

TOWN BOARD  
APRIL 10, 1991

A Public Hearing of the Town Board of the Town of Bethlehem was held on the above date at the Town Hall, 445 Delaware Avenue, Delmar, NY. The meeting was called to order by the Supervisor at 7:30 p.m.

PRESENT: Kenneth J. Ringler, Supervisor  
 Frederick C. Webster, Councilman  
 Robert J. Burns, Councilman  
 Charles Gunner, Councilman  
 Philip Maher, Comptroller  
 David Austin, Administrator, Parks & Recreation Dept.  
 Sharon Fisher, Recycling Coordinator  
 Nan Hinman, Assistant Administrator Parks & Recreation  
 Martin L. Barr, Chairman, Planning Board  
 Ted Wilson, Bethlehem Detective  
 Fred Holligan, Police Lieutenant  
 Bruce H. Secor, Commissioner of Public Works  
 Suzanne Capone  
 Mark Stuart  
 Liz McCoy  
 Red Goyer  
 Chris Thornton  
 Bill Parry  
 Jason Silbergleit  
 Stacey Clark  
 Marla Rosenberg  
 Bob Bangert  
 Terri Davis  
 George Kaufman  
 Jill VanDerLinden  
 Dawn Koony  
 Robin Cramer  
 Jim Cramer  
 Vivek Raul  
 John Smolinsky  
 Eunice Spindler  
 Robert Z. Gottheim  
 Kirsten Bleyman  
 Jennifer Bestler  
 Heather DeFazio  
 Kathy Keenan, News Herald Representative  
 Barbara Hayden, Times Union Representative  
 Mike Larabee, The Spotlight Representative  
 Carolyn M. Lyons, Town Clerk

ABSENT: M. Sheila Galvin, Councilwoman  
 Bernard Kaplowitz, Town Attorney

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Public Hearing  
 Amendment to  
 Traffic  
 Ordinance  
 Stop Sign  
 Carriage Rd.  
 and  
 Village Drive

Supervisor Ringler called the meeting of the Bethlehem Town Board to order and welcomed everyone, particularly the students from the Participation in Government Class, indicating we get more and more at every meeting and this is after the marking period, usually everybody comes to the last meeting. He indicated that the first item on the agenda was a public hearing regarding an amendment to the traffic ordinance for a stop sign at the intersection of Carriage Road and Village Drive with the stop sign to be erected on Carriage Road. The Supervisor asked the Town Clerk to read the call of the hearing.

NOTICE OF PUBLIC HEARING  
 ON PROPOSED AMENDMENT  
 TO THE TRAFFIC ORDINANCE  
 OF THE TOWN OF BETHLEHEM

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Bethlehem, at the Town Hall, 445 Delaware Avenue, Delmar, NY on the 10th day of April, 1991 at 7:30 p.m. to consider amending the Traffic Ordinance of the Town of Bethlehem in the following respect:



due to the sight line if he was correct. The Chairman of the Traffic Safety Committee is here and if anyone has any questions regarding this, you can ask them at this point in time.

First of all does the Town Board have any questions? No questions were asked. The Supervisor then asked if anybody from the public have any questions and again no questions were asked.

Supervisor Ringler then asked if there was anyone who would like to speak in favor of this proposal. No one spoke. He asked if there was anyone who would like to speak in opposition to this proposal and again no one spoke.

The motion was made by Mr. Gunner and seconded by Mr. Webster to close the public hearing at 7:34 p.m. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.

Noes: None.

Absent: Ms. Galvin.

*Carolyn M. Lyons*  
Town Clerk

The regular Town Board Meeting was convened at 7:35 p.m. immediately following the close of the public hearing.

The Supervisor indicated that he would like to entertain a motion to adopt this.

At a regular meeting of the Town Board of the Town of Bethlehem, Albany County, NY held on the 10th day of April, 1991 at the Town Hall, 445 Delaware Avenue, Delmar NY

PRESENT: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.

ABSENT: Ms. Galvin.

The Town Board of the Town of Bethlehem, Albany County, NY does hereby amend the Traffic Ordinance adopted on the 17th day of July, 1968 and last amended on the 23rd day of January, 1991 as follows:

Adopted Amendment To Traffic Ordinance Stop Sign Carriage Rd. and Village Dr.

I. Amend Article I, STOP INTERSECTIONS by adding a new paragraph ffff to read as follows:

(ffff) The intersection of Carriage Road and Village Drive is hereby designated as a Stop Intersection with a Stop Sign to be erected on Carriage Road.

The foregoing amendment to the Traffic Ordinance will take effect ten days after publication.

The foregoing amendment to the Traffic Ordinance was presented for adoption by Mr. Gunner, was seconded by Mr. Burns and was duly adopted by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner. Noes: None. Absent: Ms. Galvin.

WHEREAS, the Town Board has adopted an amendment to the Traffic Ordinance of the Town of Bethlehem, and it is necessary that the said amendment be published according to law,

NOW, THEREFORE, BE IT RESOLVED, that the said amendment be published in THE SPOTLIGHT, a newspaper published in the County of Albany and having a circulation in the Town of Bethlehem on the 17th day of April, 1991.

The foregoing resolution was presented for adoption by Mr. Burns, was seconded by Mr. Gunner and was duly adopted by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner. Noes: None. Absent: Ms. Galvin.

The Supervisor thanked everyone for attending and indicated to Frederick Holligan, Chairman of the Traffic Safety Committee, that he told him this was going to be the easiest one you ever had. Laughter.

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The next item on the agenda was a discussion regarding the Proposed Local Law pertaining to the establishment of Standards of Ethical Conduct for the Officials and Employees of the Town of Bethlehem. For those of them who did not know, Mr. Webster and Mr. Burns as a sub-committee of the Board have been working on a revised legislation for our Ethics Code in the Town of Bethlehem. A public hearing was held on this a month or two ago as he recalls and since that time this has been reviewed by the New York State Commission on Ethics and he would like to ask Mr. Webster to update the Board as to their findings at this time.

Discussion Local Law for Standards of Ethical Conduct

Councilman Frederick C. Webster indicated that briefly after the public hearing was held concerning the Ethics and Disclosure Law for

the Town of Bethlehem, he contacted the Temporary State Commission on Local Government Ethics. This was on the 4th of January and he talked with Counsel Tom McShane about our compliance with the current law which is in effect but which only applies to towns and villages with populations in excess of 50,000 or more. He mailed him our Law and he returned it to me saying that it was fine. As far as the Commission was concerned, it was a fine law. However, if we were going to adopt a Disclosure Statement within our new Ethics Law, we would have to comply with the Law which governs municipalities of 50,000 people or more. So his suggestion to us and he would read just a couple of excerpts from the memorandum from Tom McShane on the 21st of February. This is addressed to Supervisor Ringler. "As I also explained to Mr. Webster, the Commission is continuing to speak out on the need for reform of the ethics laws governing municipalities. The Commission's Chair, Henry Miller, has publicly stated that he believes the financial disclosure form set forth in the General Municipal Law is both unintelligible and unnecessarily invasive. For that reason, the Commission is currently working with its Advisory Board to adopt and develop a comprehensive ethics law which we hope will replace Article 18 of the General Municipal Law. Included in that law will be a disclosure form far less invasive than that which is now required.

Consequently, while I cannot report to you that since we last spoke, the law governing the Town's adoption of a financial disclosure law has been changed, I am optimistic that I will be able to report to you in the near future. Yet, if that is to happen, the Commission will need the support of municipal officials such as yourselves when we make our recommendations to the New York State Legislature. I am, therefore, adding your name to our mailing list" and so forth and he is sending us a copy of the proposed bill. Councilman Webster continued that it was their feeling that this, although they thought originally that it would be coming through by the end of February. With the budget problems that exist down there and probably some of you have heard something about them, it is going to be a little bit longer and he is hoping that there will be something coming out of the Legislature prior to the end of April and certainly by early May, but he definitely feels it will come out during this session. So he has asked that we withhold the passage of this law, because in all fairness it would be somewhat illegal if we were to put the Disclosure Form into it, so he has asked us to withhold and table this until such time as the State Legislature has a chance to act on it. So it is his recommendation that we continue to let it be tabled until such time as we do hear back from him.

Supervisor Ringler indicated when you were looking at these various laws, a lot of other communities have adopted situations similar to what we do, but in reality they are in violation of the State Law. Councilman Webster indicated that this was correct. There was one passed by a local community and he would not give the name but it was within five miles of here, that just was passed within the last month. It isn't nearly as, in our opinion at least, as good as ours, it does not have as complete a disclosure statement but it does have a disclosure statement and as such it is in violation of the State Ethics Act of 1987. We were not aware of this when we were going through this until they contacted us. Supervisor Ringler indicated that they had contacted us in late January asking for copies of everything that we were working on.

Supervisor Ringler asked if there were questions or comments from the Town Board.

Councilman Robert J. Burns stated that the only comment that he would have and he thought that he was as anxious as all of us to move forward with this, but when we are told by the Commission that we would probably be adopting something that would be in violation of an existing Act and that something is coming down the road very shortly that will clear up some matters for us, then certainly we have waited long enough but we could wait a little bit longer, and his only concern would be if this goes beyond May, we might at least want to take our existing Code which has an Ethics Board and people who are no longer in our community and at least update the Board so that people have someone to go to in the event of a problem, so he guessed that we need to wait. Supervisor Ringler indicated that he had looked at this himself because he was considering, as he talked it over with Fred, that perhaps we would just want to upgrade that particular section without disclosure,

however, that particular section is pretty inclusive already and it does not make an awful lot of sense to make changes to that, but your point about getting our Board up-to-date makes a lot of sense and he would concur. Supervisor Ringler asked Councilman Charles A. Gunner if he had any comments or thoughts. Councilman Gunner indicated that he would agree with that.

Councilman Webster indicated that Tom McShane's suggestion was we could extract the disclosure statement and it would be perfectly legal. Supervisor Ringler indicates that he completely agree with their comments, and here was a comment from a recent article of the Empire State Reporter by the staff of the local Ethics Commission "The current disclosure form is twenty-two pages long and makes no sense at all, the Commission wants the Legislature to put a shorter form, perhaps as little as two pages, that would exclude financial data, the current form is so time consuming and invasive that it could discourage people from serving in part-time unpaid positions in local governments, according to the Commission and he thought after looking at it he certainly concurred. The Supervisor asked if anyone would like to offer a motion to table that at this point in time.

The motion was made by Councilman Gunner and seconded by Councilman Burns that the Local Law to Establish Standards of Ethical Conduct for the Officials and Employees of the Town of Bethlehem be tabled until such time as we hear further from the State. The motion was passed by the following vote:

Local Law  
To  
Establish  
Standards  
of Ethical  
Conduct  
Tabled

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent: Ms. Galvin.

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The next item on the agenda the Supervisor indicated that he had forgotten his usual preamble here, at the end of any item, although this is not a public hearing any longer, if anyone has a question as time permits if you raise your hand, we will try to answer it and at the end of the meeting we will open to the floor for any subject that anyone would like to bring to the attention of the Board.

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The next item is a recommendation from the Solid Waste Task Force in regard to the hiring of a Consultant for Engineering Standards and Criteria Review. He asked Mr. Bruce H. Secor, Commissioner of Public Works to make the presentation.

Award  
Proposal  
To Hire  
a  
Consultant  
For  
Engineering  
Standards  
and  
Criteria  
Review

Mr. Secor indicated that we had sent out requests for proposals to four firms and we did receive three proposals back in. The Task Force spent a number of weeks going over this and there were some concerns about some of the information in here and we did do some follow-up and we had some lengthy discussions at the Task Force level, and our final recommendation as he has given it to the Town Board in their memo, that we felt that the firm of Stearns & Wheeler of Cazenovia, NY had the most comprehensive proposal that met all of the points we asked for in our scope of services, and, also, appeared to have the least problems with regard to conflict of interest and actually this firm, the main focus of their company is on municipal work, so we did like the proposal they gave on the report back, the work plan and how comprehensive it was and from the description of how they go about it. The sub-consultant that they recommended is Dr. Holstein. There were a couple of statements in his firm's background that concerned us and we did do some follow-up, he talked with Dr. Holstein himself, we did follow-up with contacting both the New York State Department of Environmental Conservation and through them some people in Broome County who the firm had worked for, and they were very happy and felt that this firm was capable of being scientific and presenting things in an unbiased fashion, and that was one of the things that we had continually looked for, we didn't want to get either someone very much in favor of one particular issue or very much opposed to it. We wanted somebody who would present the facts and then we sort things out for ourselves, so on balance he did not think that we were going to find a firm that is completely pure, we really need someone with experience, and when we looked at people with experience, he thought that you had

to accept the fact that they can work for a number of different clients without not being able to do things in an even handed fashion so to the best of our ability we would recommend this and it was the consensus of the Task Force to recommend this to the Board.

Mr. Secor continued, also in the Memo we took it a step further, there is the other issue of the American Refuel proposal and the scoping session and SEQOR review. We had a number of discussions on that and again the firm of Stearns & Wheeler has a broad enough background, we think can assist us in the scoping review and we are recommending in conjunction with this that we also look at that same firm and some of our feeling on that were that there is a lot of work that is going to have to be done and this whole report and approach really looks at the local conditions, how the local topography, the local traffic patterns, the local air quality issues are going to enter into our permitting system, and in doing all of that local research they certainly should be able to help us with a sight specific analysis, so we felt they would be sufficient to do both of those. The third thing they touched on was the funding, and we realize that the \$35,000 being asked for to do this study and to develop the design criteria, is a chunk of money that we do not currently have appropriated. We are suggesting that a bond anticipation note be issued by the Board and he is recommending that we add an additional \$10,000 to the \$35,000 for this study to allow for additional legal and engineering work to go, once we get the study done, we then have to look at implementation and the implementation is going to require SEQOR review and it is going to involve drafting of actual legislation and there may be some supplemental work that will have to be gone to tie down the loose ends, so he thought if we were going to do it a Bond Anticipation Note, it will be good to give ourselves some leeway so we have sufficient money. There would be none of those funds allocated to the review of the American Refuel proposal. As the Board has discussed, that would be something that would be discussed directly with American Refuel for them to pay on a separate invoice, charges or costs incurred for review of their proposal.

Sharon Fisher is with us tonight, Sharon has been looking for various funding sources, either through Save the Hudson and she can probably throw up some names, but whatever groups that are available that have funds that we might be able to apply to get reimbursement for and would ask Sharon to say just a few words on that because he did not have time to put that in the Memo.

Sharon Fisher indicated that she had contacted about four foundations and or firms so far and of the four two were acceptable to possibly listening to us and reviewing what we need, one in particular she spent a long time with him and he practically told her how to write the letter that we need. She knew that she has not talked to everybody because there seemed to be a lot more funds that foundations set up for governmental processes, for research processes than there ever have been and she has not even looked at all of them yet, so she can continue to do this if that is what they want? Supervisor Ringler indicated that he thought this was a good idea. Sharon Fisher continued and most of the ones that I have found are for large amounts of money. Supervisor Ringler indicated terrific and also anything that we can do as she knew in this current financial situation we have to be watching every penny, he concurred with the idea of borrowing and then having the applicants pay for this to pay off the bonds as we get these applications coming in, he thought that was what he was talking about, correct? Mr. Secor responded, Yes, again the outcome of this should be a permitting process, just as we have a fee system for subdivision review, there should be a fee system for review of Solid Waste Facilities which would generate revenue and then if they went to the operating, they got to an operating period, there should be an operating permit, because it is going to take ongoing monitoring from the Town, the say way we charge for inspections out of subdivision construction, so there is no burden on the taxpayers that whatever time the inspector spends out on the job reviewing construction of that new subdivision is paid for by the developer.

Councilman Gunner asked if, for the benefit of the students in the audience, the Supervisor could give Mr. Secor's and Ms. Fisher's titles with the Town of Bethlehem. Supervisor Ringler indicated for those of you who are unfamiliar with our Town Board meetings, Bruce H.

Secor is Chairman of our Solid Waste Task Force, in addition to several other hats that he wears around here and Sharon is our Recycling Coordinator so these are the people that are leading the governmental effort in attacking the solid waste problem. Thank you Charlie.

The Supervisor asked if the Town Board had any questions. Councilman Webster asked Mr. Secor if he thought there was going to be enough permit funds to liquidate the BANS over a 5 year period. Mr. Secor said to be honest he did not know. He further said there is going to be a permitting system established where the applications come forward and will be reviewed and the revenue will be generated. He said this would be fine but if not he said this may simply have to be paid off on a 5 year or 10 year basis and recoup as best we can. He said it will at least spread the burden out and give an opportunity to recoup the costs.

Supervisor Ringler asked Councilman Burns if he had any questions, indicating he was on the Solid Waste Task Force. Councilman Burns said he followed the review and agreed that Mr. Secor was right. He said the Task Force has really worked on this since they proposed the moratorium and said they have steadfastly been aiming towards getting a proper consulting firm so they this can be moved ahead. He said they just talked about citizen volunteers and not wanting to in any way preclude people through an ethics legislation from serving. He said the group -- which this is not said enough -- they have been meeting 2 and a half years or more. Supervisor Ringler said just in the last few weeks, just to get this proposal before the Board, they had about 3 special meetings. He said this is one reason why the Board did not get this information until this date. Councilman Burns said it has been almost every week and he was talking every two weeks these people, none of whom are paid, other than of course, the liaison and the Public Works Commissioner -- but Liz McCoy and Sharon and some other people who might be in attendance, have looked at this very carefully. He said they really ripped it apart to make sure that the selection of the least biased group was accomplished. He said you will never find someone who has not worked in the area of concerns but he said he would concur with the recommendation. He said there was a lot of discussion about having one consulting firm do both the SEQR process and the consulting work for this project. He said they really worked it out and it really does make sense to have the one agency to do it. He said he would concur with the recommendation of the Task Force.

Supervisor Ringler asked Councilman Gunner if he had any comments. He did not. Supervisor Ringler said the appropriate action at this time by the Board would be to adopt a motion that would adopt the recommendation and authorize the Supervisor to negotiate a contract which would be presented back to the Board prior to the signing. Mr. Gunner made a motion and Mr. Webster seconded it that the firm of Stearns & Wheler of Cazenovia, NY be awarded the contract and the Supervisor negotiate the contract for the engineering standards and permit process for Solid Waste Facilities. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent: Ms. Galvin.

Supervisor Ringler thanked Mr. Secor and extended thanks to the rest of the Solid Waste Task Force.

Supervisor Ringler said the next item was one he added to the agenda recently, since the proposal to eliminate the wet garbage pick-up takes place on April 12 he has received a couple calls with suggestions regarding the Town landfill. He said particularly this came from many people who live within a close proximity to the landfill and go to the landfill maybe once a month with their trash. He said they would like the ability to be able to go to the landfill with a small container of wet garbage without paying the minimum \$1.00 fee. He said after discussion with the Highway Superintendent and Mr. Secor, he was recommending to the Board that in addition to the current fee structure, that there be a system which allows someone to bring a small container of up to 6 gallons of wet garbage in for only \$1.00 fee. He

Set Wet  
Garage  
Fee at  
Rupert  
Road  
Landfill

asked if there were any questions. Councilman Burns indicated the Board had been looking for an alternative and this seems to be one.

Councilman Gunner asked if it was possible for the people who live in the Tri-Village area that may be further from the landfill situation to have with the \$1.00 fee, help defray the cost, by having one central place on a given day or week for drop off of wet garbage. Supervisor Ringler said there was a discussion of this possibility. Councilman Gunner said this sort of opens that up again. Supervisor Ringler agreed and said at that point his recommendation was not because of all the lack of control of something like this and that kind of thing. He further said the one thing that has happened up in this area of Town is that a lot of the haulers have offered proposals for reducing fees to those individuals, seniors and so forth, who generate lesser trash than the others if they want a smaller container to help them offset the cost. Councilman Gunner asked if they have actually made a legitimate offering to them. Supervisor Ringler said they have. Councilman Gunner asked if BFI has offered this. Mr. Ringler said he believed they have but he did not know what their proposal is. Councilman Gunner said he has not seen one and they collect his trash. Supervisor Ringler said they were going to, and he knew one that has specifically without mentioning names, instead of the \$18. they have offered an \$8.00 charge and then the \$1.00 per bag so you can put it out when you want it. He said they sell tickets. BFI, according to the Supervisor, was going to, as he understands it, offer a smaller container for \$12. or \$14.00. Councilman Gunner said if this could be followed through on this, it would be helpful to the people. Supervisor Ringler agreed and he said they will keep checking on this.

Mr. Webster made a motion and Mr. Burns seconded the motion to add to the fee structure a \$1.00 fee for wet garbage disposal at the Town landfill up to a 6 gallon container. The motion was adopted by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent: Ms. Galvin.

Assignment  
of House  
Numbers  
River Road  
and  
Old River Road

Following, according to Supervisor Ringler, was a request from the Department of Public Works for proposed house numbers on River Road and Old River Road. He said this continues the process of numbering the Town in anticipation of the 911 system. He asked if there were any questions.

The motion was made by Mr. Burns and seconded by Mr. Gunner that the following house numbers as proposed by the Department of Public Works be assigned, effective in 6 months.

River Road

Property Owner	Proposed Number
Richard Bohl	11
Big Apple Truck Stops, Inc.	18
Robert and Mary Fulston	175
Barbara Riscavage	177
John and Shirley Bohl	185,187
Theodore and Helen Fritsch	189
William and Shirley Bunt	191
Dominick Valentine	194
Joan Flanigan	201
Victor and Kathryn Manilenko	213
Glenlo Realty Co., Inc.	214
Porfir and Elizabeth Manilenko	215
Victor and Kathryn Manilenko	217
Zina Manilenko	219
Peter and Catherine Depuccio	224
Scott Pitcher	225
Marcello Tile	226
Speros Mamopoulos	239
Niagara Mohawk Power Corp.	380
Niagara Mohawk Power Corp.	454

Air Products and Chemical, Inc.	461
Citgo Petroleum Corp.	495
Sears Petroleum and Trans. Corp.	552,556
Robert D'Anza	563
Samaritan Shelters	593
Gary and Nancy Houck	681
Marie Wiedemann	682,684
Phillip and Martha Teumin	698
Kathryn Ricci	709
Donald and Shirley Dopp	738
Francis Zeronda	746
Francis Zeronda (garage)	749
Harold Grumme	759,761,763
James and Joanne Donato	775
Anthony and Barbara Bunt	783
James and Dolores Fournier	784
Susanne Babcock (or Simmons Rd.)	790
Gloria Tefft	787
Gregory Pascale	801
United States of America(JobCorps)	822
Mary Mocker	885
Edward and Bernard Mocker	889
Edward and Bernard Mocker	895
John and Patricia Cross	899
John and Patricia Cross	903
Martin and Marilyn Cross	913
Maurice and Janet Satin	922
Mildred Shove	937
Robert and Bradie Wentworth	945
Herman and Henrietta Schubert	949
George and Edna Merkley	969
Alice Johnson	973
James Albano	974
Robert and Lona Cambell	983
Frances Bollock	989
Harry and Marion Strokes	993
Mary McHenry	995
John Sekanic	997
Town of Bethlehem (school house)	1003
Jean Lyon	1008
Mary Vanoostenbrugge	1012
B.P.O.E. Elks Lodge 2233	1016
Howard and Henrietta Vagele	1019,1021
Phyllis Wilcox	1039,1049
Michael Zakens	1071
Richard Boissey	1074
William Zakens house 1079, garage	1083
Veronica Fori	1101
Veronica Fori	1103
Alexander and Betti Ortiz	1105
Jeffrey and Tina Sorell	1107
Julie Cipressy	1109
Michael and Darlene Baumes	1110
Francis and Anne Bulger	1111
Bertrand and Ruth Poland	1112
Joseph Jung	1116
John and Mary Hartman	1118
Kevin and Margaret Mackey	1122
Chester and Ruth Barker	1125
William and Patricia McMullen	1133
Paern Boonjamalik	1136
Drobner, Inc.	1141
Gary and Gladys Demarest	1164
Joseph and Shirley Prior	1179
Edward Newkirk	1180
Vint Vanderzee	1182
Edward and Sally Jennings	1184
Edward Jennings	1186
Josephine Twadowsky	1191
Francis Babcock	1199
Carroll Lang	1201
Paul Lovelace	1203
Bernard Mocker	1205
Frank and Joan Haughton	1207

Ralph Gardner	1209
Richard Krakower	1211
Hans and Roberta Warnstadt	1213
George and Rosemary Ostrander	1233
Cornelius and Louise Goes	1234,1244
Michael Zakens	1255
Howard Vagele	1265
Alfred and Sharon Pelton	1269
Burke Distributing Corp. (B&W)	1273
Edward and Elizabeth Helo	1296
Grant and Laurel Thorn	1322
James and Jean Powell	1332
H. Vincent and Sons, Inc.	1339
Jeffrey Vincent	1345
Nan White	1352
Bruce and Mary Ann Shubert	1370
Richard Orsi	1378
Roger Sharrow	1390
Roger and Sandra Sharrow	1392
George Warner	1396
Linda Volker	1403
William and Einie Stine	1406
Herbert Clark	1408
David Soloman	1410
Richard Endreny	1412
Joseph and Elma Disonell	1415
Benjamin Chi	1424
Peter Mulligan	1428
Kenneth and Hope Drobner	1437
Everett and Helen Drobner	1445
Winston and Helen Raynor	1453,1455
Randall and Gail Drobner	1457
Randall and Gail Drobner	1463
John and Cindy Zboray	1479
Robert and Mildred Correll	1485
Francis Asprion	1489

Old River Road

Property Owner	Proposed Number
James and Patricia Walter	26
Beverly Jackson	23
William Spagenburg	29
Leonard Schammann	30
Edward Phillips	35
Marvin and Ruth Gifford	36
Anna Traeger	38

The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.

Noes: None.

Absent: Ms. Galvin.

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Minutes  
Approved

The minutes of the meeting of March 12, 1991 and March 13, 1991, distributed on March 27, 1991, were approved on a motion made by Mr. Burns and seconded by Mr. Gunner. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.

Noes: None.

Absent: Ms. Galvin.

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Public  
Hearing  
Date  
Changed  
Scoop  
Law

The next item was a request from the Supervisor to change the date of the public hearing on the consideration of a change to Chapter 61, Dogs of the Bethlehem Town Code from April 24, 1991 to May 8, 1991 at 8:00 p.m. He noted that since the public hearing was set on the scooper law, he received several phone calls from the residents who started this whole process indicating this is the week that the schools

were closed and a great deal of them are going on vacation and could not be here and speak. The motion was made by Mr. Webster and seconded by Mr. Burns to change the public hearing in regard to the Revisions to Chapter 61, DOGS of the Town of Bethlehem Code to May 8, 1991 at 8:00 p.m. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent: Ms. Galvin.

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Supervisor Ringler said the next item was a request from the Department of Public Works for house number assignment on Jolley Road, Barent Winne Road and Hartman Road. The motion was made by Mr. Burns and seconded by Mr. Webster that the proposed house numbers be approved, effective in 6 months, as follows:

House  
Numbers  
Assigned  
Jolley  
Road,  
Barent  
Winne Road,  
and  
Hartman  
Road

#### Jolley Road

Property Owner	Proposed Number
James and Isabel Mayer	14
Jolley Road Development Corp.	18
Lady Help Christians Cemetery	41
Agnes Ludwig	81

#### Barent Winne Road

Property Owner	Proposed Number
Daniel Prior	5
Vartan Telian	81
Vincent and Sheila Giordano	85,89
Sherry Putney	141
Thomas and Lisa Evans	177
Joel & Margaret Mosher Main House	207,217

#### Hartman Road

Property Owner	Proposed Number
Anthony and Gertrude Heinrichs	5
George and Jane Arnold	15,17
Harlen and Harriet Metz	19
Harlen and Patricia Metz, Jr.	21
Harlen and Harriet Metz	23,25,27
Ronald and Leona Teator	29
George Volk	33
George Volk	39
John and Patricia Manning	51
William & Patricia Hennessey Main	64,74

The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent: Ms. Galvin.

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Supervisor Ringler said the following item was a request from David Austin, Administrator of Parks & Recreation Department for appointment of seasonal personnel.

Senior Laborers at a rate of \$6.50 per hour.

Paul D. Rukwid, Sr. 6 Alden Court Delmar, NY 12054	Bertrand J. Poland R.D. #4, Box 100 Cedar Hill Selkirk, NY 12159
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John R. Devine  
22 North Street  
Delmar, NY 12054

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Laborers at a rate of \$5.40 per hour.

Appoint  
Parks &  
Recreation  
Seasonal  
Personnel

Michael K. Miller 118 Beacon Road Glenmont, NY 12077	Stephen P. Dorsey 39 Peel Street Selkirk, NY 12158
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Laborer at a rate of \$5.60 per hour.

Peter T. Farrell  
75 Dumbarton Drive  
Delmar, NY 12054

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Attendants at a rate of \$4.65 per hour.

Matthew R. Woodside  
325 Elsmere Avenue  
Delmar, NY 12054

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Attendants at a rate of \$4.85 per hour.

James C. Browe 42 Fairlawn Drive Selkirk, NY 12158	John M. DiAnni 15 Vista Lane Selkirk, NY 12158
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Craig K. Christian 19 Venture Terrace Glenmont, NY 12077	Patricia M. Paonessa 31 Pine Street Albany, NY 12203
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Senior Clerk at a rate of \$6.05 per hour.

Heather C. Syrett  
Wildwood Lane  
Selkirk, NY 12158

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Clerks at a rate of \$4.55 per hour.

Christopher J. Black 1738 New Scotland Road Slingerlands, NY 12159	Tracey A. Keyes 3 Werner Avenue Delmar, NY 12054
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Clerk at a rate of \$4.75 per hour.

Michele C. Wright  
185 Adams Street  
Delmar, NY 12054

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Senior Attendants at a rate of \$5.65 per hour.

Keith P. Liston 18 Bridge Street Slingerlands, NY 12159	Amy S. Koretz 21 Huntersfield Road Delmar, NY 12054
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Dennis J. Hudson  
260 Elm Avenue South  
Delmar, NY 12054

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Recreation Program Director at a rate of \$8.45 per hour.

Kimberly L. Zornow  
31 Axbridge Lane  
Delmar, NY 12054

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Senior Attendants at a rate of \$6.05 per hour.

Timothy A. Hansen  
170 Kenwood Avenue  
Delmar, NY 12054

Robert P. Dillon  
84 Jefferson Road  
Glenmont, NY 12077

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Senior Lifeguard at a rate of \$7.30 per hour.

Frederick W.H. Rudofsky  
2 Brookside Drive  
Delmar, NY 12054

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Lifeguards at a rate of \$6.15 per hour.

Louis J. Lazarus  
58 Huntersfield Road  
Delmar, NY 12054

Suzanne K. Pellettier  
164 Kenwood Avenue  
Delmar, NY 12054

Kathleen E. Fish  
284 Elm Avenue  
Delmar, NY 12054

Amy L. Budliger  
36 Groesbeck Place  
Delmar, NY 12054

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Lifeguard at a rate of \$6.15 per hour.

Anthony E. Ferro  
34 Carolanne Drive  
Delmar, NY 12054

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Recreation Instructor II at a rate of \$5.25 per hour.

Suzanne H. Bellacqua  
24 Linton Street  
Selkirk, NY 12158

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Michelle L. Gibbons  
83 Union Avenue South  
Delmar, NY 12054

Kathleen Lanahan  
25 E. Fernbank Avenue  
Delmar, NY 12054

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Recreation Instructor II at a rate of \$5.65 per hour.

Elizabeth A. Buyer  
59 Delmar Place  
Delmar, NY 12054

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Recreation Instructor II at a rate of \$5.85 per hour.

Lisa D. Koch  
34 Delmar Place  
Delmar, NY 12054

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Recreation Instructor II at a rate of \$6.05 per hour.

Graham Sattinger  
491 Stratton Place  
Delmar, NY 12054

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Recreation Instructor II at a rate of \$6.45 per hour.

Margaret Jeram  
45 Tamarack Drive  
Delmar, NY 12054

Kathleen M. Davis  
1 Maywood Road  
Delmar, NY 12054

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Recreation Instructor I at a rate of \$4.70 per hour.

Michelle B. Curtis  
15 Linton Street  
Selkirk, NY 12158

Andrew Finley  
12 S. Helderberg Parkway  
Slingerlands, NY 12159

Colin R. Izzard  
103 Winne Road  
Delmar, NY 12054

Benjamin M. Faulkner  
93 Winne Road  
Delmar, NY 12054

Brian D. Carr  
15 Sheffield Drive  
Delmar, NY 12054

Amy L. Pierce  
35 Maple Avenue  
Slingerlands, NY 12159

Rebecca A. Biggerstaff  
56 Euclid Avenue  
Delmar, NY 12054

Todd J. Turner  
54 Darroch Road  
Delmar, NY 12054

Recreation Instructor I at a rate of \$4.90 per hour.

Molly A. DeFazio  
35 Fairlawn Drive  
Selkirk, NY 12158

Recreation Specialist II (Supervisor) at a rate of \$5.00 per hour.

William Neumann  
15 Daniel Street  
Rensselaer, NY 12144

Recreation Instructor III at a rate of \$7.75 per hour.

Peggy Were-Bolduc  
RD #1, Box 171, Bennett Hill  
Feura Bush, NY 12067

Recreation Instructor III at a rate of \$7.90 per hour.

James C. Yeara  
433 Kenwood Avenue  
Delmar, NY 12054

Recreation Instructor III at a rate of \$8.10 per hour.

Christopher Rutschmann  
1488 New Scotland Road  
Slingerlands, NY 12159

Recreation Instructor III at a rate of \$8.30 per hour.

Kimberly A. Ganley  
437 Kenwood Avenue  
Delmar, NY 12054

John Furey  
88 Roosevelt Avenue  
Schenectady, NY 12304

William Silverman  
16 Euclid Avenue  
Delmar, NY 12054

Jean M. Clark  
9 Crestwood Lane  
Delmar, NY 12054

Larry Yakubowski  
RD#4, Box 237A, Jericho Road  
Selkirk, NY 12158

Recreation Instructor III at a rate of \$8.65 per hour.

David Herrington  
32 St. Stephens Lane  
Scotia, NY 12302

The motion was made by Mr. Gunner and seconded by Mr. Webster for approval of the appointments recommended by Mr. Austin. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.

Noes: None.

Absent: Ms. Galvin.

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Councilman Burns asked Mr. Austin about recruitment this year, asking if there are any anticipated problems. He said he sees only one out of town person on the list. Mr. Burns asked Mr. Austin if he was low on applicants. Mr. Austin said that applications are relatively high this summer. He said he thinks it relates to the economic conditions. Mr. Burns asked if the Scotia resident was hired because of some expertise. Mr. Austin said it was; he was a teacher. Mr. Burns said he was referring to Mr. Herrington. Mr. Austin noted he is a track coach. He said there is a track program scheduled. Councilman Burns asked Mr. Austin as far as parks programs are concerned, if he sees -- he realizes the budget situation and the State aid is not resolved, but did he see a business as usual summer with park programs or did he see any potential impact there. Mr. Ringler said there have been some adjustments made but many of the programs are revenue-generating in themselves. He said they offset the cost of operating them. He said these programs are going on, noting there are a couple things that have been cut, indicating some transportation and things like this. He said Mr. Austin looked at this and realized there were some other alternatives. Mr. Austin said he cut -- as far as ongoing programs, instructional and recreational programs that are ongoing. Established programs have not been touched this summer. He said some special events have been cut because they are relatively expensive and they only last two or three hours. He said some of these have been cut due to budget problems. Mr. Ringler noted as an example, there was a band for the 4th of July, there will be no band. Mr. Austin said there has also been a cut of some of the busing that was provided last summer, particularly children were bused from areas of Town where elementary schools were having work done and the same situation again this summer. He said this is very expensive to do. Mr. Austin said he thought the Department had to be prudent this summer and let parents know where other playground programs are available for the children and they can transport them to the sites that are available.

Councilman Gunner asked if the senior Olympics will cost the Town any money and asked if there might be revenue collected. Mr. Austin asked if Mr. Gunner was referring to the Empire State Games. Mr. Gunner said he was. Mr. Austin said this will not cost the Town any money. Mr. Gunner said this will be a wash or a revenue. Mr. Austin said it actually will help the concession stand. Supervisor Ringler said this is not to say that he will not be asking Mr. Austin to look at certain things. He further indicated if this revenue picture or the sales tax is not up there, there may be cuts necessary. He said there may be a reduction in the hours of service and things like this. He said there is no question that all the issues on the financial end are not resolved yet. He said the revenue stream depends so much on sales tax revenue that it is not totally known at this time. He said a check will be coming in soon for the first quarter but he is not sure that will be very good. He said they are talking about the economy turn around but he will be watching this. He said the one good thing on the sales tax is that the County Executive's office informed him this morning that they will be making this month's distribution based upon the new census data. He said he is hoping even though the revenues due to economic conditions are down, the budget might be reachable because of the better percentage of the distribution.

Supervisor Ringler asked if there were any other comments. There were none.

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Deed  
Acceptance  
Highway  
Purposes  
Beacon Road,  
Anna  
Constantini

Following was a request from the Department of Public Works for acceptance of a deed from Anna Constantini for a strip of land located along the southerly side of Beacon Road for highway purposes pending approval of the Town Attorney, according to Supervisor Ringler.

The motion was made by Mr. Webster and seconded by Mr. Burns that a deed document from Anna Constantini for reconstruction of Beacon Road, Glenmont, NY be and it hereby is accepted as approved by the Engineering Division of the Department of Public Works and will be recorded in the Office of the Albany County Clerk after approval by the Town Attorney. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent: Ms. Galvin.

Councilman Gunner asked if this had been approved by the Town Attorney. Supervisor Ringler indicated this would have to be done before recording.

Award of  
Pipe Bid

Next was a recommendation from the Department of Public Works for award of Pipe Bids. They have three different bids to award here; Corrugated Steel Pipe and Arch, the award to Lane Enterprises, Inc., Plastic Pipe award the bid to Vellano Brothers and Corrugated Aluminum Pipe to award the bid to Vellano Brothers, Inc. The Supervisor asked if there were any questions on that, it could have been a little bit confusing as you read it, some questions may have been brought up so he would try to answer them to the Town Board. No questions were asked.

The motion was made by Mr. Burns and seconded by Mr. Gunner that the bids for Pipe and Pipe-Arch be awarded as follows: For Corrugated Steel Pipe and Pipe-Arch to Lane Enterprises, Inc., for Plastic Pipe to Vellano Brothers, Inc. and for Corrugated Aluminum Pipe to Vellano Brothers, Inc. in each instance the lowest of the bids received and conforming with the specifications of the Town. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent: Ms. Galvin.

Purchase of  
Asphaltic  
Materials  
Under  
State  
Contract

Next was a request from Martin J. Cross, Superintendent of Highways, for permission to purchase Asphalt Materials from the State Contract for the year 1991.

The motion was made by Mr. Webster and seconded by Mr. Burns that at the request of Martin J. Cross, Superintendent of Highways, Asphaltic Materials - A & T Liquids (road oil and Asphaltic Materials - plant mixed bituminous concrete (blacktop) be purchased from the State Contract for the year 1991. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent: Ms. Galvin.

Next was a request from Martin Cross, Superintendent of Highways, for permission to attend the 1991 Highway Superintendents' School to be held in Ithaca, N.Y. with expenses paid. As they knew, this goes against the policy that he had established, however, he was recommending an exception to this policy in this particular case. This is Mr. Cross' twenty-fifth anniversary of attendance at this school and he is being honored at a dinner. It would be very difficult for him not to go when they are honoring him and he would strongly urge that the Board make that recommendation. Councilman Gunner indicated for those

of you who may not know it, he will be retiring this year and it is their last chance to honor him too. Supervisor Ringler indicated, exactly. Councilman Webster stated that Marty Cross just went out as President last year and was also honored.

The motion was made by Mr. Webster and seconded by Mr. Gunner that Martin J. Cross, Superintendent of Highways, be and he hereby is authorized to attend the 1991 Highway Superintendents' School at Ithaca, N.Y. on June 3, 4 and 5, 1991 with expenses paid which includes lodging and registration. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent: Ms. Galvin.

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Next was a recommendation from Martin J. Cross, Superintendent of Highways, to award the bid for the rental of a Large Track Excavator. He recommends that we award this to Contractor Sales of Albany, N.Y. the low bidder, and as you can see for the Item No. 2 he is going to come back with a further recommendation on that at a later time.

The motion was made by Mr. Burns and seconded by Mr. Gunner that the bid for rental of a Large Track Excavator, Item 1 - 1989 or 1990 Fiatallis FH 200 be and it hereby is awarded to Contractor Sales Co., Inc., Albany, N.Y. for the amount of \$990.00 per week or \$4,500.00 per month, the lowest of the bids received and conforming with the specifications of the Town. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent: Ms. Galvin.

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Next was a recommendation from Mr. Bruce H. Secor, Commissioner of Public Works, regarding a request for water service from Mr. and Mrs. Cramer. As the Town Board knows, this was originally on the agenda a while ago and we thought that we had reached an agreement but there was some confusion over it, and in addition to that with the new buffer zone of five hundred feet that is required by the government, it is our opinion, and he concurred, that we reached the agreement that will allow the three taps on lots 2, 3 and 4 and in exchange for the other conditions that the Covenant not to sue and he thought that the Cramer's were here with their attorney and asked if everybody was in agreement as to what we have agreed to at this point in time. Mr. and Mrs. Cramer and their attorney indicated that they did. Laughter. The Supervisor asked if anyone had any questions.

The motion was made by Mr. Gunner and seconded by Mr. Webster that the Town Board agreed to the counter proposal outlined in Mr. Gottheim's letter of March 29, 1991, to provide water service to lots Nos. 2, 3 and 4 at the Mountain View Estates, New Salem in exchange for the conditions outlined in the above-mentioned letter. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.  
Noes: None.  
Absent; Ms. Galvin.

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Next was a request from Kenneth P. Hahn, Receiver of Taxes & Assessments, to make refunds of overpayments of water rents for the month of March in the amount of \$46.48.

The motion was made by Mr. Burns and seconded by Mr. Gunner that refunds of overpayments of water rents for the month of March, 1991 in a total amount of \$46.48 be made to persons whose names appear on the list furnished by the Receiver of Taxes & Assessments and on file in the office of the Town Clerk. The motion was passed by the following vote:

Highway Superintendents' School

Award of Bid Large Track Excavator

Agreement Confirmed Water Supply to Cramer at Mountain View Estates, New Salem

Overpayment of Water Rents March

Ayes: Mr.Ringler, Mr.Webster, Mr.Burns, Mr.Gunner.  
Noes: None.  
Absent: Ms.Galvin.

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Bids  
Rejected  
Police  
Uniforms  
and  
Telecommunicator bid.  
Uniforms

The next item on the agenda was a recommendation from Paul E. Currie, Sr., Chief of Police, to reject the bids for the Police and Telecommunicator Uniforms received on March 19th and request to go to bid for the Uniforms. As you can see he wants to eliminate a couple of items that were in the specifications and wants to combine it into one

Bids  
Uniforms

The motion was made by Mr. Webster and seconded by Mr. Burns that the bids received on March 19, 1991 for Police Uniforms and Telecommunicator Uniforms be and they hereby are rejected and re-bid as one item in The Spotlight issue of April 17, 1991 with the bids to be opened on April 30, 1991 at 2:00 p.m. The motion was passed by the following vote:

Ayes: Mr.Ringler, Mr.Webster, Mr.Burns, Mr.Gunner.  
Noes: None.  
Absent: Ms.Galvin.

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Release  
of Easement  
Norman R.  
King,  
33 Murray Ave.

Next was a request from Bruce H. Secor, Commissioner of Public Works, to approve the request of Norman King of 33 Murray Avenue in regard to an easement located on his premises. As the Town Board could see there is a town easement that goes through this piece of property and the gentleman wants to build a garage which would infringe by a couple of feet on to that easement. Bruce has looked at this and finds that it does not interfere in any way with our intents for using this easement and recommends that we do allow that.

Councilman Burns asked if there was any concern about establishing a precedent or any similar applications that are outstanding. Supervisor Ringler indicated that we have done it before. Mr. Secor indicated that we have received these before and it is on a case by case basis, some of them we can approve and whatever we can do, we do.

The motion was made by Mr. Gunner and seconded by Mr. Webster that the Town Board approve the request of Mr. Norman R. King, 33 Murray Avenue, Delmar, N.Y. to utilize 15 feet of an easement on his property for the construction of a proposed garage. The location of the pipe is such that the Department of Public Works does not feel that there is a problem if the proposed garage infringes some 5 feet into the easement area. The motion was passed by the following vote:

Ayes: Mr.Ringler, Mr.Webster, Mr.Burns, Mr.Gunner.  
Noes: None.  
Absent: Ms.Galvin.

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Trailer  
Camp  
Permit  
Shady  
Grove  
East

Next was a request from John Flanigan, Building Inspector, for renewal of a Trailer Camp Permit for Shady Grove East.

The motion was made by Mr. Burns and seconded by Mr. Gunner that a Trailer Camp Permit be issued to C. D. Wang Enterprises, Inc. to park 28 camp units on the premises located on Route 9W known as Shady Grove East Trailer Park for an amount of \$140.00 and to expire on December 31, 1991. The motion was passed by the following vote:

Ayes: Mr.Ringler, Mr.Webster, Mr.Burns, Mr.Gunner.  
Noes: None.  
Absent: Ms.Galvin.

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Next the Supervisor entertained a motion to have an Executive Session to discuss a personnel matter at the end of this meeting.

The motion was made by Mr. Burns and seconded by Mr. Webster that the Town Board meet in Executive Session following the close of the regular meeting to discuss a personnel matter. The motion was passed by the following vote: Executive Session

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.

Noes: None.

Absent: Ms. Galvin.

Supervisor Ringler asked if there was anything else that anyone would like to bring to the attention of the Town Board this evening? No questions were asked.

The motion was made by Mr. Gunner and seconded by Mr. Webster to adjourn the Town Board Meeting at 8:05 p.m. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Burns, Mr. Gunner.

Noes: None.

Absent: Ms. Galvin.

Supervisor Ringler thanked all for attending the Town Board Meeting and Councilman Gunner indicated to the students present that they had picked a good night.

*Carolyn M. Lyons*  
Town Clerk

No formal action was taken at the Executive Session.