

TOWN BOARD
FEBRUARY 26, 1997

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: Sheila Fuller, Supervisor
Freeman T. Putney, Councilman
George Lenhardt, Councilman
Doris M. Davis, Councilman
Robert C. Johnson, Councilman
Bernard Kaplowitz, Esq., Town Attorney
Kathleen A. Newkirk, Town Clerk

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SUPERVISOR FULLER: Good evening and welcome to a meeting of the Bethlehem Town Board. The first item on tonight's agenda is a public hearing for the extension of Bethlehem Sewer District for the proposed sewer extension for Glenmont Job Corps Center. I am going to suspend the call of the hearing this evening, but I would ask for a motion to indent the notice.

Public Hearing
Bethlehem
Sewer District
Extension
for Glenmont
Job Corps.

TOWN CLERK NEWKIRK:

LEGAL NOTICE IN THE MATTER OF
EXTENDING THE BETHLEHEM SEWER DISTRICT,
TOWN OF BETHLEHEM, ALBANY, COUNTY, NEW YORK
PURSUANT TO ARTICLE 12-A OF THE TOWN LAW
ORDER SETTING HEARING FOR THE PROPOSED
SEWER EXTENSION NO. 25-GLENMONT JOB CORPS CENTER

WHEREAS, a map and report have been prepared by J. Kenneth Fraser and Associates, PE, LS, LA, PC engineers, duly licensed by the State of New York, and filed in the Office of the Town Clerk of the Town of Bethlehem in such manner and detail as is hereby approved by the Town Board, relating to a proposed extension of the Bethlehem Sewer District of said Town, and showing the boundaries of the proposed extension, with a general plan of the proposed sewer system and a report of the proposed methods of operations; and

WHEREAS, the boundaries of the proposed extension to the district are as follows: Beginning at a point on the easterly right-of-way line of New York State Route 144 (NYS Route 144), said point being the northwest corner of lands now or formerly of the United States of America (USA), said point also being the southwest corner of lands now or formerly of the Town of Bethlehem; thence running along the common property line between lands of Bethlehem on the north and lands of USA on the south, the following four (4) courses and distances: N81 degrees 58'16"E a distance of 332.77 feet to a point S79 degrees 56'23"E a distance of 1,773.04 feet to a point, S10 degrees 34'49"W a distance of 130.53 feet to a point S79 degrees 56'23"E a distance of 287.15 feet to a point on the property line between lands of Bethlehem and lands of USA, said point also being the northwest corner of lands now or formerly of Tennessee Gas Transmission Company; thence running southerly along the common property line of lands of USA on the west and lands of Tennessee Gas Transmission Company on the east, a distance of 869.05 feet, more or less, to the southwest corner of lands of Tennessee Gas Transmission Company; thence running easterly along the common property line of lands of USA on the south and lands of Tennessee Gas Transmission Company on the north, a distance of 580 feet, more or less to the southeast corner of lands of Tennessee Gas Transmission Company, said point being located on the western edge of the Hudson River; thence running southerly along the easterly property line of lands of USA on the west and along the Hudson River on the east, a distance of 3,152 feet, more or less, to a point, said point being the southeast corner of lands of USA, said point also being the northeast corner of lands nor or formerly of Maurice S. and Janet E. Satin, thence running northwesterly along the southerly boundary line of lands of USA and the northerly boundary line of lands of Satin and lands nor or formerly of Christopher Apple, a total distance of 2,645 feet, more or less, to a point said point being 200 feet east of the centerline of NYS Route 144 as measured perpendicular thereto; thence running southerly along a line 200 feet easterly of and parallel to the centerline of NYS Route 144, a distance of 4,381 feet, more or less,

to a point on the northerly boundary line of existing Extension No. 8 to the Bethlehem Sewer District; thence running along the northerly boundary line of Extension No. 8, a distance of 1,120 feet, more or less, to a point, said point being 200 feet westerly of the centerline of NYS Route 144, as measured perpendicular thereto; thence running northerly along a line 200 feet westerly of and parallel to the centerline of NYS Route 144, a distance of 5,282 feet more or less to its point of intersection with the prolongation of the northern property line of lands of USA defined by course of N81 degrees 58'16"E, thence running along said prolongation of N81 degrees 58'16"E, a distance of 240 feet, more or less, to the point and place of beginning, containing 214 acres, more or less. The above described area being more fully shown on a map entitled "Exhibit A, Bethlehem Sewer District, Proposed Sewer District Extension No. 25, Glenmont Job Corps Center, Town of Bethlehem, Albany County, New York" at a scale of 1"=300' dated November 1996, and made by J. Kenneth Fraser and Associates, Pe, LS, LA, PC.

WHEREAS, the total cost of all of said improvements will be borne by the U.S. Government and the U.S. Department of Labor, as owners of the Glenmont Job Corps Center, and

WHEREAS, there will be no cost for making such improvements to be assessed, levied or collected from the several lots or parcels of land within the extension, and

WHEREAS, said map, plan and report describing said improvements are on file in the Bethlehem Town clerk's office for public inspection. Now, on motion of Mrs. Davis and seconded by Mr. Johnson, it is hereby

ORDERED, that the Town Board of the Town of Bethlehem shall meet and hold a public hearing at the Town Hall, 445 Delaware Avenue, Delmar, New York on the 26th day of February 1997 at 7:30 p.m. on the day to consider said map, plan and report and to hear all persons interested in the subject thereof concerning the same, and to take such action thereon as is required or authorized by law, and it is further

ORDERED, that the Town Clerk be and she hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law.

The adoption of the foregoing order was put to a vote and upon roll call, the vote was as follows:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mrs. Davis, Mr. Johnson.

Noes: None.

BY ORDER OF THE TOWN BOARD
TOWN OF BETHLEHEM
Kathleen A. Newkirk
TOWN CLERK

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State of New York)
County of Albany)

MARY AHLSTROM of the Town of Bethlehem, being duly sworn, says that she is the Assistant Publisher of THE SPOTLIGHT, a weekly newspaper published in the Town of Bethlehem, County of Albany, and that the notice of which the annexed is a true copy, has been regularly published in said THE SPOTLIGHT ONCE A WEEK FOR 1 WEEK consecutively, commencing on the 12 day of Feb 1997.

/s/ Mary A. Ahlstrom

Sworn to before me this 18th day of Feb 1997.

/s/ Kathryn Olsen
Notary Public, Albany 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 February 12, 1997, 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
20th day of February 1997.
/s/ Catherine T. Picarazzi
Notary Public

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The motion was made by Mr. Putney and seconded by Mrs. Davis 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: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.
Noes: None.

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SUPERVISOR FULLER: And, I believe Mr. Fraser is here, do you want to start. He will do a presentation on the request from the Federal Government for the sewer extension.

MR. FRASER: This mike? As the notice for this hearing said, the subject of the hearing is an extension... extension no. 25 to the Bethlehem Sewer District to serve the area known as the Glenmont Jobs Corp Center and various residences along the route of the sewer. There are 2 reports on file with the Town Clerk. One of them was prepared by C & S Engineers of Syracuse in connection with N.K. Vandari also of Syracuse prepared for the U.S. Dept. of Labor which is the owner and operator of the Glenmont Job Corps Center. My firm, J. Kenneth Fraser and Associates, was requested to prepare the proverbial map, plan and report which is this blue covered document which is also on file with the Town Clerk and which is to be the basis for the request for the extension and provides all the basic information with respect to the extension.

On the board to my right is a map of the extension. The outlined area that looks like an upside down hatchet is... contains about 214 acres and would comprise the extension number 25. Hudson River is right here. Route 144 is right here. The Job Corps Center lies to the left of the map and is the largest area and then the area along Route 144 is the narrow strip that runs parallel at the bottom of the map and terminates on the right in the vicinity of the Vloman Kill and the Cedar keyed area of the Town.

The Job Corps Center houses a resident population of about 105 people. There are 340 students and 130 daytime staff. That population generates wastewater amounting to about 17,000 gallons per day on the average. Presently that volume is treated on site at a sewage treatment plant which discharges effluent to the Hudson River and under an existing SPEDES permit with the State of New York. It is proposed to abandon that plant and to construct in its place the pump station which would then pump the sewage a distance of about 6,000 feet through a 4 inch forced main to a point of connection with the Town's 36 inch interceptor sewer which runs along the Vloman Kill and ultimately ends up at the sewage treatment plant which is off the map up in this area here next to the Hudson River. There is a group of residential properties totalling about I think it is 30 along Route 144 and each of those properties will be able to hook up to this forced main once it is in place, however, they are not required to hook up. They will be able to hook up either now or in the future as the case may be and at their option. At the present time, those properties would be expected to pay what is known as the unsewered rate in the Bethlehem Sewer District which is about 16 cents per 1,000 of assessed valuation, therefore a home of \$50,000 assessed valuation would pay \$8.00 a year, with \$100,000 a year would pay \$16.00 a year. That gives them the privilege of being within the district and the ability to hook up to the system at any time if they want provided they are willing to pay the cost of hook up.

The Job Corps charges... Charges that the Job Corps would pay would be based upon the sewer rate within the sewer district of about 3

times the unsewered rate or about 48 cents per \$1,000. but since the Job Corps does not have assessable property as far as the Town is concerned. They would be expected to make a payment each year in lieu of taxes to the Town based upon their assessed valuation were they assessed for taxing purposes. They do have an assessed valuation of just under \$12 million dollars and so at approximately 48 cents per \$1,000 that annual payment -- if I have done my math correctly -- would be about \$5,700 a year. In addition to that users of the system would also pay for operation and maintenance of the system at a rate of about \$1.27 per 100 cubic feet of wastewater contributed. That is equivalent to \$1.70 per 1,000 gallons of wastewater contributed and therefore, the Job Corps has an annual contribution of about 6.2 million gallons. That would translate to an annual payment to the Town of about little over \$8,000. A home owner who hooked up to the system who might contribute 60 or 70 or 80,000 gallons per year would contribute a proportionately smaller amount... you know, of about somewhere between \$100 and \$150 depending upon the amount of water that they contributed.

The facilities that would be constructed, the main of the ... along 144 would be a 4 inch forced main. In other words, it would be a pressure... pressure pipe through which sewage would be pumped to the sewage treatment plant and therefore, any homes along the route that hooked up to the sewer would have to do so using what we call grinder pump. That would be a pump that would be installed either underground outside the home or in the basement of the home and connection to the 4 inch forced main would be made using a 1 1/4 inch plastic line. Purpose of that would be to overcome the pressure in the line and to be able to get rid of the sewage into that pressure line.

The approval of the project is required of the Town Board and plant approval is going to be required by the Department of Environmental Conservation and the Albany County Health Department. Since the Job Corps will be paying all of the cost for construction of the facility which is estimated to be approximately \$360 some odd thousand dollars, there will be no debt service or debt incurred by the Town and by this extension and therefore, there will be no taxes to the people residing within the extension as a result of this construction. There will also not be a requirement to have the project approved by the New York State Department of Audit and Control.

The next step after gaining these approvals would be to complete the plans and specifications for the project, to take bids on it and followed by construction.

At this time, I would also like to talk about the environmental aspects of the project. We prepared a short environmental assessment form which has been furnished to the Town and is on file with the Town Clerk and also with the Commissioner of Public Works. This particular project is what is known as an unlisted action under State Environmental Quality Review Act. There are a series of questions asked in conjunction with the SEQR form and those are listed on the back of the SEQR form. I will just give you a quick idea of what they are. They ask the question, if the action could result in any adverse affects associated with a list of things. One is... the first one is air quality surface and ground water quality and quantity, noise levels, etc., etc. and the answer to that particular question is that any impacts relative to those aesthetic items are strictly short duration during construction and not at all serious. The other items are aesthetic, agricultural, archeological, historical, etc. The main that is being installed along the route is being installed within the right-of-way that has been seriously disturbed in the past and therefore, there is really no danger of interfering with any archeological or historical items. The other questions relate to vegetation, fauna or shell fish, etc., communities existing plans and goals, will it develop undue growth and subsequent development, are there long and short term cumulative or other affects, are there other impacts that aren't mentioned in this particular list and the answer to all of these things is in the negative. This project will not create any adverse environmental impacts, in fact, it will provide some positive environmental impacts from the standpoint of making sewage treatment available to

properties within the area which might otherwise have septic tanks and systems that could not be operating properly at some point in time. So, we have... we would like to recommend to the Town Board at this time that a finding of no significant impact would be appropriate for this particular project.

Sitting with me in the audience tonight are 2 people who have a connection with this project. One of them is Mr. Ali Emadi, he is with the U.S. Department of Labor from Virginia and is here tonight representing the Job Corps and the Department of Labor and can answer any questions that you might have relative to ... area of concern with the project. Also, Mr. Steve Meyers, professional Engineer with C & S Engineering in Syracuse, who are the basically the designers of the project.

At this point in time, I would like to turn it back to the Supervisor and we would be glad to answer questions if there are any.

SUPERVISOR FULLER: Thank you. Are there any questions from the Board Members? Are there questions from the residents who I think are here?

LADY IN AUDIENCE: On which side of the road will the thing go, on each side or what side?

MR. FRASER: I had to stop and think for a minute. It is on the side where all the houses are, which I believe is the left side. The designers have planned to put it on that side of the road and it is probably the better side for the main because those who would want to hook up to it having it there would make the cost of hooking up less expensive than if it were on the other side.

COUNCILMAN PUTNEY: There are houses on both sides.

COUNCILMAN LENHARDT: I take it from looking at the direction, the north arrow there, the west side is the lower part of the extension.

MR. FRASER: That is correct. Any services that have to cross the road in order to make the connection with... since this is only an inch and 1/4 pipe, would be able to be pushed across like a very small boring. The cost of doing that is not significant and probably will not have to be put in a sleeve even though it is a State highway.

COUNCILMAN PUTNEY: What would the cost be?

MR. FRASER: Might be \$20 per foot just to pull a figure out of the air. I think it would depend on how many were being put... etc., etc. The plans although they have been prepared at this time, have not yet been approved. They are before the Town. I think before the Health Department. One of the items that may be a condition of review is providing hook ups for the houses along the way as part of the basic construction of the facilities. In other words, it is normal on a project such as this to provide services from the main to property line whether it be a water project or sewer project. That's my thought on the subject but review of plans is strictly in the hands of Mr. Secor as far as the Town is concerned.

COUNCILMAN DAVIS: Bruce, I have a question for you. Based on history in other sewer extensions, what would you say the average cost that the homeowner has incurred?

MR. SECOR: Yes, since this is not a gravity system. Since this would be a pressure system, the pressure pump is about \$2,000 and the connection fee would be, again depending upon the length and whether they have to go under the road, could range anywhere from \$500 to \$1,500 depending on the push. But, compared to constructing a new onsite septic disposal system, that is something that the individual owner would have to make a decision. In a situation where there is a new sewer district going in with gravity sewers, the Health Department would require everyone to hook up but since this is a force main and it is a pressure sewer and it is more expensive than it would be, say, for a gravity, that is why I say, it would not be a requirement, it would be up to the homeowner to decide and they could

make the decision. Do I want to fix my septic tank, is it cheaper to do that or is it cheaper to hook up to the sewer district and they would have to decide and, you know, we would work with them help out the best we could.

COUNCILMAN DAVIS: And keep them on the long term.

MR. SECOR: Long term, that is what I say, septic system might last 20 years, it might last 50 years, it is up to the individual homeowner and how they use it. Most what we see is, you know, people who have minor problems and getting repaired and if they want to hook up we are certainly willing to work with them to get them connected.

COUNCILMAN DAVIS: Have you had some input from the homeowners in that area?

MR. SECOR: I had 4, or 5 phone calls. A number of people were interested, some other people didn't really want to be involved in it. Couple property owners we called were beyond the ribbon. We are only suggesting that they take in the properties right along Route 144. I know there is a subdivision being proposed, I think it is Apple...

COUNCILMAN PUTNEY: Apple Landing.

MR. SECOR: Apple Landing. This would -- let me just point at that. They had a public hearing on that couple weeks ago...

COUNCILMAN PUTNEY: Last week.

MR. SECOR: It is on the easterly side of 144 and I don't know... 4, 5 lots there?

COUNCILMAN PUTNEY: Six.

MR. SECOR: Six lots because I looked very quickly at the plan. But, this would take in those 6 lots although only partial, so one of the things that might be considered is amending the boundary to take in all of that property so they are entirely within the district and could be serviced. And, that would save the owners on those lots from trying to build very expensive onsite disposal systems which would also consume quite a bit of your property. I mean, I have seen some lots where it looks like a raised mound and it can eat up a 1/4 of an acre by the time you build one of these things. It becomes very difficult and then you have to maintain them. And, so, this way, you simply put a grinder pump and it is another -- like a washer or dryer or anything else in the home -- something else to maintain but it is a lot cheaper than dealing with a gravity or your own onsite septic system which has to be pumped and maintained also.

SUPERVISOR FULLER: Thank you. These are just for questions right now, Sherwood. Just for questions.

MR. DAVIES: That is what I want... that is all I wanted. Let me just say I am not opposed to this extension and serving the Job Corps. I do have some questions and the background used with regards to the type of sewer district that is being established.

As I understand it, you could have 2 alternatives for serving the Glenmont Job Corps. That is an out-of-district tie in to the sewer system or extending the sewer district including the properties along Route 144. Why did you elect the later?

MR. FRASER: It is my understanding that there is only one vehicle that's available and that is to bring the area to be served within the sewer district by extending it. I don't think the Town has made a practice of providing sewer service at an out-of-district customer in the past.

MR. DAVIES: Well, the Ni Mo is served as an out-of-district customer through a force main and a pump and this is only a mile north of this establishment, so, that doesn't seem to be the answer. Is there another answer?

MR. SECOR: Well, the Ni Mo agreement was negotiated back in the... I think the 60s or 70s. I didn't have any part of it. I don't know how that came to be. But, at the time Ni Mo came to the Town and the Town Board at the time, negotiated...

SUPERVISOR FULLER: I wasn't here either.

MR. SECOR: Yes, none of us were here. But, that was negotiated with Ni Mo. The reason being that there was a very large plant and they only needed a small service so the Town worked with them. The normal process would be engineer's map, plan and report, district extension and go through that. Again, it would be up to the discretion of the Town Board on how they would attach that. But, this is the normal process.

MR. DAVIES: Okay. I understand that only portions of the property along Route 144 between Vloman Kill and the Job Corps will be included in this sewer district. Why not include all the property?

MR. SECOR: Well, again, the normal process providing an engineer's map, plan and report is if you look at all the other district extensions, they normally would go to the boundary of the Thruway or some Niagara Mohawk power line right-of-way -- the reason for that is we can't afford to survey all these properties. We have to write a legal description, meets and bounds description. In order to go exactly along that property line, we would have to have an accurate survey tied into everything else and we just there is no way to pay the cost of that. So, normally when an engineer's map, plan and report is done, if you can go along the boundary lines, the call will not be a survey call that would say, running along the boundary lines between the lands of Satin and Apple and whatever. For purposes of taking in what would be a normal building lot depth and taking in the strip, we took in the properties along here trying to include the back lot of all the properties that were uniform depth but there are some parcels here which run for thousands of feet. So, it is just a matter of describing the district and take in an area of reasonable service. If someone wanted to come back and take in the rest of their property and form a subdivision, they would write their own engineer's map, plan and report, do the extension and go through the same process.

MR. DAVIES: Well, why did you exclude Doc's Motel?

MR. SECOR: We didn't.

COUNCILMAN PUTNEY: It is in the district.

MR. DAVIES: Isn't that excluded?

MR. SECOR: No, it is in there.

COUNCILMAN PUTNEY: It is in the original district, I think, Bruce.

MR. SECOR: Oh, it is in the original district.

MR. DAVIES: But, they don't have sewer service, do they?

MR. SECOR: No, but... The original sewer district is so many feet either side of the Vloman Kill or from the manholes, whatever. Where the interceptor sewer comes down the Vloman Kill, there is an existing width of sewer district. So, Doc's Motel is already in the sewer district, unsewered. This would provide a place if they wanted to connect, they could then become sewerred.

MR. DAVIES: Okay. All right. Well, then let me proceed. Let's assume that the house is more than 200 feet from the center line of Route 144 then they would not be within the sewer district and they would not be served. Is that correct?

MR. SECOR: That is correct. It will be up to the homeowners, if they are interested, we could either amend this before the Town Board adopts it if someone said, you know, I would like to get all my property in and we could amend this thing or they can come back later

and say they have a large piece of land and want to subdivide it, they come back and form a district extension to hook into this.

MR. DAVIES: Let's assume that the residence that they live in runs right down the middle of the home, it is a 200 foot distance from the center line of Route 144, how do you deal with that?

MR. SECOR: Well, we tried to look at that in going through this and not do that but it normally... if they were mostly in the district, we would consider them in the district or again, we would amend the meets and bounds description trying not to split a parcel. But, it would depend on ... survey done to do the description.

MR. DAVIES: Well, now, how are you going to assess the property based upon the sewer tax?

MR. SECOR: The... we will turn the maps over to the Assessor and the Assessor would... if a parcel is split, they would do an area calculation based on the tax map of a portion that is in the district and the portion that was out of the district and the Assessor's office would assign a value to what was in the district or out of the district. So, for example, if the home and so many acres was in the district, they would assign a value to that. If there was so many acres or so much value outside the district, the Assessor's office would split the parcel.

MR. DAVIES: If a property elects to hook up with the Town sewer it will require a tank and a pump.

MR. SECOR: That is correct.

MR. DAVIES: Will the Town also require duplicate source of power and duplicate pumps?

MR. SECOR: No.

MR. DAVIES: So, if you have a power failure, what's the plan?

MR. SECOR: If they have a power failure, the whole home is without power. In the grinder pumps that the Town of Bethlehem own and operates and maintains -- we got under a federally ... contract -- we have an outside connecting point so we can go up to the house with a portable generator, plug in the grinder pump and pump the house out. During the power outage, again there is a water main on 144 so all these people would have municipal water -- so, they would have water available to them. If the grinder pump got full and they needed help, if they wanted to wire this thing so they could have an emergency generator, it would be up to the individual homeowner. The only ones that we have required to be hooked up with emergency power, is the ones we are owner, operator and maintaining so we can go and do that as a service. But, during a power outage, you are out of power and you wouldn't expect to be doing the laundry or things like that.

MR. DAVIES: So you couldn't... just overflow on the ground.

MR. FRASER: These units have some storage capacity, if the power outage only lasted for a couple of hours at the most, you probably wouldn't get problems.

MR. DAVIES: Well, let's have a pump failure.

MR. FRASER: There would be enough... Well, if there is a pump failure, then the homeowner calls the local service for these units and gets the repairman out there who has a spare pump on the truck and he swaps one for the other and takes it off for repair.

MR. DAVIES: Under the Town's Sewer Code, it indicates that properties within the sewer district, that septic tanks and cesspools are prohibited except for a permit issued by the Commissioner of Public Works and he would consider it if it was physically impossible and would be an undue hardship -- now, what is the basis for your excluding that... these people that will be in the sewer district from complying with the Town Code?

MR. SECOR: When my judgement is it is an undue hardship for someone to go out and buy a grinder pump if they have a properly operating septic system, then we would not bother them. We do not have that discretion if there is a gravity sewer. If the gravity sewer was to go in as it did in the other areas that were serviced earlier on with federal money, they were required to connect within a year or whatever... 90 days or a year.

MR. DAVIES: So, you have already determined then that they don't have...

MR. SECOR: I issued a letter to all homeowners down there telling them that no one will be forced to hook up because in my judgement that is an undue hardship. If they want to hook up, we can work with them.

MR. DAVIES: Because the letter I read that said they didn't have to hook up was written by Mr. Fraser, not by you and he indicated that they would not be required to hook up.

MR. FRASER: I didn't write any letter. Bruce wrote a letter.

MR. SECOR: Letter that was distributed down there I wrote.

MR. DAVIES: No, it was signed by you, Mr. Fraser. I have it. Well, I can show it to you.

COUNCILMAN PUTNEY: It was a letter to the residents from Bruce Secor.

MR. DAVIES: Now, will the grinder pump on the Glenmont Job Corps property be the responsibility of the Town?

MR. SECOR: No.

MR. DAVIES: Will they require, then, duplicate pumps, duplicate source of power?

MR. SECOR: I don't know... They have duplicate... Do you have emergency power?

MR. EMADI: We don't have emergency power.....

MR. SECOR: The ownership...

Inaudible

MR. MEYERS: There is already a generator on the site.

MR. DAVIES: So, there is provision for handling the sewage. Thank you.

SUPERVISOR FULLER: The letter that Bruce sent out for the residents, is that the letter you are referring to?

MR. DAVIES: No, no, I have another one here. This is a letter signed by James K. Fraser, Jr., PE, dated January 10, 1997 to Sheila Fuller.

SUPERVISOR FULLER: No, I am talking about the letter that went out to the residents.

MR. DAVIES: No, no, no, no I am speaking of... he indicated to you, he said...

COUNCILMAN DAVIES: You said he sent it to the residents.

MR. DAVIES: He said property owners will not be required to hook up to the proposed sewer. It troubles me when the consulting engineer tells the Supervisor of the requirements.

MR. FRASER: I wrote that letter after speaking with Mr. Secor who told me that they would not be required to hook up.

MR. DAVIES: It would be nice if you referred to Mr. Secor in it.

SUPERVISOR FULLER: Are there any other questions? I know that there are some residents here, any questions? Okay. Any other questions?

COUNCILMAN PUTNEY: Yes, I do have one matter, Sheila. There is one property owner, Mrs. Jean Lyons, who lives at 1008 River Road who indicated to me that she would not want to hook up and she is the only one within the proposed district who does not front on Route 144. Part of her property is within the 200 feet and the balance is not. So, I would appreciate it if we could modify the map, if she decides that she does definitely not want to hook up. She is not here tonight.

MR. SECOR: But, we are only a small portion in now.

COUNCILMAN PUTNEY: I understand that. But, she has no access to Route 144. It is highly unlikely she would want to hook up, okay.

SUPERVISOR FULLER: Is there anyone wishing to speak in favor of the sewer district extension? Anyone wishing to speak in opposition? May I have a motion to close the public hearing.

MR. SECOR: May I, Sheila, before you close? Is there anybody here from the Apple subdivision?

COUNCILMAN PUTNEY: I attended the hearing though for it.

COUNCILMAN DAVIES: He is working out of Town now. So, I think it is hard for him to get here.

MR. SECOR: The only thing I would ask the Board to do is, if rather than... since this land has come in for subdivision just before we started doing all this mapping is that we could amend the map taking that and maybe drop out a portion so... we don't split a subdivision.

COUNCILMAN PUTNEY: Bruce, at the public hearing, Apple indicated that they would want to use the new sewer system.

COUNCILMAN DAVIS: What did you say, Ted?

COUNCILMAN PUTNEY: They indicated they would want to use the new sewer system.

MR. SECOR: The way the sewer district boundaries are drawn now, we can't get all of the house lots and we are proposing to put the houses that fall within this but if it doesn't cause a delay, I would like to consider amending this.

COUNCILMAN DAVIS: I know he is working out of town because I remember speaking with him at the Planning Board.

SUPERVISOR FULLER: How many people received these letters, Bruce?

MR. SECOR: We passed them out to everyone along 144 and I think we handed out about 50 letters. So, it is all residents along 144.

SUPERVISOR FULLER: And, how many are here as residents from this area that would be affected? Four. Do you know about any of your neighbors or have you heard anything? Are they interested in...?

COUNCILMAN PUTNEY: Are you interested.

MR. CROSS: That is why we are here.

LADY: How close does it run to the water line?

SUPERVISOR FULLER: To the water line?

MR. SECOR: The minimum separation is 10 feet and then on the plan that has been submitted, there are some areas where there is some concrete encasement because there is wet. That still has to go before the County Health Department but the minimum separation is 10 feet.

LADY: Inaudible.

MR. SECOR: Right, I understand, going across your parking lot. We have discussed that but we still have to sit down with both DOT and with the County Health Department and go through the details of the plan. In most cases, yes, there is room there because the water line is back on the easements.

LADY: Inaudible.

SUPERVISOR FULLER: Okay. May I have a motion to close the public hearing.

The motion was made by Mr. Lenhardt and seconded by Mrs. Davis to close the public hearing at 8:04 p.m. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

Kathleen A. Newkirk
Town Clerk

SEQR Resolution
Sewer Extension
Glenmont Job
Corp

The Supervisor convened the regular meeting following the close of the public hearing. Supervisor Fuller asked for a vote on approving the extension of the sewer district with the amendment on the Apple Land included. We need to adopt the SEQR resolution first.

The following resolution was presented for adoption:

PROPOSED BETHLEHEM SEWER DISTRICT EXTENSION NO. 25
GLENMONT JOB CORPS CENTER
SEQR RESOLUTION

WHEREAS, the Town Board of the Town of Bethlehem is desirous of undertaking the construction of a sewage collection system within the proposed Bethlehem Sewer District Extension No. 15, Glenmont Job Corps Center ("the Proposed Action"); and

WHEREAS, the Town Board of the Town of Bethlehem has received an Engineer's Report, dated November 1996, titled "Bethlehem Sewer District, Town of Bethlehem, Albany County, New York, Engineer's Map, Plan and Report, Proposed Sewer Extension No. 25, Glenmont Job Corps Center", which more particularly describes the Proposed Action; and

WHEREAS, the Proposed Action includes the construction of a sewage collection system consisting of a sewage pumping station and approximately 6,000 feet of 4" diameter force main along New York State Route 144 to convey sewage from the Glenmont Job Corps Center into the sewer system of the Bethlehem Sewer District; and

WHEREAS, a Public Hearing has been duly called and held on February 26, 1997 to consider public comments on the proposed project.

WHEREAS, the State Environmental Quality Review Act ("SEQR") regulations found at 6 NYCRR Part 617.3(a) required that no agency shall carry out, fund or approve an action until it has complied with the requirements of SEQR; and

WHEREAS, 6 NYCRR 617.5a) requires that as early as possible in an agency's formulation of an action it proposed to undertake it shall determine: (1) whether the action is subject to SEQR; (2) whether other agencies are involved; (3) the appropriate classification of the action; and (4) whether a full or short environmental assessment form is necessary; and

WHEREAS, it has been determined that the undertaking of the proposed action constitutes an "Unlisted" action and a "Short Environmental Assessment Form" with attachments has been prepared pursuant to SEQR; and

WHEREAS, the anticipated impacts of the Proposed Action are primarily of local and of temporary significance and the Town Board is an involved agency with the broadest governmental powers for investigation of the environmental impacts of the Proposed Action all as evidenced by the application, EAF, and report; and

WHEREAS, the Town Board has reviewed and analyzed Parts I, II and III of the hereto attached EAF which are hereby made part of this resolution and compared them to the criteria contained in section 617.11 of the SEQRA regulations, and reviewed the information provided in the Engineer's Map, Plan and Report to determine if the proposed action may have a significant effect on the environment,

NOW, THEREFORE, BE IT RESOLVED,

1. That the Town Board is the lead agency for this project.
2. that the Town Board hereby determines that the completed Environmental Assessment Forms supplemental by the Engineer's Map, Plan and Report of November 1996 provides sufficient information for determining whether the proposed action will have a significant impact on the environment.
3. that based upon its review of the proposed action, public comment, the hereto attached environmental assessment form, and comparison of the action with criteria for determining significance found at 6 NYCRR 617.11, the Town Board hereby determines that the proposed action (creation of Extension No. 25 to the Bethlehem Sewer District) will not have a significant effect on the environment. This determination is based on the following facts and conclusions:
 - a) that there will be no substantial adverse changes in air quality, noise levels, solid waste production, erosion or flooding, traffic generation, community character or goals;
 - b) that the proposed project is part of the long range plan for sanitary waste disposal for the Town;
 - c) that the construction activity will produce impacts of short duration;

- d) that the proposed action will produce positive environmental effects in that sanitary waste disposal service will be furnished to Town residents in the discharge of the Town's Police powers;
- e) that sewage force mains will be underground and parallel existing highway rights of way;
- f) that further support for the Negative Declaration exists in the Engineer's Report and part 3 addendum to the EAF, each of which is incorporated by reference herein;

BE IT FURTHER RESOLVED,

that this determination shall be considered a Negative Declaration made pursuant to Article 8 of the Environmental Conservation Law; and,

BE IT FURTHER RESOLVED,

that a copy of this determination shall be noticed and filed in accordance with the requirements of 6 NYCRR 617.10 (a) (2).

On motion by Mr. Lenhardt, seconded by Mr. Putney and a vote of 5 for and 0 against, this RESOLUTION was adopted on February 26, 1997.

- - -

Supervisor Fuller next asked for a motion to adopt the resolution approving Glenmont Job Corps Center Sewer Extension No. 25. The following resolution was presented for adoption:

IN THE MATTER OF THE EXTENSION ORDER APPROVING
OF THE BETHLEHEM SEWER DISTRICT GLENMONT JOB CORPS CENTER
OF THE TOWN OF BETHLEHEM, IN THE SEWER EXTENSION NO. 25
COUNTY OF ALBANY, NEW YORK

WHEREAS, J. KENNETH FRASER AND ASSOCIATES, P.C., competent engineers duly licensed by the State of New York, have prepared a map, plan and report providing for the extension of the "Bethlehem Sewer District" of the Town of Bethlehem and said map, plan and report have been filed in the office of the Town Clerk, in accordance with Article 12 of the Town Law, and said map, plan and report comply with the provision of Article 12 of the Town Law; and

WHEREAS, the total cost of said improvements will be borne by the United States Department of Labor and the U.S. Government on behalf of the Glenmont Job Corps; and

WHEREAS, there will be no costs to be assessed against the other owners of real property within said extension; and

WHEREAS, the boundaries of said proposed extension as set forth in said map, plan and report are as follows:

All that tract or parcel of land being and situated in the Town of Bethlehem, County of Albany and State of New York, bounded and described as follows:

Beginning at a point on the easterly right-of-way line of New York State Route 144 (NYS Route 144), said point being the northwest corner of lands now or formerly of the United State of America (USA), said point also being the southwest corner of lands now or formerly for the Town of Bethlehem; thence running along the common property line between lands of Bethlehem on the north and lands of USA on the south, the following four (4) courses and distances: N81 degrees 58'16"E a distance of 332.77 feet to a point, S79 degrees 56'23"E a distance of 1,773.04 feet to a point, S10 degrees 34'49"W a distance of 130.53 feet to a point, S79 degrees 56'23"E a distance of 287.15 feet to a point on the property line between lands of Bethlehem and lands of USA, said point also being the northwest corner of lands now or formerly of Tennessee Gas Transmission Company; thence running southerly along the common property line of lands of USA on the west and lands of Tennessee Gas Transmission Company on the east, a distance of 869.05 feet, more or less, to the southwest corner of lands of Tennessee Gas Transmission Company; thence running easterly along the common property line of lands of USA on the south and lands of Tennessee Gas Transmission Company on the north, a distance of 580 feet, more or less to the southeast corner of lands of Tennessee Gas Transmission Company, said point being located on the western edge of the Hudson River; thence running southerly along the easterly property line of lands of USA on the west and along the Hudson River on the east, a distance of 3,152 feet, more or less, to a point, said point being the southeast corner of lands of USA, said point also being the northeast corner of lands nor or formerly of Maurice S. and

Janet E. Satin, thence running northwesterly along the southerly boundary line of lands of USA and the northerly boundary line of lands of Satin and lands nor or formerly of Christopher Apple, a total distance of 2,645 feet, more or less, to a point said point being 200 feet east of the centerline of NYS Route 144 as measured perpendicular thereto; thence running southerly along a line 200 feet easterly of and parallel to the centerline of NYS Route 144, a distance of 4,381 feet, more or less, to a point on the northerly boundary line of existing Extension No. 8 to the Bethlehem Sewer District; thence running along the northerly boundary line of Extension No. 8, a distance of 1,120 feet, more or less, to a point, said point being 200 feet westerly of the centerline of NYS Route 144, as measured perpendicular thereto; thence running northerly along a line 200 feet westerly of and parallel to the centerline of NYS Route 144, a distance of 5,282 feet more or less to its point of intersection with the prolongation of the northern property line of lands of USA defined by course of N81 degrees 58'16"E, thence running along said prolongation of N81 degrees 58'16"E, a distance of 240 feet, more or less, to the point and place of beginning, containing 214 acres, more or less.

WHEREAS, the improvements proposed to be made in said proposed extension consist of construction of a new sewage pumping station and force main including the furnishing of equipment and apparatus required for such system; and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection; and

WHEREAS, said Town Board duly adopted on the 22nd day of January, 1997 an order providing that said Town Board meet at the Town Hall, Delmar, New York, on the 26th day of February, 1997 at 7:30 o'clock P.M. Eastern Standard Time, to hold a public hearing on the extension of said District, at which time all persons interested in the subject thereof may be heard concerning the same, and certified copies of said order have been duly published and posted as prescribed by law, and said Town Board has, at the time and place specified in said order, duly met and considered the extension of said District and heard all persons interested in the subject thereof who appeared at such time and place, concerning the same; and

WHEREAS, the evidence offered at such time and place requires that the Town Board make a determination hereinafter made; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of Bethlehem in the County of Albany that it be and hereby is determined as follows: (a) the notice of hearing held on February 26, 1997 was published and posted as required by law, and is otherwise sufficient; (b) all the property and property owners within the proposed extension of the Bethlehem Sewer District are benefited thereby; (c) all the property and property owners benefited are included within the limits of said proposed extension, and (d) the extension of such district is in the public interest; and

FURTHER RESOLVED, that the Town Board does hereby approve the extension of said Bethlehem Sewer District so as to include boundaries set forth in this resolution and the construction of a sewage disposal system in said District Extension, in accordance with the map and plan on file in the office of the Town Clerk; and

FURTHER RESOLVED, that this resolution is subject to Permissive Referendum in the manner provided in Article Seven of the Town Law and Section 209-3 of the Town Law, and be it

FURTHER RESOLVED, that within ten (10) days from the date of this Resolution, the Town Clerk shall post and publish a notice which shall set forth the date of the adoption of this Resolution, shall contain an Abstract of such Resolution concisely setting forth the purpose and effect thereof, shall specify that this Resolution was adopted subject to a Permission Referendum; and shall publish such notice in the Town's official newspaper, and in addition thereto that the Town Clerk shall post or cause to be posted on the legal board of the Town a copy of such Notice within 10 days after the date of the adoption of this Resolution, and

FURTHER RESOLVED, that the Town Clerk be and she hereby is authorized to file a certified copy of this Resolution, in duplicate, with the office of the State of New York, Department of Audit and Control, at Albany, New York, and

FURTHER RESOLVED, that the Town Supervisor is authorized to execute and file an application to the New York State Department of Environmental Conservation for approval of the project and to make

application to any other governmental agency whose approval may be required.

The motion was made by Mr. Putney, seconded by Mr. Johnson and passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

Absent: None.

- - -

Supervisor Fuller thanked everyone for coming to the meeting.

The next item was a request from David Austin, Administrator, Parks & Recreation Department, for authorization of Supervisor to sign Agreement regarding operation of Concession Stand at Elm Avenue Park, Delmar.

Parks and Recrea-
tion sign
Agreement for
Concession Stand

The motion was made by Mrs. Davis and seconded by Mr. Johnson to approve the Supervisor signing the Agreement regarding the operation of the Concession Stand by Thomas B. Rowlands doing business as Java Jazz/Seattle Sub, Albany, NY at the Elm Avenue Park, Delmar. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

- - -

Supervisor Fuller indicated Mr. Rowlands did this last year and this will be his second year. Mr. Austin said this was correct. The Supervisor said they were very pleased and noted it is the best buy in town, even with the slight increase.

The following item was a recommendation from Bruce Secor, Commissioner of Public Works, for award of bid for Radio Read Water Meters to the low bidder, E.J. Prescott, Inc., Montpelier, Vt.

Public Works
to award bid
for Radio Read
Water Meters

The motion was made by Mr. Putney and seconded by Mr. Johnson to approve the award of bid for Radio Read Water Meters to the low bidder, E.J. Prescott, Inc., Montpelier, Vt. at the bid price indicated in the bid document. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

The next item was a recommendation from Gregg Sagendorph, Highway Superintendent, for award of bid for Washed Crushed Stone to the low bidder, Callanan Industries, Inc., South Bethlehem, NY.

Superintendent
Highway Departme
to award bid
for Crushed Stor
to Callanan
Industries

The motion was made by Mr. Putney and seconded by Mr. Johnson to approve the award of bid for washed crushed stone to the low bidder, Callanan Industries, Inc., South Bethlehem, NY at the prices quoted in the bid document. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

The following item was a recommendation from Highway Superintendent, Gregg Sagendorph, for award of bid for Gravel to Callanan Industries, Inc., South Bethlehem, NY and R.J. Valente Gravel, Troy, NY.

Superintendent
Highway Departme
to award bid for
Gravel

The motion was made by Mr. Putney and seconded by Mr. Johnson to approve the award of bid for gravel to Callanan Industries, Inc., South Bethlehem, NY and R.J. Valente Gravel, Troy, NY at the bid prices quoted as per the recommendation of Gregg Sagendorph, Highway Superintendent. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

Superintendent
Highway Depart-
ment to award
bid for Topsoil
Carver Construc-
tion

The next item was a recommendation from Gregg Sagendorph, Highway Superintendent, for award of bid for Topsoil to the low bidder, Carver Construction, Inc., Altamont, NY.

The motion was made by Mr. Putney and seconded by Mr. Johnson to approve the award of bid for topsoil to the low bidder Carver Construction Inc., Altamont, NY at the bid prices quoted as recommended by Highway Superintendent, Gregg Sagendorph. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

Superintendent
Highway Depart-
ment to award
bid for Milling
Pallette Stone
Corp.

The next item was a recommendation from Highway Superintendent, Gregg Sagendorph, for award of bid for Milling to the low bidder Pallette Stone Corp., Saratoga Springs, NY.

The motion was made by Mr. Putney and seconded by Mr. Johnson to approve the award of bid for Milling to the low bidder Pallette Stone Corp., Saratoga Springs, NY at the bid prices quoted as recommended by Gregg Sagendorph, Highway Superintendent. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

Superintendent
Highway Depart-
ment to award
bid for Guide
Rails to
Chemung Supply

The next item was a recommendation from Gregg Sagendorph, Highway Superintendent, for award of bid for Guide Rails to the lowest grand total bidder Chemung Supply Corp., Elmira, NY.

The motion was made by Mr. Putney and seconded by Mr. Johnson to approve the award of bid for guide rails to the low grand total bidder, Chemung Supply Corp., Elmira, NY at the bid prices quoted as recommended by the Highway Superintendent. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

Superintendent
Highway Depart-
ment to award
bid for Truck
Excavator to
Finke & Sons

The following item was a recommendation from Highway Superintendent, Gregg Sagendorph, for award of bid for Rental of Large Track Excavator to the low bidder Robert H. Finke & Sons, Inc., Selkirk, NY.

The motion was made by Mr. Putney and seconded by Mr. Johnson to approve the award of bid for rental of large track excavator to the low bidder, Robert H. Finke & Sons, Inc., Selkirk, NY at the bid prices quoted as recommended by Highway Superintendent, Gregg Sagendorph. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

 The following item was a recommendation from Gregg Sagendorph, Highway Superintendent, for award of bid for Rental of Heavy Construction Equipment to the low bidders.

Superintendent
 Highway Department
 award of bid for
 Rental of Heavy
 Construction Equip-
 ment to low bidder.

The motion was made by Mr. Putney and seconded by Mr. Johnson to approve the award of bid for rental of heavy construction equipment to the low bidders as listed on the Memorandum from Highway Superintendent, Gregg Sagendorph, at the prices listed in the bid documents. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
 Mr. Johnson.
 Noes: None.

 The next item was a request from Gregg Sagendorph, Highway Superintendent, for approval to purchase 2 heavy duty diesel tandem dump trucks, a 4-wheel drive tractor mower and a 4-wheel drive 3 cubic yard loader from State Contract and receive bids for the purchase of one skid-steer loader with milling attachment. Could advertise March 5, 1997 and received bids March 18, 1997 at 2:00 p.m.

Superintendent
 Highway Department
 request approval
 to purchase 2
 diesel tandem
 dump trucks and
 4 wheel drive
 tractor mower,
 loader from state
 contract and skid-
 steer loader with
 milling attachment
 to go to bid

The motion was made by Mr. Putney and seconded by Mrs. Davis to approve the purchase of 2 (two) heavy duty diesel tandem dump trucks, one (1) 4-wheel drive tractor mower and one (1) 4-wheel drive 3 cubic yard loader from State Contract. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
 Mr. Johnson.
 Noes: None.

- - -
 The following resolution was offered by Mr. Putney and seconded by Mr. Lenhardt:

WHEREAS, the Town desires to advertise for bids for the purchase of one (1) skid-steer loader with milling attachment, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 5th day of March, 1997 and that bids be received up to 2:00 p.m. on the 18th day of March, 1997 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
 Mr. Johnson.
 Noes: None.

 The next item was a request from Michael Cirillo, Engineering Services Administrator, for acceptance of deeds from Good Samaritan Lutheran Home, Inc., Rockefeller Road, Delmar.

Request from
 engineering
 for acceptance
 of deeds from
 Good Samaritan
 Lutheran Home

The motion was made by Mr. Johnson and seconded by Mr. Putney to approve the acceptance of deeds from Good Samaritan Lutheran Home, Inc., Rockefeller Road, Delmar, NY as requested by Engineering Services Administrator, Michael Cirillo. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
 Mr. Johnson.
 Noes: None.

Request from
Chief of
Police approval
disposition
obsolete radios
and base
station

The following item was a request from Richard LaChappelle, Chief of Police, for approval of disposition of obsolete radios and base stations.

The motion was made by Mr. Lenhardt and seconded by Mr. Johnson to approve the disposal of obsolete radios and base station as requested by Chief of Police, Richard LaChappelle. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.
Noes: None.

Recommendation
from Chief
of Police
accept resig-
nation of
per-diem
Telecommunica-
tor

The next item was a recommendation from Chief of Police, Richard LaChappelle, for acceptance of resignation of per-diem Telecommunicator effective immediately.

The motion was made by Mrs. Davis and seconded by Mr. Johnson to accept the resignation of per-diem Telecommunicator, George Grandy, Delmar, NY, effective immediately. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.
Noes: None.

Chief of Police
appoint Animal
Control Officer

The next item was a recommendation from Richard LaChappelle, Chief of Police, for appointment of Animal Control Officer effective March 1, 1997 at an annual salary of \$22,583.

The motion was made by Mr. Putney and seconded by Mr. Lenhardt to approve the appointment of George Grandy, Delmar, NY to the position of Animal Control Officer at an annual salary of \$22,583, effective March 1, 1997. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.
Noes: None.

Supervisor Fuller asked if anyone wished to address the Board. There were none. She thanked everyone for attending.

Supervisor Fuller asked for a motion to meet in Executive Session following the close of the regular meeting to discuss litigation.

Adjourn regular
meeting to
Executive
Session no
formal action
taken

The motion was made by Mr. Putney and seconded by Mrs. Davis to meet in Executive Session following the close of the regular Town Board meeting to discuss litigation. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.
Noes: None.

The motion was made by Mr. Lenhardt and seconded by Mr. Putney to adjourn the regular Town Board meeting at 8:10 p.m. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.
Noes: None.

Kathleen G. Newkirk
Notary Public

EXECUTIVE SESSION

There was no formal action taken at the Executive Session.