

TOWN OF CHATHAM
488 Route 295
CHATHAM, NY 12037

SPECIAL TOWN BOARD MEETING
March 20, 2014 6:30PM

To conduct interviews to fill a vacant seat on the Zoning Implementation Committee

PRESENT:

Councilman Henry Swartz, Jr., Councilman Maria Lull, Councilman Bob Balcom,
Councilman Jean Rohde **ABSENT:** Supervisor DeGroot

Councilman Rohde called the meeting to order and led the pledge to the flag.

EXECUTIVE SESSION

Motion was made by Councilman Lull to enter into executive session at 6:30 PM under Public Officers law section 105 (1)(f) for the purpose of discussing medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Councilman Balcom seconded the motion. Motion carried.

Motion was made by Councilman Swartz to leave executive session at 6:45 PM. Councilman Lull seconded the motion. Motion carried.

REGULAR TOWN BOARD MEETING
March 20, 2014.....7:00PM

PRESENT:

Councilman Henry Swartz, Jr., Councilman Maria Lull, Councilman Bob Balcom
Councilman Jean Rohde, Comptroller Deborah Cesternino, Town Clerk Beth Anne Rippel, Town Attorney Tal Rappleyea, Shari Franks, Walt Simonsmeier, Julia Horst
ABSENT: Supervisor DeGroot

Also present: Thomas Case, Cody Anderson, Merry Sheils, Chris Lynch, George Vollmuth, Betsy & Jeff Phelan, Ray Schrenkeisen, Kim Grethen, Susan Smith, Cynthia Lanford, Mark Reamer, Katie Kocjanski, Emilia Teasdale, Julie Kabat and Wayne Shelton

Councilman Rohde called the Regular Town Board Meeting to order.

CORRESPONDENCE

A.

PUBLIC COMMENT

None

REPORTS

A. Highway - report on file

B. Recreation - report on file

Councilman Lull stated that the Rec. Committee met and discussed the construction of a pavilion vs. a year round recreation building. Meetings will continue.

C. Code Enforcement/Zoning Enforcement - report on file

CEO, Walt Simonsmeier has completed his annual training. He asked the Board to authorize the Town Attorney to move ahead with legal action against Silvio Spadavecchia and Richard Oliver for failure to comply with building permit regulations.

RES. #54-14 to proceed with legal action against Silvio Spadavecchia and Richard Oliver for failure to comply with building permit regulations. Councilman Lull offered RES. #54-14 and moved its adoption to authorize Attorney Rappleyea to proceed with legal action against Silvio Spadavecchia and Richard Oliver for failure to comply with building permit regulations. Councilman Swartz seconded the motion.

VOTE

AYES: Swartz, Lull, Balcom, Rohde NAYES: None Resolution adopted

D. Dog Control – report on file

E. Environmental Management Council -

F. Justice Court – report on file

G. Assessors –

H. ZIC – Councilman Swartz stated that the next committee meeting will be on April 2 at 7PM. They have invited the Town's engineer and Don Meltz who had worked on the maps for the comprehensive plan. They are probably almost a year away from the final approval process of the new zoning code. The committee is working on overlay zones and ridgelines zoning.

RES. #55-14 to appoint Robert Walker to the Zoning Implementation Committee.

Councilman Swartz offered RES. #55-14 to appoint Robert Walker to the Zoning Implementation Committee. Councilman Balcom seconded the motion.

VOTE

AYES: Swartz, Lull, Balcom, Rohde NAYES: None Resolution adopted

I. Supervisor –

J. Town Comptroller – report on file

K. Town Clerk –

NEW BUSINESS

Councilman Lull wanted to thank Jeff Lick, Mary Gail Biebel and the Chatham Ag. Partnership for hosting another successful Farm Film Festival, it was a wonderful event.

A. Town Broadband

- Kim Grethen of North Chatham is spearheading a move to bring broadband to the area. As president of the NC library board she finds it almost impossible to load books from the library system via the internet. The process which would take minutes with broadband can easily take a half hour at the current speed. Many people who work from home and local businesses alike find that current internet speed does not adequately fit their needs. If we could offer high speed here it might encourage more people to move into the area.

-NYS Broadband Initiative is tracking internet speeds on their website. Ms. Grethen is gathering that information herself to see what the numbers actually are. According to FairPoint she should get 15 megabits/second and she is only getting a fraction of that.

-A fiber optic backbone is expensive. It costs about \$40,000./mile to install fiber optics. But to install anything other than FO would be a waste of effort.

-The "human infrastructure" is in place with support on the local, state and federal levels. Now work needs to be done to get the FO infrastructure in place.

-There have been fiber optic lines run in certain areas throughout the town already so mapping will need to be done to identify those locations.

-Councilman Lull will form a small committee of interested citizens to discuss FO and report back to the Board.

OLD BUSINESS

A. Waste Collection by private contractors.

-Residents who have experienced problems with their waste haulers are encouraged to file a complaint with the NYS Attorney General's office. The complaint form can be found under the Building Dept. Forms section on the Town's website. Councilman Lull asked the Board to review the proposed garbage laws and bring them back to the April 17th meeting for discussion/approval.

B. Town hall court addition – tabled

RESOLUTIONS

RES. #56-14 to approve the minutes of the February 6, 2014 town board workshop meeting and the February 20, 2014 regular town board meeting and the February 25, 2014 special town board meeting. Councilman Rohde offered RES. #56-14 and moved its adoption to approve the minutes of the February 6, 2014 town board workshop

meeting and the February 20, 2014 regular town board meeting and the February 25, 2014 special town board meeting. Councilman Lull seconded the motion.

VOTE

AYES: Swartz, Lull, Balcom, Rohde NAYES: None Resolution adopted

RES. #57-14 Offered by Councilman Rohde and moved to adoption. WHEREAS, the accepted bid for Guard Rail on February 21, 2013 is allowed for extension of bid for one year at the existing prices acceptable to the Town of Chatham and vendor, and WHEREAS, the Chatham Town Board accepts extension of contract for guard rail from April 1, 2014-March 31, 2015 from Town & County Bridge and Rail, Albany, NY, and THEREFORE, be it resolved that the Chatham Town Board accepts the following February 21, 2013 bid of Guard Rail to be extended from April 1, 2014 through March 31, 2015:

Material:	New:	Used:
W-Beam:	\$ 6.74/ft.	\$ 3.87/ft.
Box Beam:	\$ 25.94/ft.	\$21.00/ft.
3" I Post:	\$ 45.22/ea.	\$16.94/ft.
Single Buffer Ends:	\$ 49.00/ea.	n/a
Concrete Anchors:	\$457.00/ea.	n/a
Type I Ends:	\$324.00/ea.	n/a
W-Beam radius:	\$ 9.47/ft.	n/a
Box Beam radius:	\$ 32.00/ft.	n/a
W-Beam Rail	\$ 6.25/ft	n/a
Box Beam Rail	\$7.50/ft	n/a
Posts only		\$275.00/hr.

Seconded by Councilman Balcom

VOTE

AYES: Swartz, Lull, Balcom, Rohde NAYES: None Resolution adopted

RES. #58-14 Offered by Councilman Rohde and moved to adoption. WHEREAS, the Chatham Town Board accepts bids for Miscellaneous Aggregate and Bituminous Material for the period from April 1, 2014 through March 31, 2015, and WHEREAS, the Chatham Town Board awards portions of the bids to more than one bidder based upon availability, location of material, location of potential job sites and/or price of the various materials from lowest bidder to highest bidder,

and THEREFORE, the Chatham Town Board accepts the following bids for miscellaneous aggregates, calcium chloride, bituminous material, trucking, equipment rental and winter sand for the period April 1, 2014 through March 31, 2015. THEREFORE, BE IT RESOLVED, that the Chatham Town Board accepts the bids as follows:

<i>MATERIAL:</i>	<i>BID ACCEPTED FROM:</i>	<i>FOB</i>	<i>DELIVERED</i>
A. Miscellaneous Aggregates			
Washed Stone: #1A	A. Colarusso & Son	\$10.75/ton	Bemiss: \$14.95/ton
#1	Troy Sand & Gravel	\$ 8.50/ton	Faxon: \$11.95/ton
#2	Troy Sand & Gravel	\$ 8.50/ton	Faxon: \$11.95/ton
#3	Troy Sand & Gravel	\$ 8.50/ton	Faxon: \$11.95/ton

#1 & #2 Mixed	Troy Sand & Gravel	\$ 8.50/ton	Faxon: \$11.95/ton
Crusher Run	Troy Sand & Gravel	\$ 7.50/ton	Faxon: \$10.95/ton
Stone Dust	Troy Sand & Gravel	\$ 6.50/ton	Faxon: \$ 9.95/ton
Gabion Stone	Troy Sand & Gravel	\$ 9.00/ton	Troy Sand: \$12.50/ton
Rip Rap	Troy Sand & Gravel	\$ 9.00/ton	Troy Sand: \$12.50/ton
Shale	Dempsey Excavating		Dempsey: \$10.00/yd
Bank Run	Bidder 1: Rifenburg Construction Bidder 2: Polaro Sand & Gravel	\$ 3.75/ton \$ 3.75/ton	Faxon: \$ 7.65/ton Polaro: \$ 8.50/ton
Item #4	Polaro Sand & Gravel	\$ 5.75/ton	Polaro: \$10.50/ton
1" Gravel	Polaro Sand & Gravel	\$ 6.75/ton	Polaro: \$11.50/ton
Cobblestone	Bidder 1: Rifenburg Construction Bidder 2: Polaro Sand & Gravel	\$ 6.00/ton \$ 6.00/ton	Faxon: \$ 9.90 /ton Polaro: \$ 10.75/ton
B. Calcium	Bidder: Peckham Materials Winter: Delivered Summer: Delivered Summer: Delivered/Applied	 \$.847/gallon \$.847/gallon \$.847/gallon	
C. Truck Rental:			
Tri-Axle	Troy Sand & Gravel	\$ 80.00/hr	
Tandem Axle	Troy Sand & Gravel	\$ 75.00/hr	
Tractor Trailer	Bemiss Trucking Service	\$ 110.00/hr	
Tractor Trailer (Steel)	Bidder 1: Bemiss Trucking Service Bidder 2: Tommy Faxon Excavating	\$ 125.00/hr \$ 125.00/hr	
Blacktop Trailer	Tommy Faxon Excavating	\$ 125.00/hr	
D. Equipment Rental	Bidder: Macfarlane Contracting <ul style="list-style-type: none"> Excavator(Komatsu 120w/Operator) Excavator(Komatsu 160w/Operator) Dozer(Case 850Kw/Operator) Dozer(JD 750Cw/Operator) Roller (Hyster w/Operator) 	\$140/hr, \$1,120/day, \$5,100/wk \$160/hr, \$1,280/day, \$6,000/wk \$140/hr, \$1,120/day, \$5,100/wk \$160/hr, \$1,280/day, \$6,000/wk \$ 90/hr, \$ 720/day, \$3,200/wk	
E. Bituminous			
Dense Binder	New Castle Asphalt Troy Sand & Gravel A.Colarusso & Son	\$48.00 /ton FOB \$50.42 /ton FOB \$57.35 /ton FOB	
7F Top Coat	Troy Sand & Gravel New Castle Asphalt A.Colarusso & Son	\$54.46/ton FOB \$61.00/ ton FOB \$67.00 /ton FOB	
6F Top Coat	Troy Sand & Gravel New Castle Asphalt A.Colarusso & Son	\$52.42/ton FOB \$53.00/ton FOB \$62.70/ton FOB	
Cold Mix	A.Colarusso & Son Troy Sand & Gravel	\$ 74.00/ton FOB \$100.00/ton FOB	
F. Winter Sand	Polaro Sand & Gravel	\$ 7.15/ton FOB	\$ 11.90/ton Delivered

Councilman Balcom seconded the motion.

VOTE

AYES: Swartz, Lull, Balcom, Rohde NAYES: None Resolution adopted

RES. #59-14 Offered by Councilman Rohde and moved to adoption. WHEREAS, the Chatham Town Board accepts the Contract price through NJPA (National Joint Powers Alliance Program) for (One) 2014 CASE Maxxum 115 Tractor with Diamond 21' Side Boom Mower from Monroe Tractor, 423 Old Loudon Road, Latham, NY 12110 for the sum of \$115,805.10 and THEREFORE, be it resolved that the Chatham Town Board accepts the Contract Price of \$115,805.10 for (One) CASE Maxxum 115 Tractor with Diamond 21' Side Boom Mower from Monroe Tractor, Latham, NY in 2014 and shall be purchased with a 2014 BAN note subject to a permissive referendum. Councilman Lull seconded the motion

VOTE

AYES: Swartz, Lull, Balcom, Rohde NAYES: None Resolution adopted

RES. #60-14 Offered by Councilman Rohde and moved to adoption. WHEREAS, the Chatham Town Board accepts the bid for Winter Sand for the period from April 1, 2014 through March 31, 2015, and THEREFORE, BE IT RESOLVED, that the Chatham Town Board accepts the bid for Winter Sand for the period from April 1, 2014 through March 31, 2015 from Polaro Sand & Gravel, Inc., Poestenkill, NY for \$ 7.15 per ton FOB, \$11.90 per ton delivered. Councilman Lull seconded the motion.

VOTE

AYES: Swartz, Lull, Balcom, Rohde NAYES: None Resolution adopted

RES. #61-14 to authorize Zoning Board members Bob Leary and Kary Jablonka to attend the New York Planning Federation conference in Saratoga Springs. Councilman Rohde offered RES. #61-14 and moved its adoption to authorize Zoning Board members Bob Leary (full registration) and Kary Jablonka (1 day registration) to attend the New York Planning Federation 2014 Conference in Saratoga Springs. Councilman Balcom seconded the motion.

VOTE

AYES: Swartz, Lull, Balcom, Rohde NAYES: None Resolution adopted

PUBLIC COMMENT

None

Motion was made by Councilman Swartz and seconded by Councilman Rohde to adjourn at 8 PM. Motion carried.

Respectfully Submitted by,

Beth Anne Rippel, Town Clerk