

**VILLAGE OF ALTAMONT**  
**REGULAR BOARD MEETING**  
September 7, 2010

Mayor James M. Gaughan  
Trustee William F. Aylward  
Trustee Kerry Dineen  
Trustee Christine Marshall  
Trustee Dean Whalen

Michael Moore, Legal Council  
Patty Blackwood, Clerk  
Timothy McIntyre, Supt. of Public Works  
Donald Cropsey, Jr., Building Inspector  
Paul Miller, Chief AFD

Guests: 30

7:30 p.m.

Mayor Gaughan called the meeting to order with the Pledge of Allegiance.

Trustee Marshall reported Stormwater and Sewer Committee were hoping to have alternate draft scenarios of financial planning for planned upgrades to wastewater treatment plant. Treasurer, Catherine Hasbrouck, noticed that the interest rates that were being used for calculation needed to be changed. Committee will meet with Ms. Hasbrouck and draft scenarios should be to the Board by the end of September.

The Village Attorney presented a report on his review of pertinent provisions of the NYS Public Officers Law and the NY Village Law as applied to the facts of this matter. In sum, the Village Attorney's opinion is that: 1) the Village Board failed to provide public notice of the August 3, 2010 meeting with the County Civil Service Department; no decisions were made at meeting affecting the public, police department or village business. Summary of that meeting was prepared by the Mayor and submitted to the Altamont Enterprise for publication. A public meeting was held on August 24<sup>th</sup> at which time the Public Safety Commissioner position was fully debated and resolutions adopted concerning position. Mr. Moore presented his opinion that no Court of this State would or should impose on the Board legal liability of any kind under the Public Officers Law on account of the August 3, 2010 meeting; and 2) Village Law Section 4-400 Sub 1-E law states Mayor of Village is to exercise supervision over the conduct of the police and other subordinate officers for the village. The Village Attorney also reported on his telephone conversation with the Village's insurance agent. The agent stated that the changes to the structure and operation of the Village Police Department approved by the Board on August 24 will have no impact on the Village's liability insurance coverage.

Trustee Dineen stated Village Board is made up of lay people and elected by residents of the village to do their best in interest of the village. Village Board is learning a lot as they go. Village Board receives input from Village residents and advice from Village Attorney, Village Treasurer, Village Clerk and Supt. of Public Works.

Mayor Gaughan stated Village Board will work with Civil Service to review exemption and competitiveness of Public Safety Commissioner exam.

Paul Miller, Chief AFD, reported Altamont Fire Dept. has had 91 calls for the year. Last year's total calls were 96. Hose testing was done and 800 feet of hose is no longer able to be used. Some of the hose will have to be replaced and rest was extra hose. AED was purchased for the new fire truck. 9/11 Memorial to be held at firehouse on Saturday,

September 11<sup>th</sup> at 8:30 a.m. Fire Commissioner's meeting to be held on September 16<sup>th</sup> at Fort Hunter Fire Dept.

Donald Cropsey, Building Inspector, reported Planning Board met in August and approved concept for sub-division of land at 146 Township Road.

Trustee Dineen made a motion seconded by Trustee Marshall to approve the Treasurer's report; Abstract #4, Abstract #5, Abstract #6, Abstract #7 and transfer of funds as submitted. **Roll Call: All in favor**

**Public Comment:**

Joe Dover, Maple Avenue Ext., stated Anthony Salerno is a good guy.

Barbara Quackenbush, Euclid Avenue, reported on Summer Concert in the Park Series. Copy of 2010 Community Art Grant Final Report included with Official Minutes.

**Public Hearing 7:50 p.m.**

Public Hearing was opened with reading of the Legal Notice by Michael Moore, Legal Council.

Trustee Aylward inquired how much money is in the reserve fund. Tim McIntyre, Supt. of Public Works, stated there is about \$270,000 in the reserve fund.

Mayor Gaughan stated under permissive referendum, if Board approves the expenditure tonight, engineers still have to wait 30 days to see if petition for a referendum is submitted by the public.

Mayor Gaughan stated sewer project is part of long-range plan and budgeted money is in place.

Kate Provencher, Thatcher Drive, inquired which part of the sewer system will be worked on. Timothy McIntyre, Supt. of Public Works, reported the creek crossing areas of Grand Street, Sand Street, Lark Street, Park Street and Prospect Terrace are the sections of Altamont that will be worked on.

Trustee Aylward made a motion seconded by Trustee Whalen to close public hearing at 7:55 p.m. **Roll Call: All in favor**

Trustee Whalen made a motion seconded by Trustee Marshall, subject to permissive referendum, to approve authorization to expend up to \$100,000 from Sewer Project Reserve Fund for rehabilitation of sanitary sewers. **Roll Call: All in favor**

Trustee Dineen made a motion seconded by Trustee Marshall to approve bid submitted by Green Mountain Pipeline Services, in the amount of \$74,786 for rehabilitation of sanitary sewers, per recommendation of Barton & Loguidice, Engineers. The following bids were received as follows: Lash Contracting, Inc. \$98,925 and Insituform Technologies, Inc. \$99,395. **Roll Call: All in favor**

Trustee Dineen made a motion seconded by Trustee Marshall to approve recommendations of Altamont Guilderland Referral Committee regarding application

from Diana Dayton and Estate of Mildred Ether, 241 & 243 Brandle Road, variance request to allow two non-conforming lots and to modify a common lot line to accommodate a detached structure encroachment, Tax Map 37.00-3-3 and 48.07-1-16, Town of Guilderland. **Roll Call: All in favor**

Trustee Marshall made a motion seconded by Trustee Whalen to approve of Barton & Loguidice's proposal dated September 2, 2010 to prepare an Engineering Report for Improvement of the Village's Wastewater Treatment Plant as required by NYSDEC Order on Consent. The report will expand on the feasibility report previously prepared by Barton & Loguidice as directed by NYSDEC in their July 1, 2010 letter to the Village. The report will comply with NYSDEC requirements for an Engineering Report. The fee for engineering services is \$12,700, and will be completed in accordance with the terms of the Village's Master Services Agreement with Barton & Loguidice.

**Roll Call: All in favor**

Trustee Aylward made a motion seconded by Trustee Dineen to adjourn at 8:04 p.m.

**All in favor**

Respectfully Submitted,

Patty Blackwood  
Clerk