

TOWN BOARD
JULY 22, 2009

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 Deputy Supervisor at 6:00 p.m.

PRESENT: Daniel Plummer, Deputy Supervisor
Samuel Messina, Councilman
Kyle Kotary, Councilman
Joann V. Dawson, Councilman
Mark Hennessey, Councilman
Colleen A. Hummel, Deputy Town Clerk
James T. Potter, Esq., Town Attorney

ABSENT: John H. Cunningham, Supervisor

Deputy Supervisor Plummer welcomed everyone to a meeting of the Bethlehem Town Board and asked Officer Gerald Young, to lead the pledge of allegiance. He welcomed everyone and noted Supervisor Cunningham was away for a few days. He said in his role as Deputy Supervisor, one of the responsibilities is to preside at the meeting in the Supervisor's absence but he does not have a vote.

Mr. Plummer asked if there were any comments on the agenda items. Mrs. Capone said it was very nice to see him. Mr. Robert Jasiniski stated that again he sees a lot of one liners. He would like to see more detail on the agenda and hopefully he will explain the items.

The first item on the agenda was to approve the Town Board minutes of June 24, 2009 and July 9, 2009.

The motion was made by Mr. Kotary and seconded by Mrs. Dawson to approve the Town Board minutes of June 24, 2009 and July 9, 2009 as submitted. The motion was passed by the following vote:

Ayes: Mr. Messina, Mr. Kotary, Mrs. Dawson, Mr. Hennessey.

Noes: None.

Absent: Mr. Cunningham.

The next item was a request from Louis Corsi, Chief of Police, to appoint Officer Gerald N. Young to the position of Detective, with the annual salary of \$65,545.

The motion was made by Mr. Messina and seconded by Mr. Kotary to approve the appointment of Gerald N. Young to the position of Police Detective with the annual salary of \$ 65,545 as requested by Chief of Police, Louis Corsi. The motion was passed by the following vote:

Ayes: Mr. Messina, Mr. Kotary, Mrs. Dawson, Mr. Hennessey.

Noes: None.

Absent: Mr. Cunningham.

The following item was a request from Human Resource Manager, Mary Tremblay Glassman, to approve the labor contract between the Town of Bethlehem and the Bethlehem Telecommunicators Local 443, Council 66 for the period January 1, 2007 – December 31, 2009.

The motion was made by Mr. Messina and seconded by Mr. Kotary to

approve the labor contract between the Town of Bethlehem and the Bethlehem Telecommunicators Local 443, Council 66 for the period January 1, 2007 – December 31, 2009 as requested by Mary Tremblay-Glassman, Human Resource Manager. The motion was passed by the following vote:

Ayes: Mr. Messina, Mr. Kotary, Mrs. Dawson, Mr. Hennessey.

Noes: None.

Absent: Mr. Cunningham.

The next item was a request from Deputy Commissioner of Public Works, Erik Deyoe, to authorize the Supervisor to sign a task order of additional design and construction administration services related to the Elsmere Avenue and Rockefeller Road Forcemain Improvements.

Councilman Messina questioned the amount budgeted and asked if there were any other options. Mr. Deyoe explained that there were multiple problems and delays which required additional engineering services. Some of this work has been completed and we may be able to re-coup some of this cost following discussion with Counsel.

The motion was made by Mr. Kotary and seconded by Mrs. Dawson to authorize the Supervisor to sign a task order of additional design and construction administration services related to the Elsmere Avenue and Rockefeller Road Forcemain Improvements as requested by Deputy Commissioner of Public Works, Erik Deyoe. The motion was passed by the following vote:

Ayes: Mr. Messina, Mr. Kotary, Mrs. Dawson, Mr. Hennessey.

Noes: None.

Absent: Mr. Cunningham.

Request from Erik Deyoe, Deputy Commissioner of Public Works, to award a contract for repairs to the Kevin Shea Fire Training Tower to Shanahan Contracting LLC for \$47,996 and authorize the Supervisor to execute a contract for this work.

The motion was made by Mr. Hennessey and seconded by Mr. Kotary to approve the award of a contract for repairs to the Kevin Shea Fire Training Tower to Shanahan Contracting LLC for \$47,996 and authorize the Supervisor to execute a contract for this work as requested by Deputy Commissioner of Public Works, Erik Deyoe.

Councilman Hennessey asked for the understanding of what the base bid was. Mr. Deyoe said the base bid primarily was concrete repair work, masonry repairs, cleaning out, minor roofing, and alternate bid to fabricate some steel doors to cover the opening to control the smoke. Keeping in mind this is used for training purposes. He said this is a recommendation to award both. Mr. Plummer stated that Mr. Cunningham briefed him and said the Fire Departments and the City of Albany pay the Town of Bethlehem to use the tower and this tower gets a lot of activity. Mr. Plummer also stated the money is set aside in the reserve account and the money is plentiful. Deputy Commissioner Deyoe said there is about \$200,000 in the account.

Councilman Messina brought up the issue about the Capital Plan and the control of costs on an ongoing basis. He asked if the cost would have been less if we looked at this a year or two ago or are there alternatives. He said he is going to support this because of its value to the community but encourages everyone to get the Capital Plan done as soon as possible. Deputy Commissioner Deyoe agreed, as well as, Councilman Kotary. Mr. Kotary agreed he would support this also.

The motion was passed by the following vote:

Ayes: Mr. Messina, Mr. Kotary, Mrs. Dawson, Mr. Hennessey.

Noes: None.
Absent: Mr. Cunningham.

The following item was a request from Karen Creed, Court Clerk, to approve a resolution to apply for \$30,000 grant from the Justice Court Assistance Program from qualified security upgrades to the court office.

The following resolution was presented for adoption:

RESOLUTION NO. 27

Resolution To Authorize The Town Of Bethlehem To Apply For A Grant Through the Justice Court Assistance Program

WHEREAS, funding is available to eligible municipalities under the Justice Court Assistance Program, wherein eligible projects can receive up to \$30,000 in grant monies; and

WHEREAS, the Town of Bethlehem has determined that additional Court supplies and equipment will provide enhanced services to the Town's Justice Court, and is a qualifying purpose and therefore an appropriate use of grant proceeds; and therefore be it

RESOLVED, that the Town Board of the Town of Bethlehem does hereby authorize the Supervisor to file an application for grant funding under the Justice Court Assistance Program.

The foregoing resolution was presented for adoption by Mr. Messina seconded by Mr. Hennessey and duly adopted by the following vote:

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

The next item was a request from Erik Deyoe, Deputy Commissioner of Public Works, to accept a map and report, and schedule a public hearing to be held on August 12, 2009 at 6:00 p.m., for the establishment of the Troubadour Sewer District Extension (Extension No. 30)

The motion was made by Mr. Hennessey and seconded by Mr. Kotary to accept a map and report, and schedule a public hearing to be held on August 12, 2009 at 6:00 p.m., for the establishment of the Troubadour Sewer District Extension (Extension No. 30) as requested by Deputy Commissioner of Public Works, Erik Deyoe. The motion was passed by the following vote:

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

The following item was a request from Deputy Commissioner of Public Works, Erik Deyoe, to accept a right-of-way conveyance at 421 Orchard Street.

The motion was made by Mr. Hennessey and seconded by Mrs. Dawson to accept a right-of-way conveyance at 421 Orchard Street as requested by Deputy Commissioner of Public Works, Erik Deyoe. The motion was passed by the following vote:

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

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

The motion was made by Mr. Messina and seconded by Mr. Kotary to approve seasonal personnel as requested by Administrator of Parks and Recreation Department, Nan Lanahan. The motion was passed by the following vote:

Ayes: Mr. Messina, Mr. Kotary, Mrs. Dawson, Mr. Hennessey.

Noes: None.

Absent: Mr. Cunningham.

Deputy Supervisor Plummer asked if there was any new business. There was none.

The Deputy Supervisor Plummer asked if there were other comments on non-agenda items. There were none.

Deputy Supervisor Plummer made the following announcements as requested by Supervisor Cunningham:

- July 24, 2009 Hair of the Dog will be playing at the Elm Avenue Pool.
- August 1, 2009 Delmar Florist helping Bethlehem independently owned small businesses by handing out free flowers from 9 a.m. to 2 p.m. to bring attention to the value of shopping locally. Contact Barbara Ostroff, owner of Delmar Florist for more information.
- August 5, 2009 at 7 p.m. an Agricultural and Farmland Study Advisory Committee public meeting to present a draft Agricultural and Farmland Protection Plan.
- August 15, 2009 Community Clean-up Day beginning at 9 a.m. until noon. Please contact Deb Kitchen at Town Hall with any questions.
- August 16, 2009 a celebration of the Quadricentennial at the Henry Hudson Park with many activities for families planned with more information on the Town website regarding this.
- Budget workshops of the Town Board - August 17, 18, 24, 25, 2009 in room 101 beginning at 6 p.m. They are open to the public.
- September 23, 2009, Bethlehem Senior Projects transportation services will be having a golf tournament fund raiser at Colonial Acres Golf Course. For more information, contact Liz Mosier.

The motion was made by Mr. Hennessey and seconded by Mr. Kotary to adjourn the regular Town Board meeting at 6:25 p.m. The motion was carried by the following vote:

Ayes: Mr. Messina, Mr. Kotary, Mrs. Dawson, Mr. Hennessey.

Noes: None.

Absent: Mr. Cunningham.

Deputy Town Clerk