

TOWN BOARD  
JANUARY 15, 2003

The Organizational Meeting and regular Town Board meeting 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  
George Lenhardt, Councilman  
Daniel G. Plummer, Councilman  
Thomas Marcelle, Councilman  
Kathleen A. Newkirk, Town Clerk  
Robert J. Alessi, Esq., Town Attorney

ABSENT: Doris M. Davis, Councilman

- - -

Supervisor Fuller welcomed everyone to the meeting and invited everyone to join in the pledge of allegiance.

The Supervisor noted the first item on the agenda was to appoint a Deputy Supervisor. In accordance with the Town Law Section 42, the Supervisor appointed Councilman George Lenhardt Deputy Supervisor for the term expiring December 31, 2003.

-----

The next item was to appoint the Town Attorney. Pursuant to Sections 20 and 24 of the New York State Town Law, appoint Robert J. Alessi as Town Attorney in the Office of Town Attorney

Town Attorney	Robert J. Alessi	\$43,773
---------------	------------------	----------

The motion was made by Mr. Lenhardt and seconded by Mr. Marcelle to appoint Robert J. Alessi, Esq. to the position of Town Attorney. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

- - -

Councilman Marcelle noted it was his first year on the Board and he wanted to express his appreciation to the Town Attorney for doing an outstanding job. He said it has been a pleasure to get to know him and serve with him. Town Attorney Alessi thanked Mr. Marcelle. Supervisor Fuller thanked Mr. Marcelle.

-----

The next item was to acknowledge pursuant to Article 3, Section 30 of Town Law, Town Clerk, Kathleen A. Newkirk's appointment of Catherine T. Picarazzi and Julie McNeil as Deputy Town Clerks at salaries as set forth in the Year 2003 adopted budget. Terms to run concurrent with the term of the Town Clerk and expire on December 31, 2003.

-----

The next item was to consider adoption of a resolution setting salaries for Town of Bethlehem employees for the year 2003.

WHEREAS, the Town Board has held an organizational meeting for the year 2003, according to law,

NOW, THEREFORE, BE IT RESOLVED, that the attached list of salaries for the employees (on file in the Town Clerk's office) of the Town of Bethlehem are hereby authorized to be paid.

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

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

Supervisor Fuller noted before authorizing the Highway Department salaries she wished to speak about the Department and snow. She said certainly our Police, Fire, Ambulance, Niagara Mohawk and everybody in the world was here working throughout the last couple weeks. She said special thanks and a sincere debt of gratitude goes to Gregg Sagendorph and his 60 employees who worked Thanksgiving morning – they were out with a salt crew --, the entire crew worked from noon on Christmas Day through Thursday evening, December 26 – 28 to 30 hours straight – the salt crew came in and worked through the night on New Year's Day, battling an ice storm. The entire crew from Friday morning, January 3 through Saturday afternoon January 4 -- 30 to 32 hours straight worked 25 hours overtime. She said the Thanksgiving/Christmas storm 1400 hours overtime. She said the 9th and 10th largest snow storms that hit the Capital District, this has been the largest snow storms since we have been keeping records and these occurred 10 days apart. She said we owe thanks to our Highway Department. She said they did a yeoman's job and they are still out there working very hard to deal with all of the intersections, as well as, pick up all the Christmas trees that are now part of the routine. She said it just did not stop for the Highway Department and she thanked Mr. Sagendorph and all of his employees.

Councilman Lenhardt asked how his budget was holding up. Mr. Sagendorph said

it was depleted. A resident commented about the sidewalk plows and the clearing of the walkways. Supervisor Fuller noted the Highway Department starts with the roads so that everyone can get in and out of their homes and then the sidewalk plows. She said they were trying but the snow came so fast it was impossible to keep up with.

The next item was to authorize Highway Department salaries according to approved grade/step schedule for 2003, as follows:

TITLE	GRADE LEVEL		
Highway Foreman II	17		
Highway Foreman I	16		
Automotive Mechanic		14	
Equipment Operator II			14
Maintenance Mechanic			
Equipment Operator II			12
Equipment Operator I			11
Laborer II	9		
Laborer I	7		
Part-time Laborer	\$8.00/hour		
	\$7.50/hour		

The motion was made by Mr. Plummer and seconded by Mr. Marcelle to approve the Highway Department salaries as presented. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.  
 Noes: None.  
 Absent: Mrs. Davis.

-----

The following item was to authorize Public Works Department salaries according to approved grade/step schedule for 2003.

Job Title	Grade Level
Director of Field Operations	23
Eng. Services Administrator	23
Chief Water Treatment Plant Operator	23
Deputy Chief Water Treatment Plant Operator	19
Chief Sewage Treatment Plant Operator	20
Deputy Chief Sewage Treatment Plant Operator	18
Public Works continued:	
Foreman II	17
Foreman I	16
Instrumentation Mechanic	14
Senior Water Treatment Plant Operator	16

Office Manager	15		
Administrative Asst. I	12		
Senior Sewage Treatment Plant Operator	16		
Water Treatment Plant Operator	13		
Water Treatment Plant Operator II	14		
Sewage Treatment Plant Operator		13	
Principle Utility Technician	13		
Water Treatment Plant Operator Trainee	9		
Sewage Treatment Plant Operator Trainee	9		
Senior Utility Technician	12		
Utility Technician	10		
Utility Service Helper	7		
Equipment Operator II - Maintenance Mechanic		14	
Equipment Operator II	12		
Equipment Operator I	11		
Utility Billing Clerk	8		
Senior Utility Billing Clerk	11		
Clerk-Typist II	8		
Clerk-Typist I	6		
Temporary Employee	- Hourly Rate Range from		
Meter Reader	Minimum wage to		
	\$17.00/hour		
Temporary Clerk - Typist	-commensurate with duties performed.		
Senior Engineer	21		
Principal Engineering Technician	17		
Senior Engineering Technician		14	
Engineering Technician			11
Engineering Aide I	7		
Draftsman	7		

(Longevity pay to be added to above salary rates in accordance with Town Board policy.)

-----

The next item was to approve the part time personnel. In accordance with the policy on appointments of part time personnel, as adopted by the board in October 1993, the following list of part time employees is presented for approval.

FULL TIME

TITLE NAME	F-T GRADE	100/70%	2003 RATE
Enforcement Off. Sleurs,Joseph		3 yr.off.	100 \$22.19
Clerk Typist I Hulme,Ann	6 70	9.09	
Clerk Typist I Vadney,Lois	6 70	9.09	
Clerk Typist I Merritt,Ahlfied	6 70	9.09	

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

Clerk Typist I	McCarroll, Bella	6	70	9.09	
Clerk Typist I	Boughton, Karen	6		70	9.09
Clerk Typist I	Hahn, Patricia	6	70	9.09	
Maint. Helper	Turner, Jesse	6	100	12.12	
Maint. Helper	Lambertsen, Lori	6	100	12.12	
Youth Employ.	Lackner, Susan		14		70 12.97
Recycling Coord.	Fisher, Sharon	11	100	16.50	
Asst. Bldg. Insp.	Dominelli, Edward		15	70	16.48
Public Info. Sp.	Lewis, Richard	15	70	14.08	
Temporary Senior	Granito, Karen	11	100	16.50	
Assessment Clerk					
Clerk I	Sagendorph, Briana	6	100	12.38	

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to approve the part time appointments as previously listed. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to authorize the appointment of Town Historian as follows:  
Joseph A. Allgaier \$2,600

The motion was made by Mr. Lenhardt and seconded by Mr. Marcelle to approve the appointment of Joseph A. Allgaier, Delmar, NY as Town Historian at an annual salary of \$2,600. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to approve the Board of Appeals appointments for the year 2003.

#### BOARD OF APPEALS

Appoint the following positions for Board of Appeals for 2003:

Member Gilbert Brookins \$4,323

(Term expiring 12/31/07)

Chairman Michael Hodom \$5,539

The motion was made by Mr. Lenhardt and seconded by Mr. Marcelle to approve

the appointment of Member Gilbert Brookins, Delmar, NY to the position of Member, Board of Appeals, set the salary for Board of Appeals members at 4,323. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

- - -

The motion was made by Mr. Lenhardt and seconded by Mr. Marcelle to approve the appointment of Michael Hodom, Delmar, NY to the position of Chairman, Board of Appeals. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to approve appointments to the Planning Board for the year 2003.

#### PLANNING BOARD

Appoint the following positions for the Planning Board for 2003:

Chairman     Douglas Hasbrouck     \$11,447

Member     Marcia Nelson     \$4,323

Planning Board

(Term expires 12/31/2009)

The motion was made by Mr. Lenhardt and seconded by Mr. Marcelle to approve the appointment of Douglas Hasbrouck, Delmar, NY to the position of Chairman, Planning Board. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

- - -

Supervisor Fuller said Marcia Nelson whose term has expired and recently requested reappointment to the Planning Board.

Councilman Lenhardt noted Mrs. Nelson has served our community for 25 years and has served well, however, he feels it is time to offer the position to someone else. He noted he would like to nominate Jeff Perez, who has approached him about being appointed to this position. He noted Mr. Perez was interviewed last year, among other people. Supervisor Fuller asked if there was a second to the motion. Councilman

Marcelle said it has been his view and he thinks he has expressed it to all members of the Council and to the Supervisor that if there is a position and multiple candidates that interviews be done. He said there should also be an Executive Session to discuss the candidates merits. He said he would like to make a motion to table this nomination until interviews and an Executive Session is held. Supervisor Fuller noted there is a motion on the floor. Councilman Marcelle withdrew his motion pending the first motion.

Supervisor Fuller again asked if there was a second to Councilman Lenhardt's motion. Councilman Plummer said he was not going to second the motion but asked if he should do that now or handle the motion first. Supervisor Fuller requested the motion be completed first. She noted motion failed for lack of a second.

Councilman Marcelle motioned that this be tabled until the next Board meeting and in the interim interviews be conducted for candidates who are seeking the position of Planning Board Member. Supervisor Fuller asked if there was a second to the motion. Hearing none, the motion failed.

Councilman Plummer said he is not making a motion. He said it is his view and he certainly means no disrespect to Ms. Nelson who has served the Town and Mr. Perez who has come forward. He said it is his view that there are other individuals in the community that have expressed an interest in this position. He said he thinks it is important to speak with them. He said it is his personal opinion that if someone who operates a small business or has that kind of experience in Town, be a benefit to the Planning Board. He said he thinks it is important to have that kind of a balance and it would help the Town considerably. He said it is his view that others should be reached out to that have expressed an interest in serving on the Board.

Supervisor Fuller said the only question she has regards her hesitation to advertise it as an open position. She said Marcia Nelson has served the Town since 1978 and she could agree with the fact that it is time to look for someone else to come in. She said this is a 7 year term and it is a long time but she thinks there is a need to have the people who have expressed an interest come in and be interviewed. She said she knew that Mr. Perez went through the interview process last year and he is welcome to come in this year also. She said there are a few others who have recently called in and noted there seems to be some interest in serving and it is important that someone from the business area be appointed. She said she spoke with Marty Delaney and asked her if she had someone who might be interested in serving. She said the interviews can be done, noting it will not be a long drawn out process, it be completed for the next Planning Board meeting.

Supervisor Fuller asked Councilman Marcelle if he was okay with this. Mr. Marcelle said he was. The Supervisor said this will be rescheduled for the meeting of the 29th. She said the term expired as of the 31st of December.

Supervisor Fuller asked for a vote regarding the Board being in agreement on conducting interviews and the appointment being scheduled on the Town Board agenda of January 29.

Ayes: Mrs. Fuller, Mr. Plummer, Mr. Marcelle.

Noes: Mr. Lenhardt.

Absent: Mrs. Davis.

-----

The next item was to approve the appointment of the following Counsel to serve at the pleasure of the Town Board, in the following capacities but subject to the direction of the Town Attorney who may assign them to any additional subject matter or capacity, including as and where needed.

Water & Sewer District	Charles J. Tobin,III	Claim Basis
Highway Department	Michael Smith	Claim Basis
Town Court Attorneys	Charles J. Tobin, III	\$10,400
	Paul F. Dwyer, Jr.	\$10,400
Planning Board	Keith Silliman	\$17,910
Board of Appeals	Patrick L. Seely, Jr.	\$17,910

The motion was made by Mr. Lenhardt and seconded by Mr. Plummer to approve the appointment of Counsel as listed previously. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to approve the appointment of the following School Crossing Guards:

Hugh Tuohey	\$11.20/hour
Isabel D. Glastetter	11.20/hour
William Gathen	11.20/hour
Lawrence Becker	11.20/hour
Raymond Linstruth	11.20/hour

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to approve the appointment of School Crossing Guards as listed previously. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to acknowledge the appointment of Voting Machine Custodians for 2003 as per the Republican and Democratic Chairmen:

Kevin Kermani - Republican

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

William Burkhard - Democratic

-----  
The next item was to receive recommendations from Commissioner of Public Works, Bruce Secor, regarding the appointment of Kenneth E. Drautz as a Consultant Chemist for Water Division of the Department of Public Works, and Special Consultant:  
Consultant Chemist  
Water District #1      Kenneth E. Drautz      \$8,785

The motion was made by Mr. Lenhardt and seconded by Mr. Plummer to approve the appointment of Kenneth E. Drautz as Consultant Chemist for the Water Division of the Department of Public Works and Special Consultant. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.  
Noes: None.  
Absent: Mrs. Davis.

-----  
The following item was to approve appointment of Supervisors for the Fire Training Ground for 2003:  
Charles Wickham  
Richard Webster  
Kevin Shea  
Gregory Gould

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to approve the appointment of Supervisors for the Fire Training ground for 2003 as listed previously. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.  
Noes: None.  
Absent: Mrs. Davis.

-----  
The next item was to adopt a resolution authorizing membership dues for Town of Bethle  
hem employees as per the attached lists.

WHEREAS, the Town Board has held an organizational meeting for the year 2003, according to law,  
NOW, THEREFORE, BE IT RESOLVED, that the attached list of membership dues (on file in the Town Clerk's Office) for various Town departments are hereby authorized to be paid.

The foregoing resolution was presented for adoption by Mr. Marcelle, was

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

seconded by Mr. Lenhardt and duly adopted by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The following item was to authorize Town Superintendent of Highways, Gregg Sagendorph, to make highway purchases in an amount not to exceed \$10,000.00 without prior approval of the Town Board.

The motion was made by Mr. Plummer and seconded by Mr. Marcelle to authorize Town Superintendent of Highways, Gregg Sagendorph, to make highway purchases in an amount not to exceed \$10,000.00 without prior approval of the Town Board. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to approve in accordance with provision of Section 303 Multiple Residence Law, authorize following appointments:

Local Enforcement Officer Kevin Shea

Bethlehem Emergency

Management Office Director John E. Brennan

Fire Inspectors Jason Tice

David Languish

Edward Costigan

Harlen Metz

Paul Miller

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to approve the appointments listed above in accordance with provision of Section 303 Multiple Residence Law. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to approve the appointment of Board of Assessment Review:

Richard Haverly - \$120 per diem

Herbert G. Steele - \$120 per diem

Kenneth S. Ford - \$120 per diem

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

The motion was made by Mr. Lenhardt and seconded by Mr. Plummer to approve the appointment of the Board of Assessment Review Board as listed above. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to set the mileage rate of \$.30 per mile for personnel who use their automobiles in the performance of the duties of their offices to be paid on presentation of duly itemized claims for audit by the Comptroller in accordance with Town Law, Section 102, Subdivision 1.

The motion was made by Mr. Lenhardt and seconded by Mr. Plummer to approve setting the rate of \$.30 per mile for personnel who use their automobiles in performance of the duties of their offices to be paid on presentation of duly itemized claims for audit by the Comptroller in accordance with Town Law, Section 102, Subdivision 1. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to approve PETTY CASH FUNDS - Establish in accordance with Town Law, Section 64, Subdivision 1 (a)

Receiver of Taxes and Assessments	\$300.00
Town Clerk	200.00
Comptroller	200.00
Water District No. 1	200.00
Town Justice Department	200.00
Police Department	400.00
Recreation Department Office	150.00
Parks Pool	200.00
Highway Department	200.00
Sanitation Department	200.00

The motion was made by Mr. Plummer and seconded by Mr. Marcelle to approve the previous PETTY CASH FUNDS in accordance with Town Law, Section 64, Subdivision 1(a). The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

Designate Holidays for Town of Bethlehem employees:

2003

January 1      New Years  
January 20     King's Birthday  
February 17   President's Day  
May 26                  Memorial Day  
July 4            Independence Day  
September 1   Labor Day  
October 13     Columbus Day  
November 4    Election Day  
November 11   Veterans' Day  
November 27,28   Thanksgiving Day  
December 24   ½ day  
December 25   Christmas Day

-----

The next item was to designate banks as the depositories in which all Town officers shall deposit all money coming into their hands by virtue of their offices:

Key Bank, N.A.	M and T Bank	Evergreen Bank
Albany, NY	Albany, NY	Glens Falls, NY

J.P. Morgan-Chase	Charter/One	Fleet Bank
Albany, NY	Albany, NY	Albany, NY

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to approve the previous banks as depositories in which all Town officers shall deposit all money coming into their hands by virtue of their offices. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

-----  
The following item was to acknowledge receipt of Notice from Association of Towns regard  
ing 2002 Annual Meeting in New York City to be held February 17, 18, 19 and 20, 2003.

Designate Delegate and Alternate to the Annual Meeting of the Association of Towns as follows:

Delegate - John Flanigan  
Alternate - George Lenhardt  
-----

The next item was to set the Regular Town Board Meetings for the 2nd and 4th Wednesdays of each month for the year 2003.

-----  
The following item was to set the Official Hours for business at Town Hall at 8:30 a.m. – 4:30 p.m. for the year 2003.

-----  
The next item was to designate an Official Newspaper of the Town - THE SPOTLIGHT and also designate the Times Union and Ravena News Herald as additional newspapers for the publication of notices, resolutions and ordinances.

-----  
The next item was to authorize the Supervisor to execute the following Leases for 2003:  
Water District No. 1 - Town Hall \$10,300.  
Sewer District - Town Hall \$10,300.  
Sewer District - Town Garage, Adams St. \$20,500.

The motion was made by Mr. Lenhardt and seconded by Mr. Marcelle to authorize the Supervisor to sign the Leases for 2003 as follows:

Water District No. 1 - Town Hall \$10,300.  
Sewer District - Town Hall \$10,300.  
Sewer District - Town Garage, Adams St. \$20,500.

The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

-----  
The next item was to authorize the Supervisor to execute an Agreement with Callanan Industries for the Firearms Training Site at the Quarry in South Bethlehem, Town of Bethlehem for the year 2003 at a fee of \$1.00.

The motion was made by Mr. Plummer and seconded by Mr. Marcelle to authorize the Supervisor to execute an Agreement with Callanan Industries for the Firearms Training Site at the Quarry in South Bethlehem, Town of Bethlehem, for the year 2003 at a fee of \$1.00. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.  
-----

The next item was to approve the increase of fee schedule as established by Town Board for field inspections and Engineering Review as of January 1, 2003, as follows:

Senior Engineer: \$80.00 per hour straight time and \$120.00 per hour for overtime, weekends and holidays.

Senior Inspector: \$66.00 per hour straight time and \$99.00 per hour for overtime, weekends and holidays.

Inspector: \$50.00 per hour straight time and \$75.00 per hour for overtime, weekends and holidays.

Survey Field Crew: \$100.00 per hour straight time and \$150.00 per hour for overtime, weekends and holidays.

Subdivision Review Fees revised as follows:

1 & 2 lots - Final Plat \$100 per lot.

3 or more lots - Final Plat \$100. per lot.

#### Site Plan Review Fees

A \$100.00 application fee and fees for review and approval on an "as cost incurred basis" by the Town of Bethlehem Engineering Division. Service charge of 1.5% per month for balances due after 30 days.

#### Planned Development Districts

Planned Residence District (Building Project Approval)

Fee for Engineering Review and Approval

1. For any portion of the area comprising the building project that is subdivided into lots for single family or two-family dwellings, the fees shall be as indicated in the Final Plat column for subdivisions. A \$100.00 per lot fee.

2. For any other residential units the fee shall be: \$65.00 per dwelling unit.

3. Notwithstanding the above, the total fee for review and approval shall not exceed \$25,000.

4. For any other use permitted in a P.R.D., the review and approval fee shall be

determined by the Town Engineering Division upon request of the Owner.

Planned Commercial District (Building Project Approval)

Fees for review and approval will be billed to the owner/developer on an “as cost incurred basis” by the Town of Bethlehem Engineering Division.

Planned Manufacturing District (Building Project Approval)

Fees for review and approval will be billed to the owner/developer on an “as cost incurred basis” by the Town of Bethlehem Engineering Division.

NOTE: The “as cost incurred basis” is intended only to defray the normal cost accrued by the Town Engineering Division.

Fees

In addition to the above-mentioned fees, are fees required from, or by, agencies other than the Town, as well as fees charged by other Town Departments.

The fee for Preliminary Plat and Final Plat (or Section) review and approval will cover highway, drainage, sanitary sewer and water supply approvals. However, if a proposed subdivision includes special features including, but not limited to heavy highway cuts or fills, excessive highway gradients, drainage detention reservoirs, sewage pumping stations or complex water distribution problems, the fee may be increased by an amount necessary to defray the additional costs to the Town for such review and approval. This additional cost may include the cost of special consultants engaged by the Town to assist in such reviews.

Costs associated with extension to districts to provide necessary services to the project site.

Subdivision, site plan and planned development district review fee will be collected by the Secretary of the Planning Board prior to Planning Board approval.

Service Charges

A service charge of 1.5% per month is proposed for balances due after 30 days, up .05% from previous years to match the current rate used by the Town Highway Department.

The motion was made by Mr. Lenhardt and seconded by Mr. Plummer to approve the previous fee schedule for field inspections and Engineering Review as of January 1, 2003. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to authorize the Supervisor to execute an agreement with Albany Honor Court Program, Inc. for the year 2003 at a fee of \$3,000.00.

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to authorize the

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

Supervisor to execute an agreement with Albany Honor Court Program, Inc. for the 2003 at a fee of \$3,000. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The following item was to authorize the Supervisor to execute an agreement with Volunteer Center of Albany, Inc. for a Community Services Sentencing Program – 2003 - \$3,000.00.

The motion was made by Mr. Plummer and seconded by Mr. Marcelle to authorize the Supervisor to execute an agreement with Volunteer Center of Albany, Inc. for a Community Services Sentencing Program – 2003 - \$3,000.00. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to adopt a Resolution for facsimile signature for checks drawn on accounts at Key Bank, N.A.

#### RESOLUTION NECESSARY FOR FACSIMILE SIGNATURES

RESOLVED: That checks of this corporation, drawn on Key Bank, N.A., may be signed by the printed facsimile signature of the Supervisor, Sheila Fuller, of this corporation, with like force and effect as if said facsimile signature had been affixed by such officer or either of them, manually, and that said Bank is hereby authorized, empowered and directed to pay said checks so drawn and to charge the same to the account of this corporation, with like force and effect as if said signature had been affixed by such officer or either of them, manually, and be it

FURTHER RESOLVED: That all of the terms and conditions embodied in the agreement between said Bank and this corporation, as the same appears upon the original signature card of this corporation now in the files of said Bank, shall apply to all checks of this corporation so signed, and be it

FURTHER RESOLVED: That said Bank shall not be liable for and that this corporation does hereby waive any claim which it may have against said Bank, and does hereby agree to defend, indemnify and save harmless said Bank from any liability, loss or damage incurred by it for paying or charging to the account of this corporation any checks to which such facsimile signature may have been affixed without authority, by the unauthorized use of the machinery and equipment by which such facsimile signatures to such checks other than such die, device,

machinery or equipment used by this corporation for that purpose.

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

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item approval of 25 cents per page to be charged for all Freedom of Information requests and any other materials that are requested by the general public for copying.

The motion was made by Mr. Lenhardt and seconded by Mr. Plummer to approve 25 cents (\$.25) per page to be charged for all Freedom of Information requests and any other materials that are requested by the public for copying. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was to authorize the Supervisor to execute an Agreement with the Town's insurance carrier to have a Public Officials Liability Policy, as well as, a Fidelity Bond in effect for the year 2003.

The motion was made by Mr. Lenhardt and seconded by Mr. Marcelle to authorize the Supervisor to execute an Agreement with the Town's insurance carrier to have a Public Officials Liability Policy, as well as, a Fidelity Bond in effect for the year 2003. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The following item was to authorize Supervisor to execute the Advanced Life Support Agreement for the year 2003.

The motion was made by Mr. Lenhardt and seconded by Mr. Plummer to authorize the Supervisor to execute the Advanced Life Support Agreement for the year 2003. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

Noes: None.  
Absent: Mrs. Davis.

-----  
Resident, Marie Capone, questioned a Youth Court appointment not being on the agenda. Supervisor Fuller noted the appointment is done by Youth Court and the salary is paid from grant funding.

-----  
Supervisor Fuller introduced Parker Mathusa who asked for a few minutes to address the Board. Mr. Mathusa on the behalf of the Bethlehem Historical Association, they wished to thank the Town Board and Department heads for the leadership and assistance received in 2002. He said they had a most successful season at the Town's museum in Cedar Hill. He noted the Membership has increased by some 20 percent and the number of people visiting increased by 15 percent compared to 2001.

Mr. Mathusa noted they wished to give a special note of appreciation to Superintendent of Highways, Gregg Sagendorph and his staff for all the support including the maintenance of all the grounds and all the snow plowing, changing of the flood lights and the new American flag.

Mr. Mathusa said they also wanted to acknowledge the support received from Commissioner of Public Works, Bruce Secor, and Mike Cirillo to maintain all the operating systems within the Museum.

Mr. Mathusa said they are also very pleased by the support they received from Town Historian, Joseph Allgaier. He has helped with cataloging and the support for replacing all the signage at the Museum. He also thanked Judith Kehoe and Rick Webster of the Comptroller's office for their support in their associated fiscal responsibility of operating the museum.

Mr. Mathusa noted the Bethlehem Historical Association looks forward to working with the Town Board and staff to ensure the residents of our community learn more about the unique heritage that we have been blessed with in the Town of Bethlehem and the beautiful Museum that features these treasures.

Supervisor Fuller apologized for the break in schedule but Mr. Mathusa came to a Board meeting to thank everyone and the meeting had been cancelled due to the snow. The date was changed, according to the Supervisor, to tonight so she called Mr. Mathusa and invited him to speak at this meeting. She thanked him.

-----  
The next item was a recommendation from the Planning Board regarding Building Project Application approval pertaining to Waldenmaier Planned Residence District No. 13, located along Elsmere Avenue. Supervisor Fuller thanked Mr. Rosen for his understanding and asked him to make his presentation.

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

Mr. Lee Rosen, developer of the Waldenmaier Planned Residence District, said Mr. Lynn Sipperly of Sipperly Associates who is the project engineer is also in attendance. Mr. Rosen briefly gave a chronology of the project through the approval process. He said application was first made in May of 2001 for a change in zoning to Planned Residence District. He said this project has been designed to attract the empty-nester market. He said there will be a homeowners association and provide for landscape maintenance and snow removal from the residents driveways and walks.

Mr. Rosen said the next step was for referral to the Planning Board for their recommendation on the PRD. He said after many months with the Planning Board, a coordinated SEQR review was done and recommended approval of the PRD to the Town Board in March of 2002. He said the Town Board then held a public hearing in April of 2002 and subsequently approved the PRD zoning.

Mr. Rosen said at that point, the project was referred back to the Planning Board for review of the building project. He said many months were spent working with the Planning Board and staff. He said another public hearing was held in November of 2002 and at the December 17, 2002 Planning Board meeting, the Board unanimously recommended approval of the building project plan by the Town Board.

Mr. Rosen said this brings this process to this meeting. He said in a short synopsis, that is the history of this project. He said he is aware that in the past several days, some or all of the Board members may have received a letter from 2 residents of Colonial Acres. Supervisor Fuller mentioned that this evening, Mr. Daley came and presented a petition pertaining to this proposal. She said the letter arrived at her office January 13, 2003 and was distributed to the Town Board Members by hand or picked it up in her office. She noted Mrs. Davis was on vacation. She said the petition tonight is 104 signatures.

Mr. Rosen said he had time to review the letter and noted the items raised were addressed by the Planning Board during the review of the project. He reviewed the items and the addressing by the Planning Board. Items included location of the majority of the homes on the property; stub street left at connection of this land to the undeveloped lands to the east; colors to be used for the homes within the PRD; planting plan for the project; and the visual impact of the project.

Town Attorney Alessi asked if any of the persons who submitted the petition attended the Planning Board meetings and voice the concerns. He noted mention was made that the concerns themselves were considered but asked if anyone attended the meeting and articulate their position. Mr. Rosen said he knew Mr. Daley was at the November Planning Board meeting due to the fact that he had spoken with him.

Councilman Plummer asked the zoning on the adjacent Magee property. Town Planner, Jeff Lipnicky, said off the top of his head he did not know. Mr. Rosen said it is residential. Mr. Plummer additionally asked if the Magee property went all the way from

the By-pass. Mr. Rosen said he believed it did. Mr. Plummer asked if this was the only parcel between this proposed project and Colonial Acres development. Mr. Rosen said it was at that point in the plan.

Councilman Plummer asked Mr. Lipnicky or Mr. Hasbrouck about the situation of stub streets. Mr. Lipnicky said there has to be sufficient access to adjoining parcels. He said before looking at an application, they look at the access to adjoining undeveloped parcels to ensure that in the future when the parcels are developed there is adequate access for emergency purposes and so forth. He said by and large if there is an adjoining vacant parcel of a substantial size, which the adjoining parcel is, they will be looking for a stub street to it. Mr. Plummer asked if it was accurate that there are stub streets coming from Colonial Acres onto the Magee property. Mr. Lipnicky said he assumes that is correct but has not looked at that specifically.

Supervisor Fuller asked Mr. Daley if he came in and looked at the plans. Mr. Daley said he did and addressed some of the items they brought up. He said they feel their visual impact issues, community character issues were truly to enhance the Waldenmaier project and some of the empty nesters of Colonial Acres have considered buying over into the Waldenmaier project.

Councilman Marcelle asked if it is Mr. Rosen's intention to work with and take the input of the neighbors in Colonial Acres. Mr. Rosen said they have taken input over the 2 year approval process. He said with respect to adding additional trees to buffer the one unit and they will do that. He said, as far as, the 20 foot no cut zone, there is more than 20 feet and if it should be 20 feet, it would reduce the amount of buffer that is being left. He said there has been extensive review of the plans and he thinks this is probably the highest quality landscaping plan of any project here. He said he finds it very difficult to accept after all of the review that they would have to again review the plan. He said certainly with regard to the specific concern of the unit on Sedgewick Road, they would be happy to put the additional landscaping request in.

Supervisor Fuller asked if there were any other comments. Councilman Lenhardt asked with regard to the 20 foot no cut zone to add that to the documents if it would require reopening of the project to the process that has already been done. Mr. Lipnicky said he thought if that was requested to be added as a condition, that could be modified after the fact but be careful how he words it. Mr. Lenhardt noted nothing is ever simple.

Supervisor Fuller said she thinks what is real here is that this is a 25 foot no cut zone so she was confused about why there would be a change to 20 feet. Mr. Lipnicky said there is a line that says approximate limits of clearing and grading. He said that varies in width. Mr. Rosen said they are required to stake the area and put silt fence in that area. He said he is not sure about the definition but if it is not defined as a no cut zone or an exact limit of clearing, then we certainly will agree to a condition that that would be the limits of clearing. Mr. Rosen said he feels that would clear up any confusion that there may be in the document. Mr. Lipnicky confirmed that there will be silt fencing and staking along the grading area.

Supervisor Fuller thanked Mr. Rosen and Mr. Lipnicky. Mrs. Fuller noted there is a draft resolution before the Board which is a parkland fee. She said this is a resolution for parkland set aside and must be approved before taking a vote on the Building Project Approval. The following resolution was presented for adoption:

TOWN BOARD  
TOWN OF BETHLEHEM  
RESOLUTION  
RESERVATION OF PUBLIC PARKLAND / FEE REQUIREMENT  
WALDENMAIER PLANNED RESIDENCE COMMUNITY  
PLANNED RESIDENCE DISTRICT NO. 13

WHEREAS, the Town Board of the Town of Bethlehem has received an application from Rosen Development Corporation for Building Project Approval for a 92-unit attached single-family residential development located along Elsmere Avenue and known as Waldenmaier Planned Residence Community; and,

WHEREAS, Chapter 128 of the Code of the Town of Bethlehem provides the Town Board with the authority to review and approve Building Project applications; and,

WHEREAS, Local Law No. 7 of 2001 of the Town of Bethlehem adopted by the Town Board on June 13, 2001, authorizes the Town Board to require the reservation of land for public park, playground, or recreation purposes, or the payment of a fee in lieu of parkland, as a condition of Building Project Approval for residential developments requiring such approval; and,

WHEREAS, said Local Law was adopted by the Town Board after careful consideration of the impacts that new housing development is having on the Town's park and recreation facilities, as outlined in a memorandum from the Town Planning Department dated May 15, 2001; and,

WHEREAS, the Town Board has considered the project site and its potential for accommodating a park site for active recreation use;

NOW, THEREFORE, BE IT RESOLVED,

that the Town Board hereby finds that the proposed Waldenmaier Planned Residence Community presents a proper case for the requirement of public parkland, but that a suitable park of adequate size, which meets the criteria outlined in Local Law No. 7 of 2001, cannot be properly located on the development parcel for the project; and,  
BE IT FURTHER RESOLVED,

that the Town Board of the Town of Bethlehem hereby requires that a fee be paid in lieu of parkland reservation for the proposed Waldenmaier Planned Residence Community, the amount and payment of which shall be made in accordance with Local Law No. 7 of 2001.

On a motion by Mr. Lenhardt , seconded by Mr. Marcelle and a vote of 4 for and 0 against, and 1 absent, this RESOLUTION was adopted on January 15, 2003.

- - -

The motion was made by Mr. Marcelle and seconded by Mr. Lenhardt to approve the Building Project Approval as recommended by the Town of Bethlehem Planning Board. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

Abstain: None.

- - -

Supervisor Fuller thanked Mr. Rosen and Mr. Sipperly for their attendance at the meeting. She also thanked Mr. Daley.

-----

The next item was a request from Building Inspector, Kevin Shea, for approval of construction trailer permit for Dowerskill Village, Section 3 – Phase 4W, 10 Chesterwood Drive.

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to approve the issuance of a construction trailer permit to Charlew Construction Co., Inc., Schenectady, NY for Dowerskill Village, Section 3 – Phase 4W, 10 Chesterwood Drive as requested by Building Inspector, Kevin Shea. The motion was passed by the following:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was a request from Kevin Shea, Building Inspector, for approval of dumping permit for 30 Maple Avenue, Slingerlands.

The motion was made by Mr. Lenhardt and seconded by Mr. Plummer to approve a dumping permit with stipulations submitted by Ralph B. Stilan, Jr. for 30 Maple Avenue, Slingerlands, NY requested by Building Inspector, Kevin Shea. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

- - -

Supervisor Fuller asked Mr. Shea to wait a minute before leaving and noted that one day there was a gentleman, a cardiac patient, who was attempting to shovel his car out of the driveway to go to the doctor and called to ask if she could get someone there

right away. She said she knew school was back in session and could not reach a youth employment student until late in the day and Mr. Shea happened to walk into her office and she asked him to find someone to help shovel. Mr. Shea said he would go upstairs and get someone else to help. She asked who went with him to help and he indicated Mark Platel. She thanked the Building Inspector and Mr. Platel for their assistance.

-----

The next item was a request from Judith Kehoe, Comptroller, for approval of setting public hearing on Section 8 Agency Plan for the year 2003. Could advertise January 22, 2003 and hold public hearing on March 26, 2003.

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to set a public hearing for March 26, 2003 at 7:30 p.m. relating to Section 8 Agency Plan for the year 2003. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was a request from Jeffrey Dammeyer, Director of MIS, for approval of disposal of surplus equipment.

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to approve the disposal of surplus equipment as listed in the Memorandum and dated December 16, 2002 and requested by MIS Director, Jeffrey Dammeyer. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The following item was a request from Bruce Secor, Commissioner of Public Works, for approval to go to bid for Generator Service. Could advertise January 22, 2003 and open bids on February 11, 2003 at 2:30 p.m.

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

WHEREAS, the Town desires to advertise for bids for Generator Service, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 22nd day of January, 2003 and that bids be received up to 2:30 p.m. on the 11th day of February, 2003 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was a request from Commissioner of Public Works, Bruce Secor, for approval to go to bid for Materials. Could advertise January 22, 2003 and open bids February 11, 2003 at 3:00 p.m.

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

WHEREAS, the Town desires to advertise for bids for Materials, pursuant to law,  
NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 22nd day of January, 2003 and that bids be received up to 3:00 p.m. on the 11th day of February, 2003 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The following item was a request from Commissioner of Public Works. Bruce Secor, for approval to go to bid for Sanitary Sewer Grouting Services. Could advertise January 22, 2003 and open bids on February 11, 2003 at 3:30 p.m.

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

WHEREAS, the Town desires to advertise for bids for Sanitary Sewer Grouting Services, pursuant to law,  
NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 22nd day of January, 2003 and that bids be received up to 3:30 p.m. on the 11th day of February, 2003 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----  
The next item was a request from Engineering Services Administrator, Michael Cirillo, for approval of acceptance of deeds for Dowerskill Village – PRD 4, Section 3, Phase 4W.

The motion was made by Mr. Marcelle and seconded by Mr. Lenhardt to approve the acceptance of deeds for Dowerskill Village – PRD 4, Section 3, Phase 4W from Charlew Construction Co., Inc., Schenectady, New York as requested by Engineering Services Administrator, Michael Cirillo. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.  
Noes: None.  
Absent: Mrs. Davis.

-----  
The following item was a request from Michael Cirillo, Engineering Services Administrator, for approval of acceptance of deeds for Haswell Farms Subdivision – Phase 8.

The motion was made by Mr. Lenhardt and seconded by Mr. Plummer to approve the acceptance of deeds for Haswell Farms Subdivision – Phase 8 from RSR Associates, Albany, New York as requested by Michael Cirillo, Engineering Services Administrator. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.  
Noes: None.  
Absent: Mrs. Davis.

-----  
The next item was a request from Engineering Services Administrator, Michael Cirillo, for approval of acceptance of deed for Bridge Street, Slingerlands.

The motion was made by Mr. Marcelle and seconded by Mr. Plummer to approve the acceptance of a deed for Bridge Street, Slingerlands from Mr. and Mrs. Juris VanCans, Slingerlands, New York as requested by Michael Cirillo, Engineering Services Administrator. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.  
Noes: None.  
Absent: Mrs. Davis.

-----  
The next item was a request from Michael Cirillo, Engineering Services Administrator, for approval of reduction of bonding for Cherryvale Subdivision.

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

The motion was made by Mr. Lenhardt and seconded by Mr. Marcelle to approve the reduction in bonding for Phase 3 and 4 from a total of \$95,000 to a new bond amount of \$5,000 as requested by Engineering Services Administrator, Michael Cirillo. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was a request from Chief of Police, Richard LaChappelle, for approval of award of bid for uniforms and related equipment for police, communications and animal control to the low bidder, Rosen's Uniforms, Albany, NY.

The motion was made by Mr. Plummer and seconded by Mr. Marcelle to approve the award of bid for uniforms and related equipment for police, communications and animal control to the low bidder, Rosen's Uniforms, Albany, New York at the bid prices submitted and requested by Richard LaChappelle, Chief of Police. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The following item was a request from Commissioner of Public Works, Bruce Secor, for approval of part-time Building Maintenance Helpers due to resignations. Supervisor Fuller noted there were 2 resignations and 2 appointments. She said Lee Sleurs and Tina Ross were resigning and the recommendation is for the appointment of Mr. Selwyn A. McCall at an hourly rate of \$12.12 per hour and Kathleen J. Hannmann at an hourly rate of \$12.12. She noted the need is to provide 7 day a week coverage of both police and town hall offices.

The motion was made Mr. Lenhardt and seconded by Mr. Plummer to accept the resignations of Lee Sleurs and Tina Ross and approve the appointments of Mr. Selwyn A. McCall and Ms. Kathleen J. Hannmann to the position of part-time Building Maintenance Helpers at the hourly rate of \$12.12 as requested by Commissioner of Public Works, Bruce Secor. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The next item was a request from Richard LaChappelle, Chief of Police, for acceptance of donations to DARE program in 2002.

The motion was made by Mr. Plummer and seconded by Mr. Marcelle to approve the acceptance of the following donations to the DARE program in 2002 as requested by Richard LaChappelle, Chief of Police:

Nancy Farr	\$150	Anne Rosenblum	\$100
Warbirds Over New York	\$4,395	Patricia Miller	\$25.

The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

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

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to approve the appointment of seasonal personnel as listed in the Memorandum dated January 15, 2003 from Nan Lanahan, Administrator, Parks and Recreation Department, at the titles and salaries listed. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The following item was a request from Gregg Sagendorph, Highway Superintendent, for approval to go to bid for gasoline and diesel fuel; heating oil; crushed stone; gravel; topsoil; guide rail; rental of track excavator; rental of construction equipment; utility repair crews; milling; and in place paving. Could advertise January 22, 2004 and open bids on February 4 and February 5, 2003 at the times specified for each bid.

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

WHEREAS, the Town desires to advertise for bids for the purchase of the following items and services with bid opening dates as listed:

Gasoline and Diesel Fuel	BID OPENING Feb. 4, 2003 at 2:30 p.m.
--------------------------	--

---

For an official copy of the minutes, please visit the Town Hall, 445 Delaware Avenue, Delmar, NY or call 439-4955, extension 158.

Heating Oil	Feb. 4, 2003 at 2:40 p.m.
Crushed Stone	Feb. 4, 2003 at 2:50 p.m.
Gravel	Feb. 4, 2003 at 3:00 p.m.
Topsoil	Feb. 4, 2003 at 3:10 p.m.
Guide Rail	Feb. 4, 2003 at 3:20 p.m.
Rental of Track Excavator	Feb. 5, 2003 at 2:40 p.m.
Rental of Construction Equipment	Feb. 5, 2003 at 2:50 p.m.
Utility Repair Crews	Feb. 5, 2003 at 3:05 p.m.
Milling	Feb. 5, 2003 at 3:20 p.m.
In-Place Paving	Feb. 5, 2003 at 3:30 p.m.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 22nd day of January, 2003 and that bids be received up to the previous dates and times noted above at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

The following item was to acknowledge receipt of Conditional Approval of Final Plat for the James Subdivision and acknowledge receipt of Final Plat for the Giacone Subdivision from the Planning Board for information purposes.

-----

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to approve the Town Board minutes of December 16, 2002 as submitted. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

-----

Supervisor Fuller asked if anyone wished to address the Board. Resident, Marie Capone, said she wrote a letter about a week ago and proceeded to read the letter regarding Melissa Stine. She said she is her choice for Business Person of the Year for her successful store, I Love Books at the 4 corners. She said she really has savvy in the business world. She noted she also owns Sweet Melissa's which is also very successful. Mrs. Capone feels she could renovate the 4 corners all by herself. Supervisor Fuller noted that Mrs. Capone should send the letter to the proper place which is the Chamber of Commerce. Mrs. Capone said she received an acknowledgement that it was received.

Mrs. Capone said she also submitted a name for Person of the Year but she said she probably will not get it. She said she will read the letter at a later date. Supervisor Fuller thanked Mrs. Capone.

- - -

Supervisor Fuller asked if anyone wished to address the Board. No one spoke.

Supervisor Fuller reminded everyone that there will be a public hearing by the NYS Department of Transportation at Town Hall on January 28, 2003 at 7:00 p.m. for the Slingerlands Bypass. She urged everyone to attend.

Supervisor Fuller said the next Town Board meeting will be January 29, 2003 at 7:30 p.m. Councilman Lenhardt noted there would be a return to the regular schedule after that.

The motion was made by Mr. Plummer and seconded by Mr. Lenhardt to adjourn the Town Board meeting at 8:45 p.m. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mr. Plummer, Mr. Marcelle.

Noes: None.

Absent: Mrs. Davis.

---

Town Clerk