

# TOWN OF LLOYD TOWN BOARD

## WORKSHOP MEETING

APRIL 11, 2012

**Present:** Councilmember Kevin Brennie  
Councilmember Jeffrey Paladino  
Councilmember Herbert Litts, III

**Also present:** Sean Murphy, Attorney  
Rosaria Peplow, Town Clerk  
Kate Jonietz, Secretary

**Absent:** Supervisor Paul Hansut  
Councilmember Michael Guerriero

**5:00 PM** – Councilmember Kevin Brennie opened the meeting and led the Pledge of Allegiance.

Presentation from Jim Jeffreys of Northeast Computer Services

Jeffreys said his company took over the IT responsibilities in February, 2012. He would like to talk about the progress his company has made and goals relating to the guidelines as set forth in the report by NYS Comptroller; security has been increased and some other changes have been made.

- ~There were two different tape devices at the server, one was not functioning and the other was not backing up properly so the information was out of sequence and was not being recorded. The Comptroller was concerned about off-site back up. They have taken steps to back up at the Town Hall and the encrypted information is also stored in their off-site facility.
- ~Looked at the Water Department to see what kind of software may be needed to improve the services.
- ~ New laptops were donated to the Town. Two were set up at the Highway Department and laptops will be set up for some other Town Hall employees.
- ~There were old emails that could not be accessed and that was recovered; all of the individual mailboxes have been backed up so that information is secure in case someone should FOIL it.
- ~It is now possible to gain access to department people email accounts; additional changes will make it possible to back up emails and archive them.
- ~The people who provide support for RDA, the accounting software, have had difficulty getting into some of the software so software has been installed that Northeast Computer Service can control access both from a date and time perspective so that it is not always open to them. This was another concern of the Comptroller who wanted to know that access was limited from the outside to different vendors as it is important to know when a vendor makes a program change that it is wanted and you knew about it.
- ~Other issues that have been corrected are fan noises, errors, wrong printer drivers that were creating problems; concerns in the Recreation and Assessor's departments and the Supervisor's internet access. It was determined that at one time there was a breach to the Town's DNS (Dominion Name Server) information and that was causing information to be redirected, which is very common in the internet. The firmware has been updated to prevent that malware from getting in and additional steps will be taken, which will be a different type of router. Copiers have been installed. They have found general maintenance that had not been addressed and an inventory was made. They intend to be more pro-active in the routine maintenance.

04.11.2012

- ~Invoices submitted to the Town will be very detailed as to the department, work and time spent.
- ~The Comptroller's Audit indicated that there was no disaster recovery plan in place and his company is going to help the Town to write one; there is now a procedure in place when an employee leaves that the account can be suspended immediately and prevents the employee access to the system but does not delete the files. There is a remote access policy in which NCS has to be called for access approval. Sensitive data will be encrypted. The entire server is now being backed up as well as the individual files. The virus scans were old and they have been in the process of updating each computer; eventually there will be single virus and malware program that will take care of the Town Hall servers.
- ~Regarding employee passwords, it is not required that the employees change the passwords on a regular basis; these can be established at a schedule determined by the Town Board as the handbook develops.
- ~He would like to clean up and reorganize the IT space and provide a fire extinguisher for an electrical malfunction and he will speak with Building and Grounds about that.
- ~There is now a written IT contract which specifies what is to be done and at what intervals which will enable the Town Board to measure performance. He would like to assure the employees that they are not clamping down on them but they are complying with the NYS guidelines, which are becoming more specific.
- ~Jefferys said that if one is doing Town business, one should have a Town email address as it has been questioned if Town business is conducted on personal email and if the Town business is FOIL-able.

There were no questions but said if there is anything that does come up he is willing to come back.

**6:00 PM - Scott Giger from NYSDOT plan report on damage on Milton Ave from Hurricane Irene**

Dave Bennett from NYSDOT was present in place of Scott Giger. Bennett handed out copies of drawings of what is proposed to repair the sidewalk; instead of a railing they propose a concrete parapet, precast concrete slab. They propose to fill in part of the gap between Route 44/55, Milton Avenue, and the building; between the parapet and the building a chain-link fence would be installed. The site now is masonry which is half falling in; there are drainage pipes through the walls on both sides. It is planned to eliminate the drainage pipes through the walls, put them in catch basins on the other side and put them downstream. Four shafts will be drilled on either side; a precast concrete footing, precast concrete wall and precast concrete slab units that will sit on top of the wall. They are concerned about putting new slabs on top of old construction.

Litts asked how they were going to handle the traffic.

Bennett answered that the intention is to close the road for one to three weeks; the contractor is flexible on working hours; as a minimum one lane would have to be closed and they may put up temporary traffic signals; however, if they can shut down the traffic, the work would be a much shorter duration of one week, with the contractor working extended hours. They are considering beginning the work after school is out and he presented the detour route to the Board.

04.11.2012

Paladino asked if there would be access to the businesses, Bennett concurred that the contractor would have to allow access to the buildings at all times.

Bennett said that the problem is that the abutment walls underneath and the approach walls between the building and the bridge are at different angles; to make the connection is difficult.

Paladino queried if Bennett was asking the Board for a decision on how to proceed.

Bennett said he felt that he would like concurrence of the detour proposed by NYSDOT and the timing after school is out.

Paladino felt the only deterrence would be the holiday weekends.

Vickie Jackson, owner of 11 Milton Avenue, was surprised to hear that the repair would be delayed until July.

Bennett answered that the time is going to be reduced by doing everything precast; plans have to be completed, shop drawings needed from the precaster and all of the concrete has to be precasted. Prior to that he expects that there will be temporary lane closures during the mid-day to do the drainage relocation and as much work that can be done prior to road closure.

Jackson stressed that tying up the street until mid-June is horrible for her new business and related that there have been numerous problems since she opened last July. She calls NYSDOT each week to check on the progress and then asked if it could not at least be cleaned of the debris that hampers the water flow. The sign for her business has been repaired several times and will have to be fixed again.

Litts asked who is responsible for the issue under the bridge.

Dave Campala said that Water and Sewer fixed the main; there is a lateral under Ms. Jackson's building that is half the building and needs to be repaired. He met with representatives from the NYS DOT on the site and they told him that they are taking the concrete and the blacktop out and everything else is staying as it is. He cannot get a pipe through as there are trolley tracks that sag down or are lying in the stream which is holding back all of the debris. If the Water and Sewer Department puts in a temporary pipe, it will be gone if there is an inch of rain.

Litts asked if there is a permanent solution so that there is not a sewer pipe in the middle of a culvert.

Campala asked what Bennett intended to do about the existing utilities.

Bennett replied that everything that is there will be retained in the same location and they are not going to touch the existing culvert and he does not feel that the sewer main will be a problem from the locations that they show. NYSDOT is only repairing the cave-in.

Campala offered to go in with the Water and Sewer Departments' equipment and remove the trolley tracks that are in the way.

Litts added that the sewer line needs to be fixed as the affluent has been going into the stream since the hurricane.

Campala said that the trolley tracks are in there and they are bent; he did meet with the DOT and he was told 'blacktop and concrete, everything else stays'.

Bennett said that the residency was going to do it but then they saw the affluent coming into the stream and they would not do it. That is why it is still like that.

Litts said that that was the answer as the NYSDOT did not want to get into the stream because the sewer pipe was discharging where they were going to work. NYSDOT will not come to fix the problem until the sewer problem is fixed.

04.11.2012

Campala is concerned that he will not be able to get the trolley tracks out as all he has to work with is a backhoe and he would like to clean it out in case there is an inch or two of rain. Litts offered to look at the site with Campala and Bennett; if the debris is out of the stream, the pipe can be put in, and if it is in the way the contractor can put it into something, pump it and reroute it.

Tom Baird from Barton & Loguidice will present on the Tillson Avenue project.

Baird related that since the last time he attended a Town Board meeting, they looked at the options of a roundabout and the standard 4-way intersection. A roundabout is feasible and they have refined the cost of construction, right of way and any engineering and extra studies that will have to be done as a result of that. He handed out pricing estimates.

He reiterated that the current funding amount is \$350,000 for design, environmental studies, surveys; acquisition is \$312,000, the design phase is \$662,000, before the construction of the project. It was realized that there was an abundance of funds for right-of-way acquisition and the current contract is \$428,000; right-of-way acquisition is \$160,000 for a total \$663,000 which is essentially a wash for the money that is currently allocated for design and what is needed to get it done. Construction funding and inspection is \$3.3-million, about \$4.6-million is required to get everything done. That is assuming the roundabout intersection, the flattest grade on the road and new retaining walls all the way down to Route 9W were necessary. The current shortfall is \$1.3-million. He recommended looking for additional funds from Ulster County Transportation Council.

The cost for construction for the 2-way stop is \$1.8-million and the roundabout is \$2.4-million; that would be from the intersection up to Smith Terrace and then from Smith Terrace, along Tillson, to Route 9W, it is \$1.8-million. The difference in right-of-way cost between the two options is about \$15,000, approximately \$146,000 to \$160,000. The right-of-way costs, includes the closings, title searches, the attorney fees and the payments that would go to the property owners. This makes it about \$1.3-million short and that is in construction funds to construct the roundabout, retaining walls, make the flattest slope possible and work everything down to Route 9W.

The Town has been very successful in getting funds from projects in other towns that have not come to fruition and lag behind; he does not feel that it will be too difficult to come up with the additional cost but it will require work from the Town, letters from the Supervisor, meetings with Ulster County Transportation Council and a little bit of finesse. He said that his firm is very successful in doing this type of work and if the Town wants to go forward with a roundabout option, the firm is willing to give all of the help that they can. He firm is confident that they can show enough benefit in traffic calming, safety and aesthetics with the roundabout option to be able to justify the increase in money to the NYSDOT and the UCTC.

Brennie noted that there is a difference of \$600,000 between the two.

Baird commented in going into the design of it they realized that there would be a lot of earthwork and the protection of traffic; David Bennett, DOT, just mentioned shutting the road for the Milton avenue project. If they can shut down the road for this project it will help save construction costs. A typical single lane roundabout will run about \$1.4-million and a small local road system will run about \$800,000; however, they are including all of the work up to Smith Terrace in that amount, there are a lot of retaining walls. It is short \$700,000 no matter what option is chosen. This is 2014 dollars. They are now looking for

04.11.2012

direction to pursue the preferred alternative and to take it to Region 8 DOT to get their thoughts on it as quickly as possible. This will require a letter from the Town.

Brennie confirmed that no matter what the Town pays only 5%; all concurred.

Baird said that they will look for an offset, which would be from other projects that did not use all of their funds, were cancelled or are not being pursued in a timely manner; a lot of projects lost their money this past April 1 because they did not get them out to bid. There were \$25,000,000 projects in DOT District 1. Three projects opened the bids on March 31 because they were going to lose the money. This project moved up because another project in the area did not follow through and they lost it.

Brennie felt that the decision could be made next week with a full Town Board and a recommendation could be made.

Baird said the next step is a meeting with the UCTC which is where the offset comes from; letters will have to be written to support that and with agreement from Ulster County that it is a viable project, it is on to NYS DOT. The process will take three to four months; this has to happen between now and 2014. This money has already been paid by our taxes; we want to use it here. There are many ways to get money.

Scott Saso asked for an explanation of the 5%.

Baird replied that initially the project is funded with 80% federal funds and a 20% commitment from the municipality. The State decides if it wants to chip in Marchiselli funds which is a supplemental program that provides another 15% of the project. That money can only be allocated in certain time frames and the project did not have that initially as the project got moved up and the Marchiselli funds were not programmed yet. Marchiselli provided another \$175,000, which cut the Town's share down and the Town's contribution dropped from 20% to 5%. Now the State is paying 15%, the Federal 80% and the Town 5%.

Brennie noted that the Town share is less than that as there will be money from Mountainside Woods; 2.5% on \$700,000.

Paladino said that the cost difference to the Town is \$67,000, which may be a net gain; Mountainside will contribute between \$200,000 and \$250,000.

Saso posed that this project may be completed at zero cost to the Town.

Baird stated that their contract is \$428,000; additional tasks to do the roundabout are estimated at \$75,000, which comes to 11% or 12% of the construction costs. He feels that it is a great project, a great gateway to Highland and the traffic calming effects will be incredible.

Reynolds asked if an option has been chosen for Tillson Avenue.

Baird answered that the least amount of impact would be to widen on the south side as houses sit back further, all of the retaining walls will be taken care of in this project. The multi-use path would be on the north side of Tillson on the line of the road.

Tim Marion asked how much property will be taken on the north side.

Baird replied that nothing will be taken on the north side; where the road now is will be the edge of the multi-use path.

Rosalie Peplow asked if he had the safety report and Murphy added that there was a question on whether or not a roundabout was safer than a four-way.

Baird said that safety improvements have been documented and he can forward that information; DOT has a citizens' guide to roundabouts on the website.

04.11.2012

Paladino feels that a light would not accomplish anything and lining up Toc and Tillson may create more of a hazard.

Rich Klotz, Highway Superintendent, asked who would maintain the roundabout.

Baird replied that it would be a State highway. The snow will go to the middle, the middle will slope in and hopefully the snow will melt; that is why it is critical to get this to them as soon as possible.

## 1. REPORTS

A. Finance – Karen McPeck, Bookkeeper to Supervisor, reported that the annual financial report has been completed. She put a copy in each Councilperson's mailbox and provided a two-page synopsis which explains the full report. She suggested contacting her with any questions and she will try to explain it.

Brennie briefly reviewed the information in the report and asked specifically about the General Fund of \$403,000.

McPeck noted that of that, \$441,000 is owed from other funds so that is a negative until the money comes back to the fund because it is still loaned out to the Rail Trail East project for which the Town is still waiting for reimbursement. NYS is making sure that every "T" is crossed and every "I" is dotted because this is the final payment. They are waiting until everything is to their satisfaction.

She said that the HRA status is that the Town has used \$106,000 (and change) as of the end of March and she feels that is going well.

There will be a budget amendment for next week's meeting to take out money from Contingency and put it into the line for Signs, as a bill was received which was not budgeted from Watson Signs for the Johnson Iorio DiLorenzo sign on Haviland Road and the Historic Highland sign.

B. Assessor – Elaine Rivera reminded everyone that NYS Tax & Finance is doing a presentation on assessments and tax rates; she has invited the Highland School Board; Steve Perry, HCSD Business Manager, and Deborah Haab, HSCD Superintendent are coming to the meeting.

She received an email from Sean Murphy, Attorney, that two of the certioraris are withdrawing their cases, Highland Square Properties.

Brennie asked Rivera to briefly review how a property owner reduces their tax assessment as there is a perception this is something that the Town Board does.

Rivera said that there is a Board of Assessment Review (BAR) that is appointed by the Town Board, whose membership can consist of three to seven members and they serve a term of office; they are required to take training which is provided by NYS. The board looks for business, legal or real estate experience in considering members. If someone is concerned about their assessment, they can meet with her first. Those who would like to grieve their assessment can come before the BAR, showing them comparable properties and an appraisal, if available; her office will pull comparable property files. Sometimes she agrees with the property owner, if not they go to the BAR and the decision is made by the majority of the BAR. After that a one, two or three property owner has the right to small claims if they still disagree. Grievance Day is May 22.

Wingate at Ulster has accepted her offer so that is being settled; an offer has been made to Mike Artega's and she has told Guardian Storage that she was comfortable with

04.11.2012

the number and there would be no negotiation. Vineyard Commons is being appraised.

Paladino asked about trending.

Rivera answered that it was 4% residential and 3% commercial. A report was printed with the help of NYS that gave market value versus assessed value and a list of properties to review; 90% of the taxpayers got a reduction. The new assessment role comes out May 1 and everyone changed will get a notice in the mail the first week in May.

- C. Building & Zoning Department – David Barton reported that on March 27 there was a fire at the Highland Motel and it was declared unsafe and it must either be bulldozed or repaired. He and Shari Riley attended a 4-hour class on Erosion and Sediment Control; certification is good for three years. He has received the new Trumbull GPS device and will be used for inventory for the Water, Sewer and Highway Departments. He recalled that the last rezoning was a single action and some homeowners objected and he would like to separate them. He distributed the open and closed escrow accounts list, which was compiled by Karen McPeck, and noted that a subdivision for Jacob Deckelbaum has not proceeded since 2004 and there is \$4700 in the account; his office is going to try to find the applicant and return the money to him. The SEQR findings statement for Mountainside Woods is on the agenda for next week; some of the calculations are incorrect but will be corrected before the next meeting. He has served Vineyard Commons with an appearance ticket and they will be in court next Wednesday. Changes are being considered to Chapter 62, Freshwater Wetlands, which is an attempt to give the Town more authority to go into fresh water bodies if there is a need for repair. This was written by Bill Rohde, Town Engineer, and has been reviewed by Sean Murphy, Attorney and Barton.
- D. Dog Control – Andrew McKee thanked the Town Board for appointing the Deputy Dog Control Officer and the operation is now up and running; he also thanked Chief Acker and the members of the Police Department for their help. To date, 14 dogs have been picked up, a higher number than last year. He and the Deputy will be at classes given by NYS Ag and Markets on April 8<sup>th</sup> and 9<sup>th</sup>.
- E. Highway – Richard Klotz reported that he has received the first response, a small one, from FEMA and there is some paperwork that must be signed by the Supervisor to change the billing from Bill Rohde, Town Engineer, to Lloyd. He has fixed the problems on Hawleys Corners Road and Marx' Pond. The Department is beginning to sweep the streets and more will be done next week or the week after. He plans to install a guardrail at the Sewer Plant next week. He is obligated to buy 700 tons of salt this year but does not have enough space to store it; he can squeeze 500 ton in the salt shed and the remainder could be mixed with sand and stored in the barn. Litts suggested a portable structure and Klotz said that he would like a bigger salt shed to be next year's project and he said that the supplier would be willing to hold the salt for a small fee.
- Paladino felt that may be the way to go instead of the extra labor hours that would entail building a shed.
- Klotz said that the Transfer Station has been cleaned up and people have been asking for mulch so he has asked \$5 to load it on to their truck and would rather provide it to residents instead of sending it to Ulster County Resource Recovery. He is meeting

04.11.2012

with UCRR; they need a work done at the landfill. If he has extra dirt from cleaning he will repair the washout. In exchange they will bring the chipper again in the fall for free but he will have to rent a backhoe to feed the wood through the chipper.

The trucks were banged up by large rocks by FEMA and Lenny Casabura is making the repairs. He still needs a small truck. He feels he may have saved \$25-30,000 due to the mild winter; however, there may be a savings on salt and he will be able to use that money for a truck. He did receive a flyer from the NYS Thruway Authority but there were no acceptable trucks available.

F. Hudson Valley Rail Trail –

G. Justice – Terry Elia/Eugene Rizzo

H. Police – Chief David Ackert asked the Town Board to consider filling the vacant full time police officer position. The department is starting to get busy with Spring Walkway events and the Memorial Day Parade is coming up so the payroll will begin increasing. The vehicles are hanging in but he expects one or two to mileage out this year and he did not get the grant.

Paladino said that he introduced Sean McCutcheon at the Highland School Board meeting and he feels that they are considering the DARE program.

I. Recreation/Buildings & Grounds – Frank Alfonso commended the Highway Department for the work that they did on the shoulders on Grand Street at the Little League Park. Top Seed has twice mowed both parks and there are no issues. Tru Green is scheduled to do the first fertilizer application the first of the month and there will be four applications. The Recreation Commission has been brainstorming ideas for new activities. Tony Williams Park has been busy, the water has been turned on and the bathrooms will be available this weekend for every day use. This is an issue under the sink of the concession stand. Men's Softball will begin in two weeks; Little League Softball has been practicing and they will begin their season at the end of the month; Ulster Community College has used the field; Wood Bat League has started; the Highland School District has used the tennis courts for practice and matches as well as practice for baseball and softball. Little League has scheduled practice at the Village Field every night, Monday through Friday; the School District uses it for Modified Baseball practice and home games. The field is prepped by Recreation/Buildings and Grounds. SummerFun trips have been secured and the flyers will go out in early May. A letter of intent went out to counselors and the applications are due back on April 27; he will meet with the directors and put together a staffing list for approval at the Regular May meeting. Berean Park will be opened on Memorial Day weekend (for the first time) for weekends only until school is out and then everyday until the close on August 12; the park will be open for a total of 11 weekends this season. He has spoken to Carl Relyea, Waterfront Director, about using the same budget for lifeguard salaries. He will get in touch with Roehrs Construction to complete the work on the beach and get a couple of truckloads of beach sand. He feels that the improvements have remedied the erosion. He has an issue with the gate that he will address with Dave Roehrs.

Regarding Buildings and Grounds, he and Keith Garbounoff have been cleaning Town Hall two or three times per week; Garbounoff shampooed the carpeting in the offices; Karen McPeck's office was painted. He would like to clean the floor and the windows in the meeting room but he may have to have someone come in to wash the

04.11.2012

windows and screens. Some repairs have to be done on the screens and storm windows and he will evaluate what needs to be done. Mowing is being done by Buildings and Grounds at Town Hall and the Memorial Park; Berean Park will now have to be mowed on a weekly basis also.

J. Safety Committee –

K. Town Clerk – Rosaria Peplow reported that reminders have been mailed out to property owners who have not as yet paid their taxes; the tax warrant will be turned over to Ulster County Commissioner of Finance in June. She gave the Ulster County Commissioner of Finance \$3,265,764.40 in March. Transfer Station Annual Permits expired March 31 and the office has issued 312 permits; those over 62 do not pay for a permit. The Town Clerks' Conference, which she will attend, is April 22 through 25. The March 20 election for the NYS Assembly went very well; she picked up the election inspectors green bags in Kingston and the Board of Election arranged for the bags to be picked up after the election on Tuesday night. There will be a primary election while most of the town clerks will be at the conference so the Board of Election will have to take care of the bags.

L. Water and Sewer – Andrew Paccione and Adam Litman

Andrew Paccione reported that as of April 5, the Water Plant is strictly on Hudson River water, pumping at low tide due to the salt levels which are between 30 and 35 parts per million; it is mandated that the public is notified at 20 parts per million. Chris Sabatelli is going to put the notice on the Town website. They rented a 19-foot scissor lift to replace the florescent light bulbs and ceiling fans at the Plant. Adam Litman gave a chlorine distribution system to the Water Plant which was the old system at the Sewer Plant. The Water Plant needed an upgrade which would have cost approximately \$3,000 and this was a cost savings. All of the flower beds have been mulched at the Water Plant and the outside maintenance has been completed. He and Mark Schaaf visited the Tri-Municipal Sewer Plant regarding the composting of the sewer sludge and he feels that this would be expensive. It would be close to a million dollars to build a composting site and it is very strictly regulated by the NYS DEC/EPA. Ray Jurkowski, Morris Associates, gave him a contact who may take the Water Plant sludge.

Litts noted that in the meantime it is being disposed at a NYSDEC approved facility Paccione concurred that it was going to Ulster County Resource Recovery.

Adam Litman, Senior Sewer Plant Operator, reported that during the month of March the contractors on site were Ackerman Plumbing, DJ Heating, Rondout Electric, Kingsley Arms and Morris Associates, all of whom are trying to finish the electrical and plumbing so that Kingsley can come in and complete the project. The electrical upgrade is still at 95% complete, the masonry is complete, buildings and tanks are complete; the new digester building is around 95% complete, only one of the new covers is in place; electric room work is being done; still working on the actual methane system. It is anticipated that next week the new methane system will be started up and begin the process of transferring sludge from the old digester to the new. All the tanks are working well; a couple of the secondary tanks were out of service for check ups. The installation of the new UV system started up March 14 and the system is working well, the first set of weekly samples has been received and

04.11.2012

they were in compliance; there is concern about the velocity of the tank and they are looking at that to make sure that it stays within compliance. The March reports were completed and mailed out. The management reports were also completed and mailed out. He has to speak with Supervisor about signatures on those reports as his signature is not accepted. The staff is getting used to the new equipment along with the operation and maintenance as it comes on line. Spring maintenance has been completed at the Zumtobel/Staff Constructed Wetlands.

Mark Reynolds, reporter, asked if Marshall & Sterling has informed the Town of the amount of money the insurance companies would be giving due to the damage at the Sewer Plant.

Litts said that the Supervisor intends to contact M&S about the situation.

Brennie announced that Clean Sweep is going to be held to clean up the Town on April 28 and volunteer drivers are needed with CDL licenses to help with picking up the trash and asked that the drivers contact Kate Jonietz.

## **2. OLD BUSINESS**

A. Vineyard Commons

## **3. NEW BUSINESS**

A. Noise level complaint from Morton Re: Camp Torah Vodaath

Brennie asked if David Barton is aware of the noise complaint. He has heard of issues with loud music at the camp and large speakers.

Elaine Rivera answered that she believed that the individuals from the camp have been in to talk with him as they are considering an expansion and he was able to tell them that he wanted to have a meeting about the issues.

B. Surplus equipment list requested from all departments

Rivera will distribute an email to the departments requesting the list of surplus equipment.

Litts suggested that Dutchess County and some towns have been doing this differently by utilizing an auction service and live bidding.

Rivera posed that they would have more equipment to auction than Lloyd does but she will look into it.

C. Proposed revisions to Town Code Chapter 62

David Barton previously updated the Board on the revisions.

Murphy said this could be set up for public hearings for the Regular meeting agenda and he will make sure there is a resolution to schedule a public hearing for May.

## **4. MOTIONS AND RESOLUTIONS**

A. **MOTION** made by Paladino, seconded by Litts, to appoint Dave Campala to the Water & Sewer Study Committee.

**Three ayes carried.**

B. **MOTION** made by Paladino, seconded by Litts, to appoint William Farrell as Vice Chairman of the Economic Development Committee at the recommendation of Nancy Hammond.

**Three ayes carried.**

04.11.2012

**C. RESOLUTION** made by Brennie, seconded by Paladino,

**WHEREAS**, the Town Board has previously awarded a Contract to Lash Contracting, Inc. for Contract 11-008, titled Hillside and Woodside Area Inflow and Infiltration Remediation, for repairs of the collection system along Roberto Avenue, Hillside Avenue, Woodside Place, and the North Road/New Paltz Road area; AND,

**WHEREAS**, Morris Associates, P.L.L.C., Engineering Consultants, is overseeing construction of the project and as such performs inspections and contract administration; AND,

**WHEREAS**, Morris Associates, P.L.L.C., Engineering Consultants, has negotiated with Lash Contracting Co. resulting in a deduct to the Contract amount totaling \$11,000; AND,

**WHEREAS**, Lash Contracting Inc., has been acquired by Arold Construction Co., Inc. after the Contract was awarded but before Contracts were signed; AND,

**WHEREAS**, the Town Attorney and Morris Associates, P.L.L.C. have investigated this acquisition and have deemed it acceptable to sign Contracts with Arold Construction, Co., Inc. as the Town's rights have not been diminished and the work will be overseen and performed by personnel that previously worked for Lash Contracting, Inc.;

**NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:**

- a) This Town Board authorizes the Supervisor to sign the Contract for the project known as the Hillside and Woodside Area Inflow and Infiltration Remediation, for repairs of the collection system, to Arold Construction Co., Inc. for the amount of \$99,850.00;
- b) The Town Board further authorizes the Town Supervisor to sign Change Order #1, providing a savings to the Town in the amount of \$11,000.

*Brennie said this is a change order.*

*Murphy explained that the original bid was for Lash and as they were the only bidder Morris Associates talked with Lash as they did not know if it was a good bid; Arold Construction then purchased Lash so this approves the contract and the change order to lower the bid.*

*Litts said that he had Arold for NYS Thruway jobs and Mr. Arold is a friend of his although he has no dealings with him and he does not feel that there would be a conflict of interest.*

**Roll call:** Brennie, aye; Paladino, aye; Litts, aye.

**Three ayes carried.**

**D. RESOLUTION** made by Litts, seconded by Paladino, to adjust the water bill for Tyler Saunders at 108 Vista Drive, Account # 8008, with a credit of \$118.71 for water and \$68.50 for sewer for a total credit in the amount of \$187.21.

**Roll call:** Brennie, aye; Paladino, aye; Litts, aye.

**Three ayes carried.**

**E. RESOLUTION** made by Paladino, seconded by Litts, to adjust the water bill for Williams and Ombuk at 25 Roy Lane account # 9837 with a credit of \$75.85 for water and \$60.68 for sewer for a total credit of \$136.52 as it meets the criteria as set forth by the Town Board.

**Roll call:** Brennie, aye; Paladino, aye; Litts, aye.

04.11.2012

**Three ayes carried.**

**F. RESOLUTION** made by Paladino, seconded by Litts, to authorize John DiValentino to assist at the Transfer Station for free day on April 28, 2012 at his regular rate of pay.

**Roll call:** Litts, aye; Brennie, aye; Paladino, aye.

**Three ayes carried.**

**G. RESOLUTION** made by Paladino, seconded by Litts, to authorize John Zani to assist at the Transfer Station for free day on May 5, 2012 at his regular rate of pay.

**Roll call:** Brennie, aye; Paladino, aye; Litts, aye.

**Three ayes carried.**

**H. TABLED Resolution** to accept the fee schedule for the Transfer Station for 2012.

**MOTION** made by Litts, seconded by Paladino, to adjourn the meeting at 7:07 PM.

**Three ayes carried.**

Respectfully submitted,

Rosaria Schiavone Peplow  
Town Clerk