

TOWN BOARD  
JANUARY 22, 1997

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

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

ABSENT: Freeman T. Putney, Councilman  
- - -

Supervisor Fuller welcomed everyone to the regular Town Board meeting. Mr. Lenhardt was asked to lead everyone in the pledge of allegiance.

Supervisor Fuller said before the agenda is started, she wished to allow Joan Leary Matthews to speak to the Board. Ms. Matthews said she received a few phone calls about the Spurlock plant and specifically the issue of lead agency status and what was happening. She said she gathered that DEC issued the decision that they wanted lead agency status. She said she was asked her opinion in regard to the lead agency status and a possible Article 78 proceeding to challenge that. She said based on the request, she looked into it and she said she has not read any official documents from Spurlock or any of the Town's information. She said she is interested in this, noting she is an environmental attorney. She said she most recently came from the Attorney General's office, having worked there for 8 years. She said she has been involved in a number of environmental matters and is familiar with the State and Federal environmental laws. She said she is currently of counsel with the Gordon, Siegel, Mastro, Mullaney, Gordon & Galvin P.C. law firm in Schenectady practicing environmental law.

Joan  
Matthews  
on  
Spurlock  
Plant  
DEC Lead  
Agency

Ms. Matthews said she is interested in this issue and she thinks it is important for the Town to hire an environmental attorney in this matter. She said there are a couple tricky issues and issues of concern to the people of the community and to the Members of the Board. She said one is the brown field issue. She said she feels DEC is still going through some growing pains on brown fields. She said this needs careful attention. She said she thinks the lead agency issue is past us now and she does not think, due to her research, it would behoove the Town to spend money challenging that. She said in her view, the Town is best channeling its resources toward the upcoming scoping sessions with DEC. She said the Town should be sure the environmental impact statement -- as she understands Spurlock has committed to prepare one -- will be as complete and comprehensive as it can be on all of the environmental issues. She said she knows this is a Region 4 matter and Region 4 has many, many issues on its plate. She further noted when the towns are very active in a particular project that the review tends to be a bit more focused and a bit more thorough.

Ms. Matthews said that is what she can offer the Town, noting she is plugged into the environmental community and into the environmental consultant community and she can recommend very good experts to the Board on the air quality and the water quality issues that will be faced. She said she is a resident of the Town and she does have a vested interest in this as we all do to ensure that the review is adequate.

Ms. Matthews said she noted to Supervisor Fuller this morning that this project may well be permitted but it is very important to everyone that the proper steps be taken and that the full environmental review that we are all entitled to really happens. She said she thinks the Town can play a key roll in this even though it does not have lead agency. She offered to answer any questions.

Supervisor Fuller said she will make copies of her resume to give to the Town Board Members. She thanked Ms. Matthews.

Supervisor Fuller noted for information that she received notice today that the scoping session is about to begin and they have given this a notice of positive declaration. She said the Board has received this tonight also.

Ms. Matthew said this starts the process along. She asked if there was anything else on the agenda about Spurlock. Supervisor Fuller said there was not.

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Resolution  
on expendi-  
tures  
Recreation  
Capital  
Reserve  
Account  
new Soccer  
fields

The first item was a request from David Austin, Administrator, Parks & Recreation Department, for adoption of resolution authorizing expenditures from the Recreation Capital Reserve Account for additional work at the new playing field area and regrading of the soccer area at the Elm Avenue Park.

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Bethlehem in the County of Albany, State of New York has on the 22nd day of January, 1997 duly adopted, subject to a permissive referendum, a resolution as follows:

WHEREAS, the Town Board of the Town of Bethlehem has determined that it is necessary to make improvements to playing fields at Elm Avenue Park, and

WHEREAS, it is estimated that the costs of said work will be approximately \$311,000 and

WHEREAS, in recognition of these needs, funds for such construction are in the Recreation Capital Reserve Account; and,

NOW, THEREFORE, BE IT RESOLVED that it is in the public interest to complete this playing field work; and,

BE IT FURTHER RESOLVED, that the Town Board authorizes the expenditure of the reserve monies to fund this project up to a maximum amount of \$311,000; and,

BE IT FURTHER RESOLVED, that the Town Comptroller is authorized to expend from the Recreation Capital Reserve Account the funds necessary up to \$311,000 in said reserve fund; and

This resolution shall be subject to a permissive referendum, as permitted by law.

The motion to adopt the resolution was made by Mrs. Davis, was seconded by Mr. Johnson and duly adopted by the following vote:

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

Noes: None.

Absent: Mr. Putney.

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Supervisor Fuller indicated this work included fencing, water, sewer, and electrical work on the baseball fields, as well as, regrading on the soccer fields with drainage work. Attorney Kaplowitz asked when the fields will be available. Mr. Austin said they are hoping the work can be done during the months of July and August and the seeding around Labor Day. He said if that occurs and there is a good growing season in the fall, it is possible by the spring of 1998. He said it may have to wait until the fall of 1998.

Councilman Lenhardt asked if they can still play soccer there in the interim. Mr. Austin said up through their summer season which ends around the end of June, beginning of July. He said they hope to construct after that. Supervisor Fuller asked if the work can be started as soon as their season ends. Mr. Austin said this was correct.

Supervisor Fuller asked Mr. Austin about the ball fields. Mr. Austin said they are planning to do the work over the summer. If play can be done on some of the fields, the work will be done after the season and should be fine by the spring of 1998. Supervisor Fuller further asked if they will be able to use those fields this season. Mr. Austin said he will not know until he sees the condition of the turf. He said the turf did come up very good in the fall and

this has led him to be encouraged that some will be playable in the spring and summer. Supervisor Fuller thanked Mr. Austin.

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The next item was a request from David Austin, Administrator, Parks & Recreation Department, for approval of appointment of seasonal personnel.

Parks and  
Recreation  
Appointment  
seasonal  
personnel

The motion was made by Mr. Lenhardt and seconded by Mr. Johnson to approve the following seasonal personnel as requested by David Austin, Administrator, Parks & Recreation Department:

Recreation Instructor I at a rate of \$5.40 per hour.

Jessica S. Fein  
8 Parkwyn Circle  
Delmar, NY 12054

Recreation Supervisor I at a rate of \$5.80 per hour.

Tara A. Holligan  
12 Ridge Road  
Delmar, NY 12054.

The motion was passed by the following vote:

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

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The next item was a request from Administrator David Austin, Parks & Recreation Department, for approval to go to bid for chain link fencing work at the new playing fields at the Elm Avenue Park. Could advertise January 29, 1997 and open bids on February 25, 1997 at 2:00 p.m.

Parks and  
Recreation  
go to bid  
chain link  
fence

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

WHEREAS, the Town desires to advertise for bids for the purchase of chain link fencing work at the new playing fields at the Elm Avenue Park, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 29th day of January, 1997 and that bids be received up to 2:00 p.m. on the 25th day of February, 1997 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

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

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The next item was a request from Bruce Secor, Commissioner of Public Works, for approval of standardization for Water Meters. Supervisor Fuller asked Mr. Secor to give a quick overview. Mr. Secor said the background is that they have gone to bid each year for meters. He said some manufactures have been low bidder and accepted the bid, however, the meters were not as reliable as the Rockwell. He said they have tremendous problems with a couple of the manufacturers. He said you can always buy cheaper, unfortunately it does not mean it is better or as good. He said they have wound up putting a new meter in a house after the meter is read 3 times a year and by the third meter reading which is done inside, the inside/outside reading is not the same. The meter goes back and a replacement meter is provided, however, meanwhile, a customer has been inconvenienced. Mr. Secor said they are moving toward the radio read meters, which can be done outside the house and it will eliminate a lot of the errors, automate the whole system and,

Public Works  
approval  
standardizatio  
for Water  
Meters

therefore, he would like to standardize on the Rockwell meter. He said there are 10,000 accounts and about 7,000 accounts have the Rockwell meters installed. He said as they go now, they will be able to replace the meter head with the radio reads. He said this will save money on labor costs and better efficiency. He said they will still go out to bid, but just as any other item, there are a number of vendors who handle these particular meters.

Councilman Lenhardt asked if the new radio read meters will eliminate the need for the outside meter. Mr. Secor said this was correct. He said there will no longer be a meter on the outside of the house, no wire running through to give problems. Mr. Lenhardt acknowledged that Mr. Secor certainly made his case in the information.

Supervisor Fuller asked for a motion to adopt the following resolution:

PROPOSED RESOLUTION FOR STANDARDIZATION  
ON ROCKWELL/SENSUS WATER METERS

Resolution

standardization  
Water Meters

WHEREAS, Water District No. 1 of the Town of Bethlehem maintains over 10,000 accounts  
AND WHEREAS, over 7,000 of these accounts are currently equipped with Rockwell/Sensus meters which have provided reliable service for more than 20 years,  
AND WHEREAS, the use of uniform water metering devices is essential to the economy and efficiency of the Water Department and service to our customers,  
AND WHEREAS, service technicians are trained in the installation and maintenance of Rockwell/Sensus meters, which cannot be used in repair of other manufacturers' meters,  
AND WHEREAS, the design construction of the Rockwell/Sensus meters is particularly suited to the use by Water District No. 1,  
NOW, THEREFORE, BE IT RESOLVED, that the Town of Bethlehem Water District standardize on the Rockwell/Sensus meter to promote efficiency and economy in the Water District and provide better service to its customers.

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

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

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Hold  
Public  
Hearing  
Sewer  
Extension

The next item was a request from Bruce Secor, Commissioner of Public Works, concerning proposed Sewer District Extension, Route 144 for the Glenmont Job Corps. Supervisor Fuller said we could advertise February 12, 1997 and hold a public hearing February 26, 1997.

The motion was made by Mrs. Davis and seconded by Mr. Johnson to approve setting a public hearing for February 26, 1997 at 7:30 p.m. concerning a proposed Sewer District Extension, Route 144, for the Glenmont Job Corps. The motion was passed by the following vote:

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

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The next item was a request from Commissioner of Public Works, Bruce Secor, for approval to go to bid for rubber tire backhoe/loader and internal pipeline inspection equipment and authorization of expenditure of Capital Reserve Funds.

The following resolution was presented for adoption:

## PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Bethlehem in the County of Albany, State of New York has on the 22nd day of January 1997, duly adopted a resolution as follows:

WHEREAS, the Town Board of the Town of Bethlehem has determined that it is necessary to purchase a new rubber tired Backhoe/Loader and an Internal Pipeline Inspection Equipment System in order to inspect, repair and replace municipal watermains and sewer pipelines and to protect the health and safety of the community; and,

WHEREAS, it is estimated that the costs of this equipment purchase will be approximately \$180,000; and

WHEREAS, in recognition of these needs, funds for such major equipment purchases have been set aside in the Water District and Sewer District Capital Reserve Accounts;

NOW, THEREFORE, BE IT RESOLVED that it is in the public interest to purchase this new equipment; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the expenditure of the reserve monies of up to \$90,000.00 from the Water Reserve Funds and up to \$90,000.00 from the Sewer Reserve Fund to fund these purchases up to a maximum aggregate amount of \$180,000; and,

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to expend from the Water District Capital Reserve and Sewer District Capital Reserve funds necessary up to a maximum aggregate amount of \$180,000 in said reserve funds to engage the lowest qualified bidders to supply said equipment; and

This resolution shall be subject to a permissive referendum, as permitted by law.

The foregoing resolution was presented for adoption by Mrs. Davis and seconded by Mr. Johnson. The motion was adopted by the following vote:

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

The next item was a request from Commissioner of Public Works, Bruce Secor, for approval to go to bid for Chemicals for 1997. Could advertise January 29, 1997 and open bids on February 18, 1997 at 2:20 p.m.

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

WHEREAS, the Town desires to advertise for bids for the purchase of Chemicals for the year 1997, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 29th day of January, 1997 and that bids be received up to 2:00 p.m. on the 18th day of February, 1997 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

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

The next item was to authorize the Supervisor to sign the Mohawk and Hudson River Humane Society agreement for the year 1997.

The motion was made by Mr. Lenhardt and seconded by Mrs. Davis to authorize the Supervisor to sign the Agreement with Mohawk and Hudson River Humane Society for the year 1997. The motion was passed by the following vote:

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

Resolution  
Public Work  
to purchase  
new rubber  
tire Backho  
Loader

Public  
Works go  
to bid for  
Chemicals

Authorize  
Supervisor  
to sign  
Hudson Riv  
Humane o  
Society  
Agreement

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

Chief of  
Police  
Accept  
donations  
to DARE  
program

The motion was made by Mr. Lenhardt and seconded by Mrs. Davis to accept the following donations to the DARE Program as requested by Chief of Police, Richard LaChappelle:

Anne & Michael Marmulstein	\$100.00
Nancy Farr	\$15.00
Warren & Aleta Kullman	\$10.00
Del Lanes	\$250.00
Mabel & RL Farrow	\$50.00
Hudson Valley Tae Kwon Do	\$600.00
Golub Corporation	\$350.00
N.A. Blanchard Unit No. 1040	\$50.00.

The motion was passed by the following vote:

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

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The next item was a request from Chief of Police, Richard LaChappelle, for approval of transfer from insurance recovery account to Police Department account no. A3120.464. Supervisor Fuller noted these were received as payment for collision damage which had not been budgeted.

Chief of  
Police  
transfer  
from  
Insurance  
Recovery  
Account

The motion was made by Mr. Johnson and seconded by Mrs. Davis to approve the transfer of \$2,585.30 from the insurance recovery account to the Police Department budget account A3120.464. The motion was passed by the following vote:

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

Recommend  
adopt  
Feestelijk  
Bethlehem  
as a  
Committee

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The next item was a recommendation from Supervisor Fuller to adopt Feestelijk Bethlehem as a committee of the Town. Supervisor Fuller asked Mrs. Lorraine Smith, Co-Chairman of Feestelijk Bethlehem, to give a little background regarding this item. The Supervisor acknowledged that Mrs. Smith has been working very hard.

Mrs. Smith, 21 Longwood Drive in Delmar, said she was here to share some of the excitement and enthusiasm and wonderful ideas that they hoped to put in place on May 3, 1997, Feestelijk Bethlehem. She said this is a community project and conceived at a Bethlehem Community Partnership meeting. She thought it appropriate to give the Board all the "C" words. "C" for community, "C" for concept, "C" for our committee, "C" for the cost that they expect and "C" for the community outreach efforts that they are making. The concept is very similar, Mrs. Smith said, to Bethlehem First Night from a few years ago where there were a number of venues and entertainment at each venue. She said the committee is a stellar group of people. She said there are some great people working on the efforts of this including Charlie Gunner, Lynn Lenhardt, Bob Johnson and Sheila has helped, also Dave Austin. She said they think they can make it happen. She said she is trying to give information to encourage the Board to adopt them as an official committee and in fact, donate some much needed seed money.

Mrs. Smith said this brings her to the next "C" that is cost. She said they think that \$10,000 should be the highest amount that would be needed. She said this would include the cost for all the entertainment at the venues, some miscellaneous costs such as posters and stationery, even doing some Town-wide mailings. She said they wanted to reach out to the community organizations. She said they very much need seed money. She said she thinks it is relevant to

touch on the number of community organizations that have unofficially adopted them and bought into it. She said they hope to make this an effort that everyone enjoys to build a new cornerstone of community spirit, to involve our children, our students and to make the businesses benefit as well. She said it is an ambitious undertaking but they feel they have a good plan. She said Les Loomis and the Bethlehem School District has provided the services of his information director and the Bethlehem Public Library, literally, called them and asked if they could be involved. They sent a representative also, according to Mrs. Smith. Lynn Lenhardt came forward and volunteered her services and Joyce Strand did also.

Mrs. Smith said the community contact efforts that have been planned are under the leadership of Chris Vogel, who is from the United Way loaned executive program. She said the plan is to reach out to businesses as a group not the mom and pops up and down Delaware who are so frequently tagged for donations. She said they are looking to contact the insurance companies as a group of insurance companies; the group of funeral homes; the group of entities that will sponsor in and of itself a single venue.

Mrs. Smith said ideally, they hope the button sales will pay for the effort but, again, they need to have funds early on and if that does not happen, they want to keep the fee at a fairly nominal amount. She said the money will go to seed money if it becomes an annual event.

Mrs. Smith explained Feestelijk Bethlehem is based on our Dutch heritage and after several suggestions for coming up with a name, they felt it was important to get something where they could create their own identity. She said they are excited about it and it has proven to be a lot of coordination and effort. She said the Chamber is very much behind them and they have been involved in a number of things. She said there are fliers out to restaurants to see if they are interested in catering it. She said they would not donate but handle any food sales, including the Health Department coordination.

Mrs. Smith offered to answer any questions and said she hoped the Board would adopt them as the committee for the tax benefits and advantages they need in soliciting funds from businesses and also in donation of hopefully \$1,000.

Councilman Lenhardt had a question, considering Bethlehem's first night that happened during the bicentennial year, could she guarantee the same weather. Mrs. Smith said she wished she could.

Supervisor Fuller said Feestelijk Bethlehem will be held May 3, 1997 from 7 p.m. to 11 p.m. Mrs. Smith said they thought that had a nice ring to it and should be enough time for people to go around from place to place. Mrs. Smith thanked the Board. Supervisor Fuller thanked Mrs. Smith.

Supervisor Fuller asked for a motion to adopt the committee, naming the following persons:

CoChair:	Lorraine Smith and David Young	
Executive Committee:	Dick Ahlstrom	David Austin
	Bob Johnson	Mona Prenoveau.

The motion was made by Mr. Lenhardt and seconded by Mr. Johnson to adopt Feestelijk Bethlehem Committee as listed above. The motion was passed by the following vote:

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

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Supervisor Fuller said the Committee has done a great job, and encouraged them to keep up the good work. She thanked Dave Austin and said it is his busy time in the park, however, he is willing to help out.

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Supervisor Fuller asked for a motion to approve a donation of \$1,000. for Feestelijk Bethlehem.

The motion was made by Mr. Lenhardt and seconded by Mrs. Davis to approve the donation of \$1,000 to Feestelijk Bethlehem. The motion was passed by the following vote:

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

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Highway  
Superin-  
tendent  
to go to  
bidCrushed  
Stone, Gravel  
Topsoil,  
Milling  
Rental of  
Track Exca-  
vator Rental  
Construction  
Equipment  
and Guide  
Rails and  
Resolution

The next item was a request from Gregg Sagendorph, Highway Superintendent, to go to bid for Crushed Stone, Gravel, Topsoil, Milling, Rental of Track Excavator, Rental of Construction Equipment and Guide Rails. Could advertise January 29, 1997 and open bids on February 11 and 12, 1997.

The following resolution was offered by Mrs. Davis and seconded by Mr. Johnson:

WHEREAS, the Town desires to advertise for bids for Washed Crushed Stone for the year 1997, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 29th day of January, 1997 and that bids be received up to 2:00 p.m. on the 11th day of February, 1997 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

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

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The following resolution was offered by Mrs. Davis and seconded by Mr. Johnson:

WHEREAS, the Town desires to advertise for bids for Gravel for the year 1997, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 29th day of January, 1997 and that bids be received up to 2:10 p.m. on the 11th day of February, 1997 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

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

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The following resolution was offered by Mrs. Davis and seconded by Mr. Johnson:

WHEREAS, the Town desires to advertise for bids for Topsoil for the year 1997, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 29th day of January, 1997 and that bids be received up to 2:20 p.m. on the 11th day of February, 1997 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

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

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The following resolution was offered by Mrs. Davis and seconded by Mr. Johnson:

WHEREAS, the Town desires to advertise for bids for Milling for the year 1997, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 29th day of January, 1997 and that bids be received up to 2:30 p.m. on the 11th day of February, 1997 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

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

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The following resolution was offered by Mrs. Davis and seconded by Mr. Johnson:

WHEREAS, the Town desires to advertise for bids for Rental of Track Excavator for the year 1997, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 29th day of January, 1997 and that bids be received up to 2:00 p.m. on the 12th day of February, 1997 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

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

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The following resolution was offered by Mrs. Davis and seconded by Mr. Johnson:

WHEREAS, the Town desires to advertise for bids for Rental of Construction Equipment for the year 1997, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 29th day of January, 1997 and that bids be received up to 2:10 p.m. on the 12th day of February, 1997 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

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

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The following resolution was offered by Mrs. Davis and seconded by Mr. Johnson:

WHEREAS, the Town desires to advertise for bids for Guide Rails for the year 1997, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 29th day of January, 1997 and that bids be received up to 2:30 p.m. on the 12th day of February, 1997 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

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

Highway  
Superintendent  
award bid  
unleaded  
gasoline  
to Long Oil  
Heat

The next item was a recommendation from Highway Superintendent, Gregg Sagendorph, for the award of bid for unleaded gasoline and diesel fuel to Long Oil Heat, Inc., Albany, New York.

The motion was made by Mr. Johnson and seconded by Mr. Lenhardt to approve the award of bid for unleaded gasoline and diesel fuel to Long Oil Heat, Inc., Albany, New York, at the low bid prices stated. The motion was passed by the following vote:

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

Highway  
Superintendent  
award bid for  
fuel oil  
Long Oil  
Heat

The next item was a recommendation from Highway Superintendent, Gregg Sagendorph, for award of the bid for fuel oil to Long Oil Heat, Albany, New York.

The motion was made by Mr. Johnson and seconded by Mrs. Davis to approve the award of bid for Fuel Oil to the low bidder, Long Oil Heat, Albany, New York at the bid prices stated. The motion was passed by the following vote:

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

Highway  
Superintendent  
Household  
Hazardous Waste  
Collection

The next item was a request from Gregg Sagendorph, Highway Superintendent, to go to bid to hire a company to perform a Household Hazardous Waste Collection Day for Town residents, May 3, 1997.

The motion was made by Mr. Lenhardt and seconded by Mrs. Davis to approve going to bid to hire a company to perform a Household Hazardous Waste Collection day for Town residents on May 3, 1997. The motion was passed by the following vote:

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

Councilman Davis said it is going to be busy in Town that day. She noted Bethlehem First Task Force is hoping to have this as a clean-up day, as of last night.

Set Public  
Hearing  
Stop Sign  
Maple Avenue

The next item was a recommendation from Chairman, Richard Vanderbilt, Traffic Safety Committee, to consider a Local Law for installation of a stop sign on Maple Avenue for southbound traffic at intersection of McCormack Road. Could set public hearing for February 12, 1997 at 7:45 p.m.

The motion was made by Mr. Lenhardt and seconded by Mr. Johnson to hold a public hearing on February 12, 1997 at 7:45 p.m. to consider proposed Local Law No. 4 of 1997, amending the Code of the

Town of Bethlehem, Vehicle and Traffic, Stop Signs to permit a stop sign on Maple Avenue for southbound traffic at intersection of McCormack Road, Slingerlands. The motion was passed by the following vote:

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

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 The next item was to acknowledge receipt of the 1996 Annual Report from John Flanigan, Building Inspector, for the Building Department for information purposes. Supervisor Fuller thanked Mr. Flanigan for his report.

1996 Annual  
 Report from  
 Building  
 Department

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 The next item was to approve the Town Board minutes of December 30, 1996.

Approval Town  
 Minutes 12/30/  
 96

The motion was made by Mrs. Davis and seconded by Mr. Johnson to approve the Town Board minutes of December 30, 1996 as submitted. The motion was passed by the following vote:

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

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 Supervisor Fuller asked if there was anyone who wished to address the Board. Mrs. Marie Capone said she has not done this in a long time. A brief discussion regarding basketball courts on or near Town streets ensued. Mrs. Capone mentioned that Colonie has a regulation regarding these courts, in particular how close to the road they are located and facing the driveway. Mrs. Capone asked if they were going to look into this. Mr. Kaplowitz said he thought the Board would look into it.

Discussion  
 Marie Capone  
 regarding  
 basketball  
 Courts

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 Supervisor Fuller said tonight as she was driving to Town Hall, someone was walking a dog on Rowland Avenue. She said this has nothing to do with the basketball courts, however, the person was completely dressed in black. She further said if she were not carrying a pooper-scooper, she would not have seen her in the street. She said if people could be convinced to stay out of the street, we would be ahead of the game.

Supervisor Fuller asked if anyone else wished to address the Board. There were none.

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 Supervisor Fuller thanked everyone for attending. She asked for a motion to meet in Executive Session following the close of the regular Town Board meeting to discuss pending litigation.

Adjourn to  
 executive  
 session no  
 action taken

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

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

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The motion was made by Mr. Lenhardt and seconded by Mr. Johnson to adjourn the regular Town Board meeting at 7:59 p.m. The motion was passed by the following vote:

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

  
Town Clerk

EXECUTIVE SESSION

There was no action taken at the Executive Session.