

Minutes of the Town Board Meeting held at Town Hall on February 3, 2011 at 7:30PM

Present: John Burke, Supervisor
Amidee Haviland, Carlton Levine, Frank Palermo and James Skoufis, Councilmen
Absent: None
Also Present: Richard Liberth, Attorney for the Town; Peter Stabile, Highway Superintendent; Robert Kwiatkowski, Police Chief; Jennifer Bradshaw, Library Director; Dorothy Morris, Library Board; Michael Queenan, Village Mayor; Timothy Egan, Village Trustee; Maria Hunter, Village Planning Board; Sandra Capriglione, Village Zoning Board

I. Administrative Business:

a. Acceptance of Minutes:

Motion was offered by Councilman Haviland, seconded by Councilman Levine, to accept the minutes of the regular meeting held January 20, 2011.

ADOPTED AYES 4 Burke, Haviland, Levine, Skoufis
ABSTAIN 1 Palermo

Motion was offered by Councilman Levine, seconded by Councilman Palermo, to accept the minutes of the worksession held January 31, 2011.

ADOPTED AYES 5 Burke, Haviland, Levine, Palermo, Skoufis
NOES 0

b. Approval of Abstract:

Motion was offered by Councilman Palermo, seconded by Councilman Skoufis, to approve Abstract 3, Vouchers #20110191 - #20110296, totaling \$197,489.98.

ADOPTED AYES 5 Burke, Haviland, Levine, Palermo, Skoufis
NOES 0

c. Budget Modifications:

Motion was offered by Supervisor Burke, seconded by Councilman Skoufis, to approve a modification to the budget of the General Fund by decreasing A1110.400 (Justice Court Telephone) by \$150, A1220.401 (Supervisor Telephone) by \$150, A1410.401 (Town Clerk Telephone) by \$150, A7110.433 (Parks Ticket Issue) by \$150 and increasing A1650.400 (Central Communication System) by \$600.

ADOPTED AYES 5 Burke, Haviland, Levine, Palermo, Skoufis
NOES 0

Motion was offered by Councilman Levine, seconded by Councilman Haviland, to approve a modification to the budget of the General Fund by increasing A2710 (Premium on Obligations) by \$1376 and increasing A9730.700 (BAN Interest CV Pond Phase III) by \$1376.

ADOPTED AYES 5 Burke, Haviland, Levine, Palermo, Skoufis
NOES 0

II. Old Business:

a. Receipt/Reject Bids – Generator for Police Department:

Clerk Potvin stated the bid opening for a new generator at the Police Department was held on December 8, 2010 at 2PM and the notice was printed in the Times Herald Record on November 21, 2010. The following bids were received:

	Propane	Diesel	5-Year Maintenance
All Bright Electric	\$43,250	\$47,300	\$3,795
Gentech, LTD	\$54,840	\$59,840	\$670
HVS, LLC	\$52,000	\$53,000	\$4,500
Napp Electric	\$58,400	\$64,000	\$4,000

Some of the bidders submitted alternatives to the bid specifications. Additionally, clarifications from some bidders were received after the bid opening with regards to the maintenance charge (three bid the total for

five years, one wrote the cost per year). Supervisor Burke stated the bids were reviewed by Chief Kwiatkowski and Attorney Liberth and the alternatives were considered. It is recommended that the bids be rejected and re-advertised as a propane unit but with 80kw instead of 50kw. The 80kw would be slightly more money but will last longer. He noted that a large amount of this purchase will be paid for by a grant successfully obtained by the Police Department. Councilman Skoufis asked if there was any reason to think that the bids would be higher other than the increased kilo wattage on the unit and Supervisor Burke stated he did not believe so. Councilman Haviland stated he agrees the specifications should be rewritten to tighten them but does not believe a larger unit is needed since the existing generator could be utilized in tandem with the new unit. He noted that the grant obtained was for \$60,000 and no additional funds were budgeted for the purchase. Chief Kwiatkowski stated the bidders noted during the walkthrough that the 50kw unit would be running at full capacity, which would decrease its use life. The 80kw unit would be able to handle the existing wattage and last for several years longer than the 50kw. He spoke to his consultant on this project and he agreed the 80kw would be the best way to go.

Motion was then offered by Councilman Haviland, seconded by Councilman Levine, to reject the bids received for the purchase of a generator at the Police Department.

ADOPTED AYES 5 Burke, Haviland, Levine, Palermo, Skoufis
 NOES 0

Motion was then offered by Councilman Haviland, seconded by Councilman Skoufis, to authorize the Town Clerk to re-advertise for bids for the purchase of a generator for the Police Department once revised specifications are completed.

ADOPTED AYES 5 Burke, Haviland, Levine, Palermo, Skoufis
 NOES 0

III. New Business:

a. Association of Towns Resolutions:

Motion was offered by Supervisor Burke, seconded by Councilman Haviland, to authorize the voting delegate for the 2011 Annual Meeting of the Association of Towns to cast the following votes on the following resolutions:

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| 1. Preserve and Strengthen Home Rule | AYE |
| 2. Mandate Relief | AYE |
| 3. Property Tax Cap | NO |

Councilman Haviland noted that when reviewing the resolution the State is looking to offset the property taxes by 4%. He noted that the Town Board has been diligent in keeping the budget flat or as small of an increase as possible. The majority of the increases to the budget are set by the State (noting the health insurance and pension costs), which are more than a 4% increase. He feels that, until these items are capped, he does not feel it is right to force a tax cap. Councilman Skoufis stated he does not feel that property taxes are ideal and feels they should be moved away from completely. He feels that the proposed resolution "passes the buck" and will not be effective.

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| 4. Highway, Bridge and Transportation Funding | AYE |
| 5. Sales Tax | AYE |
| 6. Preserve and Strengthen Local Governments | |
| Role in the Siting of Energy Generation Facilities | AYE |
| 7. Preserve Town Land Use Authority in the Natural Gas | |
| Exploration and Extraction Approval Process | AYE |
| 8. Road Preservation Bonds | AYE |
| 9. Publication of Legal Notices | AYE |
| 10. Preserve and Fully Fund the Local Government Records | |
| Management Improvement Fund | NO |

Councilman Palermo stated he was able to obtain further clarification on this resolution from Assemblywoman Calhoun and noted that the \$5 increase would be dedicated for arts and cultural affairs in New York City and the rest will be used by the County Clerks. Therefore, it has nothing to do with records management.

11. Support of the Adirondack Park Local Government

Review Board

AYE

ADOPTED

AYES 5

Burke, Haviland, Levine, Palermo, Skoufis

NOES 0

IV. Public Comment:

Councilman Levine acknowledged the efforts of the Highway Department, Police Department and the Buildings/Grounds Department during the recent storms.

Superintendent Stabile stated the Highway Department is running out of places to put the snow, noting this past storm was the ninth of the season and that there are two more expected within the next week. Today his department was out trying to widen some of the roads (in Skyline and Strawtown) and apologized for having to place more snow and ice in driveways, noting that it was unavoidable. He cautioned residents to not pile their snow at the end of their driveways as it will reduce their site distance and several accidents have already been reported. He reminded the public that there is no parking permitted on roads during inclement weather and he thanked the Police Department for their assistance in this matter. He also reminded the public that it is against the law to shovel their snow into the roads, which can cause dangerous conditions to motorists. He asked that all motorists slow down when approaching a plow truck on the road and asked that no garbage cans be placed in the roadways.

Chief Kwiatkowski stated public safety is extremely important, especially during inclement weather. Towing will be a last resort but will be done if the vehicles are not removed from the roadways. All efforts will be made to contact vehicle owners to move their cars prior to a tow truck being called. He also stressed that tickets will be issued to all individuals plowing, shoveling or blowing their snow into roadways.

Mayor Queenan stated he feels that it is unacceptable that snow/ice was deposited into residential driveways this afternoon when there was no precipitation. He noted it was unfair to leave his house this morning with his driveway cleared and to come home and not be able to pull into his driveway due to the snow/ice that was put there again, adding that his road so no wider then when he left. Regarding the consolidation efforts, his Board adopted the home rule resolution on January 11 and a copy was given to the Town Board on January 12. When the issue was not on the Town Board agenda for January 20 he was told by Supervisor Burke it was due to there not being a full Board present. When asked why it was not on the agenda for this evening he was told by Supervisor Burke that the Board was too busy to discuss the issue. He would like to know when the Town Board will be discussing the resolution so that it can be submitted prior to the end of the Legislative Session, like it was done last year in June. Supervisor Burke stated the issue will be discussed at the February 14 worksession.

V. Adjournment:

With no further business to discuss or comments received, a motion was offered by Councilman Levine, seconded by Councilman Haviland, to adjourn the meeting at 8:10PM.

ADOPTED

AYES 5

Burke, Haviland, Levine, Palermo, Skoufis

NOES 0

Desiree Potvin, Town Clerk