte wanted the public to know that the commercial shredder he offered the Town for \$250.00 was valued in excess of \$2,000.00 and that the R'Ville Newsletter made it look like a Town Board member was selling something to the Town simply because he sits on the Board. Councilman Bolte reminded everyone that he was the one who purchased two Oshkosh trucks for \$1,000.00 a piece and a paver for \$4,300.00 – the same as it would have cost to rent one. Councilman Bolte said instead of nailing someone, a little research should be done so that people can be more honest about things.

A motion was made by Councilwoman Cooke to not take any action on the newsletter at this time and have the Newsletter Committee look into it further; 2nd by Councilwoman Sedlmeir.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

REQUEST FOR USE OF SENIOR/YOUTH BUS

Jason Caprio's request for the use of the Senior/Youth Bus for a trip to the Bronx Zoo was denied. The bus is for senior/youth organizations; shopping trips; transportation for medical reasons, etc. Supervisor Lounsbury's concern was the use of personal child restraints in the bus. The Town's insurance agents' advised that allowing the use of the bus for private outings would be opening the Town up for a serious liability.

A motion was made by Supervisor Lounsbury to deny the request of the bus for the trip to the Bronx Zoo; 2nd by Councilman Wood.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

MINUTES

A motion was made by Councilman Bolte to accept the minutes of the Public Hearing on Olmo Road held on January 7, 2014; the Special Meeting on the Recycling Center held on February 6, 2014; the Special Meeting on the Board of Ethics procedures held on February 18, 2014; the Work Meeting held on March 11, 2014; the Regular Meeting held on March 13, 2014; and the Special Meeting to appoint various temporary clerks held on March 25, 2014; 2nd by Councilwoman Sedlmeir.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

Due to her absence, Supervisor Lounsbury abstained from voting on the three March meetings

ABSTRACTS/ VOUCHERS

General Fund	\$70,355.15
Highway Fund	20,972.28
Lighting District	758.15 (Preston Hollow \$354.75; Rensselaerville \$403.40)
Sewer Fund	416.02
Water Fund	415.62
<u>Trust Fund</u>	<u>3,807.76</u>

Total Abstracts \$96,724.98

A motion was made by Councilman Wood to pay all signed vouchers; 2nd by Councilwoman Cooke.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

TRANSFERS

A Motion was made by Councilman Bolte to accept the following transfer: From ‘General Retirement’ A 89010 to ‘Unemployment’ A 89050 in the amount of \$451.16 to cover unemployment claims; 2nd by Councilman Wood.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

CORRESPONDENCE

Supervisor Lounsbury read a note from the Westerlo Volunteer Fire Department thanking Robert Bolte for his services and the Town of Rensselaerville for the use of the Senior/Youth bus for their Annual Installation Banquet this past January.

MOWING BIDS

Bids for the mowing the Rensselaerville Park, the Medusa Park and the Bayard Elsbree Memorial Park were received from J&R Mowing of Greenville, John Pine of Medusa and Barbara Jaycox of East Durham. Non-Collusive Bidding Certificates accompanied all bids. The bid for all three parks was awarded to J&R Mowing as follows:

Rensselaerville Park	\$1,249.00
Medusa Park	949.00
Bayard Elsbree Prark	<u>3,249.00</u>
Total:	\$5,447.00

A motion was made by Councilwoman Cooke to accept the bid from J&R Mowing at the above mentioned rates; 2nd by Councilman Bolte.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

PORT-A-POTTY BIDS

Only one bid was received for the rental of port-a-potties for the Rensselaerville Park, Medusa Park and the Bayard Elsbree Memorial Park. A Non-Collusive Bidding Certificate accompanied the bid. The bid was awarded to the sole bidder, Royal Flush Portables as follows:

Rensselaerville Park	\$514.50 (April 15 through October 15, 2014)
Medusa Park	514.50 (April 15 through October 15, 2014)
Bayard Elsbree Park	294.00 (Standard Toilet April 15 through July 15, 2014) and; <u>690.00</u> (Handicap Toilet May 15 through October 15, 2014)
Total:	\$2,013.00

A motion was made by Councilman Bolte to accept the bid from Royal Flush Portables at the above mentioned rates; 2nd by Councilwoman Seldmeir.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

REPORTS

SUPERVISOR

1. Supervisor Lounsbury, along with Clerk 1, Sarah Hunt, wishes to attend the Association of Town's school on Annual Town Financing being held on May 8th and 9th, 2014. The cost of the seminar is \$200.00/attendee. Supervisor Lounsbury has volunteered to absorb any and all other expenses associated with attending the seminar for both herself and Ms. Hunt.

A motion was made by Councilman Bolte to allow Supervisor Lounsbury and her Clerk, Sarah Hunt to attend the seminar; 2nd by Councilman Wood.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

2. Supervisor Lounsbury has decided to postpone the advertising of the clerks' positions until the May meeting.

3. Supervisor Lounsbury thanked Councilwoman Cooke for completing the payroll audits for January and February. Councilwoman Cooke reported that everything is in order. Councilman Wood will do the audit for March.

A motion was made by Councilwoman Cooke to accept the Supervisor's report; 2nd by Councilwoman Sedlmeir.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

ATTORNEY

Attorney Blake, substituting for Attorney Fallati this evening, stated that Attorney Fallati has been working on updating the Board of Ethics procedures.

HIGHWAY DEPARTMENT

Highway Superintendent Bates stated his thoughts on the R'Ville Newsletter's publisher's statement that they felt it was okay to make accusations and then if they were determined to be unfounded, they would retract them, seemed ludicrous. Superintendent Bates stated that if any newspaper did that, they would be out of business overnight.

In response to the recent accusation that his job was part-time, Superintendent Bates said his typical work day during the winter months begins at 3:30 AM. If any problems are detected, the Highway Crew can be called in by 4:30; contact with the school district is completed by 4:45; and many times his day is not over until 9:00 PM. Weekends, he is up at 5:00 AM checking roads and calling the Highway Crew in by 6:00 if necessary. In addition, he is checking roads 24/7 for rain, mud, wind damage, potholes and complaints. Supervisor Lounsbury apologized to Superintendent Bates that this has happened and in no way does the Town Board fault him, nor has she had any complaints from any taxpayers other than the remarks that appeared in the R'Ville Newsletter.

1. The Highway Department is now 'summerizing' instead of 'winterizing'; taking care of ditches and snow damage. The Highway will be repairing Smith, Cook, Knowles, Engle, Tanglewood and Bryan Roads; and also Pucker Street.

2. The Town Highway Department has received an additional \$22,000.00 in CHIPS funding as part of the ‘pothole’ mitigation. These funds do not have to be used specifically for potholes.

3. The draft of the Countywide Shared Highway Services Study is 139 pages and is now complete. Superintendent Bates noted some recommendations he thought were very good: the sharing of professional services: legal, engineering and accounting; purchasing specialized equipment and sharing specialized personnel; sharing facilities, fuel and purchasing. The subject of snowplowing was discussed at length: within a three mile radius of Potter Hollow, there are seven jurisdictions plowing snow. If one truck could cover Potter Hollow and plow all Town, County, and State roads it would be a considerable savings. Legal and liability issues still need to be addressed.

4. The Highway Department would like to rent a sweeper for one month from Fink Equipment at the rate of \$1650.00.

A motion was made by Councilman Bolte to allow Superintendent Bates to rent the sweeper from Fink Equipment for one month at \$1,650.00; 2nd by Councilwoman Sedlmeir.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

5. The trucks’ two way radios are now equipped with the Middleburgh Central School’s frequency. Albany County’s Fire and Emergency Medical Services dispatch frequency was also added.

6. The Highway Department will resume their summer hours: ten hour days Mondays through Thursdays commencing April 21, 2014 and continuing through mid October.

A motion was made by Councilman Bolte to allow the Highway Department to resume the ten-hour work day from April 21, 2014 through mid October, 2014; 2nd by Councilman Wood.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

7. The bus will be getting six new tires next week. The tires have been purchased under the State Contract.

Councilman Bolte inquired about the State re-paving Route 85. He noted that the Water/Sewer District has a lot of work ahead of them if in fact the valves/manholes need to be raised up.

A motion was made by Councilman Wood to accept the Highway Superintendent’s report; 2nd by Councilwoman Sedlmeir.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

HIGHWAY MATERIAL, FUEL OIL, AND HEATING UNIT SERVICE CONTRACT BIDS

Highway Superintendent Bates along with Clerk Kim Welsch prepared a spreadsheet depicting the bids he recommends the Town Board accept. The following is

a breakdown of the winning bidders and the materials and/or services which they will be providing. All bids were accompanied by a Non-Collusive Bidding Certificate.

Carver Sand & Gravel: per ton

1A Washed – FOB	\$10.00 * Tied
1A Washed – Delivered to yard	14.15
1A Washed – Delivered to job	14.47
1B Washed – Delivered to yard	11.90
1B Washed – Delivered to job	12.22
1 st Washed – FOB	7.75
1 st Washed – Delivered to yard	11.90
1 st Washed – Delivered to job	12.22
#1 Washed – FOB	7.75
#1 Washed – Delivered to yard	11.90
#1 Washed – Delivered to job	12.22
#2 FOB	7.75
#2 – Delivered to yard	11.90
#2 – Delivered to job	12.22
#3 – FOB	7.75
#3 – Delivered to yard	11.90
#3 – Delivered to job	12.22
Screenings – FOB	6.50
Screenings – Delivered to yard	10.65
Screenings – Delivered to job	10.97
Crusher Run – FOB	6.50
Crusher Run – Delivered to yard	10.65
Crusher Run – Delivered to job	10.97
Light Stone – FOB	9.75
Light Stone – Delivered to yard	13.90
Light Stone – Delivered to job	14.35
Medium Stone – FOB	10.50
Medium Stone – Delivered to yard	15.25
Crusher Run in Place w/Paver	17.40 (<600 tons)
Crusher Run in Place w/Paver	15.60 (>600 tons)
Item 4 Gravel – FOB	7.00
ROB Gravel – FOB	4.90
#1 & #2 Mixed – FOB	7.75
#1 & #2 Mixed – Delivered to yard	11.90
#1 & #2 Mixed – Delivered to job	12.22
19MM Binder – Delivered to job	59.75
Type 6 Top – FOB	55.00
Type 6 Top – Delivered to job	62.75
Type 7 Top – FOB	59.00

	Type 7 Top – Delivered to job	66.75
Cobleskill Stone: per ton	1A Washed - FOB	10.00 * Tied
	Medium Stone – Delivered to job	15.70
	Winter Mix – FOB	88.00 * Tied
	Winter Mix – Delivered to yard	96.00
Callanan: per ton	1B Washed – FOB	7.50
	Type 1 Base – FOB	51.00 *Tied
Albany Asphalt: per ton	Type 1 Base – FOB	51.00 *Tied
	Type 1 Base – In Place	69.00
	Type 3 Binder – FOB	51.00
	Type 3 Binder – In Place	69.00
	19MM Binder – FOB	51.00
	19MM Binder – In Place	69.00
	Type 6 Top – In Place	74.00
	Type 7 Top – FOB	59.00
	Type 7 Top – In Place	77.00
Gorman Bros.:	Winter Mix – FOB – per ton	88.00 *Tied
	Grade CMS-2r	2.60/gal
	GradeCMS-2 – Delivered to job	2.60/gal
	Tack Coat – Delivered to job	4.10/gal
	Liquid Calcium – Delivered to job	.89/gal
	Pavement Reclaimer w/Operator	3,500.00 half day
	Midland Paver or Equal	1,700.00
Peckham:Materials:	Grade CRS-2 – Delivered to job	2.367/gal
	Grade CRS-2p – Delivered to job	2.539/gal
	Chip Spreader w/Operator	1,200.00 half day
	Chip Spreader w/Operator	1,200.00 full day
	10T Pneumatic Roller w/Operator	650.00 half day
	10T Pneumatic Roller w/Operator	960.00 full day
	Pavement Reclaimer w/Operator	3,800.00 full day
	Dust Oil	2.25/gal
Chemung Supply: per linear foot	4” HDPE Pipe Corrugated – Delivered	.36
	6” HDPE Pipe Corrugated – Delivered	.99
	8” HDPE Pipe Corrugated – Delivered	1.94
	10” HDPE Pipe Corrugated – Delivered	3.68
	12” HDPE Pipe Smooth – Delivered	4.99
	71”X103” Arch Pipe Galvanized- Delivered	175.74

	Geotextile Fabric Non-Woven – FOB	.5090
	Geotextile Fabric Non-Woven – Delivered	.5090
JC Smith Inc.: per linear foot		
	Geotextile Fabric Woven – FOB	.3960
	Geotextile Fabric Woven – Delivered	.4050
Pipes Plus, LLC: per linear foot		
	FOB/Delivered to yard	
	12” HDPE Pipe Smooth - Delivered	4.99/5.07
	15” HDPE Pipe Smooth – Delivered	6.57/6.59
	18” HDPE Pipe Smooth – Delivered	9.87/9.90
	24” HDPE Pipe Smooth – Delivered	14.92/15.00
	30” HDPE Pipe Smooth – Delivered	22.82/22.92
	36” HDPE Pipe Smooth – Delivered	29.82/29.55
	42” HDPE Pipe Smooth – Delivered	41.60/41.80
	48” HDPE Pipe Smooth – Delivered	49.89/49.99
James Welsch: per ton		
	Shale	4.75
Main Care:		
	Unleaded Gas (Regular) – Fixed	3.088/gal
	No. 2 Heating Oil – Fixed	3.386/gal
Mirabito:		
	Diesel (Low Sulfur) Fixed	3.2683/gal
	Diesel/Kerosene (Winter) Fixed	3.3463/gal
	Heating Service Contract	289.00/unit
	Additional Labor Rate – Regular Time	89.00/hour

A motion to award bids as determined by Highway Superintendent Bates was made by Councilman Bolte; 2nd by Councilwoman Sedlmeir.
Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

TOWN CLERK

Town Clerk Kraker reported for the month of March as follows:

Town Clerk Department – Total Collected \$805.50

Paid to the Supervisor - \$709.92; the breakdown is as follows:

Clerk Fees	\$106.42
Recycling	9.50
Dog Licenses	122.00
Dog Adoption Fee	62.00
Building Permits	60.00
Zoning	250.00
<u>Senior/Youth Bus Donations</u>	<u>100.00</u>

Total \$709.92

Fees paid to NYS Department of Agriculture & Markets for spay/neuter program-\$20.00

Fees paid to NYS Department of Conservation for sporting licenses - \$75.58

Water Rents paid for the month of March \$5,344.37 which includes \$15.51 in late fees

Sewer Rent paid for the month of March \$3,763.06 which includes \$12.94 in late fees

As of April 8, 2014, a total of \$800,000.00 has been paid to Albany County Department of Finance; and \$7,691.89 has been paid to the Supervisor for late fees.

The credits for the utilities and the State Lands have been received totaling \$64,741.22.

A motion was made by Councilwoman Sedlmeir to accept the Town Clerk's report; 2nd by Councilman Bolte.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

BUILDING INSPECTOR/CODE ENFORCEMENT OFFICER

Building Inspector/Code Enforcement Officer Overbaugh reported one building permit renewal and one wood stove permit for the month of March; and thirteen RV permits thus far for the year. Officer Overbaugh also reminded everyone that there is a burn ban in effect until May 15, 2014.

A motion was made by Councilman Wood to accept the Building Inspector/Code Enforcement Officer's report; 2nd by Councilwoman Cooke.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

ASSESSORS

Assessor Tollner reported that the Assessor's Office has been around Town checking on assessments and if anyone has any questions or concerns to please call the Office. He put a reminder out for Seniors and Farmers to please include their phone numbers on all correspondence and/or forms which they are submitting. Also, the Assessors would like the old Planning Board laptop if that would be possible.

A motion was made by Councilman Bolte to accept the Assessor's report; 2nd by Councilwoman Sedlmeir.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

WATER/SEWER COMMITTEE

Water/Sewer Treatment Officer Story reported for the month of March: 512,000 gallons of water was filtered (an average of 16,500 gallons/day) and 179,500 gallons of sewage was pumped (an average of 5,700 gallons/day). The filter had to be cleaned twice this past month; the filter usually only has to be raked every six to eight weeks. Officer Story has been experimenting and recently has been able to get the water down to between eleven and twelve thousand gallons/ day. This should show a significant reduction in the labor involved to keep the water running. Mr. Story's target is eight thousand gallons/day. The last part of the inspections for leaks can now be done as the weather warms up – there is about 30% to go. Mr. Story will start his education credits soon and because he is also working for Westerlo, the expenses will be cut in half.

A motion was made by Councilwoman Cooke to accept the Water/Sewer Treatment Officer's report; 2nd by Councilman Wood.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

REFUSE/RECYCLING

There is no report for the month of March due to Recycling Coordinator Whitbeck's illness.

CURRENT EVENTS

1. There will be a Blood Drive on April 19, 2014 at the Ambulance Building.
2. Things are moving along with regard to the Town-Wide Picnic. The next meeting will be held at 7:00 PM on April 28, 2014 at the Library. Sergeant Tracy from the Albany County Sheriffs' Department confirmed that the K-9 Unit and Operation Safe Child will be set up at the Picnic.

OLD BUSINESS

1. Meetings to continue the review of the Zoning Regulations need to be scheduled for April 29, 2014 and May 14, 2014 at 7:00 PM.

A motion was made by Councilman Bolte to schedule the meetings for April 29th and May 14th; 2nd by Councilwoman Sedlmeir.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

2. The next meeting to continue the review of the Board of Ethics procedures will be held on May 22, 2014 at 7:00 PM.

A motion was made by Councilman Bolte to schedule the meeting for May 22nd; 2nd by Councilwoman Cooke.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

NEW BUSINESS

1. The quote of \$3,013 from I.T.S. is to replace two PCs, eliminates one PC, upgrade two PCs and to dispose and wipe old equipment. Supervisor Lounsbury will look into giving the Assessor's Office the old Planning Board laptop.

A motion was made by Councilwoman Cooke to authorize Supervisor Lounsbury to sign the quote from I.T.S.; 2nd by Councilman Bolte.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

2. A letter was sent from Brian Wood, Captain of the Albany County Paramedics, announcing the Sheriff's Public Safety Meeting on May 27, 2014 at 5:00 PM in Clarksville. Supervisor Lounsbury and Councilman Bolte will be attending.

AUDIENCE COMMENTS

1. Gail La Plante wanted it on record that despite the weather conditions this winter, the Highway Department has done a fabulous job with the roads.

2. Jack Long cautioned the editors of the R'Ville Newsletter to not to let it turn into a political thing and that if it does, it will be a disaster for everybody.

3. Councilwoman Sedlmeir thanked Councilman Bolte for his hard work cleaning up the gardens and the Ring of Honor.

4. Bob Koenig mentioned that he has had trouble with the neighbor tearing up the new road; Sergeant Tracy will speak to Mr. Koenig about this matter.

EXECUTIVE SESSION

A motion was made at 8:50 PM by Councilman Bolte to go into Executive Session to discuss possible litigation; 2nd by Councilwoman Sedlmeir.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

A motion was made at 9:16 PM by Councilman Bolte to return from Executive Session; 2nd by Councilwoman Sedlmeir.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

ADJOURNMENT

A motion was made by Councilman Bolte to adjourn the meeting at 9:41 PM; 2nd by Councilman Wood.

Motion carried: Ayes (5) Lounsbury, Bolte, Sedlmeir and Wood and Cooke; Nays (0)

RESPECTFULLY SUBMITTED;

Victoria H. Kraker
Town Clerk