

**Town of New Scotland
Regular Town Board Meeting
March 13, 2019**

The following Town Officials were in attendance:

Supervisor:	Douglas LaGrange	
Councilperson:	Adam Greenberg	
	Daniel Leinung	Absent
	William Hennessy	
	Patricia Snyder	
Highway Superintendent:	Kenneth Guyer	
Engineer:	Garrett Frueh	
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. Invitation to the General Public to Comment on Agenda Items: Please use the microphone available and state your name for the record

4. Approval of the Minutes of the Following:

- February 8, 2019 Special Town Board Meeting
- February 13, 2019 Public Hearing Proposed Local Law A of 2019
- February 13, 2019 Regular Town Board Meeting
- February 28, 2019 Special Town Board Meeting
- March 6, 2019 Bid Opening

Resolution 2019-062

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve the minutes as presented by the Clerk for the February 8, 2019, Special Town Board meeting.

Seconded by Councilperson Greenberg. All present and voting, the motion carried (3 Ayes - 1 abstention). Councilperson Hennessy abstained since he was absent.

Resolution 2019-063

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve the minutes as presented by the Clerk for the February 13, 2019, Public Hearing and Regular Town Board meeting.

Seconded by Councilperson Greenberg. All present and voting, the motion carried (4 Ayes).

Resolution 2019-064

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve the minutes as presented by the Clerk for the February 28, 2019, Special Town Board meeting.

Seconded by Councilperson Greenberg. All present and voting, the motion carried (3 Ayes-1 Abstentions). Councilperson Hennessy abstained since he was absent.

Resolution 2019-065

Supervisor LaGrange offered the following resolution and moved its adoption:

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RESOLVED, that the Town Board of the Town of New Scotland does hereby approve the minutes as presented by the Clerk for the March 6, 2019, bid opening.

Seconded by Councilperson Greenberg. All present and voting, the motion carried (3 Ayes- 1 abstentions). Councilperson Snyder abstained since she was absent.

Highway/Parks:

• **Summer Field use applications**

Supervisor LaGrange moved this up so the residents don't have to wait all night. Highway Superintendent Guyer said that we had six ball teams between baseball and softball put in for field use. We made a schedule and tried to accommodate everyone the best we could. It seemed to work out. He would ask that the summer ball schedules be approved as listed. Once they are approved, we will go through the schedule, count up games, double headers, and that kind of thing, and send out bills accordingly. Councilperson Snyder asked if we are doing just the baseball ones as there are soccer and lacrosse there too. Highway Superintendent Guyer said that there are soccer and lacrosse, but it seems like baseball is what everyone is here for. The soccer and lacrosse work together timewise, and there are no issues. They are the only two that use the field. Supervisor LaGrange said that we have three for baseball and three for softball. Highway Superintendent Guyer said that we have the Capital District Sr. Men's and they're on the hardball field at Swift Road. We have Voorheesville Baseball Club and New Scotland Kiwanis Baseball and then three adult softball leagues that put in as well to use the two fields. We had to do some shuffling. Some people asked for Swift Road. We made some calls and asked if they could use the Feura Bush field and they agreed to that. We were able to get almost everyone what they asked for as well as some open time for rain dates and open time for Town residents for the fields to sit open as the Board requested a few years ago. Councilperson Snyder asked if this is the the first time we are using Feura Bush? Highway Superintendent Guyer replied that it is not. Softball has been there for years. Supervisor LaGrange said that there has been some discussion about maybe lacrosse down there too. Highway Superintendent Guyer said that there was but they chose not to use it, so they are going to stay at Swift Road and work back and forth with the New Scotland Soccer League. Councilperson Hennessy asked if it would make sense to make a motion to approve everything and asked if some of the audience were here to talk about the youth baseball field. Mr. Sheldrick replied that they were. Councilperson Hennessy then asked why the Board doesn't make a motion to pass all of them and then discuss the other two applications?

Resolution 2019-066

Councilperson Hennessy offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve the park permit applications for the Capital District Sr. Men's Baseball, NYS Coed Softball League, Lynn's Softball/Benson's Empire State Sport, Capital District Over-50 Softball League, New Scotland Soccer Club, and Voorheesville Youth Lacrosse.

Seconded by Councilperson Greenberg.

Highway Superintendent Guyer said that what Councilperson Hennessy is asking to approve is going to affect this little league field. It was built as a multipurpose field so there is going to be softball, but he didn't bring the calendar. He didn't know we were getting into this. Councilperson Hennessy apologized. Is that the over-50 softball? Highway Superintendent Guyer said that the over-50 softball will be played on the Swift Road field. The other half was moved to Feura Bush. Supervisor LaGrange asked if that's the only one that will affect this field? Highway Superintendent Guyer said that he believed so. He believed that Lynn's and NYS Coed are on the Feura Bush field only.

Councilperson Hennessy said that he would then retract Capital District Over-50 Softball League. Attorney Naughton asked if he wanted to just make it subject to a schedule as approved by the Highway Superintendent? Let's amend it that way.

Resolution 2019-066 Amended

Councilperson Hennessy offered the following resolution and moved its adoption:

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RESOLVED, that the Town Board of the Town of New Scotland does hereby approve the park permit applications subject to a schedule as approved by the Highway Superintendent.

Seconded by Councilperson Greenberg. All present and voting, the motion carried (4 Ayes).

Brian Sheldrick asked to speak on behalf of the Voorheesville Baseball Team. Mr. Sheldrick is one of the Board members. The reason they are here is that, as the Board might know, at one time they were a one-team club and now they are trying to grow. They've brought on new coaches and teams. We are not a big town and with that comes the issue of how many kids you can get to play. A lot of kids who play for our team only have the option of going to play over in Guilderland. If you are a diehard baseball player you are not playing with your friends. We were able to put a team together last year. We don't have a lot of kids in the Town. Every kid who is on this team is from our town. We have nine kids. He understands the combination with the timing and he knows they are asking for accommodation. We have kids who are 8-9 years old that play on Saturdays to make this work basically for scheduling reasons. We're kind of thin, but on Sundays we can have all nine kids there. On Saturdays they can only have eight. That means that they have to play every game away which he doesn't think is very fair to the parents. They can't really schedule during the week because it's too dark. They really have one opportunity to do it if there is a way to get six or seven dates on a Sunday. That would allow them to have all of their kids there. They could schedule all of the other away games on Saturdays. All the kids that are on the team this year were on the team last year. They've made the effort and they are practicing now. They are all town residents. They are a fledgling team. Their hope is to grow this so that these kids are playing at the high-school level. The options right now are so thin for them. He doesn't know if there is availability on Sunday, but it would allow them to not have to strain their resources. They are going to have to have kids that are 9-10 years old for them to field a team to play two games on Saturdays. It's not fair to them or the parents. He understands that it's on them to find all the kids, but they want it to be a Voorheesville baseball team. They didn't want it to be kids from over here or kids from over there. They wanted to put their kids together and play together. He thinks they've done a pretty good job of getting nine kids in the class where maybe there are 30 kids. They all don't play baseball; some play soccer or lacrosse, but you've got nine dedicated families and a league that is trying to grow. They are trying to foster this. It's only been two years since this league has been around and he wants this to build for the Town, not just for his kid. All they are looking for is maybe a way to get some accommodation on a Sunday. They don't care what time just so they have the ability and they don't set themselves up for failure. They just won't have enough kids on Saturdays. He doesn't want to ask a kid that's 8 or 9 years old to tell their parents that because they're helping they need to stay there for seven hours; that's not fair to them. They are too young. There might be one kid that wants to do that. They're trying to set themselves up so that if a kid goes away they might still be able to put a game together, or if someone gets hurt they can still put a game together. With only eight kids they'd have to piecemeal it together. They had 11 last year. They're trying but it takes time. It doesn't happen overnight. They have to like to play and all the things that come along with that. He guesses that what they are asking for is that they went in with their calendar thinking in one capacity that they could all make it work on Saturdays but they can't. It just can't work and he doesn't want to do that. He doesn't want to set them up for failure. They are all Voorheesville kids. They are all buddies. They are all together. Councilperson Hennessy said that we should think of them as New Scotland kids.

Mr. Sheldrick said to ask their parents to help is difficult. They've been accommodating. They help cross roster or whatever they can do, but that's a lot to ask because they play every Saturday. Could they find even a couple of dates just so their kids could play on their field on a Sunday? He knows there are manpower issues because the Town handles the fields. If there is something they can do to help in that capacity as a league they're happy to do that.

Councilperson Hennessy asked Highway Superintendent Guyer if the issue is because the over-50 softball league is going to be there? Is it the field preparation on a Sunday? Highway Superintendent Guyer said that he believes the over-50 softball league is playing later in the calendar year. Voorheesville baseball had a bunch of practices very early, in April, and we all know fields are not going to be ready. They want them to be but they never are. He's assuming those are practices. New Scotland Kiwanis asked for weekends. They only play Wednesdays

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and Saturdays. New Scotland Kiwanis was given what they asked for because it's such a small schedule. The Voorheesville Baseball Club is scattered in around there. They asked for six days a week, but when they ask for those days there are no game dates yet. Nobody has a schedule. So what they ask is if they can have Tuesday through Saturday and hold those so that when they do make their schedule they can be added in. He believes they have Sundays. Like he said, he didn't know that this was being done tonight or he would have brought the whole calendar. Councilperson Hennessy said that they are asking for 10:30-12:30 on a Sunday, but he didn't know the exact dates. Highway Superintendent Guyer said that he believed there were some Sundays that Kiwanis blocked off. Supervisor LaGrange said that that's the over-50 Softball League. Councilperson Hennessy said that the Over-50 Softball League is on Sundays, but Kiwanis said Wednesdays and Saturdays. Highway Superintendent Guyer said that there must be some Saturdays that they blocked off. Kiwanis does have one Sunday. They have their end-of-the-year championship game, and they do a Saturday and a Sunday. Supervisor LaGrange said that it looks like the only conflict on a Sunday is the Over-50 Softball League. They said Sunday from 10:30-12:30 and Saturday 9-1PM. Are they only at Swift Road or could they go to Feura Bush on a Sunday? Highway Superintendent Guyer said that that was also part of what Mr. Duncan was trying to do - keeping the maintenance at one park for a weekend. Councilperson Hennessy said that when we have our new employee maybe they can help chip in on it. Highway Superintendent Guyer said that that is still costing the town. Councilperson Hennessy said that this is why we made this field not for out-of-town teams as much as for in-town teams. He would like to try to accommodate them. If it's just figuring out a schedule, he'd be happy to help do whatever he can. Highway Superintendent Guyer said that he thought this whole thing had been ironed out; they spent two days on this schedule.

Councilperson Greenberg asked if they needed an answer tonight or would April 10th be early enough? Mr. Guiry said that that would be fine. Councilperson Hennessy asked if they were just asking for something on a Sunday? Highway Superintendent Guyer said that he believes we have Sundays. Does anyone have the schedule that was sent to Gary Kendall? Supervisor LaGrange said that they are not down for Sundays on the request form. Mr. Guiry said that the schedule that was worked out with Mr. Kendall didn't have any Sundays on it. That's why we are here tonight. They just want to understand the process. They are not coming to complain. Councilperson Hennessy asked how many Sundays they are looking for? Mr. Sheldrick said that they probably need seven of them. They're playing 13 games. Councilperson Hennessy said that maybe the Sundays can be split with the Men's Softball. They are saying 10:30-12:30. Maybe if we can figure out how to fit seven in there whether it's off that time or instead of that time if they don't need it every weekend. Mr. Sheldrick said that they can play after them. Councilperson Hennessy said that there wouldn't be any field preparation. You will have to rake the field. You might have to bring your own rake because we can't leave the Town's out. Highway Superintendent Guyer added that if the fields are wet, we don't want them raked. Everyone rakes them and thinks they are doing the right thing, but they're not and then it takes Mr. Duncan hours to correct what gets done. Supervisor LaGrange asked if there is a set of rules that goes out to everyone? Councilperson Hennessy said that there is. Mr. Sheldrick said that he's okay with not raking. Councilperson Hennessy said that we just have to see how it fits. Highway Superintendent Guyer said that he thought they did have some Sundays. Supervisor LaGrange said that there aren't any on this sheet. Mr. Sheldrick said that they're just trying to understand the process. Councilperson Hennessy added that it's a new field and he would be glad to settle this. This is a great problem to have. This is the kind of problem we wanted when we developed this. This is what we're trying to do; encourage in-town athletes and in-town use. As Mr. Guiry, who's been here for years, knows, that's what we want to do.

Supervisor LaGrange suggested holding off on those last three until April 10th. Councilperson Snyder asked if they could be approved subject to their working it out? Supervisor LaGrange said that the Kiwanis and the Capital District don't seem to be a conflict. Kiwanis is on Wednesdays and Saturdays. He doesn't know about the Senior Men's Baseball because they don't have dates. Councilperson Hennessy asked if the Board could pass a resolution based on a schedule worked out by Mr. Guyer. Attorney Naughton said that the resolution was to approve the permit applications subject to a schedule to be approved. Councilperson Hennessy said that the schedule didn't include theirs. Town Clerk Deschenes said that she had six groups but then she thought that Councilperson Hennessy retracted the Capital District Sr. Men's. Councilperson Greenberg asked if they could add them all in? Attorney Naughton suggested starting start this

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motion over again.

Resolution 2019-066 Amended

Councilperson Hennessy offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve applications for permits that are set forth in the agenda subject to a schedule to be approved by the Parks Department and Mr. Guyer.

Seconded by Councilperson Greenberg. All present and voting, the motion carried (4 Ayes).

5. Presentation by Ingrid Haeckel of DEC re: Conservation Advisory Councils

Councilperson Greenberg introduced Ingrid Haeckel. She helped us put our Comprehensive Plan together and made a presentation when we were doing that. She is with the Hudson River Estuary Program. One of the recommendations in our Comprehensive Plan was to look into CAC (Conservation Advisory Councils). She's here to fill us in on what that would mean and how to set one up if we decide that's what we want to do.

Ms. Haeckel said it was her pleasure working with the Town on the Comprehensive Plan Update. She commended the Town for including that recommendation to establish a Conservation Advisory Council. She is a Conservation and Land Use Specialist with the Hudson River Estuary Program. That's a partnership between NYSDEC, and she works for Cornell University. In her job, she works throughout the Upper Hudson Valley region promoting natural resource planning and conservation. She works a lot with municipalities and land trusts. She will talk a little bit about what CACs are, the process for setting one up, and some of the activities that they work on.

Before she starts just a little background on the Estuary Program. It's a unique program that the NYSDEC established to help people enjoy, practice, and revitalize the Hudson River and its valley. We take an ecosystem approach working throughout the entire watershed of the title estuary from the upper NY harbor to the Federal Dam in Troy. Here we are in New Scotland and we are working here to achieve many key benefits for the Hudson River including incurring clean water, building communities' resilience to climate change, conserving the vital estuary ecosystem and its fish, wildlife, and habitats, protecting the natural scenery of the river valley, and providing opportunities for education, access, and recreation.

Under General Municipal Law in New York State, towns, cities, and villages can establish CACs which are essentially an advisory body that addresses the development, management, and protection of the environment. This dates back to the early 1970s when a section of the law was written. Around that time many communities established these councils. Some have come and gone, but in the last several years their program has done a lot of outreach. They think they are an effective tool to engage the community on environmental issues and provide a focus point for addressing environmental concerns. They have different names. In some regions they are called Environmental Commissions. It can really fit a variety of different needs and priorities depending on the locality. Under that, the enabling legislation lays out specific rules and responsibilities of a CAC. CAC's advisory municipal agencies include the Town Board and the Planning Board most often. It often plays an advisory role to the Planning Board in the review of development projects. It is tasked with developing an inventory of natural resources and mapping certain features like wetlands. It engages in a variety of research on policy and on town-wide planning. It can work on education efforts and coordination on environmental work that's being done in the community between different agencies and organizations that may be involved. There are a couple of different ways of establishing a CAC. You can do it by resolution, ordinance, or local law. She can provide a copy of a model local law developed by New York State. The council can have 3-9 members appointed by the Town Board, and up to two junior members are allowed. Those could be local high school students. They are two-year terms that can be renewed, and there is really no minimum qualification. In her observation it just takes a person who is passionate and has the time, commitment, and interest to learn and apply himself or herself. Of course, it's always helpful to have people who have a professional background and interest in environmental sciences, engineering, law, and planning. As an official agency, the commission is required to keep meeting minutes and to publish an annual report.

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The Village of Voorheesville has a CAC. Mr. Stewart is the chair is here. She's not familiar with any other towns and villages that have joint CACs, but it could be something worth exploring as a means of cooperating with the village on environmental issues and other things. It's just an idea.

The law goes into detail specifying that CAC should develop an open space inventory and map which is a compilation of information and a description of the natural resources and scenic and cultural resources in the community that specifically identifies local conservation priorities. Ms. Haeckel showed an example of an open space from the Town of Pleasant Valley in Dutchess County. Once the inventory and map have been officially approved or adopted by the governing board, the council can designate a Conservation Board which remains advisory but has a more formal role in environmental review. Any project development proposal within those priority open space areas of the community should be referred for comments to the Environmental Board. She forgot to mention in the beginning that she has some personal experience in her volunteer capacity where she happens to be the chair of the Environmental Conservation Board in the Town of New Paltz where she lives. They are an Environmental Board and they play a more formal role in reviewing projects with their Planning Board, but it's not essential to have board status to do that. There are many councils that develop that relationship with the Planning Board and are providing the same sort of function without officially being a Board.

In their observation there are a couple of key practices of effective CACs. One is the ability to establish good working relationships with local decision makers including the Town Board and Planning Board and providing objectives that are science based with timely recommendations on the projects being reviewed. Those are the top recommendations for people starting out in this work. Diplomacy and building relationships is really important.

Ms. Haeckel showed a map showing some of the current CACs in Albany County and a little north of here. In the last couple of years, she's partnered with some other organizations who hold an annual roundtable of CAC members to help bring them together, network, and learn about each other. You can see many of the towns surrounding New Scotland have these councils established. She then shared some examples of the work they are doing. Last year they did a survey before the roundtable to see what types of projects these councils were working on. Many of them were actively engaged in project reviews with their Planning Boards. There were some natural resource inventory projects, climate-smart and clean energy communities work, open-space work, habitat restoration projects, Arbor Day events, cleanup events, and things like that.

She shared a few examples. She has worked closely with the Town of Coeymans CAC that was just reestablished back in 2016. They've been developing a natural resources inventory for the Town. They worked with a graduate student from Cornell University who developed a series of maps, and members of the committee worked on the report together with Ms. Haeckel. The goals of the project are to foster appreciation and stewardship of resources in the Town and to provide a reference for planning, designing, and reviewing new development for the Planning Board. They are in the process of wrapping this up hopefully in the next month, and they'll be doing some training with the Planning Board on how they can use it. They hope that it will be a foundation for future plans and policies in the Town to protect their resources. She knows a natural resource inventory was also a recommendation in the Town of New Scotland's Comprehensive Plan. That would be a great project for a new CAC to work on and could be the basis for also looking into potentially developing critical and environmental areas or a conservation overlay district which she thinks are also mentioned in the Town's plan. Supervisor LaGrange asked if she said they reestablished the committee? Ms. Haeckel said that they had one and it was inactive and taken off the books by a prior administration; then they reestablished it.

In Guilderland, it seems that their council has a really strong relationship with their Planning Board. The CAC reviews all major projects there even though they are not a Board. The applicants are required to go to a CAC meeting to present their concept plans. The CAC reviews them for resource maps, gathers information, conducts site visits, and then puts together a recommendation memo to their Planning Board. In Berne, their Conservation Board is also pretty involved with their Planning Board, just another example they've been working on to coordinate the Town's efforts to finish the four high-impact clean energy community actions. She thinks they've finished three so far and are poised for finishing the LED street lighting action, as well, so they've played a lead role but also coordinated with the Town Board and have also cooperated

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with trying to get some of this work done.

To summarize, some of the top reasons to establish a CAC: She thinks these councils can help provide a scientific perspective on land use planning. They can provide a real important strong advisory role to the Planning Board and shoulder some of the burden of doing the analysis and background work to look at the projects and the potential environmental impacts. They can play an important role in developing and maintaining the resource inventories she's talked about and developing research and policies supporting the Town Board in those efforts. They can help educate the public and do outreach events and, again, to coordinate among different agencies.

This program provides a lot of assistance. They offer training, technical assistance, and tools of data to these groups. She'd be available to come and meet with the council should the Town of New Scotland establish one to help get them started. She provided the fact sheet which is just an overview of the councils, but it also has links to various resources. She has a little booklet from Westchester County of two CACs that goes into a lot more depth that is useful. She also wants to bring to the Board's attention their Estuary Grant Program which comes out each year, generally in the Spring. These are grants that can fund stewardship planning projects including things like natural resource inventories and open space plans and the development of an overlay district. They also have stream restoration-related grants, as well. Councilperson Greenberg asked if CACs ever work on grants. Ms. Haeckel replied that they do. They work with several CACs currently. They are essentially helping to manage grants for natural resource inventories and open-space plans.

That's all she had to share and she was happy to answer any questions.

Councilperson Greenberg said that he looked at this as an introduction. We can bat around some ideas if we want one and if so what we want to do. Councilperson Greenberg asked Mr. Stewart if there was anything he could add. How does Voorheesville's function?

Mr. Stewart said that Voorheesville, of course, is much smaller than the Town. He doesn't believe it has anywhere the type of diversity that the Town has. The Town has quite a variety of natural resources, wetlands, and escarpment. He would say that there is probably a fair amount of activity that could be addressed either by a CAC or by any other organization in the Town. Councilperson Greenberg asked how large the Village's CAC is. Mr. Stewart said that right now they have four. They come in various sizes. Councilperson Greenberg asked if a partnership with New Scotland makes sense to him? Mr. Stewart replied that he didn't know. In some sense it does as far as elimination of duplication of effort and expert or learning knowledge. On the other hand, the Village and Town each have their own interests. He didn't have an answer. Councilperson Snyder said that Voorheesville's CAC does review the projects that go before the Planning Board or the ZBA. They do look at them, and there is a set of guidelines that is addressed at each meeting. When they review a project, they give a written response to the Planning Board or the Zoning Board. So it's active in that respect.

Supervisor LaGrange said that if they started one, the initial stuff to get done would be to do an inventory. We have a lot of that stuff already available from different areas that we could compile into one and put on a map. Is that kind of what you do? Ms. Haeckel said that it was. It could be updating maps. The Town has some maps from the Comprehensive Plan. There may be gaps to fill in or there could be some new studies that they might decide to focus on. It could be just putting it all together or perhaps writing a little bit more in depth about the resources in the Town. Supervisor LaGrange said that that would probably be the first thing to do. Ms. Haeckel agreed.

Councilperson Hennessy asked how she has seen the relationship between the CACs and the Planning Boards in the other towns? Is it welcomed or are there conflicts and disagreements? Ms. Haeckel said that there is a range. It takes some effort. It really depends on the CAC members being willing to go out and reach out to the Planning Board and proving their value through the comments and feedback they can provide on applications. In her Board's case, we've made a really strong effort to send a liaison to the Planning Board meetings so that we are keeping in closer contact, and they started sending someone to the CAC meeting so we have a closer relationship at this point. She thinks it's a function of the willingness to put the time into that relationship, keeping track, and providing comments in a timely manner. There are certain towns

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where that hasn't worked out well from time to time. It's something people have to work at. In general she thinks the people who do work at it have been successful or at least found it rewarding and important work to do. Councilperson Snyder said that there is a bit of an overlap probably between the Planning Board and CAC in terms of how they look at projects and issues that are before the municipality. Ms. Haeckel said that that was right.

Supervisor LaGrange asked for questions or comments.

William Reinhardt had two questions. First he started with the comment that it strikes him that the CAC has a broad scope of things that it can do. He's very much involved in the County with the Clean Energy Communities mostly focused on solar. What he wanted to ask in terms of scope is if the CAC deals with historic preservation of buildings at all or is it just natural resources that it focuses on? Ms. Haeckel said that historic preservation is generally not a focus of the CAC from what she's observed. She thinks that in many communities there is a separate committee or board that is set up to focus on those issues. Mr. Reinhardt said that his other question has to do with money, and what he means by that is that it seems like the CACs could provide a very good second opinion about projects being proposed in communities. His question is that when there is a local CAC, let's take New Scotland as an example, and they want to get funding from the County, the State, or Federal government, if there does it enhance their opportunity to get that funding? Ms. Haeckel said that she's not aware of any advantage that that would give to a particular grant application if there is a CAC. Depending on the project, it could be showing that there is a capacity to help implement a project or do the work that's being proposed. Mr. Reinhardt said that he knows there is grant funding involved with the Clean Energy Communities, and he noticed that there were cases where that work was being supported by the CAC. He just wondered how broad this potential might be if the Town wants to do some kind of a land use project and the CAC who obviously is doing the land use issue is participating in that process. Does that give the higher level funding entities a warm and cozy feeling that this is a good project, and we've got buy in from the CAC? Ms. Haeckel said that she thinks it generally helps to see that there's a constituency that is engaged in the issues and willing to contribute to the project. She thinks it doesn't hurt for sure, and she thinks it could help but she can't say for certain. She would note that many CACs are playing a leading role in the Climate Smart and Clean Energy Communities programs, and they work. She thinks it's a natural fit to be doing that but they are also doing a lot of other things too.

Mr. Stewart said that Ms. Haeckel mentioned taking on projects such as natural resources as the first step. He really thinks the first step has to be design and organizational operation. How are things going to flow? What's going to go to the CAC, when it goes, what the CAC responses will be, and where the SEQR process will interface with everything? It's almost like a procedure plan. Regarding the historical, SEQR does allow addressing historical preservation.

The Board thanked Ms. Haeckel for her presentation.

Dedication of Phase 2 (includes Phase 6) roadway and utility infrastructure – Kensington Woods Subdivision

- **Stantec Engineering letter with conditional recommendations**
- **Agreement between Town and Garrison Projects regarding infrastructure dedication**
- **Offer of Cession and Deed**
- **Utility Easement**
- **Resolution accepting dedication of infrastructure improvements for Phase 2 of Kensington Woods Subdivision**

Attorney Naughton said that in the packet with the agenda there are a number of documents that include a proposed resolution approving the dedication of various lands, really part of a roadway and some other parcels. The resolution is premised on an offer of cession that was submitted by the developer in connection with this dedication. As you may recall we already did one dedication process for Kensington relating to phase I, and that was the more complicated one with water, more land, and other issues that paved the way for making this one easy. At this stage they presented all of the proposed documents which included an addendum to the license agreement that already exists, an addendum to the warrantee indicating that the warrantee will run from this

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offer of cession for water pipes, etc., and infrastructure that is being dedicated in connection with this, the deed for the road, an easement running in favor of the Town and a license agreement allowing the developer to get back on some of the lands that are being dedicated to finish up some of the work like landscaping. We also have a letter from Stantec indicating that they have reviewed all of the documents and they've established the amount of the letter of credit that's needed, for example, for the last binder course for the roadway and certain other items. There is a recommendation from Stantec that the letter of credit be established in the amount of \$141,950 and it sets forth some of the open items. There is also an agreement by the developer to take care of these open items and provide the letter of credit. We now have a copy of the letter of credit that's being provided by Pioneer. There is an existing letter of credit from the developer at Pioneer that's covering Phase I. This dedication relates to the phase of the project that was established by the Planning Board as Phase VI. We are jumping around a little bit, but this package makes sense. He's checked with the Highway Superintendent and he is satisfied with the road. We've checked with the Jeremy Cramer in the Building Department, and he's satisfied with everything. He would recommend at this time that the Board take up the resolution that's in our package. It provides some whereas clauses talking about what specific properties are being dedicated which includes a 3.15-acre parcel that's part of Fairfax Boulevard. There is also a 10,212 square foot space at the edge of Fairfax Boulevard which is lands being approved to be dedicated to the Town, and then there are various easements for certain drainage and the like. What's not being accepted for dedication at this time are any stormwater detention basins. We'll have to take that up separately. We will talk to the developer about that and it will be on the agenda we hope in 2019. We will take care of that with some of the other developments in Town too.

RESOLUTION NO. 067 OF 2019

RESOLUTION APPROVING DEDICATION OF INFRASTRUCTURE IMPROVEMENTS FOR PHASE VI OF KENSINGTON WOODS SUBDIVISION {Kensington Woods Dedication #2}

WHEREAS, Garrison Projects, LLC ("Garrison" or "Developer"), the developer of Kensington Woods, has requested that the Town Board of the Town of New Scotland accept dedication of the following roads along with utilities and related infrastructure and improvements in the Kensington Woods Subdivision:

Street Name – (Sq Ft reference)	Stationing
West Portion of Fairfax Boulevard (Approximately 3.15 Acres.)	

Said stationing being defined on the Approved Subdivision Final Plat recorded with the Albany County Clerk's Office as Instrument No. 13369.

WHEREAS, Garrison Projects, LLC ("Garrison" or "Developer"), the developer of Kensington Woods, has requested that the Town Board of the Town of New Scotland accept dedication of the following lands and related infrastructure and improvements in the Kensington Woods Subdivision:

Description	
10,212 Sq. Ft between C-11 and TT-1	South edge of Fairfax Boulevard

Said parcels and lands being defined on the Approved Subdivision Final Plat recorded with the Albany County Clerk's Office as Instrument No. 13369.

WHEREAS, said resolution will accept dedication from the Developer, Garrison, the following utility easements: said Easement Identifications being defined on the Approved Subdivision Final Plat recorded with the Albany County Clerk's Office as Instrument No. 13369.

Description	
Easement thru Lots TT-3 & TT-4	Southwestern line of Fairfax Blvd.
Easement thru Lots TT-5 & TT-6	Southwestern line of Fairfax Blvd
Easement thru Lots TT-7 & TT-8	Southwestern line of Fairfax Blvd.

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Easement thru Lots TT-9 & TT-10	Southwestern line of Fairfax Blvd
Easement thru Lots TT-11 & TT-12	Southwestern line of Fairfax Blvd
4.03 acre easement for drainage	Southwestern End of Fairfax Boulevard
1.54 acre easement for drainage	South corner Hilton Rd. & Fairfax Blvd
9.28 acre easement	Northeast end Hazelwood Blvd & Fairleigh Ct
3.33 Acre Drainage easement off Estate Lots ES-12 to ES-8 & HOA Open Space	Eastern Side of Hazelwood Blvd.

WHEREAS, these streets, lands, easements, water and stormwater infrastructure and improvements, appurtenances and utilities have been examined by the Town Designated Engineer, Stantec Consulting, Inc., and Ken Guyer, Highway Superintendent, and all other applicable State and County Agencies, and

WHEREAS, the Town Board received a letter from Stantec Consulting Services Inc., the Town Designated Engineer, dated as of March 7, 2019 outlining certain conditions and contingencies required for acceptance of said streets, lands easements, facilities and utilities which letter is incorporated herein by reference;

WHEREAS, contemporaneous with the approval of the dedication, the Town will enter into a Dedication Agreement with Garrison regarding the conditions and contingencies set forth in the Stantec Letter and other ongoing obligations of Garrison;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board accept dedication of the above mentioned roads, lands, water and stormwater infrastructure and improvements, appurtenances and utilities, as shown and designated on the subdivision map of Kensington Woods, subject to conditions and terms of the Development Agreement dated June 14, 2017, the Dedication Agreement dated as of March 13, 2017 and the terms of the Stantec Letter.

IT IS FURTHER RESOLVED, that the Agreement regarding dedication; Deed of Dedication and Offer of Cession, the Utility Easement; and the Addendum #1 to the License Agreement accompanying the Developer's dedication package is hereby approved, and the Supervisor is authorized to sign the documents (and all documents needed to facilitate the recording of the Deed and easements) on behalf of the Town.

A motion by Member LaGrange, seconded by Member Hennessy, to adopt **Resolution No. 067** of 2019.

In favor: 5 Ayes
 Opposed: 0 Nays
 Motion Approved: 5 Ayes

Councilperson Greenberg thanked Mr. Masullo for the work he did last year to help us get the Hilton Road hump done. It would not be done now if not for his help. He just wanted to let that be known publically. Attorney Naughton added that all of our dedication processes don't always go as smoothly as this one. He wanted to thank Mr. Masullo for his efforts and the efforts of his engineers and attorneys. Councilperson Hennessy asked if there are any earth-moving machines out there still because we're going to be building some parking lots? Mr. Masullo said that the Supervisor and he had already talked. Supervisor LaGrange thanked Mr. Masullo too and told him to keep up the good work.

Attorney Naughton said that we will get those documents countersigned and get them back to the title company for filing.

6. Proclamation honoring Eagle Scouts John K. Bievenue and Henry C. Bievenue

Resolution 2019-068

Supervisor LaGrange offered the following and moved its adoption:

P R O C L A M A T I O N - CONGRATULATING EAGLE SCOUT JOHN K. BIEVENUE

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WHEREAS, John Bievenue will be honored on April 7th in the year two thousand nineteen in a ceremony recognizing his attainment of the rank of Eagle Scout, the highest and most coveted rank in scouting; and,

WHEREAS, John has clearly demonstrated that he is a responsible member of the community, having planned, organized, and carried out the construction of new bluebird houses at the Five Rivers Environmental Education Center. He also worked on existing birdhouses by ensuring that they are oriented properly and brush is cleared. John's project is an important part of a state-wide effort to increase the population of our beautiful State bird, and his dedication to natural conservation is admirable.

WHEREAS, Scouting has inculcated in our Nation's young people the goals of building solid values of brotherhood and service to family, community, and country, stimulating minds and bodies, instilling pride and inspiring those involved to important achievements; and,

WHEREAS, the broadest spectrum of business, government, and community leaders have been recipients of Scouting's select recognition – the rank of Eagle Scout; John Bievenue's name is now added to that roster of successful men; and

WHEREAS, this award is tangible evidence of John's outstanding character and commitment and a measure of his future importance to his community.

NOW, THEREFORE, IT IS RESOLVED that the Town Board of the Town of New Scotland as representatives of the Community, warmly congratulates John Bievenue, recognizing and memorializing his achievement, its importance to him and to our community, and wishing him success, health, and happiness.

Councilperson Hennessy seconded the motion. All present and voting, the motion carried (4 Ayes).

P R O C L A M A T I O N - CONGRATULATING EAGLE SCOUT HENRY C. BIEVENUE

Resolution 2019-069

Supervisor LaGrange offered the following and moved its adoption:

WHEREAS, Henry Bievenue will be honored on April 7th in the year two thousand nineteen in a ceremony recognizing his attainment of the rank of Eagle Scout, the highest and most coveted rank in scouting; and,

WHEREAS, Henry has clearly demonstrated that he is a responsible member of the community, having planned, organized, and carried out the construction of 10 new moveable benches at the Five Rivers Environmental Education Center. The benches are particularly useful as they can be used at various locations throughout the Center. Along with the hard work involved in completing this project, Henry also participated in Track & Field and Volleyball at Bethlehem Central High School.

WHEREAS, Scouting has inculcated in our Nation's young people the goals of building solid values of brotherhood and service to family, community, and country, stimulating minds and bodies, instilling pride, and inspiring those involved to important achievements; and,

WHEREAS, the broadest spectrum of business, government, and community leaders have been recipients of Scouting's select recognition – the rank of Eagle Scout; Henry Bievenue's name is now added to that roster of successful men; and

WHEREAS, this award is tangible evidence of Henry's outstanding character and commitment, and a measure of his future importance to his community.

NOW, THEREFORE, IT IS RESOLVED that the Town Board of the Town of New Scotland as representatives of the Community, warmly congratulates Henry C. Bievenue, recognizing and

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memorializing his achievement, its importance to him and to our community, and wishing him success, health, and happiness.

Councilperson Snyder seconded the motion. All present and voting, the motion carried (4 Ayes).

Supervisor LaGrange noted that Councilperson Leinung got held up at work but will try to get here if he is able to.

7. **Discussion/Action re: Facility Use Agreements with Board of Election regarding Town Hall**
Attorney Naughton said that we did this back in 2007 for the Community Center and Town Hall. The County Board of Elections is requesting we do it again for 2019 for the primary and general election. Attorney Naughton said he reviewed the agreements, and there were some minor revisions. They were calling us the Town Hall; he fixed that. He would recommend that we approve and authorize the Supervisor to sign the Facility Use Agreement with the Board of Elections.

Resolution 2019-070

Councilperson Greenberg offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve and authorize the Supervisor to sign the Facility Use Agreement with the Board of Elections.

Seconded by Councilperson Hennessy. All present and voting, the motion carried (4 Ayes).

8. **Request for use of 1 Town truck, 1 Town employee for truck, and the Town Hall on Community Care Day**

Mr. Moore said that Community Care Day is going to be the first week in May. He asked for the use of Town Hall on Friday night to organize along with Saturday during the day and on Sunday for our sponsored barbeque. The Town's experiment with Voorheesville worked and it didn't work, so we decided to stay out of their hair. They have their own schedule and it didn't work when we tried to combine the first year and then it didn't work when we went weekend to weekend. So, we've gone back to a two-day period. We close up after the barbeque. He'd like to request two employees, and the Board can work out the packer request with Voorheesville. This is our 16th year and he wanted to thank all of the people on the Board because they all participated in some form. That's his request on behalf of the Kiwanis. Voorheesville is also mixed in but they were unable to come tonight. Supervisor LaGrange asked if it's one truck and two employees? Highway Superintendent Guyer agreed adding that we usually grab the Village's packer truck as well, and we will operate it. Supervisor LaGrange asked if he wants town hall available for both days along with Friday to organize? Highway Superintendent Guyer asked if we should add the transfer station to that request? Mr. Moore said yes, please. Highway Superintendent Guyer said that as they collect debris throughout Town we take it to the transfer station. Supervisor LaGrange asked if somebody would be there. Highway Superintendent Guyer said no. We will go there that day and unload debris throughout the day.

Resolution 2019-071

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby honor the request for use of a Town truck and two Town employees along with the usage of Town Hall for May 4th and 5th and May 3rd to get organized along with having the transfer station available for any needs we have.

Seconded by Councilperson Snyder. All present and voting, the motion carried (4 Ayes).

Supervisor LaGrange thanked Mr. Moore along with Mrs. Shillinglaw for their efforts.

9. **Discussion/Action regarding speed limit on Hilton Rd.**

Supervisor LaGrange said he did not see the individual in the audience who requested this but we have been in contact with her. He and Highway Superintendent Guyer have a letter that went out to her. We copied the County Executive. Highway Superintendent Guyer said that we also

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copied the Department of Public Works Commissioner for Albany County and the Resident Engineer from Voorheesville. Supervisor LaGrange said that we had a request in at the end of 2017. That was the time that the Director of our region was here in Supervisor LaGrange's office with one of his engineers and they explained why we couldn't get a reduction at that time. We figured that if we copied a few extra people maybe we would see some movement, and the fact that Krumkill Road is 35 mph seems like kind of an obvious thing. We'll see what happens. Councilperson Hennessy asked, since a majority of the traffic is going 41 mph, are they saying that that's an acceptable level? Highway Superintendent Guyer said that he believes so. He believes that they said 85% of the traffic averages 41 mph. He doesn't know how the formula works, but there is a State formula. Somehow it takes into consideration an allowable percentage of speeders in that formula, but he doesn't know how it works. He believes 85% of the people were doing the speed limit or below. Councilperson Greenberg said that maybe he didn't read it correctly, but that seemed to be taken just after the hump on Hilton Road probably before it was lowered. Can we request where that speed was taken? No one was going to go over 41 mph if it was just over the hump, but if it were a half mile down the road it might be. Councilperson Greenberg asked the Town Clerk if we could do that. Town Clerk Deschenes said that she didn't know where he was getting that from. Councilperson Greenberg said that he got it in an email or something. It showed the line across the road just after the hump. That seemed to be where they laid out the speed-measuring apparatus. Highway Superintendent Guyer asked when that was done. Town Clerk Deschenes said that it was requested in 2017. Highway Superintendent Guyer said that he thought it was requested in 2016 and somehow it didn't make it to the State until 2017. Then it was returned to us in the spring of 2018. Supervisor LaGrange said that it was probably laying on a desk somewhere, maybe even the County. Highway Superintendent Guyer said that he thinks it got misplaced somewhere. He thinks it started in 2016. Councilperson Hennessy asked if it was February of 2018? Councilperson Greenberg said that it was March or April. Councilperson Hennessy asked if they did it in May 2017? So they did it eight months prior. Councilperson Hennessey asked if we know exactly where the counter was? Councilperson Greenberg said that his only point is that we could request a spot. Highway Superintendent Guyer added that we could attempt to. Supervisor LaGrange said that if they were going 41 mph through the hump that's kind of amazing. Councilperson Snyder asked if Highway Superintendent Guyer is able to move our speed reader. Highway Superintendent Guyer said that he hasn't put it up yet. It's on his board to move. He hasn't moved it because it's in the Village's pole barn, and he doesn't want to drag it out in the salt conditions. That's why it hasn't been moved. Councilperson Snyder said that it's something that gets people attention. She thinks we should get that over there as soon as Superintendent Guyer thinks it's okay to do that. He thinks it makes people pay attention to their speed. It may be just a little reminder. Councilperson Snyder then asked if we could ask the State to measure the speed again. Would they do that? Highway Superintendent Guyer said that we can ask the Clerk to put in the request. Councilperson Snyder asked if that is what he is doing with his letters? Highway Superintendent Guyer said that that was a response to the person. Councilperson Snyder asked about asking the State? Highway Superintendent Guyer said that he thinks we should go back to the State and ask them to do it again. Councilperson Snyder said that conditions are different. Highway Superintendent Guyer said that we're going to mention that the road drivers are entering heading north is Krumkill Road and it's 35 mph with the eventual buildout of 70 houses, the relocation of the Hilton Barn with the adjoining Hilton park land, and the County Rail Trail, and Supervisor LaGrange also added the Hilton speed bump. Highway Superintendent Guyer said that we're going to add those into our letter and try to use everything we can. Supervisor LaGrange said that we've got the beginnings of a new park right there, too. Town Clerk Deschenes said that she thinks we had all of that in the last letter. Highway Superintendent Guyer said that we may have because the Land Conservancy put something in. Attorney Naughton said that he thinks we should just have a resolution requesting the Town Clerk submit a request for reduction of speed on Hilton Road.

Resolution 2019-072

Councilperson Greenberg offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby request the Town Clerk request a speed reduction on Hilton Road.

Town Clerk Deschenes asked if Councilperson Greenberg wanted to ask for a specific area to be

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measured. Councilperson Greenberg said that he didn't know who writes this letter. Attorney Naughton said that it gets into the methodology. He doesn't think you have to do that as part of your resolution.

Seconded by Councilperson Hennessy.

William Reinhardt said that one of his constituents right on Route 85A had made a comment a while back about the speed on Route 85A. Basically what they said was everything that is being discussed here about the developments on Route 85A, the park, and the Hilton developments. His concern is that he lives right near that intersection, Hilton and Route 85A, and the cars mostly coming from Route 85 but perhaps from some extent coming from Voorheesville are going more than 45 mph in front of his house. He kind of thinks maybe this should be looked at as well, given all of these developments happening in this little area. He just didn't know whether it made sense to maybe add this as a local concern when the latter is being drafted. He knows the focus is on Hilton Road. Just the fact that in that immediate area there are residents on Route 85A who are also worried about the speed of cars given what's being discussed.

Supervisor LaGrange asked if we could request a speed limit on a State road. Highway Superintendent Guyer said that it was done up by Thacher Park. Supervisor LaGrange said that that would be two separate letters. Councilperson Greenberg asked if we could ask that person to send us an official request. He thinks it would be good if we had letters on file. Mrs. Peck said that she would join in on a request like that because they fly by her house. Supervisor LaGrange said that if we could get that then we can send that in too.

All present and voting, the motion carried (4 Ayes).

Councilperson Snyder asked for a copy of the letter that was sent to the resident on Hilton Road. Highway Superintendent said that he would forward that onto Councilperson Snyder.

10. Discussion/Action re: Proposed Local Law B of 2019 amending cell tower law

Supervisor LaGrange said that this is postponed until the April 10th meeting.

11. Discussion/Action re: shared purchase of a Packer Truck with Village of Voorheesville

Supervisor LaGrange said that we've been talking about this for a long time. He sent the Board what is thought to be the parameters of the cost share which would come out of the State for the Shared Services Program that's initiated by Albany County. That's our best bet to get the most benefit back from the State. As he said before, we budgeted \$70,000 toward this purchase which is a split between the Village and the Town. We've gotten to the point where the Village is ready to go with a new purchase. He believes they passed the Shared Services agreement that Attorney Naughton and Attorney Reilly have been working on. Attorney Naughton agreed. Supervisor LaGrange said that first we have to decide that we'd like to go ahead with this purchase of a new packer truck. He believes Highway Superintendent Guyer had the specifications on it.

Resolution 2019-073

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve sharing the purchase of a packer/garbage truck with the Village of Voorheesville at a total delivered price of \$141,956.

Supervisor LaGrange asked if that's the price. Highway Superintendent Guyer said that that was last month's price. If we're going to go that route we need to get rolling before the price changes. Supervisor LaGrange said that we guessed at \$70,000 back when we were budgeting. Obviously this is pretty close. Attorney Naughton said that the resolution is to approve the purchase of this packer truck for a purchase price of \$141,956 as specked, and the total purchase price will be split 50/50 between the Town and the Village. The Town's obligation will be approximately \$70,000. Supervisor LaGrange asked if Highway Superintendent Guyer signs these purchases. Highway Superintendent Guyer said that he does, adding that so far dealing with Mr. Hotaling and Mayor Conway he has been doing the leg work on this. He will need to know if the Board says yes and the Village say yes do we go ahead with this? He'll just need permission from the Board

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because it is a shared thing. He needs to sign for this truck and then we are going to have to figure out how to pay for it. Is it two checks and A fund? Supervisor LaGrange said that it will be B fund. Highway Superintendent Guyer said that he didn't know if it might be different with the Village being involved. The truck and body will go to Navistar, so one check pays for the whole purchase. Supervisor LaGrange said that we can iron that out.

Resolution 2019-073 Amended

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve the purchase of a packer truck for a purchase price of \$141,956 as specked, and the total purchase price will be split 50/50 between the Town and the Village.

It is further resolved, that the Highway Superintendent is authorized to sign for it.

Councilperson Greenberg asked if Voorheesville had already passed this resolution? Highway Superintendent Guyer said that he believes it's been passed. Councilperson Greenberg said that he didn't know if we had to make it contingent on them passing theirs. Councilperson Hennessy said that they passed it last night.

Seconded by Councilperson Greenberg.

Councilperson Hennessy had a question about the Shared Services agreement. Attorney Naughton said that if we buy it we can talk about that separately. Councilperson Greenberg asked if we are purchasing this locally? Highway Superintendent Guyer replied that it was from H.L. Gage in the Town of Guilderland. Councilperson Greenberg asked if maintenance is a local issue. Highway Superintendent Guyer said that it was. The packer unit comes from out by Binghamton, but as far as maintenance on the truck and chassis that will be local. He didn't know about the other end of it if there was an issue with the packer unit. Councilperson Greenberg said that he spoke with Mr. Wright and one of his recommendations was that he has a lot of trouble with the electronics on these things. Highway Superintendent Guyer said that his are a lot more complicated. Councilperson Greenberg said that if possible to also get the warrantee. It always pays for itself in the first five years. Highway Superintendent Guyer said that Mr. Wright is a big fan of warrantees. Attorney Naughton asked if this price includes the warrantee? Highway Superintendent Guyer replied that it did.

All present and voting, the motion carried (4 Ayes).

Supervisor LaGrange asked Attorney Naughton to take us through the Shared Services agreement. Attorney Naughton said that we have several intermunicipal shared equipment agreements with the Village of Voorheesville. Recently we did one for a used bobcat skidder. We also have one for the highway display sign. This shared equipment agreement follows the model that we used for the bobcat and indicates that we will be sharing it 50/50 with an exact schedule to be worked out among the DPW and the Superintendent of Highways for the Town. The storage also will be taken care of in a safe location, preferably indoors, but we're not sure if we have space indoors yet. We will share maintenance, and there will be record keeping. Both parties will insure it. There is an agreement attached to the agenda for that specific purpose. He would recommend that the Board approve the shared equipment agreement and authorize the Supervisor to sign it. He does know that the Village has already approved this agreement.

Resolution 2019-074

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland hereby adopts this intermunicipal shared equipment agreement for the 2019 Packer Truck along with the Village of Voorheesville and authorizes the Supervisor to sign it.

Seconded by Councilperson Snyder.

Councilperson Greenberg asked in terms of usage if lawn debris and such is collected all season

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long? Will it be used anytime other than in the spring and fall? Highway Superintendent Guyer said it will be used in spring and fall, and periodically we're going to try and go around for grass clippings and things like that. We try to squeeze it in between summer work. We might pave for half a day, and then they grab the truck to pick up lawn debris. We will use it throughout the summer periodically, heavy in the spring and heavy in the fall, pretty much spring, summer, and fall. Councilperson Greenberg asked if Voorheesville will pretty much be using it year round? Highway Superintendent Guyer said that he thinks they do the same thing. He thinks they kind of hit and miss throughout the summer. Councilperson Greenberg said that he just wanted to make sure they weren't going to be putting on a lot more miles and usage on it when we're paying half the maintenance. Highway Superintendent Guyer didn't think so.

All present and voting, the motion carried (4 Ayes).

12. Discussion/Action re: proposals for replacement of sign at Community Center

Supervisor LaGrange said this was looked into a few years ago by Supervisor Dolin. He got a price from Delmar Signs who does our signs at the park. Supervisor LaGrange asked Mr. LaChappelle to check for other prices for a similar type of thing. We didn't get any others. He contacted two other companies. He asked him to check to see if this price was still good from five years ago and it was. He gave the Board a picture of the way it looks now. The new sign is a little bit bigger. He gave a quick super imposing onto the front of the building. He also added the historical museum sign. This will be colored to match what's up there. Anyway we have a price for making and hanging the sign and we have a price for installation.

Resolution 2019-075

Councilperson Greenberg offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland hereby authorizes an amount of up to \$1,985.00 for the purchase of the sign.

He wasn't going to make a motion on the installation. He thinks we should be able to do that ourselves and save the \$400.

Supervisor LaGrange seconded the motion.

Councilperson Greenberg said that he believes there was a piece that was below the sign that is up there now. It fell off and that's why there is a bare spot; this will clean that up. Councilperson Hennessy said that as far as the sign itself, can we ask them to finish the edges? On the sign at Houghtaling Park, the edges are not finished. He doesn't want to say that it looks like painted plywood, but he thinks they can just router off those edges. They are doing raised letters so it should be a nicer sign. Supervisor LaGrange said that he will check with them and ask them to do that. Councilperson Greenberg said that we need to be a little careful about that. We don't want a router edge on the trim of the siding that is there now because it may catch water. We might actually want to flash those edges so the water runs down over the sign and doesn't get behind it. Councilperson Hennessy agreed saying we don't want that. Councilperson Greenberg said that we might want to have our building people look at that and see what's best. Supervisor LaGrange said that we can check on it. Councilperson Hennessy added that that's the installation half of this project and Councilperson Greenberg wants to take it out. Councilperson Greenberg said that he thinks we should do it ourselves. He doesn't think it's a complicated thing to do. Councilperson Hennessy asked if we're just going to buy the sign? We don't want the edges done. Councilperson Greenberg said that we should ask our building people or whoever is going to install it to look at it and see what they think will work best with the existing features on the building. Supervisor LaGrange said that he would check with Delmar Siding on just what they're proposing. The picture here doesn't do it justice. What he gave us looked a lot better. He will ask him what it looks like and what there is to it to begin with. He'll call him tomorrow and see what he suggests. Councilperson Greenberg asked if he has been out to the building. Supervisor LaGrange said that he was out several years ago and he went out to recheck it just to be sure he had things right. Councilperson Snyder said that it's great that he's kept the same price. Supervisor LaGrange said that he was surprised.

All present and voting, the motion carried (4 Ayes).

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13. Engineering:

• **Stantec Engineering Task Order re: Swift Rd. Water Booster Station**

Mr. Frueh said that there are two task order requests. This is for the VFD installation. We are requesting \$5,500 be added to the capital improvement project. We had this budget last year for that water district which expired right as we were getting into this during the overlay from 2018 to 2019. We didn't end up using it in 2018. We are requesting what has been spent to date on that portion and then anticipating 20 hours of construction/installation assistance to the DPW as Mr. Hensel works out there with Emmons or whoever ends up getting the approval for that bid. We are also in the process of reviewing those. We've reviewed the quotes to date. There was a little extra technical on the one quote to get apples to apples and be able to compare all three.

Supervisor LaGrange said that there were some questions about whether to keep the big tank or not. He thinks even Mr. Secor had a question on the diameter of incoming pipes. Mr. Frueh said that they would oversee and assist Mr. Hensel as he's out there if he has questions. It's going to be pretty much on a time and material as-needed basis as Mr. Hensel requests them to come out.

Councilperson Hennessy asked if there was a task order in 2018 for part of this? Is that what they were working under an old task order for in 2018? Mr. Frueh said that in 2018 it was more so on the overall Swift Road Water District. Councilperson Hennessy asked if it was part of the Swift Road Water District budget? Mr. Frueh replied that it was. Councilperson Hennessy asked if so there has been a task order for this? Mr. Frueh said that there was not to this project. Councilperson Hennessy asked if the \$5,500 includes the \$2,365. So you're saying bullets A and B are \$5,500 (\$2,365 plus the 20 hours)? Mr. Frueh replied that that is correct.

Supervisor LaGrange said that this kind of snowballed on us because we thought it was a relatively simply thing to do getting an idea from Emmons and then going out for some bids. As it turned out, there were these other questions that had to be addressed and then followed up afterwards. This is up to 20 hours. Mr. Frueh agreed. Councilperson Hennessy asked if there is a design plan as part of this and is he giving us a letter of recommendation? Mr. Frueh said ye to, a letter of recommendation on the review of the quotes. Councilperson Hennessy said okay, and if they are going to do construction observation do they provide a letter of review of the construction inspection? Mr. Frueh said that they won't be out there full time; it will be part-time inspections. Councilperson Hennessy said that the Board just wants something they can hang their hat on. Mr. Frueh said that at the end they will be out there as they are test running. Councilperson Hennessy said that he would have preferred to have some kind of design plans as part of all this, but we're just getting proposals. It's less than \$30,000 isn't it? Supervisor LaGrange agreed. Councilperson Hennessy said that he would have preferred it, but he's fine.

Supervisor LaGrange said that we are probably going to leave the big tank in. He thinks it's a 250 gallons tank. Mr. Frueh said that it's two bladder tanks. Supervisor LaGrange said that they think it will work without the big tank but it will probably be best to put it in, keep the big tank, and make sure everything is "kosher." Attorney Naughton said that we will have to come back and approve the actual work and the cost. Councilperson Hennessy said that that's his concern. We are snowballing unknown questions. That's why it would have been better to have a design plan but he's fine. It sounds like they are on top of it. That's just indicative of why we like that stuff for these things in the future.

Resolution 2019-076

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve the task order request by Stantec Consulting Services, Inc., for the Swift Road Booster Station having to do with the installation of the VFDs for an amount of up to \$5,500.

Seconded by Councilperson Hennessy. All present and voting, the motion carried (4 Ayes).

• **Stantec Engineering Task Order re: Highway Garage Floor Drain**

Mr. Frueh said the next item has to do with the Highway Garage floor drain. We have gotten the SPEEDES permit from DEC for that project. Part of the requirements within that SPEEDES

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permit is that the Highway Garage develops a best management practice plan. We have also been requested to help out with some construction observation assistance mainly overseen by Highway Superintendent Guyer on-site. This is a similar situation to Swift Road. We would stop out there on a couple of key portions of construction. Mr. Frueh said that as it's proposed right now he believes they are planning to use the emergency contractor list from the Town of Bethlehem. Councilperson Hennessy said that this project is crazy over time and budget. It's been going on for at least five years. Highway Superintendent Guyer said that it has been longer than that. We received a letter years ago that we were in violation. Councilperson Hennessy asked if there was any way we could save \$2,000, but you guys were doing some inspection on it. Superintendent Guyer said that that's what Mr. Frueh is saying; he's going to be there every day. Councilperson Hennessy then asked if we need the \$2,000? Highway Superintendent Guyer said that part of that is the best management practice plan. Councilperson Hennessy said that no, the \$2,000 is construction observation. Mr. Frueh said that they thought it would be 10 hours there on an as-needed basis. It's time and material as needed. If we're not requested, you won't use it. Councilperson Snyder said that maybe we don't have to spend the \$2,000. Highway Superintendent Guyer said that that's correct. He'll be there every day when they are working. If there is a technical question above him, he will have to call them. Mr. Frueh added that as part of this process they are reconnecting the existing well to use for truck-washing purposes and as part of that that's where there could be some complications depending on what we get back for results from reconnecting that well. Councilperson Greenberg asked why is this an emergency situation? After five years why do we have to go through the Bethlehem emergency list? Highway Superintendent Guyer said that DEC wants it. Our SPEEDES permit was issued about a month or so ago. They want this taken care of ASAP. Councilperson Greenberg said that after waiting for five years they now want it taken care of ASAP. Highway Superintendent Guyer said that that's correct. In lieu of going out to bid and stretching this project out, we went to the Town of Bethlehem because they go out to bid every year for emergency contractors. Councilperson Greenberg said that he knew that. We did this with the water line but he thinks that when you go out as an emergency you get higher bids because people think it's a rush job. Councilperson Hennessy asked about the contractor who helps us with some of the sewer projects in Town? Highway Superintendent Guyer said that he doesn't do sewer. Councilperson Hennessy said that he's helped us with some of our highway stuff. Supervisor LaGrange asked if Councilperson Hennessy was talking about Joel Vadney? Councilperson Hennessy said that Mr. Vadney can do it. Can he quote this too? Highway Superintendent Guyer said that he thinks we would have to go out to bid. He thinks it was a timeframe issue. Councilperson Hennessy asked if there is a cost estimate of the construction/installation for this? Mr. Frueh said that he'd have to look. Councilperson Greenberg said that he's just uncomfortable with putting "emergency" on top of the bid. He knows that we got higher bids. Mr. Frueh said that he thinks we are proposing not to be going to bid. This would be contracting on a time and material basis with a contractor on that list. Councilperson Hennessy said that he would get a quote. It will take him a week to give us a quote. He asked if we had a letter from DEC saying that we want this done yesterday? It's been sitting on their desk for how long? Highway Superintendent said that it might have been in the SPEEDES permit. Councilperson Hennessy said that Mr. Vadney will give us a quote within days. He thinks it's just a likely scenario. Do we have a design plan? Why don't we just try anyway? Wouldn't we be more comfortable? Councilperson Greenberg said that he would. Mr. Frueh said that that was okay. Councilperson Hennessy said that we have had other projects that we've tried to do that with, and we had contractors who were able to show up the next day and give quotes. As long as they can coordinate with someone in Town Hall or the Highway Garage he would rather do that. Councilperson Greenberg said that to him it's a recipe for being taken advantage of if we don't have some prices up front. Highway Superintendent Guyer replied "okay."

Supervisor LaGrange asked if there was a cost estimate. Mr. Frueh said that he didn't have his cost alternative analysis with him. Highway Superintendent Guyer said that there is one because it was broken down into the three alternatives (the old water separator, hold haul system, or a treatment system. Supervisor LaGrange said that that's getting off onto the implementation which is important. The change order for here is up to \$5,600.

Resolution 2019-077

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve the task

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order change for the Professional Service Agreement with Stantec Consulting Services, Inc., for the Highway Garage floor drains for up to \$5,600 (\$3,600 for Plans and Specifications and \$2,000 for construction observation) and authorizes the Supervisor to sign it.

Seconded by Councilperson Hennessy. All present and voting, the motion carried (4 Ayes).

15. Highway/Parks:

- **Authorize Highway Superintendent to advertise for summer help**

Highway Superintendent Guyer said he's just looking to advertise for summer help for the Highway and the Parks Department. We share them between the departments.

Resolution 2019-078

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve advertising for summer help as outlined in our budget for the Highway and Parks Departments.

Seconded by Councilperson Hennessy. All present and voting, the motion carried (4 Ayes).

Supervisor LaGrange asked if Highway Superintendent Guyer wanted to give an update on the permanent Parks position. Highway Superintendent Guyer said there are 5-6 applications in the folder so far. We are going to give it another week and then we will start going through them and decide who we'd like to call in for interviews.

16. Fire/Ambulance:

Supervisor LaGrange said that this was a little confusing. There were a couple of forms that came from UBS. We put them in the agenda originally. Those were just simple forms that had to be signed by the Supervisor that said that we weren't going to take the money and invest it ourselves. So we requested some more information which Councilperson Snyder can discuss.

Councilperson Snyder said that this goes back to the fact that Morgan Stanley was our advisor up until today basically for the LOSAP funds for each of the fire departments. They fulfilled that capacity for probably six or seven years. They gave us notification at the end of last year that they were unable to accommodate the Town's accounts any longer so we had to find a new investment advisor. We received a recommendation to go forward and use UBS. The town had a presentation at one the meeting from UBS as to their management abilities. They also met with each of the fire departments to get to know them. So, we as a Town, now would like to move forward with using UBS services for both LOSAP accounts for Onesquethaw and New Salem. At this point we are at the juncture where we have to transition the accounts from Morgan Stanley management to UBS. In order to do that we have to sign some forms. We would like to move forward and engage UBS as the portfolio advisor for the LOSAP accounts for Onesquethaw and New Salem. That is what the Board has before it now. They have told us and also written to us that they will essentially perform the same services as we've been receiving from Morgan Stanley. That would be to give us quarterly performance reviews, benchmarks, statements, do semiannual meetings or more if we ask with each of the fire houses and their respective financial representatives, and essentially charge the same price that Morgan Stanley charged. That's what we have before us tonight.

- **UBS Certification and Agreement re: Onesquethaw Volunteer Fire Co. LOSAP fund**
- **UBS Certification and Agreement re: New Salem Volunteer Fire LOSAP fund**

Resolution 2019-079

Councilperson Snyder offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve hiring UBS for the management of the LOSAP funds for the Onesquethaw Volunteer Fire Co. and the New Salem Volunteer Fire Department and authorizes the Supervisor to sign all documents necessary to facilitate the transfer of funds and agreement from Morgan Stanley to UBS.

Seconded by Councilperson Greenberg. All present and voting, the motion carried (4 Ayes).

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17. Discussion re: Community Choice Aggregation

Councilperson Greenberg said that he wanted to introduce the concept tonight because he's been having discussions and going to some meetings with some local community leaders. Mr. Reinhardt is here who is kind of an expert in this area "so he can help me out if I fumble the ball." Right now residents by default are getting their electric through National Grid. That is stipulated by the State. You can opt out of that. You can decide to buy your electricity somewhere else if you want. Some people do that but very few. Towns are now allowed to negotiate with energy suppliers and buy all the residential energy for the Town through their supplier. It's been done in a few different places in the state. It's growing to other areas. If you are able to put together 40,000 residences you can negotiate a lower price on electricity than what National Grid is now offering. That's not a given, but we can put that together with some neighboring towns. Colonie, Schenectady, Guilderland, and Voorheesville are looking into it, and Saratoga has already passed it. If we can put together a group of 40,000, we can negotiate both cheaper energy for Town residents and potentially cleaner energy if we want to go that route. We do not have to commit to anything until we know the prices. We would get relative to what National Grid is charging now. That's kind of the nuts and bolts, but there are a lot of details to it. There are resolutions we would need to pass. There are negotiations and agreements that would have to be signed through an aggregator with other towns. There are two main aggregators in our area, Jewel and Mega. Good Energy is another so we would have some choices to make, and we would have to make those choices probably with other towns. Councilperson Hennessy asked if we could join one of them or start our own if we had 40,000? Councilperson Greenberg said that somebody will probably go first but he thinks dominoes are starting to fall a little bit, and it looks like this could all start to happen in the next six months or a year. Mr. Reinhardt agreed. Councilperson Greenberg said that he thinks this needs to be on our radar. He himself would like to start the process maybe next month and introduce the initial resolution and start to have discussions about which aggregator we would maybe want to go with. In the meantime, he's been trying to working with other towns. Attorney Peck helped out and Councilperson Hennessy has contacted Guilderland about this. Councilperson Hennessy said that they are interested. Schenectady is interested too. Councilperson Greenberg added that Attorney Peck helped him contact Colonie and Saratoga. Councilperson Hennessy added that Voorheesville said that they're interested. Councilperson Greenberg said that if we can get those groups we have our 40,000.

Councilperson Greenberg asked if Mr. Reinhardt wanted to add anything. This is going to come up again so we don't have to get too in depth tonight. Mr. Reinhardt said that we should add Bethlehem to our consideration. He thinks that after the meeting a few weeks ago, just about every Board member has already said that they are going to move it forward. Niskayuna is another one that's already passed a resolution. Mr. Reinhardt added that we now have a copy of both versions of that first resolution.

The Board can either go right to the second, which is the one he thinks Bethlehem is going to do which basically is the one that has to be done to enable you to go out and exercise your option to hire a CC administrator, etc. Councilperson Greenberg did a good job summarizing but he added two things. Depending on what administrator you select, they are somewhat different in what they actually offer to do for you, and their fees are a little bit different. That's one of the things you have to work through, and undoubtedly it will be something you work through with the other municipal entities involved. For example, one of them offers energy efficiency services as an added service for the residents of the communities they are serving. There is an added charge for that. It's just an example. One is primarily a procurer of supply, and the other has a larger vision of what they can do with the community both in terms of non-profit groups and also all the residents who are members of this aggregation. The only other thing he wanted to add is that, because he's given this talk many times now, he'd be happy to come and give a presentation at some future time, either to the Board or a large group here in New Scotland, if there is an interest in doing that. Councilperson Greenberg said that we could set up a workshop if we wanted to have an evening open to the public; that might be the way to do that.

Supervisor LaGrange asked if the communities have to be contiguous. There was a little discussion at an earlier meeting. Mr. Reinhardt said at the last meeting in Bethlehem there were a couple of questions asked. He followed up with Brad Tito from NYSERDA and he responded. He thinks Councilperson Greenberg has those responses. It's actually somewhat flexible in terms

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of geography. Councilperson Greenberg said that he's done a little research on this with the lawyer who helped create these in our region, and he believes we have to be in zone F, which is a large zone that goes up almost to Plattsburg and south of here. He thinks the fact is that with the places we met with today those would all be in our zone. Mr. Reinhardt said that one thing he would add is that when we started this process we were kind of thinking at that point that we would start with the City of Albany and that would be about 30,000 accounts. By the way, that 40,000 number is residential accounts, so that's what we're thinking about. We're not thinking population or even buildings. It's residential accounts. Forty thousand is the magic number. Once you get beyond that, you've achieved the economy of scale and you're going to get the bidding process. So we thought, "I'm part of a steering committee that's got representatives from all over the county and beyond, in other words Schenectady County as well, mostly non-profits. I'm on this as a representative of Solarize Albany and there is another Solarize Albany person on it, as well. There are a bunch of different interest groups that are involved in this steering committee. So we thought 30,000 from the city, Bethlehem, New Scotland, and maybe one other and we'd get to the 40,000 that way. What it looks like is whether the city is kind of the anchor tenant or not, we're going to be able to get to 40,000 because of these other entities and suburban communities that are showing interest. We could do it all just with the suburban and rural communities. The first resolution has already been passed. So, it looks like after the last two weeks where we had a really good turnout in Schenectady and a really good turnout in Bethlehem, we've kind of changed our mode. There is a steering committee meeting right now that I'm missing. Now we're going to go out and start approaching municipal leaders and we're also going to sit down with the County folks. The County Executive's people are working on this as part of the shared services strategy. Things are starting to pick up."

Councilperson Snyder asked if this is for electric and gas? Mr. Reinhardt said that it was just electric. Councilperson Greenberg said that you can do it for gas but it wouldn't make sense for New Scotland. Mr. Reinhardt said, "Let me clarify. You can aggregate for gas, but most of the Community Choice Aggregation discussion is really about residential electric. They haven't figured out a way to make renewable-based natural gas yet." Councilperson Snyder said that this says utilities, so she just wasn't quite sure what the approach was. This did say something about gas and or natural gas.

Mr. Reinhardt said, "By the way Mega already has a vibrant business with municipalities for both electricity and gas but just procurement of it for the municipal consumption. So the CCA is for the residents of your community to get the benefit of this procurement, and Mega has already been serving municipalities around the state for several years now for both electric and gas."

Councilperson Greenberg said that there are a lot of details that we haven't gotten into tonight. There is a low-income component to this and other things, but he didn't think now was the time to discuss that. He knows that that issue is complicated especially for cities like Albany and Schenectady. The other thing to keep in mind is that basically we would see the electric price that the aggregator would get us. We would know how much a kilowatt hour cost. We would also know what National Grid is charging at that moment for a kilowatt hour, and we would know if it's cheaper or not. Our price would be fixed for whatever term we sign on for, one year or three years. National Grid's is not fixed. They work more like a stock. They go up and down based on demand and what's going on in the economy. There is no guarantee that if we sign on in March and we get a cheaper price, it's necessarily going to be less expensive in June. In general, in other CCA areas it has been the case that it's cheaper to go this route. He doesn't want to say that there is no risk involved or we wouldn't be taking a chance, but from a budgeting point of view for people they would know exactly what their bills would be from month to month, not the bill but the charge for usage. The other thing to keep in mind is that they said in the beginning that New York State defaults you to National Grid. We would be defaulting our residents to whatever company we decided to get our supply from. Again anyone has the option of opting out so we are not forcing any individual to do anything. Councilperson Snyder asked if they have to actively opt out, otherwise they're in? Councilperson Greenberg said that by law the Town would have to send letters telling them what's going on. We would have to do some community outreach before we ever decided to go in this direction. They would get the letter and decide to opt out at that point. He thinks they would have 90 days. Councilperson Greenberg said that if we set up a workshop we can go into more detail. He just wanted to introduce the concept and get some basic questions out tonight. Councilperson Snyder asked if we do community education if we

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decide to go in this direction so people will understand, opt in or opt out? Mr. Reinhardt replied, "Typically, yes." Councilperson Snyder asked what happens? Mr. Reinhardt said that what Councilperson Greenberg is referring to is that once you get to that point as a municipality where we have our quotes from the administrator and we are basically now saying that we are going to Knox to do this. So we've seen the prices and we decide we are going to do it. At that point we start the education process that we've been alluding to, but before that we've already been doing outreach to talk to community members about what this is. So there is outreach about the program we're doing, and then there is outreach that says okay we are now proceeding and we're going to educate the customer about the bill, what it's going to look like, how the process works, and how you opt out. What usually happens is that we're also telling folks how their energy is being produced. They would now be getting green energy instead of dirty energy and we would be educating the public about what that means, as well as the price advantage we anticipate.

Mr. Reinhardt said that there is one more thing he wanted to add. "Remember how earlier tonight I asked the women about money and the Conservation Advisory Committee, and is there any kind of money angle?" With CCA there is a money angle. The towns could very well be eligible for additional funding under the Clean Energy Communities Program if we do this. Councilperson Greenberg added which we are a part of. Mr. Reinhardt asked if we've already done the first four out of that list of 10. This is another item on that list of 10. What he is hearing unofficially is that they are thinking about rolling out some additional incentives for municipalities who go beyond those first four and do this or others. Councilperson Snyder asked if we would, as a municipality, have to incur expenses to do this? Mr. Reinhardt replied, "Not really." The CCA administrator covers everything, like Mega or Jewel. He did say that in the case of Westchester where they've been doing it, and they're under their second cycle of this they have chosen to do some of these things themselves because it saves money for all of the residential participants. So there is actually a way to do that. He would not personally recommend that New Scotland think about doing that on its own. If the group of municipalities gets together and decides to do something as a body together, for example, let's say the County decides that they're going to handle a piece for all the municipalities; that would be something to be decided later. In the case of Westchester County, they have taken on some of that role along with Sustainable Westchester that the aggregator originally took in round one. By doing that, they are saving additional money. Councilperson Greenberg said that the answer to Councilperson Snyder's question is "no." If we go with an aggregator, it's built into the price and we pay nothing. Mr. Reinhardt said that that's rolled into the price that the residential customer sees. They are still saving even though there is that fee instead of fees we pay to National Grid now. Councilperson Snyder asked if we still pay all of the taxes and everything that you see on the National Grid bill? Mr. Reinhardt replied that he thought that all of those things pretty much stayed the same. Councilperson Greenberg said that the only thing that changes is the supplier. We then have the distribution because National Grid still owns the lines. There is still a charge for that and taxes.

Attorney Naughton said that he should disclose that his firm represents one of the aggregators, but there is really no conflict until we decide what aggregator we want to go with. Even then he doesn't see that as a conflict. He just wanted to disclose that. The aggregator is Mega.

18. Discussion/Action re: proposal for GIS audit of streetlights

Supervisor LaGrange said that this comes from the Wendel Company who has been hired to work with NY Power Authority and the municipalities to move forward with the LED streetlights which is Voorheesville, Guilderland, Altamont, and New Scotland. He sent it to the Board and noted that he is not really in favor of it. The cost to the Town would be just a little under \$2,500. This would be where they set up a program and show where all our street lights are, what their specifications are, and so on and so forth. That \$2,500 really would be \$1,500 because we are going to have a cost of \$1,000 as part of the whole program for an inventory of sorts. He talked to Trustee Straut the other day, and he was leaning against it for Voorheesville, but then he texted Supervisor LaGrange today and said that upon reviewing the cost and so forth they decided to go ahead and do it, especially because it's reduced by the \$1,000 figure or maybe a little more for them. So, honestly, he's on the fence about it. It will be beneficial if we read through everything here. It will be beneficial when we have necessary maintenance, repair, or replacement. He wanted to see what the Board's opinion is on it. Councilperson Greenberg said that New Scotland is the small guy on the block and asked if Supervisor LaGrange had talked to Altamont or Guilderland? Supervisor LaGrange said that Guilderland is intending to. The last he heard a week ago,

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Altamont was on the fence. He thinks Mayor Dineen was leaning away from it, but she hadn't brought it to the Board yet. Councilperson Greenberg asked if it matters or affects other towns depending on what we do? Do their rates go up? Councilperson Hennessy replied that it wouldn't it says it's 800 fixtures. If Guilderland is doing it and Voorheesville is doing it, that's 917 so their price will stay. If Altamont and New Scotland opt out, they are still okay. The key is Guilderland, and Peter Barber said that they were going to do it. Supervisor LaGrange said that he believes Voorheesville decided last night to do it. Supervisor LaGrange said that New Scotland isn't going to help them but will it help us? Councilperson Hennessy said that Supervisor LaGrange thought that our guys could do it. He would typically want to stay in and have Wendel do it. Would we save on the \$10 per unit from National Grid? Supervisor LaGrange replied that we would. Councilperson Hennessy added that Trustee Straut said something along the line that National Grid's work is typically not all that accurate. We might be better off having them do it or doing it ourselves. He doesn't know the capability of our new system and whether we should or not. If we're not sure, we should have Wendel do it. Supervisor LaGrange said that he's not sure of it. He thought we might be able to get something together. The point here is that he thinks there is enough benefit to this being part of the group. It's not \$2,500. It's really \$1,500, and it may even be \$1,000 because of the cost for maintenance. Councilperson Snyder said that she didn't understand that part. Why isn't it \$2,500? Supervisor LaGrange said that it starts at \$2,500, but \$1,000 has to be paid for the inventory through National Grid and that's inconsistent at best. Councilperson Snyder asked what would happen if we went somewhere else? Councilperson Hennessy said that if we opt out, National Grid has to do it themselves and they are going to charge \$1,000. If we stay in, then they don't do it. Councilperson Snyder said that she thought we had an inventory of some nature. Highway Superintendent Guyer said that we have a list of all of our streetlights with pole numbers on them but on an inventory of what appliance is at each place. When Supervisor LaGrange and Highway Superintendent Guyer went out and checked the inventory and checked for potential other spots we might want to add a light or two, it was terribly inconsistent. Pole numbers were off and poles were not lit on their inventory. Councilperson Hennessy said that we could have them do it for \$1,000 but with all due candor their accuracy sometimes is questionable. It would be kind of a change order later to fix it so it would cost us even more for the historical work that supposedly the Power Authority requests. Councilperson Greenberg said that it also gives us some monitoring ability to know when a light goes out in the future which we would not otherwise have. Supervisor LaGrange said that that ties into the whole package and makes it more efficient. Councilperson Greenberg said that he was for going with Wendel. Councilperson Hennessy agreed. Supervisor LaGrange said that he was being convinced. He went from no, to on the fence, but it's probably good.

Anne Carson asked if these were street light districts, so when you are talking about inventory don't you just look at those districts and know what you've got? Supervisor LaGrange said that that's what we're saying. He and Highway Superintendent Guyer actually went out after dark. Mrs. Carson said so if something is wrong with them you're going to climb the pole and fix it? Supervisor LaGrange replied that they weren't and we're lucky if National Grid fixes it when they should. Highway Superintendent Guyer will call them when we know about it, but even the pole numbers and the lights that are supposed to be there are not there. The inventory that National Grid has is not good. So, in this case once the Town has gotten involved with this particular thing with the PSA and changing all of our lights to LED, especially in Clarksville, there is very inconsistent poor lighting throughout the hamlet. There is old mercury vapor. There is old sodium. It's really a mess. That's why we are doing this, and then we will have a company that's going to be in charge of coming out and replacing those if we choose too. That's the second phase of this if after their 10-year supposed life we start having to replace things.

Resolution 2019-080

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve taking part in the GIS audit through Wendel Company for the amount of \$2,494 and authorize the supervisor to sign it if necessary.

Seconded by Councilperson Greenberg.

Councilperson Snyder asked if anybody knows anything about this company? Has anyone taken

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some time to investigate what they do and how they do it? Supervisor LaGrange said that Wendel is the company that the PSA, as our representative for the four communities, hired to do the engineering and the work to basically come up with the whole plan of doing these LED change overs from the different fixtures to the different wattages in certain places. The Village has a lot of different lighting so there's more there; with us I think we are pretty standard other than Douglas Lane which has a couple of lights that are a little different but they are the ones that put together the whole plan of attack to get this done and they will fashion the bid process for the installation folks coming up. Councilperson Snyder asked if this is part of a larger contract? Supervisor LaGrange said that this is part of the contract with PSA. Councilperson Snyder asked if that's how they were introduced? Supervisor LaGrange said that that's correct adding that he was at a meeting in Guilderland when they were introduced to us. Councilperson Hennessy asked if Mr. Frueh was familiar with them. Mr. Frueh said that he hadn't heard from them but offered to look into it. Councilperson Hennessy said that that's not necessary. Supervisor LaGrange said they that have done this in other areas, and that's one of the reasons the PSA folks recommended them.

All present and voting, the motion carried (4 Ayes).

19. Liaison Reports:

DPW Commissioner

Supervisor LaGrange advised that Mr. LaChappelle is leaving April 1st. We will have to decide what we want to do with the position but for now we are pretty consistent with things. He will echo the emails that Councilperson Hennessy and Councilperson Greenberg send to Mr. LaChappelle. He provided a lot for the Town in his time here. He took a lot of hits in the New Salem changeover when we did the new district out there. He wants to get out and do more with his excavation company. He will be missed but he did a nice job while he was here.

Mr. Green has completed another set of schoolings; he believes this was on sewer. He has already completed his certification for water. Now he went for a couple of weeks for a sewer course. He has a third part in April to finish that off. He's also been working daily for a couple of hours with Mr. Salvagni over at the Village shadowing him working on their sewer. He has to build up a certain amount of hours before he can be certified.

Computer installation

Computers were installed by BAS. We budgeted for and replaced seven computers. Things seem to be going very well with those except that Mrs. Kavanaugh has had a lot of issues with hers.

Barn Roof bids

Councilperson Hennessy said that we received the bids on the barn roof. They were over budget again, but he and Councilperson Greenberg have been talking about some other potential revenue sources for that. We are going through the process with Architect Reilly and the bidders looking at clarifying their bids and identifying areas of potential savings.

Planning Board

Councilperson Snyder said the Planning Board went through their agenda. They had a lot of special use permits, the typical planning board kind of stuff. Attorney Peck did go over with them the information for the public hearing that we had tonight and solicited any comments that they might have had on the cell tower law that we were making amendments to. A couple of Board members provided some comments but nothing really substantive to what we had done. Just clean-up sorts of things.

20. Departmental Monthly Reports:

- **Town Clerk, Feb 2019**
- **Tax Collector, Feb 2019**
- **Registrar, Feb 2019**
- **Justice Johnson, 2019**
- **Justice Wukitsch, 2019**
- **Building Dept.**

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- **Code Enforcement**

Supervisor LaGrange said that Mr. Cramer sent his report in late today so he will forward that to the Board.

Grant for Hilton Park and Barn

Councilperson Greenberg advised that he met with Mrs. Stolzenburg and she had some ideas on putting together a grant for the barn, maybe even a large grant, something that would cover both the park and work we need to do on the barn. She has submitted what her initial estimate would be for trying to put something like that together. If you want to consider it tonight we can. If you want more time to look at what she's talking about, we can wait until next month. He only got this email earlier this afternoon; it's up to the Board members. The deadline for this grant is July so we have a little time. Councilperson Hennessy probably knows more about it. Councilperson Hennessy added that they haven't even officially announced it. Supervisor LaGrange said that he would love to see what she has but at the same time only if it's minimal. Councilperson Greenberg said that if he wants to move onto something else we can come back to this in a second.

21. Pay the Bills

Resolution 2019-081

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approved paying the following:

Pay the Bills March 13, 2019		
Abstract #	Vouchers	Amount
	20190292-20190358	\$108,464.11
Prepays		
Abstract#	Vouchers	Amount
2103	20190140	\$168.27
2104	20190141	\$26.39
2105	20190142	\$215.86
2106	20190143-20190144	\$1,209.51
	20190145-20190271 Approved 2/13/19	
2110	20190272-20190277	\$1,043.41
2111	20190278-20190280	\$782.40
2112	20190281-20190288	\$36,379.19
2113	20190286	\$119.89
2114	20190289,20190291	\$187.50
2115	2019290	\$1,216.09

Seconded by Councilperson Snyder. All present and voting, the motion carried (4 Ayes).

22. Approve any Budget Modifications

Resolution 2019-082

Supervisor LaGrange offered the following and moved its adoption:

Whereas, there is a need to provide additional funding for amounts made or to be made in excess of the appropriation provided in the adopted budget, the Town Board resolves to provide funding as follows:

FROM	CODE	TO	CODE	AMOUNT
Workers' Comp. Ins.	SS9040.8	BAN Interest	SS9730.7	\$5.16

To move expenditure appropriation from Workers' Comp. (budget is more than needed) to BAN Interest that was under-budgeted.

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Fund Balance	WC0909	Workers' Comp. Insurance	WC9040.8	\$98.96
To appropriate money from fund balance to Workers' Comp. Ins. for amount over budget, including reimbursement from PERMA.				
Fund Balance	WCC0909	Workers' Comp. Insurance	WCC9040.8	\$13.01
To appropriate money from fund balance to Workers' Comp. Ins. for amount over budget, including reimbursement from PERMA.				
Metered Water Rents	WF2140	Workers' Comp. Insurance	WF9040.8	\$72.91
To increase both revenue/Metered Water Rents and Expenditures/Workers' Comp. Insurance for amount over budget, including reimbursement from PERMA.				
Fund Balance	WG0909	Workers' Comp. Insurance	WG9040.8	\$12.23
To appropriate money from fund balance to Workers' Comp. Ins. for amount over budget, including reimbursement from PERMA.				
Fund Balance	WH0909	Workers' Comp. Insurance	WH9040.8	\$36.55
To appropriate money from fund balance to Workers' Comp. Ins. for amount over budget, including reimbursement from PERMA.				
Metered Water Rents	WKW2140	Workers' Comp. Insurance	WKW9040.8	\$6.35
To increase both revenue/Metered Water Rents and Expenditures/Workers' Comp. Insurance for amount over budget, including reimbursement from PERMA.				
Fund Balance	WN0909	Workers' Comp. Insurance	WN9040.8	\$59.25
To appropriate money from fund balance to Workers' Comp. Ins. for amount over budget, including reimbursement from PERMA.				
Fund Balance	WNS0909	Workers' Comp. Insurance	WNS9040.8	\$53.62
To appropriate money from fund balance to Workers' Comp. Ins. for amount over budget, including reimbursement from PERMA.				
Fund Balance	WS0909	Workers' Comp. Insurance	WS9040.8	\$24.45
To appropriate money from fund balance to Workers' Comp. Ins. for amount over budget, including reimbursement from PERMA.				
The Town Board hereby resolves, pursuant to authority in Town Law, section 112, to amend the Town's 2019 budget as stated above.				

Councilperson Greenberg seconded the motion. All present and voting, the motion carried (4 Ayes).

Grant for Hilton Park and Barn

Councilperson Greenberg said the estimate was that it would take her four to five hours to do the initial grant research on what we were looking for, and then writing it up would take the whole grant to about \$2,500. If we want to do an amount up to \$2,500 we could. Councilperson Hennessy asked if that would include the whole grant? Councilperson Greenberg replied that it would. Councilperson Hennessy said that that's less than the other ones we did. Councilperson Greenberg said that that's what she estimated here. He doesn't know as much about this as Councilperson Hennessey does. Could she run over that? He guesses it's possible, but this is her estimate. Councilperson Snyder asked if this is for the barn and the park. Councilperson Hennessy replied that it was. Councilperson Greenberg said that it was a holistic view of that area. Councilperson Greenberg added that when we hired her part of what we hired her for was grant writing. Councilperson Hennessy said that we already had the budget for it anyway. Councilperson Greenberg said that what we are actually doing is taking that \$2,500 out of something we budgeted for for the year. He's comfortable moving ahead with it if the Board is but it's okay if you want to wait until April; he understands. Supervisor LaGrange said that it's pretty simple and we don't want to miss the deadline. Councilperson Hennessy said that he would do it just knowing that if we went to other companies it would probably be more from a financial standpoint. We've spoken to her

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specifically, and she has ideas we never even thought off. Councilperson Greenberg said that she has some great ideas. Supervisor LaGrange asked if there is a problem because the barn is not a park? Are there any issues with that? Does she know about that? Councilperson Greenberg said that she knows it's on a separate parcel. Councilperson Hennessy said that it's a Town property, but they could still be folded into the same consolidated funding application. Councilperson Greenberg added that when we did it we included the Hilton Road hump, and that wasn't part of the barn. Councilperson Hennessy agreed. Councilperson Greenberg said that the question is whether or not we should. He would look to her to decide, but we don't even know what the grants available are yet. Supervisor LaGrange said that this could be something totally different. He knows there are some parts specifically that we couldn't fold the barn into, but this sounds like it's outside of those parameters. Councilperson Hennessy said that she'll be able to answer that better for us. Councilperson Greenberg said that either way he thinks it will be well worth it. Councilperson Snyder asked if this would be funds to write the grant which would hopefully then get us funds to make improvements to the barn, the park, the road, and the roof, therefore structural improvements? Councilperson Hennessy said that it would.

Resolution 2019-083

Councilperson Greenberg offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve a task order from the planner, Mrs. Stolzenburg, for up to \$2,500 for preparation of a consolidated funding application relating to the Hilton Park and Hilton Barn.

Councilperson Hennessy seconded the motion. All present and voting, the motion carried (4 Ayes).

23. Invitation to the Public to Discuss Non-Agenda Items

Executive Session

Councilperson Hennessy said that he had a contractual matter that he wanted to talk about and the Town property on Route 85A that we wanted to consider. Attorney Naughton confirmed that that would be contractual and not litigation. Supervisor LaGrange that said that's correct.

Parks

Highway Superintendent Guyer asked if the Board approved the park applications contingent upon making the schedule fit. Councilperson Hennessy replied that they did. Attorney Naughton added that it was subject to Superintendent Guyer's preparation of a schedule. Highway Superintendent Guyer said that he has five Sundays already that they can have. He didn't know they wanted Sundays. We can make this work and he will talk with Gary Kendall.

Krumkill Road

Councilperson Greenberg asked if there was any news on the Krumkill project. Highway Superintendent Guyer said that they are super close to go out to bid. The construction packet is done. We're ready to put it in the Construction News or where ever it goes. We just need Lorenzo's last stamp and it's off. Councilperson Greenberg asked if there is a timeframe in the packet? Highway Superintendent Guyer said that there was. There was originally a timeframe on the closure for the drainage part, but they were afraid to do that, but there is; he just doesn't know off the top of his head.

Councilperson Greenberg then asked about the park. He knows it's soaking wet out there but is there any plan for the walking trails? Highway Superintendent Guyer said that it was brush hogged a couple of times. The basic trail was at the point where with the deck all the way up we could run it with the old zero turn. Councilperson Greenberg said that we were going to try and get stone down on that. Highway Superintendent Guyer said that we haven't done anything about that. Councilperson Greenberg asked if we were waiting to hire the second person? He just knows that once we get into the summer it's not going to happen. Mr. Duncan talked about maybe some fabric with stone on top for the walking trail wide enough to get a pickup truck through in case trees come down and have to be cleaned up. Highway Superintendent Guyer said that the problem with fabric is that you have to get rid of all the organic. If you're going to bury fabric it has to be deep enough so you don't pull the fabric up. Councilperson Greenberg said that if it's not fabric it's not fabric; either way there are going to be walking trails. Highway Superintendent Guyer said that if we're going to

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put fabric down it's got to be covered. If it's too thin and it starts to pop up, it tears and rips. Supervisor LaGrange said that it should be compressed four inches or so or it will work its way up. Supervisor LaGrange said that he thinks the whole intent was to firm it up with a roller and get in there with the skid steer or whatever. Highway Superintendent Guyer said that that's the way to do it if you're going to make a trail. That's money. He doesn't mind doing it. We can get Mr. Duncan to do it. He can use the skid steer. He will have extra help this summer. Highway Superintendent Guyer said that the ball fields kill us. Councilperson Hennessy said that we will have a new helper. Highway Superintendent Guyer added that ball fields in general take up so much time. Councilperson Hennessy asked if we should we raise the rates? Highway Superintendent Guyer said that it's late this year. We'd bring in more money, but money doesn't create hours in the week. The amount of time that goes into these fields is tough. Anyway, to answer Councilperson Greenberg's question, we haven't been thinking about that trail as of right now but we can. Supervisor LaGrange said that we still want to slice down by the barn and get a path up to the Rail Trail. Highway Superintendent Guyer said that that parking lot that was put in during the fall. It was all frost. We just put some stone down. It needs to be made bigger, and it needs stone. That was all put in with the Gradall. We need to get the grader in there. That was just preliminary efforts but the entranceway going in was created properly.

Resolution 2019-084

Supervisor LaGrange offered the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Town of New Scotland does hereby approve suspending our regular meeting and go into Executive Session to discuss a contractual issue.

Councilperson Hennessy seconded the motion. All present and voting, the motion carried (4 Ayes).

Executive Session began at 9:30 PM.

Supervisor LaGrange made a motion to adjourn Executive Session, seconded by Councilperson Greenberg.

Executive Session adjourned at 10:00 PM. No action was taken during Executive Session.

22. Adjourn

Supervisor LaGrange made a motion to adjourn, seconded by Councilperson Greenberg. The meeting adjourned at 10:01 PM.

Diane R. Deschenes, Town Clerk