

**TOWN OF CHATHAM  
TOWN BOARD MEETING  
JANUARY 17, 2013  
7:00 p.m.**

**PRESENT:**

Councilman Henry Swartz  
Councilman Maria Lull  
Councilman Bob Balcom  
Councilman Jean Rohde  
Town Attorney Tal Rappleyea, Highway Superintendent Joe Rickert, Rob and Byron from Barton & Loguidice  
Community members

**ABSENT:**

Supervisor Jesse DeGroot

**CALL TO ORDER:** Councilman Rohde called the January 17, 2013 meeting to order at 7 p.m. and led the pledge to the flag.

**PUBLIC HEARING:** re-opened from 12-20-12 on the proposed Public Assembly Law.  
-As per Councilman Swartz the comments gathered from ZBA Chairman Dave Everett and Scott Longstreet will be sent to the ZIC for review.  
-Attorney Rappleyea asked if the Town Board or Planning Board would be the reviewing board. Will the Public Assembly Law be linked to zoning or not?  
Public Hearing will remain open.....

**CORRESPONDENCE:**

- A. Charter Communications
- B. Scott Longstreet Re: Public Assembly Law
- C. Dave Everett Re: Comments offered by members of the ZBA on the proposed Public Assembly Law.
- D. Walt Simonsmeier, CEO Re: COE conference in Lake Placid.

**PUBLIC COMMENT:**

None

**REPORTS:**

- A. Highway-report on file  
Bid opening  
Bids submitted from the following:
  1. Ghent Wood Products \$30, 110.00 (accepted)
  2. Village Truck Sales, JSSJR Enterprises, INC. \$29,690.00
  3. Park East Sales, LLC \$27,550.00
  4. Calvetta Auto Sales \$8888.00
  5. Macfarlane Contracting \$30,100.00

Highway Superintendent Rickert brought to the Boards attention a paver for sale in the Want-Ad-Digest. It may be more cost effective to purchase a paver. It will be roughly \$90,000.00 for rental fees (\$495.00/hr.) and prevailing wage for the upcoming paving jobs. It's something to consider. There is also a piece of equipment called an "Asphalt Zipper" which pulverizes asphalt and turns it into a reusable material which can be applied directly back on to the road surface. The Board may want to also take a look at this. It could considerably cut costs since the Town gravel bank is closed and materials need to be purchased and trucked in.

- B. Recreation – report on file
- C. Code Enforcement/Zoning Enforcement – report on file
- D. Dog Control – report on file
- E. EMC – report on file
- F. Justice –report on file
- G. Assessors
- H. ZIC- Councilman Swartz stated that the committee has been working on setbacks and will be reviewing comments gathered from the ZBA and residents regarding the proposed Public Assembly Law. February's meetings will be held on the 2<sup>nd</sup> and the 20th at 7 P.M.

I. Supervisor

J. Town Comptroller – report on file

K. Communications Committee - Shari Franks, Bob Balcom and Maria Lull met on the Town newsletter which will be in email form and hopefully published quarterly. There is an economic development grant opportunity which will be investigated. Bob will contact Ellen Jouret-Epstein at CLC and invite her to the workshop meeting on February 7<sup>th</sup> at 7PM.

## **NEW BUSINESS**

None

## **OLD BUSINESS**

A. East Chatham CSX (Albany Turnpike) Bridge.

B. Proposed public assembly law

Planning Board, Zoning Board and ZIC will review all the recommendations and come together at the next TB meeting. Tal recommends that the Planning Board be the reviewing agency and again asks if there is going to be a link to zoning.

C. Rensselaer County Humane Society contract

## **RESOLUTIONS:**

**RES. #39-13** to contract with the Rensselaer County Humane Society for care and shelter of dogs. Councilman Rohde offered RES. #39-13 and moved its adoption to contract with the Rensselaer County Humane Society for care and shelter of dogs, January 1, 2013 through December 31, 2013. Contract on file. Councilman Swartz seconded the motion.

**VOTE:** Ayes Swartz, Lull, Balcom, Rohde ..... Nays: None Resolution adopted.

**RES. #40-13** to accept the bid for sale of John Deere Loader. Councilman Rohde offered RES. #40-13 and moved its adoption to accept the bid for the sale of (one) used 1997 John Deere 544G Loader, VIN DW544GD560970, sold “as is” “where is” to Ghent Wood Products for a bid price of \$30,110.00. Councilman Swartz seconded the motion.

**VOTE:** Ayes Swartz, Lull, Balcom, Rohde ..... Nays: None Resolution adopted.

**RES #41-13** Councilman Rohde offered RES. #41-13 and moved its adoption: WHEREAS, the Chatham Town Board has determined that it is in the best interest of the Town to reject any and all bids submitted and received for the purchase of (three) 3 pick-up trucks. NOW, THEREFORE BE IT RESOLVED that the Chatham Town Board does hereby reject any and all bids submitted and received relating to the purchase of (three) 3 pick-up trucks pursuant to bid specifications that the Town reserved the right to reject all bids. Councilman Lull seconded the motion.

**VOTE:** Ayes Swartz, Lull, Balcom, Rohde ..... Nays: None Resolution adopted.

**RES. #42-13** to trade highway labor and equipment with other towns. Councilman Rohde offered RES. #42-13 and moved its adoption; WHEREAS, it has been the policy of the Highway Superintendent to trade highway labor and/or equipment with other towns when it has been of benefit to the Town of Chatham, and NOW, THEREFORE BE IT RESOLVED that the Chatham Town Board authorizes the Highway Superintendent to continue this policy with all Towns and Villages in Columbia County, New York for the year 2013. Councilman Lull seconded the motion.

**VOTE:** Ayes Swartz, Lull, Balcom, Rohde ..... Nays: None Resolution adopted.

**RES. #43-13** to authorize Walt Simonsmeier to attend a CEO conference. Councilman Rohde offered RES. #43-13 and moved its adoption to grant Walt Simonsmeier permission to attend the CEO conference in Lake Placid, March 3 through March 7, 2013. Cost is \$704.00 to be split between the Town Chatham and the Town of Ghent. Councilman Lull seconded the motion.

**VOTE:** Ayes Swartz, Lull, Balcom, Rohde ..... Nays: None Resolution adopted.

**RES #44-13** to approve the minutes of the December 20, 2012 regular town board meeting and the January 3, 2013 Organizational meeting. Councilman Rohde offered RES. #44-13 and moved its adoption to approve the minutes of the December 20, 2012 regular town board meeting and the January 3, 2013 Organizational meeting. Councilman Balcom seconded the motion.

**VOTE:** Ayes Swartz, Lull, Balcom, Rohde ..... Nays: None Resolution adopted.

**PUBLIC COMMENT**

A town resident asked Highway Super. what the Town does with the wood they cut down along the roadside. The Highway Dept. has a list of people they use depending upon who is closest to the site to haul it away. Rotted wood is taken back to the garage and disposed of.

**EXECUTIVE SESSION**

Motion was made by Councilman Rohde to enter into executive session at 8:10 p.m. under Public Officers law section 105 (h) for the purpose of discussing the proposed acquisition, sale or lease of real property in connection with the East Chatham (Albany Turnpike) CSX Bridge. Councilman Swartz seconded the motion. Motion carried.

Motion was made by Councilman Swartz to leave executive session at 8:45 p.m. Councilman Balcom seconded the motion. Motion carried.

Motion was made by Councilman Rohde and seconded by Councilman Swartz to adjourn at 8:45 p.m. Motion carried.

Respectfully submitted by,

Beth Anne Rippel