

TOWN BOARD
APRIL 25, 2007

A regular meeting 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 5:30 p.m.

PRESENT: John Cunningham, Supervisor
Daniel Plummer, Councilman
Samuel Messina, Councilman
Kyle Kotary, Councilman
Joann V. Dawson, Councilman
Kathleen A. Newkirk, Town Clerk
James T. Potter, Esq., Town Attorney

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Supervisor Cunningham welcomed everyone to a regular Town Board meeting and invited them to join in the pledge of allegiance.

The Supervisor asked for a moment of silence in memory of New York State Trooper, David Brinkerhoff, who was killed in the line of duty in Margaretville, Delaware County, New York. He thanked everyone.

Supervisor Cunningham welcomed the Participation in Government class attendees.

The Supervisor said before starting with the public comment section, he had a proclamation to read and issue. Mrs. Kay Moody and Mrs. Darlene Ward came forward to receive the Proclamation regarding the new Chapter of Blue Star Mothers of America. He mentioned on Sunday, April 29, the Capital Region Number 2 Chapter of the Blue Star Mothers of America will receive their Charter and be installed. The Proclamation proclaimed Sunday April 29, 2007 as Blue Star Mothers Day in the Town of Bethlehem.

Supervisor Cunningham said the next order of business was the public comment time. Mr. Robert Jasinski, Bender Lane, introduced himself. He said he had a couple items he would like to bring forward and have comment on. Number 1 was the request that the meetings be held at 6:30 p.m. so more people can attend. He noted people come home from work at 5 o'clock and as everyone knows, there is a traffic problem in some locations and to get home sometimes take a few moments along with getting the children fed and everything.

Mr. Jasinski said the second thing was to ask if the agenda will be the same. He asked if public comment will be at the beginning on the agenda items and then on non-agenda items. Supervisor Cunningham acknowledged this request. Mr. Jasinski said otherwise he appreciates anything the Supervisor can do. Supervisor Cunningham thanked Mr. Jasinski.

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Mr. Norman Moran said he saw on the agenda a request to appoint a Senior Planner at a salary of \$50,832. He asked with a Town Planner and a Deputy Town Planner and a Town Planning Board, asking what we need another planner for. Supervisor Cunningham acknowledged this request, noting this is not going to be a press conference. Mr. Moran said he would like to know why we need one. Supervisor Cunningham said the Board would not be answering questions for everybody coming up. He said he would take the question and get back to the person. Mr. Moran asked if they were going to vote on filling the position. Supervisor Cunningham said they are going to vote this evening. Mr. Moran noted the position will be filled regardless of whether there is a need for it or not. Councilman Plummer said that is an agenda item and noted there will be a conversation when that item comes up. He said there will be a response to the question at that time because there will be a presentation on the item. Mr. Moran said that was all right.

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Mrs. Valarie Newell, residing at 25 Wemple Road in Glenmont, had some comments with reference to the CACC agenda item. She said the comments relate to the CACC's request for clarification of the task given by Supervisor Egan given on January 24th. She said Mrs. Egan had noted several things but one thing was many people feel we do not have enough open space while others feel that we do. She said one of the other CACC Member's who cannot be in attendance, Mike Waldenmaier, had repeatedly requested a listing be prepared of recreational areas open to the general public in the Town so that there is a better idea of what is available. She said she believes that is kind of the train of thought that they were on.

Mrs. Newell said she thinks the Memo prepared by Chairman Liebschutz requests the need for clarification as to what the Town Board really wants to see on this map. She said she still feels the need to inform the Board that some of the Members on the CACC feel this map should not include areas where the public is not welcome – in other words, they are private without the express written consent of the landowner. She said she wanted to be sure that people do understand that this was a very hard, working back and forth, even on the group which works very well together. She said they really are not on the same page she thinks.

Mrs. Newell noted at one of the work sessions, Mr. Baum, the people on the staff who would be creating the map had to use as criteria for inclusion, a trespass test. She said if someone could be arrested for being there, then basically it should not be on the map was his feeling. She said she thought that was a perfect test. She said it does not seem to be really popular to the CACC as a whole but she brings it to the Board's attention and ask that it be used as criteria because she does believe that in that way, it doesn't predispose anyone to thinking that an easement that may be a water or sewer easement is actually open as a nature trail for public use. She thinks it is also important for the Town Board to know that Mr. Waldenmaier, Mr. Mead and herself by conference today have come to the conclusion they needed to let the Board know that they do not think that they should be expanding the map in the future to report other categories of uses as noted in the Memo that was prepared, i.e. cemeteries, other religious property, utility property, ag districts or land that was coded as vacant. She said anything that does not pass the trespass test just should not be there because it could be publicly harmful and certainly privately harmful as well.

Mrs. Newell said as the person who administers the Bethlehem Cemetery and deals with the issues related to people using hallowed ground as a park, she was present to state that cemeteries should not be listed now, in the future, ever. She said weekly she deals with people jogging, riding their bikes, and walking their dogs when people are visiting, memorializing and when they are burying. She said she can't tell how distressing that is to families and it should not happen. She said it is not the kids. She said interestingly the kids in the community tend to be fairly respectful. She said they cut through but if they see something going on, they stay away from it. She said she has had joggers in yellow spandex go straight through the middle of a committal and they are grown-ups like we are. She said she wished to beg that the Board consider these things. She said if it is private, it just does not belong a local specific map. She thanked the Board for their attention. Supervisor Cunningham thanked Mrs. Newell.

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Ms. Linda Jasinski said with regard to the map, there has been a large number of people who are against any type of mapping of private property. She said they have said that many, many times during the comprehensive plan and she is hoping that this is not a way to sneak in some type of mapping of their property. She said she herself owns property because she wants to be away from people. She said she has trespassing problems all the time both with 4 wheelers, snowmobilers, fishermen, hunters and kids walking through. She said she does not need that map somewhere where somebody can say -- hey let's go there. So, she reminded the Town Board that they have been very much against mapping private property. Supervisor Cunningham thanked Ms. Jasinski.

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Supervisor Cunningham asked for a motion to close the public comment period. The motion was made by Mr. Plummer and seconded by Mr. Kotary to close the public comment period on agenda items. The motion was passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

Supervisor Cunningham said the next item was to approve the Town Board minutes of April 11, 2007. The motion was made by Mr. Kotary and seconded by Mrs. Dawson to approve the Town Board minutes of April 11, 2007 as submitted. The motion was passed by the following vote:

Ayes: Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.
Abstaining: Mr. Cunningham.

The next item was a request from Receiver of Taxes, Nancy Mendick, to appoint Rita DeGonza, Albany, NY to the position of Account Clerk 1 at a salary of \$29,541.00 effective May 2, 2007. Councilman Kotary asked if this was a full time position. Receiver of Taxes, Nancy Mendick, noted it was a full time position, replacing a full time employee who took another position. Councilman Kotary thanked Mrs. Mendick.

The motion was made by Mr. Plummer and seconded by Mr. Kotary to approve the appointment of Rita DeGonza, Albany, NY to the position of Account Clerk I at a salary of \$29,541 effective May 2, 2007. The motion was passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

The following item was a request from Administrator, Nan Lanahan, Parks and Recreation Department, for approval of seasonal personnel.

The motion was made by Mr. Messina and seconded by Mr. Plummer to approve the appointment of seasonal personnel as listed on the Memorandum dated April 25, 2007 from Nan Lanahan, Administrator, Parks and Recreation Department at the titles and salaries listed. The motion was passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

The following item was a request from Nan Lanahan, Administrator, Parks and Recreation Department, for authorization of Supervisor to sign Clarksville Playground Agreement. Supervisor Cunningham noted this is an agreement between the Town and the Town of New Scotland with regard to the children living in the Town of New Scotland that participate in the Town's programs in Clarksville and this is the agreement for the Town of New Scotland to reimburse the Town of Bethlehem for those programs.

Councilman Dawson asked Mrs. Lanahan to explain in a little more detail exactly what we give, noting it describes personnel, equipment and supplies. She

asked what that meant. Mrs. Lanahan said basically there are 2 staff people on the site so it reimburses the cost of their salaries for the summer. She said they are college age counselors and a playground director who oversees all of the sites so a percentage of that is included. She said all of the arts and crafts supplies are also included. Administrator Lanahan explained they figure out a percentage of the total cost based on how many children participate in the Clarksville area versus how many participate in the rest of the Town in the same program so they are not paying more than their fair share or less than their fair share. She noted there is a formula she works with. Councilman Dawson thanked Mrs. Lanahan.

Councilman Kotary asked about the amount to be reimbursed, noting it reads it would not be more than \$2500 unless the children, family services funding is lost and then it would be \$1074. He asked if typically the Town has been reimbursed in full and if there is an issue with perhaps losing the funding. He said he wondered why that either/or was in the document. Mrs. Lanahan said so far so good, they have not lost their funding for this program that the Office of Child and Family Services reimburses close to \$18,000-\$19,000 overall for all of the programs. Councilman Kotary said this is our funding and not their funding. Mrs. Lanahan said that was correct, noting if the Town lost that funding... She said they are taking into consideration an assumption that we are getting it. She said if the Town lost that, they would want them to help offset that too. Councilman Kotary thanked Mrs. Lanahan.

The motion was made by Mrs. Dawson and seconded by Mr. Plummer to authorize the Supervisor to sign the Clarksville Playground Agreement. The motion was passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

The next item was the acknowledgement of the receipt of the Annual Franchise Fee from Mid-Hudson Cablevision, Inc., in the amount of \$99.82 for the year ending December 31, 2006.

The following item was a request from Assistant Director of Economic Development and Planning, Michael Morelli, for approval of appointment of Senior Planner at a salary of \$50,832. Supervisor Cunningham introduced Robert Leslie who was in attendance. Mr. Morelli noted the Board received Mr. Leslie's resume and this is a revenue neutral request replacing the Deputy Town Planner position that was vacated as of February 8, 2007. Supervisor Cunningham asked if there was an increase in employees. Mr. Morelli said that was correct.

Councilman Messina noted in respect to Mr. Moran's comments, with what is going on in the Town, albeit the Local Waterfront Revitalization Program or the 9W Corridor Study or the New Scotland Hamlet area or the upcoming Delaware Avenue study, seems to him one of the key positions that are needed is another Planner. He said he is very supportive of this.

Councilman Kotary said he wished to echo those comments from Councilman Messina. He added that not only is the position definitely needed but he thinks looking at Mr. Leslie's qualifications, he thinks he will do a great job. He noted he has some great experience locally and throughout the State. He said Mr. Leslie will be a wonderful addition to the team. He said he will support this and welcomed Mr. Leslie to the team.

The motion Mrs. Dawson and seconded by Mr. Kotary to approve the appointment of Mr. Robert Leslie, Colonie, New York to the position of Senior Planner at a salary of \$50,832 effective May 7, 2007 as requested by Assistant Director, Michael Morelli, Department of Economic Development and Planning. The motion was passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

The following item was a request from Director, George Leveille, Economic Development and Planning, regarding clarification of CACC Task 3, Map of Existing Conservation and Recreation Land and receipt of Summary of Comments from CACC public meeting held January 8, 2007. Supervisor Cunningham introduced Libby Liebschutz, Chair of the CACC.

Mrs. Liebschutz said the Memorandum from the CACC was distributed to the Town Board. She said as stated, at the prior meeting on January 24, 2007, there was discussion of tasking the CACC with producing a map of existing areas of green spaces in Town or park land in Town. She said at one point, the term passively green space was used. At their initial meeting of the CACC to discuss this task, Mrs. Liebschutz said they very quickly discovered that it engendered a lot of confusion and concern because of the many issues surrounding maps and open space and the purpose of this task. She said they had several meetings at which they have had extensive discussion of the possible uses to which you might put this map and why they think this map might be wanted. She said they have proposed a clarification of the task to the Board but, of course, they are just an advisory committee and they will do whatever the Board wants them to do.

Mrs. Liebschutz said as was indicated during the comment period, there is tremendous concern that any map that might be produced to meet the request of the Board might somehow be taken by members of the public as a map of places they can go and hike or drive their ATVs or recreate. She said there is also enormous sensitivity in general to mapping of private property with some sort of designation that it might in the future be desirable to designate that property as open space in the community. She said they are very sensitive to that concern and they have tried to propose something that would not involve mapping private property or suggesting that these are places where the public can go recreate. She said in the Memorandum they have suggested that a map be produced for the Board that does not purport to be a map of open space but is just a map of some designated categories of space which would be open to public access or are spaces that have been legally designated as conservation lands that cannot be developed. She said the other category was private recreation areas, such as Normanside Country Club or the soccerplex based on a thought that those are places the public can for a fee or membership people can go recreate but that might be looked upon as future public recreation resources if there was a change in the status of those properties or they went on the market. Mrs. Liebschutz said they had proposed to do this according to the codes that are used by the State office of Real Property Services and that the map very clearly state that not all these properties are open to public access but rather are just properties of these designated categories.

Chairman Liebschutz said after some further discussion as stated in the Memo, there is the possibility in the future that you might want to expand this project probably not in the form of a map but rather as we propose in the Memo in the form of something like a pie chart if you were interested in having further information about other properties in the Town that are also not subject to development, such as properties that are subject to an easement from the power company or a gas line. She said that would be the Board's call as to whether they would like to take that further.

Mrs. Liebschutz said there is also some concern that even if they were to undertake this second project it would be by no means a formal inventory of open space in Town. She said for one thing they would be using the Office of Real Property codes on a parcel-by-parcel basis which does not capture whether a given parcel has buildings on it or not necessarily and would not be the kind of sophisticated map that a geographer would suggest is a map of open space. She said they understood the Board to want this preliminary step to, perhaps, assist it if at some point in the future it comes up for discussion whether the Town should then proceed to develop an open space plan, this might be a tool that could assist

the Board in that discussion. She said if and when the Board decides to do an open space plan, at that point, decisions can be made as to whether such a plan would involve a map but this would not be that map.

Mrs. Liebschutz asked if there were any questions. Mr. Leveille said he wanted to respond to Mrs. Newell's comments. He said it does expressly indicate in the Memo that recognizing community concerns about the mapping of private property, they would suggest that prior written permission would be received from any private property owner before they would be included on the map so they are fully knowledgeable that they are being included. Supervisor Cunningham thanked Mr. Leveille.

Councilman Kotary commented that the intent as he saw it was to review and come up with a map of undeveloped land, as opposed to open and free to the public. He said he thinks there are 2 different things being thrown into this basket, perhaps. He said one is what land is available for public use seeing this as something separate and call it that. He said he thinks the initial intention was to have a sense for what land is currently being protected as open space – land conservation, lands from Five Rivers to lands of the Mohawk Hudson Land Conservancy owns, etc. – so they are private, not personal private but private entities. He said and land that is let's say, undeveloped or open in the sense that it's not open for public use but it just hasn't been developed yet and he thinks that was the goal. He said he appreciates the concerns that people have with regard to personal, private information getting out to the public. He reminded everyone that all of the information that people fear will get out, is already out. He said there are well defined boundaries for every piece of property in Town, noting that is public information. He said there is assessment information that now, at the request of the public, has been put on the website so information can be looked up on any parcel. He said speaking for himself, his intent in giving this recommendation or assignment to the CACC was to not get categories of land that is open for public use but to simply take a look and see what is out there. He said see what hasn't been developed and put that on a map. He said it does not have to be categorized, personal information can be protected but just knowing what is out there and what land adjacent to existing conservation land might be out there and available. He thinks that was where the Board was going.

Councilman Plummer said the sensitivity is the history of this because the comp plan has its history as to how it evolved and how it ultimately happened. He said he thinks throughout the whole process the rural landowners were constantly saying that one of their biggest concerns, and he agreed with it, was the mapping and if they do not want to have their land mapped, it should not be. He said philosophically he agreed with them on that. He said it seems as though every time there are recommendations to do more to try to get to an open space plan or to try to inventory the public land, it seems as though there is always a concern and the rural landowners are coming back. He asked if there was an effort within CACC to map the private rural landowners land. Chairman Libschutz said there is not, absolutely not.

Councilman Plummer said that was number one and number two, is the goal here to get to a point that we have a plan to do an open space plan or is the goal. Mr. Leveille said it was. Mr. Plummer asked if that was the ultimate goal. Mr. Leveille said that is specifically mentioned in the Memo near the end that they saw this as sort of a step precedent to starting an open space planning process. Councilman Plummer said when you look at the recommendations, essentially it includes parcels that are effectively open space and will not be developed. Mrs. Libschutz said in most cases. She said some properties could.... Mr. Leveille said some recreation areas are zoned like, for example the soccer plex is zoned for certain type of development, they could sell that – Normanside Country Club could be sold, it's a private entity – but that would be the only ones on the list that would be potentially a developable site. He said most of the other conservancies are, in fact, already dedicated to permanent conservation.

Councilman Plummer said then we effectively have an open space plan, not a plan but we effectively have parcels that are open space. Mr. Leveille said yes.

Mr. Plummer said what this will do is to inventory those so they will all be in one repository of some sort. Chairman Liebschutz and Mr. Leveille agreed. Mr. Leveille said really that is the extent of it. He said some of the members thought it might be useful to provide an indication of how many acres of vacant land are on the tax rolls. He said one of the difficulties in trying to map vacant land is that parcel that has a home on it that has 50 acres, is that a vacant parcel or is it a parcel with one house on it. He said that owner may own a parcel next door and is that part of the homestead or is that a vacant piece of land. He said it is very difficult until you really find based on the comp plan, the willingness of that owner to submit their property to open space protection which is really the premise, he thinks, that the CACC is even operating under. Councilman Plummer said he can see why certain members of the rural land community would have a concern if members wanted to inventory what is out there. Mr. Leveille said they try not to use that word. Councilman Plummer said he was sorry but at the same time he thinks there is an opportunity to somehow reach out to rural landowners to see if there is an interest in having their property be included in the prospect of an open space plan. Mrs. Liebschutz said they have been working on that within the CACC. She said they have good representation by rural landowners on the CACC and frankly it was her understanding that everyone on the CACC was comfortable with our recommendation to the Board as this project is defined in this Memorandum. She said certainly there is, of course, a big difference between your concept, Mr. Plummer, of mapping something that is already preserved which is sort of what they proposed as opposed to Mr. Kotary's notion of undeveloped land. Councilman Plummer said there is a big difference there. Mrs. Liebschutz said it was far broader and they very quickly began to struggle with even what that means -- is a farm undeveloped land, is the soccer plex undeveloped land -- which is why at least in this initial step where they do not even have direction -- the Board has not decided to pursue an open space plan, they are proposing a very narrow project at this stage.

Mr. Leveille said Mr. Plummer also said something that is very important, it is a segway to the other part of their presentation and that's the comments on our workshop on January 8th on the open space funding programs and one of the follow-up actions that the CACC has asked us to do is to actually reach out to as many of the attendees as came to that as possible to remind them we had the workshop, do they have questions, would they like to learn more and maintain dialogue with the large property owners in Town with the idea that some will come forward who would be interested in putting their property into conservation.

Councilman Plummer said that he thought that was great and he thinks his recommendation would be to do it slowly and the way you have outlined here but limit it as much as possible to what you have here. He said he thinks that is a positive because it effectively is land that is going to stay open space presumably. He said he cannot see it being developed for the most part but they will have that as a map or a listing and then as much as they can talk with willing landowners to find out if there is an interest in them adding their land to this map. He said there are incentives out there and he knows from the workshop this summer, he noticed that is the next item on the agenda. He said there are groups and he knows the American Land Institute is one of the groups and one of the recommendations in the Memo was to have the Town possibly purchase development rights. He noted there are groups that do this. He thinks there should be follow-up there also. He said they are financed very well and that is what they do is purchase development rights. He said sometimes large property owners are much more willing to talk to someone like that rather than the Town about property rights. He thinks these are the kinds of things that may help. He said he would be supportive of what was outlined in the Memo as the first phase.

Councilman Plummer said he again continues to emphasize the sensitivity because this has been an issue for a long time.

Chairman Liebschutz said they have actually discussed at their recent meetings following up with everyone who came to or January 8th session with perhaps another mailing. She said they have also talked about potentially sponsoring workshop at some time in the future to disseminate information to

interested landowners about how they might take advantage of some of these programs and connect them with groups not just the one mentioned.

Councilman Kotary said he would like to actually clarify a couple of points and ask a couple of questions. And, one is actually... I am not that far from Councilman Plummer's position in that he does think you need willing landowners. He said the never said we should put people who object to having their property placed on this map that we should go ahead and do this, we should not. He thought what he was driving at before was we need to clarify and it sounds like the CACC was struggling with is it open space for public use or is it open space for protection. He said he thinks it should be up to private landowners to decide if they fit into one of those categories or both whether or not they want to participate but all he was making was the point that it is helpful to not only see those lands that we already know are in existing conservation and other forms of protection and lands that could be. He said so he agrees and they should work with landowners and get their approval before anything is done.

Councilman Kotary said also again, when it comes to open space and the difference between public use or again, land that is as he said, undeveloped. He said that comes more under the category of protection, noting there is a listing of potential future categories – cemeteries, religious property, water, sewer, etc. – as far as, he looks at these categories and they are already being used. He said so again, in terms of protection versus public use, a decision has to be made as to the intent. He said if the open space and perhaps, Chairman Liebschutz from the Committee's perspective and Mr. Leveille kind of in terms of a potential plan and where we are heading in that, is it more a plan that will be a system of conservation land and pedestrian walkways and things of this type or is it simply protecting green space, land conservation/preservation. He said if it is the latter, there is no need for the second category because there are already things in or on the ground in those locations.

Mr. Leveille said in the appendix to their report, Open Space Funding Programs, they listed the type of criteria that communities and organizations that are engaged in conservation typically look at in defining their priorities for protection and they range from recreation to trails to natural environments to scenic vistas and so he thinks early in the process determining what the Town of Bethlehem's context for open space protection is, they would begin defining what are the categories even before parcels are identified. He said one of the things that are important to this community and uniquely this community and they would then establish priorities. He said they would probably wind up with a balance of lands that would be desirable from an environmental point of view, those that would be recreational orientated, those that might be designed to mitigate congestion and other types of development pressure and these could be prioritized so that as the Town implemented open space protection, it would have a set of priorities upon which to seek funding and resources. He said those types of things would be a next step. He said here they simply want to put on the map what already exists that are protected for conservation with or without public use or existing parkland, as simple as that. He said he thought everyone agreed it is a reasonable task and is a good starting point for looking at the Town in general and then determining later on what type of other open space assets the Town is interested in protecting.

Councilman Messina said he wanted to make one or two comments. He said the first one is that CACC has carried out the charge that was given by the Town Board. He said from his review, he thinks this was done in a balanced and sensitive way. He said when he sees language written into the Memorandum that says we recognize expressed community concerns about the mapping of private property and would obtain prior written permission from any individual private property owner before including his or her property on the map, he thinks that is pretty strong language. He said he contacted Mr. Leveille to ask if that constrains from proper planning for our Town. He said he thinks proper planning in a holistic way is important too. He said he thinks this meets to balance and the commitment that Councilman Plummer and others were talking about on sensitivity to the rights of property owners, as well as, leading to potentially an open space plan.

Councilman Messina said the other one he would like to mention is that when sitting with a Memorandum from CACC, he is believing that the Members of CACC bought into that Memorandum. He said this is not the first time he has seen this phenomenon of different perspectives. He said this is okay indicating there is another way to handle this. He referred to Chairman Liebschutz's indicating that there were several meetings on the subject to hammer it out, so to speak, noting if it cannot be hammered out in the CACC environment, maybe another perspective in a Memorandum coming forward might be useful to the Town Board right up front. He said other than that he is prepared to support this initiative, saying it is going in the right way.

Supervisor Cunningham asked if this was Mrs. Liebschutz's first meeting. She confirmed it was. Mr. Leveille said Mrs. Liebschutz has been extremely open in involving all the Members of CACC. He said there were a number of small meetings held on this and a great discussion at the last meeting. He said there was also several drafts circulated prior to it meeting submitted to the Board. He said they came in and met with the Supervisor as well. He said like Mrs. Liebschutz's predecessor, Mr. Smolinsky, it is a very open and involved process with a good working group. He noted Mrs. Newell indicated this earlier. He said people are cooperative in working together and noted the concerns of Mrs. Newell are acknowledged in the Memo.

Supervisor Cunningham said he appreciates all of Mrs. Liebschutz's hard work on this and he is familiar with this from his days with Bethlehem Tomorrow. He said he understands how sensitive an issue and he wants everyone in Town to be aware that they are sensitive to everyone's issues regarding open space and they are going to and accommodate everyone's concerns. The Supervisor also thanked Mr. Smolinsky for all his hard work.

Mr. Smolinsky thanked Supervisor Cunningham.

Councilman Messina asked if both Memorandum were going to be acted on. Supervisor Cunningham said they were doing the request for clarification of the CACC Task 3. Councilman Plummer asked in regard to the second phase, before anything else would be done it would come back to the Town Board. Mrs. Liebschutz said the Board could certainly structure the direction that way tonight. Mr. Plummer said he would think that would be the way it is done. Mr. Leveille said sure, fine.

The motion was made by Mr. Kotary and seconded by Mr. Messina to approve the clarification of CACC Task 3. The motion was passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

Hearing Began 6:16 p.m.

SUPERVISOR CUNNINGHAM: Public hearing to consider proposed Local Law amending the Code of the Town of Bethlehem, Vehicle and Traffic, Stop Signs, Woodhill Subdivision, Glenmont.

The reading of the call of the hearing was waived with direction to indent the Notice of Public Hearing, Affidavit of Publication and Affidavit of Posting on the minutes of the meeting. The motion was passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary.
Noes: None.
Absent: None.

TOWN CLERK NEWKIRK:

NOTICE OF PUBLIC HEARING

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955.

TOWN OF BETHLEHEM, ALBANY COUNTY

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Bethlehem, Albany County, New York will hold a public hearing on April 25, 2007 at 5:45 p.m. at the Town Hall, 445 Delaware Avenue, Delmar, NY to consider proposed Local Law amending the Code of the Town of Bethlehem, Vehicle and Traffic, Stop Intersections in the Woodhill Estates subdivision, Glenmont.

All parties in interest and citizens will have an opportunity to be heard at the said hearing.

The Town of Bethlehem provides reasonable accommodations for the disabled. Disabled individuals who need assistance in order to participate should contact the Town Clerk's office at 439-4955, Ext. 1183. Advanced notice is requested.

BY ORDER OF THE TOWN BOARD
TOWN OF BETHLEHEM
KATHLEEN A. NEWKIRK, MMC,RMC
TOWN CLERK

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State of New York)
County of Albany)

The undersigned is the printer (or publisher) of SPOTLIGHT, a weekly newspaper published in Delmar, New York. A notice regarding Senior Citizens was published in said newspaper once in each week for 1 successive weeks, commencing on 1/31/07 and ending on 1/31/07. The text of this notice as published in said newspaper is as set forth below, or in annexed exhibit. This newspaper has been designated by the Clerk of Albany County for this purpose.

The Spotlight
 Colonie Spotlight
 Guilderland Spotlight

/s/ Maureen Basalla

Sworn to before me this 30 day of January 2007.

/s/ Sharon A. Doldo, Notary Public, Onondaga County

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STATE OF NEW YORK)
COUNTY OF ALBANY) ss.:

KATHLEEN A. NEWKIRK, being duly sworn, deposes and says that she is the Town Clerk of the Town of Bethlehem, Albany County, New York and that I posted on April 25, 2007, a Notice of Public Hearing, a copy of which is hereto attached, on the sign board of the Town maintained pursuant to subdivision six of Section thirty of the Town Law.

/s/ Kathleen A. Newkirk
Town Clerk

Sworn to before me this
25th day of April 2007.

/s/ Julie S. McNeil
Notary Public

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SUPERVISOR CUNNINGHAM: Thank you.

MR. NADOLNY: Good afternoon. My name is Mark Nadolny. I work for Creighton Manning Engineering. We currently have an agreement with the Town to address traffic concerns that are raised either by the Town Board or from residents concerning proposed signing within some of the neighborhoods and streets within the Town themselves.

On September 8, 2006, the Town received a petition and letter from a Patricia Meo, I may have butchered the name I am sorry but requesting signs at... an all way stop condition sign at Domenico Drive and Henderson Road, at Patterson Drive and Henderson Road, and at Patterson Drive and Timber Lane. We took a look at that letter and also in our evaluation wanted to include Murray Lane and Timber Lane and Henderson Road and Timber Lane just to be comprehensive with all the intersections in northern Woodhill Estates.

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955.

Now, when we look at the installation for stop signs, we look to the State who has guidance on the reasons why you should install stop signs. And, there is 3 big reasons why you should or should not install stop signs. The first one would be for an unusual or uncharacteristically unsafe intersection that could be the result of a horizontal curve, a vertical curve, some sort of a crest in the road that would make it difficult to see an intersection. The second would be not to put them in solely for the reason of speed control. That being studies have been done that an intersection... if stop signs are installed at the location that they are not needed, people within the neighborhood begin to understand that they're not necessary and they start to roll through them. And, if you get people rolling through the main line intersection, people on the minor street approach have the opinion that someone is going to stop and it actually will increase crash incidences at these intersections if they are not really warranted.

In addition, if there is a stop sign that is installed that isn't necessary, what happens is you get people speeding between the intersections to make up the time for the amount of delay that they get at a stop sign that they think is not warranted. So, some of these things are reasons for not installing stop signs as well.

The third reason to install the stop sign would be for volume and to mitigate any sort of unnecessary delay, however, that volume would be a 4,000 vehicles over an 8 hour period. Any intersection within a residential neighborhood would see no where near that sort of volume so that really kind of gets thrown out the window so in reality when we are looking at the installation of stop signs, we're looking at these unusual conditions that may make it unsafe for vehicles and pedestrians to cross the street at those locations.

So in order to start out, we wanted to get an idea of how fast the vehicles were traveling within this neighborhood. We installed an ATR and that's called an automatic traffic recorder and what that does is counts the number of vehicles and the speed that vehicles are traveling over the course of an entire day. We installed it on Patterson Drive north of Timber Lane, we felt that was the straightest location to put it to get the fastest that people would be driving. At that location, people were driving at an 85 percentile speed or operating speed – that is the point at which 85 percent of the people are driving at or below -- it was 26 miles per hour. Now the posted speed limit within the subdivision is posted at 30 on some of the streets. It's not posted on some of the others but, however, the Town standards for streets that are not posted within the subdivision would be 30. So, at these locations on Patterson, we used the 26 mile per hour operating speed, at the rest, we used the 30 mile per hour speed limit.

The first thing we looked at was stopping sight distance. Stopping sight distance is the distance ahead that a driver would need to come to a complete stop if they saw an object that is a 2 foot object. The reason we do a 2 foot object is that that is the typical height of a tail light. So, if someone was stopped say on Henderson Road, wanted to make a right turn onto Timber Lane, someone coming up behind them would be able to see their light and come to a complete stop before crashing into the back of them.

Now, we took a look at that stopping sight distance on the approaches of all the main thoroughfares on Timber Lane, Patterson and Henderson and up by Domenico Drive and it was determined that there was adequate stopping sight distance based on guidelines set forth by ASHTO – that is the American Association of State Highway and Transportation Officials. They pretty much come up with these safe standards based on speeds and that also includes speeds in which the roadway is wet so conditions – like today, if the road is a little wetter, your friction isn't as good – those standards are based on those reduced friction factors.

We took a look, and as I said, the stopping sight distance was adequate at all these locations for the operating speed. It was also noted that at all these locations they're at least good enough for an operating speed of 39 miles per hour. So, someone would have to be going pretty quickly through these intersections, almost

40 miles per hour, to not meet those standards. So, we are pretty comfortable with stopping sight distance which pretty much is the most critical thing. If someone drops something in the road and you know, a ... was in the road, they would be able to see that and come to a complete stop before striking that.

The other sight distance we took a look at was intersection sight distance and sight distance from the intersection would be the intersection looking left and right from an intersection in order to make that left or right turn and also if you are traveling straight, looking straight ahead and were to make a left turn from the major road to the minor road.

Now, we looked at intersection sight distance at all these intersections -- at all 5. Three of the 5 were adequate -- Domenico Drive and Henderson Road, Henderson Drive and Henderson Road, Patterson Drive and Henderson Road and Murray Lane and Timber Lane -- all had adequate intersection sight distance as well.

Now the existing all way stop at Timber Lane and Henderson Road, we took a look at it. That was installed about 7 years ago. It wasn't really formally looked at, it was something that the Town Board had asked for. We just wanted to make sure that it was actually warranted. We went out and took a look there is actually a bush and a tree located in the northeast quadrant of that intersection that critically limits your sight distance looking to the right and there's also some trees and some embankment work on the southeast quadrant of that intersection that also limits your sight distance. It's not critical but we do find that the all way stop is a warranted condition at that location.

Now at Patterson Drive and Timber Lane, we also looked at the sight distance and if you are looking right coming off of Timber Lane, there is an existing tree and an embankment that critically limits your sight distance for someone coming around this curve of Patterson Drive. In addition, there is a camper that is currently parked in the driveway of this house located on Patterson Drive that also limits your sight distance as you look left. It is not critically limited but, however, the presence of a critically limited situation on the other direction, would warrant the installation of an all way stop at that location as well.

So, that's kind of the summary of what we found. And in addition to the recommendation of these all way stops, leaving the existing one and including an additional all way stop, we are also recommending that stop signs be included on the minor street approaches of the other 3 intersections. Currently they are uncontrolled intersections to assume that people on the minor street will yield to the major street, however, we are recommending that the stop signs be installed on those minor street approaches just to reinforce that. Other than that, that's kind of the summary of the evaluation that we did out there and at this time I could answer any questions the Board has or the Town has or the public.

SUPERVISOR CUNNINGHAM: Do we have anybody that has any questions? Can you step up to the microphone?

MRS. MEO: Can you just reiterate why not a 3 way stop sign at all these intersections. I mean, what's the downside of that?

SUPERVISOR CUNNINGHAM: Could you just identify yourself, please?

MRS. MEO: I am Patty Meo.

SUPERVISOR CUNNINGHAM: Thank you.

MR. NADOLNY: As I said, what can happen what they have found, it can actually increase accidents because people will start to actually roll through the intersections because if they are not necessary, people understand that I can see everywhere and I'm just going to roll through and it creates a confusing situation sometimes if people are rolling through. And, the other reason I said, that people will actually start to speed between the intersections if they are not necessarily warranted. Now, if... you know if speed is a concern, there are other things you can do for speed --

there's, I hate to say the word -- maybe roundabout but there are portable mini roundabouts that can actually deflect traffic through the intersection that won't necessarily make them stop but deflect them enough to make them slow down as they go through the intersection; speed humps are an option but sometimes when they are out there in the snow, they are hard to maintain so a lot of times the towns want to get away from those.

But, with regard to speed, the State is pretty specific in saying that you are not supposed to put them in for speed because of those studies that indicate that it can actually be more harmful to the intersection than good.

COUNCILMAN PLUMMER: Let me just, point of clarification. I've got a Memo here from Gregg Sagendorph that outlines the request and it looks to me that it is 9 stop signs that's being requested at least in what we have here from Gregg. Gregg, am I right on that?

HIGHWAY SUPERINTENDENT SAGENDORPH: I think it is 10 total.

COUNCILMAN PLUMMER: Okay. I'm sorry and how many are you recommending?

MR. NADOLNY: We're recommending... one, two, three, four, five, six total.

COUNCILMAN PLUMMER: Okay, that's what I thought, all right, okay.

MR. NADOLNY: There are 3 existing.

COUNCILMAN PLUMMER: Okay. That's all I needed for now. I assume that this is a public hearing so I am assuming we have some people here who want to come up and talk about it.

SUPERVISOR CUNNINGHAM: Anybody here that would like to come and talk about the stop signs?

MR. ALLEN: Hi, my name is Rick Allen. I live on Patterson Drive at the cul-de-sac. I have 2 small children. We benefit from living on a cul-de-sac, they get to play in the street with no through traffic. But, we do notice riding bikes, my wife and myself and the kids, going onto the other streets in the development that the traffic flow doesn't stop at any of the intersections that are proposed. People come out of Timber onto Patterson and roll through, they come through Patterson and Timber and Patterson and Henderson down to the cul-de-sac at or above your average speed that you've shown in your study.

We think that, you know, Patty's recommendation or request for stop signs is very warranted. There's a large number of young families in the development with small children, bike riding, baseball, basketball, the whole 9 yards. And, he doesn't think anybody in the development -- I don't see too many here tonight -- but I don't think anyone is opposed to the request for stop signs.

So, I think, speaking for myself and a couple neighbors who couldn't make it tonight, we are all in favor of what is requested. Thank you.

MRS. MEO: Hi. Once again, I am Patty Meo. I have a letter from a neighbor who couldn't make it tonight if you are interested.

SUPERVISOR CUNNINGHAM: Thank you. Do you want to read it?

MRS. MEO: No. My other concern is I understand what you are saying about, you know, people not heeding the stop signs. Well, there is a 3 way stop sign existing that people don't pay attention to so my other concern would be enforcement of the stop signs. And also what I notice living where I live, my driveway is an embankment, it's a hill that goes into the intersection. I worry about my small children running down the driveway into the road and the issue is with more delivery trucks and the young kids in the neighborhood that are getting their license

and just not paying attention. So, that's what we are concerned about, okay.
Thanks.

SUPERVISOR CUNNINGHAM: Okay, do I have a motion to close the public hearing?

The motion was made by Mr. Plummer and seconded by Mr. Kotary to close the public hearing at 6:30 p.m. The motion was passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.

Noes: None.

Absent: None.

Town Clerk

Supervisor Cunningham asked of the Board wished to take action.

Councilman Plummer said with the information and request before the Board, it is very similar to what the Board did in the Normanside area. He said he is fine in support of what is presented by Mr. Sagendorph which would be the full 10 signs. Supervisor Cunningham asked if there were any other comments.

The motion was made by Mr. Plummer and seconded by Mr. Kotary to approve the adoption of Local Law proposing an amending to the Town Code of the Town of Bethlehem, Vehicle and Traffic, Stop Intersections at Wood hill Subdivision, Glenmont, NY. The motion was passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.

Noes: None.

Absent: None.

Supervisor Cunningham said the final agenda item was to consider establishment of Comprehensive Plan Oversight Committee and acknowledge receipt of recommendations from Director of Economic Development and Planning. The Supervisor asked Mr. Leveille to address this item.

Mr. George Leveille, Director, Economic Development and Planning, said there is a Memorandum that outlined the recommendations that were put together with the Supervisor at the request of the Town Board for the development or puts the implementation of a Comprehensive Oversight Plan Committee as was recommended in the Comp Plan. He said he thinks the timing is excellent as they are approaching the 2 year anniversary of the adoption of the Comp Plan and he provided the language, the literal language, from the comp plan as it related as to what the intent was for this committee and based on that he suggested members of the oversight committee who would participate in that certainly a strong dosage of Town officials, plus some of the key Planning and Zoning officials, as well as, a couple representatives from the BPAC Committee, among some of the other folks who were involved and of course, a Town Board representative.

Mr. Leveille said he thinks they will start with the preparation of a so-called report card, totally objective he added, that will take a look at the recommendations and begin to at least provide evidence and documentation as to what actions have or have not been taken to date and provide that as a basis for the Oversight Committee to dig in and understand where we are and provide some recommendations to the Town Board on or about late August which will be the 2 year anniversary of the adoption of the plan.

Mr. Leveille said they think it is a good approach and probably looking at 4 to 6 meetings of the Committee. He said they think the final piece because they have some insight into the fact that a lot has been done, they think it is important

that they communicate that to the public and propose that the end product of this will be a final report that provides information about the many initiatives that have been implemented and some of the recommendations that the Committee will be making to the Board in terms of moving forward.

Supervisor Cunningham thanked Mr. Leveille and asked if there were any questions for the Board. Councilman Dawson said she wanted to acknowledge Mr. Leveille's Memorandum and noted it is a great start. She asked if it was the intention that the Board would approve the establishment of the Oversight Committee this evening as outlined in the Memorandum. Supervisor Cunningham said he was going to ask for a motion. Mrs. Dawson said she would suggest without making the Committee too large that she would add at least 2 more positions to this list. She said she thought that would allow for public members, noting there are a lot of Town employees and BPAC but she thinks there should also be a couple slots for public participation. The Supervisor indicated this would be okay.

Councilman Messina said he understands Councilman Dawson's comments and he would be fine with that noting the discussion in the past was the notion of this group, this Oversight Committee, going out with support of the Town Board getting public input as necessary anywhere along the line. He said he wanted to clarify what their thought process was. Mr. Leveille said they did propose in the Memorandum that they prepare a draft and have a public workshop to invite the public to come in and comment on that and see if things were missed, over or under estimated where things are at. He said there is one public meeting that they did contemplate through the process.

Councilman Messina said if Councilman Dawson feels strongly about that, he would support that in terms of public participation. Supervisor Cunningham noted the recommendation is that 2 positions be added for at large citizens. Councilman Dawson said that was what she was suggesting with solicitation of interest and appointment by the Supervisor.

The motion was made by Mr. Messina and seconded by Mr. Kotary to approve the establishment of the Comprehensive Plan Oversight Committee as proposed by Director George Leveille, Economic Development and Planning, with addition of 2 at large citizens as proposed by Councilman Dawson. The motion was passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson

Noes: None.

Absent: None.

Councilman Messina said looking back at the CACC report, he said it was the second piece of that that he wished to make a comment about. He said in reading that in terms of the things that were brought up at the public meeting, he suggested that in the introduction of that when it goes on the website it might be useful to craft some language there about how the data and information which is not being judged in terms of priority or appropriateness is going to be used. He said there are actually different conflicting statements there and that's the way it should be at that time. He said before it gets on the website, there is a chance right up front to say this is an absolutely complete list and we are going to be working with this in the next steps. He said he thinks this might avoid some problems as this moves forward. He asked Mr. Leveille if that sounded reasonable.

Mr. Leveille said it does and the one thing he wanted to mention was that the CACC felt very good about the fact that most of the things that had been discussed and considered in developing the program were covered. He said there were not a lot of surprises and there were not a lot of omissions with a couple of other ideas that emerged that were very good. He said by and large the work of the CACC had covered the universe of interest that they expected to hear from them. Councilman Messina thanked Mr. Leveille for his work.

Supervisor Cunningham said the next item he wanted to discuss about the starting time for the Town Board meeting. He said after listening to everyone's concerns and being sensitive to everyone, he made a motion to change the starting time of the Town Board meetings to 6 p.m. beginning May 23, 2007. The motion was seconded by Mrs. Dawson and passed by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

Supervisor Cunningham said there were a couple other items to mention. He said he had an opportunity last week to work with some Town residents on the Earth Day cleanup and he will be instituting a community cleanup day once a month that will be posted on the web. He said he is going to ask community groups in Town to sponsor a community cleanup day where they will staff up the effort and supply bags and some water and establish a site to be cleaned up. He said he became very aware through some emails of some areas in Town that are heavily littered and spent 2 hours on Sunday cleaning them up. He said he hopes everybody will participate and Participation in Government might be a sponsor for one of the cleanup days.

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Supervisor Cunningham also mentioned that Friday is Arbor Day and a tree will be planted at Maple Ridge Park in honor of that with the shade tree being donated to the Town by Price Greenleaf, Jim Plummer. He said that will be done at 10 a.m. on Friday.

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The Supervisor said there was a question regarding the agenda. He said he has not made any decisions regarding the agenda at this point so it will be staying the same. He said there will be notifications prior to any changes of agenda.

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Supervisor Cunningham asked if there were any additional public comments from residents. Mr. Norman Moran said this subject has been brought up in the past with Supervisor Egan. He said this is having to do with the water pipes in this Town. He said he continually gets all kinds of rhetoric and no information. He said there was a major break just recently down on Beacon Road, there was repairs just above Fisher Boulevard on Route 85, another break on the corner of Southwood and Route 85. He noted he talked to Commissioner Holmes about that and he said it is only a slow leak. He said 10 foot away from where the leak is there is a storm sewer and the water is gushing into it. He said the pipes keep breaking all over the place and nobody is addressing it. He said new developments are being put in putting more pressure on old pipes and they are busting all over the place and all they do is put bandaides on them. He said we are not addressing the problem. He asked the Supervisor if he will address the problem.

Supervisor Cunningham said he will speak to this issue. He said he has been here for 2 weeks and Commissioner Holmes would attest to the fact that he has become acutely aware of the infrastructure issues that we have with the water system. He said last Monday was extraordinary in that we had an inordinate amount of rain which put a lot of pressure on our systems and that is where, he thinks, people are seeing a lot of the breaks that he was referring to. He said there are infrastructure issues which they are aware of them and they are documenting them and trying to make plans to change things around. He said it is not going to happen over night.

Mr. Moran said the problem is that it keeps going on. He said they are talking about building a pipeline from the Alcove Reservoir to the Clapper Road filtration plant a couple years ago and had a 2 million dollar cost. He said then

there is the mention of putting up a municipal building at over 17 million dollars and the infrastructure is falling apart. He asked when these things are going to be addressed. He asked also if there are going to be bond issues for 100 million dollars to repair pipes to put in a municipal building, run pipes from the Alcove Reservoir into the Clapper Road plant. He asked when there is going to be something done about these things, noting they have to be addressed and make a plan of what will be done. He said these things cannot continue to be hidden and pushed under a rug. He said the people in the Town have a right to know about these things and when they will be taken care of. Supervisor Cunningham agreed.

Mr. Moran said everybody keeps agreeing some thing needs to be done, however, but nobody addresses it publicly. He said there may be meetings but nobody is presenting it in a public forum. Supervisor Cunningham said he appreciated Mr. Moran's comments, noting he does not have anything to announce in a public forum right now but there will be things coming forward. He said they are working actively on them.

Mr. Moran said he had a comment about this planner job thing, noting the thing that bothers him is there is talk about the New Scotland hamlet, says that Harriman which the Governor has given over 8 million dollars to develop will have exactly what they are talking about over here. He said they are going to have shops, housing, recreation, small manufacturing and stuff like that. He said that is exactly what is being talked about here. He asked why the Town is trying to duplicate something that is only a couple miles away. He said there is \$15,000 spent to come up with a scheme, asking why when there is something to be developed and if the Governor is throwing in 8 million dollars to develop it, it is going to have a lot more pressure than somebody trying to come out and recruit a developer to come and do something here. He said he moved out here to get away from the city, not to have the city come out here. He said he has lived in Bethlehem for 30 years and he does not appreciate someone trying to make this area downtown Albany. He said a lot of his neighbors feel the same way.

Mr. Moran said there is another thing going about the VISTA program. He said a lot of what happens with VISTA will depend on what happens with AMD. He said AMD lost 600 million dollars the first quarter of this year. He said 80 percent of the chip market has been taken over by Intel and this is all public knowledge. He said all kinds of effort is being spent on VISTA.

Mr. Moran said the Town Planning Board is worrying it is going to become a big box shopping center. He said he guesses that is one of the fears he has. He said they keep talking about putting up hotels and all kinds of things yet none of it is identified. He said they talked about not worrying about traffic in the Town of Bethlehem because most of the traffic will be coming in from Albany, Saratoga, Clifton Park and that area. He said then why is money being spent to do this. He thinks the Planning Board and the Planner and the Director of Economic Development and Planning should do some more planning and look at these things in relationship to things that are happening in the area, not just what he thinks can happen in this community.

Mr. Moran said he thinks he has given Supervisor Cunningham some things to look into. Supervisor Cunningham said he has and it will be keeping him busy and thanked Mr. Moran.

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Mr. Robert Jasinski welcomed Supervisor Cunningham to his first Town Board meeting. He said following Mr. Moran, he wished to ask a couple questions. He said he wanted to put these on the record. He said he wanted to ask Mrs. Kehoe if she could give an approximate figure on what the General Fund consists of at this time. He said there was a meeting a couple Board meetings ago but no dollar amount was mentioned in the General Fund, noting maybe the Board had information because they usually have much more than what he can gather. He asked if Mrs. Kehoe has a figure, either close or approximate, and also ask Mrs. Lanahan to tell how much the Park fund has, both General Fund and the other fund so the public knows what the starting out amount is.

Supervisor Cunningham noted Mrs. Kehoe will be doing her report the second meeting in May. Mrs. Kehoe noted the audit is starting next week, the report being filed and is breaking financial information. She said there will be a financial report. Mr. Jasinski said it will be done in the future. Mrs. Kehoe said yes. The Supervisor noted it will be the first quarter report. Mr. Jasinski said this would give the starting point, noting he did not want Supervisor Cunningham blamed for the past but he does want to hold him accountable for the future. He said the Supervisor is getting the good and the bad from him.

Mr. Jasinski thanked Supervisor Cunningham for meeting him half way on the Town Board time. He said he asked for 6:30 and the Supervisor gave him 6:00 o'clock. He said originally he started with 7:30 and that's what I should have held to because as a good negotiator, you go for the top and then come back.

Mr. Jasinski said one of the reasons he calls attention to it is that as you look you have a crowd but lots of them are school kids, you have your own people who are the heads of the departments and you will notice that you have a few regulars. He said there is a few regulars, there is not 10 or 12 but maybe 6 or 7. He said one of the things he would like done or considered is how do we get the people from the Town of Bethlehem to come to the Board meetings to express themselves. He said he expresses himself sometimes against the Board, maybe he is in the minority. He said he is always open to other people's views and he tries to impart that. Supervisor Cunningham thanked Mr. Jasinski.

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Ms. Linda Jasinski said as she listened to the presentation on the stop signs and the people that came up to speak, she indicated it might be nice for the new Supervisor in his next letter that goes out, pamphlet or whatever, to remind people that children should not be playing in the roads. She said some basic law of physics tells us to yield to superior tonnage. She said little kids, big cars, the cars win. She said even with people who are walking on the roads, she notices the same thing, yes the pedestrians have the right-of-way but if you are smart, you will get out of the way as much as possible.

Ms. Jasinski said there is the whole issue that she has been told about and that is the basketball hoops that wind up in the roads are not allowed. She said there is an ordinance, law or something against it. She suggested the Town be sure they do not go up this year and they are enforced that the children are not playing their basketball in the road. She said that certainly makes for a much safer road for everybody. She thanked the Board. Supervisor Cunningham also reminded everyone that 30 miles per hour is the maximum not the minimum speed.

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Supervisor Cunningham asked if anyone else had a comment. There were none.

Mr. Charles Furman asked if there was any map for riding of ATVs in Town. Supervisor Cunningham said he does not know of any ATV driving map in the Town. He does not know if there are any routes established. Mr. Furman thanked the Supervisor.

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Supervisor Cunningham thanked everyone for making his first Board meeting relatively easy.

The motion was made by Mrs. Dawson and seconded by Mr. Kotary to adjourn the regular Town Board meeting at 6:50 p.m. The motion was carried by the following vote:

Ayes: Mr. Cunningham, Mr. Plummer, Mr. Messina, Mr. Kotary.
Noes: None.
Absent: None.

Town Clerk