

**Town of New Scotland
Special Board Meeting
April 21, 2016**

The following Town Officials were in attendance:

Supervisor:	Douglas LaGrange
Councilperson:	Patricia Snyder
	William Hennessy
	Adam Greenberg
	Laura Ten Eyck
Highway Superintendent:	Kenneth Guyer
Engineer:	Dave Hanson
Town Attorney:	Michael Naughton
Town Clerk:	Diane Deschenes

1. Call to Order

Supervisor LaGrange called the meeting to order at 7:00 PM.

2. Pledge of Allegiance

3. Discussion/Action re: Hilton Barn foundation work:

• **Concrete**

Councilperson Hennessy said we solicited quotes in accordance with the procurement law and received three. The quotes were from Bonded Concrete, Cranesville Block Co., Inc. and Clemente Latham Concrete. The low bidder was Cranesville Block with a base bid of \$90.50 per cubic yard. Bonded was \$98.50 per cubic yard and Clemente was \$98.00 per cubic yard. Councilperson Hennessy talked to a couple of people to assure that would be an appropriate company and they assured him it would. Attorney Naughton noted that there is a \$10 mandatory environmental charge for Cranesville and asked if everybody has that? Supervisor LaGrange noted that Clemente listed an Environmental / Fuel \$10 per load. Bonded didn't supply a full breakout of their quote. Councilperson Greenberg said it would raise the amount and you're talking less than \$1 per yard so you'd still be lower than anyone else.

Resolution 2016-136

Councilperson Hennessy offered the following motion

Resolved, that the Town Board of the Town of New Scotland does hereby authorize the Supervisor to enter into an agreement with Cranesville Block Co. Inc., in accordance with their proposal dated 4/13/16 for supply of concrete for the construction of the Hilton Barn foundation.

Councilperson Greenberg seconded the motion.

Councilperson Snyder asked how much the concrete will cost. Supervisor LaGrange said about \$14,000 if it's 150 yards. Councilperson Snyder asked if this is material only not the forms. Supervisor LaGrange said that's correct.

All present and voting, the motion carried (5 Ayes).

• **Rebar**

Councilperson Hennessy said this quote is not as clear cut. We solicited quotes for the rebar but the third bidder has not gotten back to us so we have two quotes. One from Albany Steele for roughly \$6,800 and the second was Harris Rebar Barker Steel at \$4,900. Councilperson Hennessy said now that we've gone public with the bids I think we have to go with these two quotes. Attorney Naughton asked if the third person gave an oral number. Councilperson Hennessy said no but they said they'd be competitive. Supervisor LaGrange asked if the attachments were on the website. Town Clerk Deschenes said yes' they were attachments to the agenda. Councilperson Hennessy thought we should revisit that. It's fine to put numbers on but actual proposals may include certain proprietary information that shouldn't be public. Councilperson Snyder suggested that certain information could be redacted. Supervisor LaGrange said we'll look into it. Councilperson Greenberg suggested passing something tonight with an up to \$5,000. Attorney Naughton said so you think you're going to get a bid. Councilperson Hennessy said he could contact him. Attorney Naughton said we have to cut it off at some point. I think that's only fair to the people that follow the rules. Attorney Naughton noted this says for drawings S01 and S02 and then no specs seen. The specs are a part of those drawings and he's seen the drawings right? Councilperson Hennessy said that's correct. Attorney Naughton asked if these quotes are apples to apples when it comes to the rebar. Councilperson Hennessy said yes. Attorney Naughton said this is

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the best value quote but is it being delivered on our timeframe. Councilperson Greenberg said that's correct. Attorney Naughton said then we really should just go with the lowest. The Board agreed. Councilperson Greenberg added that the drawings are specific about what size the rebar is used in what space and how it's put together. Attorney Naughton asked if this just gets delivered at the site. Councilperson Greenberg said Mr. O'Rourke puts it in as he pours it. Councilperson Hennessy said the only unknown is his delivery capability and how soon he could do this. Councilperson Hennessy said he did not speak to this company; Mr. LaChappelle solicited this quote. Councilperson Hennessy asked Supervisor LaGrange to have Mr. LaChappelle to look into this tomorrow. Councilperson Greenberg said this is the only thing holding up Mr. O'Rourke in the foundation being done. Attorney Naughton said so if they can't deliver within 7 days than that would be no good for us. Supervisor LaGrange asked if there was a time frame in the bid notice. Councilperson Greenberg said not for materials. Councilperson Hennessy added it was just a telephone solicitation. The thing is they have to provide shop drawings also to O'Rourke Incorporated and to the architect to sign off on. There is going to be a delay to get that, which is typical for all of this. Supervisor LaGrange said so what is my question to Mr. LaChappelle. Councilperson Hennessy said shop drawings and delivery.

Resolution 2016-137

Councilperson Hennessy offered the following motion

Resolved, that the Town Board of the Town of New Scotland does hereby authorize the Supervisor to enter into an agreement Harris Rebar Barker Steel for a lump sum amount of \$4,900 in accordance with their proposal; if they are unable to deliver shop drawings within 7 calendar days and material within 14 calendar days we have an option to cancel the agreement; and

It is further resolved, that they must notify us that they can do it by the close of business on Monday, April 25, 2016.

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (5 Ayes).

Councilperson Hennessy said we are still determining the appropriate option to complete the sill replacement which would occur immediately after construction of the foundation and immediately before the placement of the barn. The architect, Mr. Reilly, is speaking with one of our potential bidders. If we need to re-quote that we will ASAP. We may need to have a special meeting depending on what happens.

Rail Trail

Supervisor LaGrange said we've had requests for some sort of signage for people to use leashes while on the Rail Trail with their pets. One resident down towards Font Grove Road has had dogs on his back lawn. We've also had people ask about the possibility of having some kind of receptacles for dog waste. These are things to consider. Supervisor LaGrange said I know that it's the County's Rail Trail but it's our responsibility in our section, from what I understand. We need to find out what logistics there are and maybe look into that as to what we can and can't do. Is the Rail Trail and extension of our leash law to begin with? Attorney Naughton said under our leash law a dog doesn't need to be on a leash. Supervisor LaGrange said so then we have to determine if that's something we want to entertain or if we want to have suggest signage. Attorney Naughton offered to email the County Attorney a request for thought on uniform signage for dogs, leashes, enforcement, and doggy bags. Supervisor LaGrange said I'd be surprised if it hasn't come up in other areas too. Attorney Naughton said he would include the Village Attorney and the Attorney for Bethlehem also with the Friends of the Rail Trail. Councilperson Snyder said the FORT people are cleaning that up now. Supervisor LaGrange added they shouldn't have to. Councilperson Greenberg said this came up in a meeting on the Rail Trail back in December. People are supposed to clean up their own pet waste. The county did not want to put containers on the Rail Trail because they don't want to be responsible for emptying them. That was part of ideas for places like the barn where there may be some public space or stopping areas with facilities. Councilperson Ten Eyck said one of the problems they have on the farm trails with people is people putting the dog waste in plastic bags and then leaving the bag. They don't have cans. Town Clerk Deschenes said they had someone call recently who was going to put an article in the Altamont and the Spotlight trying to encourage people to clean up after their pets.

4. Possible call for Executive Session regarding:

- **Contractual issue**

Supervisor LaGrange said we have one issue for executive session having to do with a contractual matter unless we have any items from the public.

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Edith Abrams said that the County has a very nice sign by the barn and she would like to see one from the Town Board. There are some people that are going to be running and she'd like to see their names up. As people pass by the barn they will know that our Town Board was instrumental in moving it.

Another thing she wanted to discuss was the fact that the County said they would pave our portion of the Rail Trail. As she talks to people who use the Rail Trail she's only met one person so far who wanted it paved. Mrs. Abrams wondered if the Board would entertain discussing a resolution asking Albany County not to pave it. Mrs. Abrams added when she spoke to Highway Superintendent Guyer he suggested not having it paved. Supervisor LaGrange said that Highway Superintendent Guyer mentioned not having it paved because of repairs. Mrs. Abrams said there are lots of reasons not to have it paved. Supervisor LaGrange said he doesn't know what the County's thinking is or what the Village thinks. Supervisor LaGrange offered to look into it.

Supervisor LaGrange said we have five modest people as far as the sign goes. The County sign is specific and that's their push to show that they helped with it. They gave us \$50,000 towards the project and requested a sign. Supervisor LaGrange said he'd like to see it but it depends on how we wanted to do it. Councilperson Snyder thought the barn committee could take that up. Councilperson Ten Eyck said she feels weird about that because the project was basically done by the time she got on the Town Board. Supervisor LaGrange said you had a part in it as a Planning Board member and there are still lots of decisions to be made. It's an ongoing project so I wouldn't discount your participation. Councilperson Greenberg said I'm not sure how it works but I wouldn't want to see taxpayer money used. Attorney Naughton said its fine for Mrs. Abrams to make suggestions but I don't think this is something you want to entertain in political terms. Councilperson Snyder said that's why she suggested discussing it at the barn meeting. Supervisor LaGrange added if the Board members want to entertain it we could do it separate from tax payer money.

The last things Mrs. Abrams wanted to mention is underneath the first overpass on the Rail Trail there is a swastika painted on. If you start on Hilton Road and you walk toward Slingerlands it's the first overpass. Supervisor LaGrange said he would email Mark King tomorrow.

Executive Session

Resolution 2016-138

Supervisor LaGrange offered the following motion

Resolved, that the Town Board of the Town of New Scotland does hereby enter into executive session to discuss a contractual issue.

Councilperson Snyder seconded the motion. All present and voting, the motion carried (5 Ayes).

Executive session began at 7:35 PM

Supervisor LaGrange made and motion to adjourn executive session at 8:47 PM and seconded by Councilperson Snyder.

No action was taken during executive session.

5. Adjourn

Councilperson Snyder made a motion to adjourn and seconded by Councilperson Greenberg. The meeting adjourned at 8:47 PM.

Diane R. Deschenes, Town Clerk