

TOWN BOARD  
MARCH 24, 1999

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  
Susan Burns, Councilman  
Kathleen A. Newkirk, Town Clerk  
Bernard Kaplowitz, Esq., Town Attorney  
- - -

Supervisor Fuller welcomed everyone to a regular meeting of the Bethlehem Town Board. She invited everyone to join in the pledge of allegiance.

Award  
Bethlehem  
Youth award  
to Maureen  
O'Neill

The first item of business was recognition of Maureen O'Neill for receiving the 1999 Pride of Bethlehem Youth Award. Supervisor Fuller explained that Ms. O'Neill was a very special young lady and provided service by distributing food and clothing to the street people in New York City, tutored Arbor Hill youth after school hours and paid part of her way to West Virginia to aid in building homes for the poor. Ms. O'Neill was congratulated by those present.

Acknowledge  
receipt of  
Confirm Report

One of the following items was to acknowledge receipt of the Confirm Report. Supervisor Fuller explained item 2, request for zone change for property on New Scotland Road, Slingerlands, would be left until representatives arrived. She said there was a power outage in Delmar.

Supervisor Fuller said the Confirm Report was an independent review of the insurance policies and renewal recommendations. She said there was a representative from the New York State Insurance Department as consultant. She said he reviewed the report and agreed with what the Town is doing and gave the option of going to bid if the Town so desired. She said it would be probably only every 3 or 4 years. She noted Gregg Turner has submitted a response and was in attendance. She said Mr. Turner was pleased with the report and the agreement by the NYS Insurance Department. She asked if there were any questions. There were none.

Superintendent  
of Highways  
award contract  
for Household  
Hazardous Waste  
and Supervisor  
sign resolu-  
tion

The next item was a request from Superintendent of Highways, Gregg Sagendorph, to award the contract for the Household Hazardous Waste Collection Day and authorization of the Supervisor to sign a resolution to apply for grant money for partial reimbursement from New York State. Supervisor Fuller said the collection day will be for Household May 1, 1999 at the Highway Department garage on Elm Avenue East.

The motion was made by Mr. Johnson and seconded by Mrs. Davis to approve the award of the bid for Household Hazardous Waste Collection Day to Environmental Products & Services, Inc., the low bidder. The motion was passed by the following vote:

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

The following resolution was offered for adoption:

HOUSEHOLD HAZARDOUS WASTE (HHW) STATE ASSISTANCE PROGRAM  
RESOLUTION

Resolution Authorizing the Filing of an Application for a State Assistance from the Household Hazardous Waste (HHW) State Assistance

Program and Signing of the Associated State Contract, Under the Appropriate Laws of New York State.

WHEREAS, the State of New York provides financial aid for Household Hazardous Waste Programs; and

WHEREAS, the Town of Bethlehem, 445 Delaware Avenue, Delmar, NY 12054, herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid;

NOW, THEREFORE, BE IT RESOLVED BY The Town Board of the Town of Bethlehem:

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That the Supervisor of the Town of Bethlehem, or here designee is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE.
3. That the MUNICIPALITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs.
4. That the MUNICIPALITY or MUNICIPALITIES set forth their respective responsibilities by attached joint resolution relative to a joint program.
5. That five (5) Certified Copies of this Resolution be prepared and sent to the NYSDEC together with a complete application.
6. That this resolution shall take effect immediately.

The foregoing resolution was adopted on a motion made by Mr. Johnson, seconded by Mrs. Davis and passed by the following vote:

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

Supervisor Fuller and Councilman Davis noted they will be there rain or shine.

The next item was a request from Bernard Kaplowitz, Town Attorney, regarding reappointment of Lance Crossett to serve at the pleasure of the Town Board and as directed by Town Attorney for the Police Department. Supervisor Fuller said this was inadvertently left off of the Organizational Meeting.

The motion was made by Mr. Lenhardt and seconded by Mr. Johnson to approve the appointment of Lance Crossett, Esq. as Counsel to serve at the pleasure of the Town Board and as directed by the Town Attorney for the Police Department.

Councilman Burns questioned the need for an additional attorney. She noted she was not sure it was a forgotten item. She further asked why there was a necessity for another attorney. Attorney Kaplowitz said to have another attorney available if Attorney Effron were not available. He further noted only one of the attorneys is paid in accordance with who works. He said there is no salary attached to this position unless the attorney works. He said

Town Attorney  
request re-  
appointment  
Lance Crossett  
to serve at  
the pleasure  
of the Town  
Board and as  
directed by  
Town Attorney  
for the Police  
Department

there was a night when he got called at the last minute because Mr. Effron was away, and Mr. Gorman was ill. He noted this allows for someone else to fill in.

Councilman Burns further asked about the salary. Town Attorney Kaplowitz again noted only the person working gets paid. Comptroller Kehoe noted there is a salary for the position and any amount used is deducted from the total salary figure previously approved. She further noted the total amount is not exceeded over the course of the year. Councilman Davis noted this was discussed over a year ago and that was made clear due to the same questions being asked.

Councilman Burns noted she felt a pool of 7 attorneys was large enough. Town Attorney Kaplowitz noted the scope of the position has changed over the years and the required times are sometimes difficult for an attorney to attend. Councilman Burns indicated Mr. Effron took the job knowing that. Attorney Kaplowitz noted this has been a problem just recently.

Councilman Burns asked how many hours Mr. Crossett would work. Mr. Kaplowitz noted maybe there would not be any hours needed, noting Mr. Gorman would be contacted first. Councilman Burns said the other attorneys could fill in. Attorney Kaplowitz said not necessarily, noting the court is a special category. Councilman Burns further noted the Town Attorney could fill in if Mr. Effron and Mr. Gorman were not available. Attorney Kaplowitz noted he did but the point needs to be made that it does not cost anyone anything. This will provide an additional person to substitute, according to Mr. Kaplowitz.

The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Lenhardt, Mrs. Davis, Mr. Johnson.  
Noes: Ms. Burns.

Supervisor Fuller chose to return to the first item on the agenda due to the arrival of Mr. Bette. The first item was to consider a request from First Columbia, LLC for a zone change pertaining to a 16.9 acre parcel located at the north end of the Terramere property on New Scotland Road, Slingerlands. Supervisor Fuller noted First Columbia was here in December for a site on Mahar Road, Slingerlands which was forwarded to the Planning Board. She noted the site on Mahar Road was discouraged because of the Route 85, Slingerlands Bypass. She said this is a request for a different location on New Scotland Road down from Bryant Assets building on the PRD known as Terramere.

Request  
from First  
Columbia  
LLC for  
a zone  
change  
to PRD  
known  
as  
Terramere

Mr. Kevin Bette, First Columbia, presented information pertaining to other opportunities in Town and noted this site had been pointed out. The location is out of the major traffic flow, according to Mr. Bette. Other locations were also researched and this location was better for both the tenant and the Town. He said this application is made for referral to the Planning Board for review of the project. He noted it was 16 acres and indicated it was zoned Planned Residential District. This parcel was left out of the Planned Residential Development and intended for future commercial uses that would be compatible with the residential neighborhood, Mr. Bette said. This proposal was a compatible use to the residences, Mr. Bette felt. He said it also provides the commercial aspects that this facility would need.

There will be a lot of green area remaining on the 16 acres, Mr. Bette indicated. He said 5 or 6 acres of the 16 will be the only area developed. He noted there is a lot of the land that is unsuitable for building due to the flood plain that exists. He said this will not impact the flood plain or the steeper slopes on the property and the previous building of 40,000 feet fit in really nicely on this site. He said there is a gentle grade and the building was made a 1 and 1/2 story building. He said there are 2 large fields of parking with 2 central entrances on each floor. He said this way patients will have handicap access on each level.

Mr. Bette noted the entrance to the site is across from the side entrance to the Blue Cross/Blue Shield building. He said the entrances could be lined up which is a desirable feature.

Mr. Bette said both First Columbia and St. Peter's feel this is a more desirable site and allows for more green space. He said the Planned Residential zoning on this parcel is being requested to be changed to Planned Commercial District for allowance of the commercial building.

Mr. Bette said the design of the building would remain the same, noting it is a nice modern medical building type of facility. He said this is the intent of what they wish to build on the site.

Supervisor Fuller thanked Mr. Bette. She said back when this was on the Planning Board agenda for Terremere, it was discussed that this parcel be a commercial area. She noted day care and a medical facility was mentioned.

Councilman Johnson questioned the time frame regarding this project. Mr. Bette said they would start construction as soon as they receive the necessary approvals. Councilman Johnson asked how long a period the construction would take. Mr. Bette said the construction period would take approximately 5 to 6 months.

Councilman Johnson asked if Mr. Bette has received any further information from NYS Department of Transportation regarding their work. Mr. Bette said they continue to talk to DOT and they are still on the same schedule. He said he thinks they are putting out the first phase bid, which is the Normanskill crossing, around June when the plans are available.

Supervisor Fuller asked if this was referred to Albany County Planning Board because it was within 500 feet of the City of Albany. Deputy Planner, Janine Saatman, indicated it was.

Councilman Davis noted she was on the Planning Board when Terramere first came to the Town. She said there were several buildings and the total square footage would have been higher than is proposed. She said such things as day care and a health care fitness center were discussed. She noted she is pleased that they have reduced the size from the original size.

Councilman Davis questioned the number of parking spaces to be provided noting there were 2 figures on the information submitted. Mr. Bette said they have been trying to lay out the parking and the figure of 209 would be the allowable of 5 spaces per thousand square feet, however, they would like to request 6 spaces per thousand. He said the trend is 6 per thousand which is being done in other areas for medical buildings, totaling 240 spaces.

Questions were entertained pertaining to the flood plain. Mr. Bette indicated the flood plain line shown on the map was the hundred year flood plain. He said the building will be located approximately 5 or 6 feet above flood plain level. He said the parking is also out of the hundred year flood plain.

Comments were discussed regarding the tax base status. Mr. Bette said some of the assessments of other medical buildings were checked and they are not sure what the assessment will be. He said they do recognize the fact that they will be paying taxes. Supervisor Fuller asked if Mr. Bette would be the owner of the building. Mr. Bette said he would be.

Question was raised with regard to the usage of the building. Mr. Bette said they plan to bring together women's health, pediatrics, internal medicine, along with a blood drawing station, and radiology -- noting these are a lot of the primary care services that the community needs. Question was also raised regarding emergency services. Mr. Bette indicated the family practice group may have extended hours but the hospital plans to have the emergency cases go directly to the hospital. It was mentioned that geriatric care is a part of this also, with note that the current adult medical program is at the hospital location and it would be consolidated with

these services. This program contains adults from 18 through geriatric ages. Urgent care will not be done at this medical arts building.

Councilman Davis inquired if a traffic study has been done. Mr. Bette said the study was done for the previous site and the intersections in the area were studied. He said they know the volume and have been asked to do an update to the study. He said this will be done.

Councilman Lenhardt asked if the change to a one and a half story building was due to the slope. Mr. Bette said it was due to the gentle grade across the site and some windows are lost on the back side but they are able to incorporate into the floor plan medical records and some other spaces that are needed. He said the advantage for them was making both floors at grade which is better for the patients.

Councilman Lenhardt asked the Deputy Town Planner what advantages Planned Commercial District has over the commercial district. Deputy Town Planner Saatman said the Town Board would be more involved with review of the Planned Commercial District. She noted the commercial district would be site plan review by the Planning Board. She said the commercial district has less standards including set back requirements.

Councilman Lenhardt further referred to the LUMAC reference resource recommendation that the site be zoned to classification of office park Rand D which this facility seems to fit. He asked with the implementation of this particular project if this would complete the rezoning of that particular area. He said he is looking to try and adopt some of the recommendations that were presented to the Board. Ms. Saatman said it is compatible with what was recommended in the LUMAC reference resource. She said for this particular site, it would fit within that recommendation. Councilman Lenhardt said this particular piece, the description itself, covers that particular suggested rezone. Ms. Saatman agreed.

Councilman Davis noted there would be 2 public hearings that would be part of this process. She said one would be for the zone change and there would be the Planning Board hearing for the Building Project Approval. Supervisor Fuller said the final decision would come back to the Town Board regarding the Building Project Approval.

Councilman Burns asked if there were any residential areas impacted by this. Mr. Bette said there is one residential home on New Scotland Road. He said they plan on landscaping that area to shield that from the building. He said the other homes on Terramere are not built yet. He noted they did a little elevation study looking at the grades. He said they are quite a bit lower than the residential area.

Councilman Lenhardt asked if Mr. Bette has spoke with the resident on New Scotland Road. Mr. Bette said he had not as of this date. Councilman Davis asked if Terramere had any reservations about this proposal. Mr. Bette said they did not. Supervisor Fuller said Mr. Goldman was in and she spoke with him and he was interested in working with St. Peter's on this project. Councilman Davis said it is consistent with what they were looking at initially.

Supervisor Fuller said she believes this to be the best way to proceed. She said the object is to go through the process and give the public the opportunity to comment both with the zone change public hearing and the building project approval process.

Resolution  
application  
rezoning  
Planned  
Residence to  
Planned Commercial  
First Columbia  
L.L.C.

Councilman Davis noted she had a lot of reservations about the last proposal, and appreciated Mr. Bette listening to the Board and the concerns. She said she commends them for proceeding to pursue another location.

The following resolution was presented for adoption:

TOWN BOARD  
TOWN OF BETHLEHEM  
SEQR RESOLUTION  
CLASSIFICATION OF ACTION AND LEAD AGENCY DESIGNATION  
APPLICATION FOR REZONING  
PLANNED RESIDENCE DISTRICT TO PLANNED COMMERCIAL DISTRICT  
NEW SCOTLAND ROAD  
FIRST COLUMBIA L.L.C.

WHEREAS, the Town Board of the Town of Bethlehem has received an application and full Environmental Assessment Form, Part 1, from First Columbia L.L.C., to amend the Town Zoning Map by rezoning a 16.9 acre portion of PRD No. 2, which is located on New Scotland Road, to Planned Commercial District; and,

WHEREAS, the current zoning of the subject parcel is classified Planned Residence District (PRD), a district primarily designed to allow a mixture of residential uses; and,

WHEREAS, the stated purpose of said zoning amendment is to allow the subsequent construction of a 1-1/2 story, 40,000 +/- sq. ft. medical office building with on-site parking spaces for 209 vehicles; and,

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

WHEREAS, the SEQR regulations found at 6 NYCRR 617.6(a) require that as soon as an agency receives an application for approval of an action it shall determine: (1) whether the action is subject to SEQR; (2) whether the action involves a federal agency; (3) whether other agencies are involved; (4) the appropriate preliminary classification of the action; (5) whether a full or short Environmental Assessment Form is necessary; and (6) whether the action is located in an Agricultural District and subject to applicable provisions of the Agriculture and Markets Law; and,

WHEREAS, 6 NYCRR 617.4 establishes thresholds for the classification of Type I actions and the proposed project does not appear to exceed these thresholds, and thus, is preliminarily classified as an Unlisted action; and,

WHEREAS, 6 NYCRR 617.6(b)(2) & (3) establish procedures for coordinated review of Unlisted actions where more than one agency is involved; and,

WHEREAS, the Town Board has received and considered a preliminary report from the Town Planning Department regarding SEQR classification and referral,

NOW, THEREFORE, BE IT RESOLVED,

that the Town Board of the Town of Bethlehem hereby determines that the application by First Columbia L.L.C. to amend the current zoning district designation of the northerly portion of PRD No. 2 constitutes an action that is subject to SEQR; and,

BE IT FURTHER RESOLVED,

that the Town Board hereby determines that the preliminary classification of the action shall be designated as "Unlisted"; and,

BE IT FURTHER RESOLVED,

that the Town Board hereby determines that at minimum a full Environmental Assessment Form is necessary to determine the significance of the action; and,

BE IT FURTHER RESOLVED,

that the Town Board hereby determines that the proposed action is not located in an established Agricultural District and therefore is not subject to the provisions of the Agriculture and Markets Law; and,

BE IT FURTHER RESOLVED,

that the Town Board hereby determines that coordinated SEQR review of the action will be undertaken in accordance with 6 NYCRR Part 617.6; and,

BE IT FURTHER RESOLVED,

that the Town Board hereby determines that a federal agency, the U.S. Army Corps of Engineers, may have jurisdiction and be involved with respect to the proposed action; and,

BE IT FURTHER RESOLVED,

that the Town Board hereby determines that other involved agencies with respect to this action may include: (1) the Albany

County Health Department, (2) the New York State Department of Environmental Conservation, (3) the New York State Department of Transportation, (4) the Town of Bethlehem Planning Board, (5) the Town of Bethlehem Industrial Development Agency, and (6) the Town Building Inspector; and,

BE IT FURTHER RESOLVED,

that the Town Board hereby determines that interested agencies with respect to this action may include the Albany County Planning Board; the NYS Office of Parks, Recreation and Historic Preservation; the City of Albany; and,

BE IT FURTHER RESOLVED,

that the Town Board hereby authorizes and directs the Town Planning Department to initiate coordinated review of the action by filing a copy of the rezoning application, SEQOR materials and appropriate notice with involved agencies, notifying said agencies that a Lead Agency must be agreed upon within thirty (30) calendar days of the date of mailing said notice; and,

BE IT FURTHER RESOLVED,

that the Town Board hereby authorizes and directs the Town Planning Department to notify interested agencies of the proposed action and to make referral of the application to the Albany County Planning Board pursuant to General Municipal Law; and,

BE IT FURTHER RESOLVED,

that the Town Board as an involved agency with the broadest governmental powers for investigation of the environmental impacts of the proposed action, hereby declares its desire to assume Lead Agency status for the purpose of SEQOR review; and,

BE IT FURTHER RESOLVED,

that having notified the involved agencies of the Town Board's desire to be Lead Agency, the Town Board hereby declares it shall be Lead Agency for SEQOR review of the proposed action unless objection to such designation is received from any involved agency within the above specified thirty day (30) time period; and,

BE IT FURTHER RESOLVED,

that the Town Board hereby refers the application to the Town Planning Board for a recommendation on both a SEQOR determination of significance and the specific proposal for rezoning.

On a motion made by Ms. Burns, seconded by Mrs. Davis, and a vote of 5 for, 0 against, and 0 absent, this RESOLUTION was adopted on March 24, 1999.

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The motion was made by Ms. Burns and seconded by Mrs. Davis to approve the referral of the application for a zone change from Planned Residential District to Planned Commercial District from First Columbia, LLC, for a parcel of land 16.9 acres located at the north end of the Terramere property on New Scotland Road, Slingerlands to the Planning Board for review and recommendation. The motion was passed by the following vote:

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

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Supervisor Fuller thanked Mr. Bette and noted the application will be forwarded to the Planning Board.

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Request from  
MIS disposal  
of surplus  
equipment

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

The motion was made by Mr. Lenhardt and seconded by Ms. Burns to approve the disposal of surplus equipment as requested by Jeffrey Dammeyer, Director, Management Information Services, as described in his Memorandum dated March 12, 1999 and on file with the Town Clerk. The motion was passed by the following vote:

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

Noes: None.

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The following item was a request from David Austin, Administrator, Parks and Recreation Department, to authorize the Supervisor to sign an agreement for the Snack Bar operation at the Elm Avenue Town Park. Supervisor Fuller noted Mr. Rowlands was the only bidder. The request for proposals was sent to vendors who had been interested in operating the snack bar. She noted Mr. Rowlands has done an excellent job for the Town for the last 3 years.

Parks and Recreation to authorize agreement for snack bar operation

The motion was made by Mrs. Davis and seconded by Mr. Lenhardt to approve the Supervisor signing the agreement with Thomas B. Rowlands doing business as Seattle Sub and Pita Company, 279 Lark Street, Albany, NY 12210 for the Snack Bar operation at the Elm Avenue Town Park. The motion was passed by the following vote:

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

Noes: None.

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The next item was a request from Administrator, David Austin, Parks and Recreation Department, to authorize the Supervisor to sign an easement for electrical service to the playing fields on Line Drive at the Elm Avenue Town Park.

Parks and Recreation to authorize Supervisor sign an easement for Electrical Service

The motion was made by Mrs. Davis and seconded by Mr. Johnson to authorize the Supervisor to sign an easement for electrical service to the playing fields on Line Drive at the Elm Avenue Town Park.

Councilman Burns asked what this line will do. Mr. Austin explained this provides an underground electrical service into the area. He further noted wiring can be run from the end of the service. He said some of the groups are discussing fund raising and adding things to the field areas and these added items do require electricity. Councilman Burns further asked if this would be used for all the fields. Mr. Austin said it would be a big enough service to handle all the fields.

The motion was passed by the following vote:

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

Noes: None.

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The following item was a request from Administrator, David Austin, Parks and Recreation Department, to authorize the Supervisor to sign the Clarksville playground agreement. Supervisor Fuller explained this is a playground program and the Town of New Scotland pays the Town of Bethlehem to offer the program. She said the Town offers it since the Clarksville school is in the Bethlehem School District and the program is held at other schools also.

Parks and Recreation authorize Supervisor to sign Clarksville playground agreement

The motion was made by Mr. Lenhardt and seconded by Ms. Burns to authorize the Supervisor to sign the Clarksville Playground Agreement. The motion was passed by the following vote:

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

Noes: None.

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The following was a request from David Austin, Administrator, Parks and Recreation Department, for approval of appointment of seasonal personnel.

Parks and Recreation approval appointment seasonal personnel

The motion was made by Mrs. Davis and seconded by Ms. Burns to approve the appointment of seasonal personnel as listed on the Memorandum from David Austin, Administrator, Parks and Recreation Department, dated March 24, 1999 at the titles and salaries listed.

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

Parks and  
Recreation  
approval of  
disposal  
equipment

The following was a request from David Austin, Administrator, Parks and Recreation Department, for approval of disposal of equipment.

The motion was made by Mr. Johnson and seconded by Mrs. Davis to approve the disposal of equipment, office telephone system, as requested by David Austin, Administrator, Parks and Recreation Department. The motion was passed by the following vote:

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

Department  
of Public  
Works to go  
to bid  
Precast  
Reinforced  
Concrete Man  
hole Sections  
and Iron  
Casting  
and resolu-  
tion

The following item was a request from Terrence Ritz, Engineering Division, Department of Public Works, for approval to go to bid for Precast Reinforced Concrete Manhole Sections and Iron Castings. Could advertise March 31, 1999 and open bids on April 14, 1999 at 3:00 and 3:30 p.m. respectively.

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

WHEREAS, the Town desires to advertise for bids for the purchase of Precast Reinforced Concrete Manhole Sections and Iron Castings, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 31st day of March, 1999 and that bids be received up to 3:00, and 3:30 p.m. on the 14th day of April, 1999 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,  
Ms. Burns.  
Noes: None.

Engineering  
Services  
approval  
for reduc-  
tion in  
bond for  
Westland  
Park

The following item was a request from Michael Cirillo, Engineering Services Administrator, for approval of reduction in bonding for Westland Park - Section 4. The reduction would be in the amount of \$19,000 for a new amount of \$25,000.

The motion was made by Mrs. Davis and seconded by Mr. Lenhardt to approve the request for reduction in bonding for Westland Park - Section 4 from Anthony DeThomas, Albany, NY in the amount of \$19,000. as recommended by Michael Cirillo, Engineering Services Administrator. The motion was passed by the following vote:

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

Chief of  
Police  
accept  
resignation  
of Gregory  
Anderson

The following item was a request from Richard LaChappelle, Chief of Police, to accept the resignation of Gregory Anderson,

Telecommunicator, effective March 26, 1999. Supervisor Fuller explained Mr. Anderson is moving with his family.

The motion was made by Mr. Johnson and seconded by Mrs. Davis to accept with regret the resignation of Gregory Anderson, Telecommunicator, effective March 26, 1999. The motion was passed by the following vote:

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

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Supervisor Fuller read the letter from Mr. Anderson and thanked him for his service to the Town of Bethlehem.

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The following item was to review and approve the 1998 Annual Investment Report from the Comptroller. Supervisor Fuller asked if there were any questions.

Councilman Burns asked when the audit will be ready for review. Comptroller Kehoe indicated the audit does not usually come in until after tax season. She said she does not start calling until after April 15. She said they will come in early May and they are in here for under 2 weeks. The report is usually issued within 2 weeks, probably June, Mrs. Kehoe explained.

Review and  
approve the  
1998 Annual  
Investment  
Report from  
Comptroller

The motion was made by Mr. Johnson and seconded by Mrs. Davis to approve the 1998 Annual Investment Report with the amendments to the guidelines as submitted by Comptroller, Judith Kehoe. The motion was passed by the following vote:

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

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The next item was to approve the Town Board minutes of March 10, 1999.

The motion was made by Mrs. Davis and seconded by Mr. Johnson to approve the Town Board minutes of March 10, 1999 as submitted. The motion was passed by the following vote:

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

Approve  
Town Board  
Minutes of  
March 10,  
1999

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

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

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

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

Adjourn meetin  
Executive  
Session  
No formal  
action taken.

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The motion was made by Mrs. Davis and seconded by Mr. Lenhardt to adjourn the regular Town Board meeting at 8:27 p.m. The motion was passed by the following vote:

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

*Kathleen A. Newkirk*  
Town Clerk

EXECUTIVE SESSION

There was no formal action taken at the Executive Session.