

**MINUTES OF THE REGULAR MEETING OF  
THE TOWN BOARD OF THE TOWN OF NEW LEBANON  
HELD ON FEBRUARY 9, 2016**

**Present:** Dan Evans, Councilmember  
Chuck Gerald, Councilmember  
Mark Baumli, Councilmember  
Kevin Smith Sr, Councilmember  
Colleen Teal, Supervisor

**Recording Secretary:** Tistrya Houghtling, Town Clerk

**Others Present:** Jeffrey Winestock, Highway Superintendent  
Jeannine Tonetti, LVHS  
Cynthia Creech, Deputy Supervisor; Court Clerk;  
Recreation Commission, CAC, & Zoning Re-Write  
Committee Member  
Rocky Brown, Ethics Board Member  
Ben Wheeler, LVPA  
Bud Godfroy, LVPA  
Sharon Moon, Board of Assessment Review  
Robert Smith, Planning Board Member  
Tammie Darcy, Tax Collector  
David Farren, CAC Member  
Ted Salem, Zoning Board of Appeals, Zoning Re-Write  
Committee  
Steve Oberon, LVHS  
Erminia Rasmussen, Behold  
Norman Rasmussen, Behold  
Bruce Shenker, Enviro. Mgt. Council Representative  
Robin Reynolds, Climate Action Associates, LLC  
Scott Larabee, Building Maintenance  
Chris Dreyfus, Meals On Wheels  
Judy Zimmer, Cleaner  
David Flint, Reporter for *The Eastwick Press*  
Several members of the public

**CALL TO ORDER:**

The meeting was called to order at 7:21 p.m. by Supervisor Teal. A moment of silence was followed by the flag salute.

**MINUTES:**

The minutes of the **January 12, 2016 Special Meeting; January 12, 2016 Regular Meeting; January 19, 2016 Year End Audit of 2015 Books; and January 25, 2016 Special Meeting** were reviewed.

A motion was made by Councilmember Evans, seconded by Councilmember Smith, and passed unanimously to accept the above noted minutes as typed.

**FINANCIAL:**

***Supervisor's Report:***

Supervisor Teal read the Supervisor's Report as of January 31, 2016.

A motion was made by Councilmember Smith, seconded by Councilmember Gerald and approved unanimously to accept the Supervisor's report.

**PRIVILEGE OF THE FLOOR:**

Supervisor Teal opened the Privilege of the Floor.

**Norman Rasmussen** addressed the Town Board stating that on Thursday, February 18<sup>th</sup> Behold! New Lebanon will sponsor a public information session with Jean Howard from NYSEG to talk about opportunities with solar and different programs that NYSEG is running. It will be held at the Behold! New Lebanon general store next to Meissner's at 6pm.

**Sharon Moon** addressed the Town Board requesting permission to work on the cemetery on County Route 5, the Baldwin Cemetery that she started work on last August. She stated that when they started it had 15 gravest listed, they have 65 now, 16 of which are Revolutionary War soldiers. They have had people from Williams College, Berkshire Farm and other volunteers all work on the project. Supervisor Teal said she sees no problem with the work continuing. Councilmember Gerald asked if the cemetery belongs to the town and Sharon Moon responded yes. Councilmember Smith stated that they would need to sign a waiver for insurance purposes. Supervisor Teal stated that she will check on the insurance piece of it and will research whether the Town actually owns it or not and she will have answers for the March meeting. Sharon Moon stated that a lot of the gravestones have fallen down but didn't get broken and they want to set them back up. There is a class that costs \$500 and the guy comes and sets stones and teaches you how to do it. We have 40 cemeteries and it would be good if we had the class in town. Brainard got grant money to do the class as well as clean up the cemetery and install fencing and she has someone who is willing to write the grant for New Lebanon. Supervisor Teal stated that she would like to see if there is a way to have the class.

**Bud Godfroy** addressed the Town Board asking who is in charge of ticketing people who are parking in handicapped parking spots without a permit. Councilmember Smith stated that would be the Sherriff's Office or State Police. Bud Godfroy stated that it is a continual thing in numerous handicapped parking spots around town including the Post Office, Stewarts, and the Bank and handicapped people have asked him who enforces it. He stated that as Town Constable he used to be authorized by the Town Board to issue tickets for this and the Town Board could give him authority to do this as a Peace Officer. Councilmember Smith suggested that the Board give him this authority. Supervisor Teal stated that they should probably have a conversation with Wes Powell first as it is not in his job description as of now.

**Mike Drake** addressed the Town Board asking if all the cemetery work is all voluntary and Sharon Moon responded that it is.

**OLD BUSINESS:**

**Bids:**

**Sand, Stone & Gravel:**

Town Clerk Houghtling read the bid notice.

NOTICE TO BIDDERS  
HIGHWAY DEPARTMENT  
TOWN OF NEW LEBANON  
COUNTY OF COLUMBIA

NOTICE IS HEREBY GIVEN that the TOWN OF NEW LEBANON is seeking bids for supplying the following items for use by the NEW LEBANON HIGHWAY DEPARTMENT through 6/30/2016:

1. Gravel
  - A- Bank run gravel
  - B- Item #3, 1" minus
2. Sand
  - A- Screened 3/8" sand
3. Stone
  - A- Washed #1-A
  - B- Washed #1
  - C- Washed Mixed #1 & 1-A
  - D- Gabion Stone

**BIDS MUST BE SUBMITTED ON THE BID FORM PROVIDED BY THE TOWN:**

A – Delivered to the Town Highway Garage in New Lebanon

B – Picked up by the highway department (**MUST INCLUDE IF LOADER IS AVAILABLE**)

Bids must be received in the office of the Town Clerk at the New Lebanon Town Hall, 14755 Route 22 North, New Lebanon, New York, no later than 5:00 pm on Friday, February 5, 2016. Bids will be opened at the Office of the Town Clerk at 5:00 pm on Friday, February 5, 2016 and bids will be considered by the Town Board at the Regular Monthly Meeting at the New Lebanon Town Hall at 7:00 p.m. on Tuesday, February 9, 2016. The Highway Superintendent reserves the right to inspect and/or reject any materials. The Town Board reserves the right to reject any and all bids, or to accept more than one bid as determined by location and needs of the town. All bidders should present the town clerk with a valid mining permit and/or an agreement with the town, must include a "Non-Collusion Bidding Certificate," and must be submitted on the bid form provided by the town.

Town Clerk Houghtling read the following bids which were received:

Joy Sherman submitted a bid for Bank Run Gravel to be picked up at \$5.50 per cu. Yd.

Colarusso submitted a bid for Bank Run Gravel to be picked up at \$7.50 or delivered at \$17.05 per cu. Yd.; Sand screened 3/8" to be picked up at \$10.85 or delivered at \$20.40 per cu. Yd.; Screen Fill 1" minus to be picked up at \$8.00 or delivered at \$15.00 per ton; washed #1A to be picked up at \$11.25 or delivered at \$18.25 per ton; washed #1 to be picked up at \$10.85 or delivered at \$17.85 per ton; washed mixed #1 & #1A to be picked

up at \$11.25 or delivered at \$18.25 per ton; rip-rap to be picked up at \$12.50 or delivered at \$23.30 per ton; and gabion to be picked up at \$10.85 or delivered at \$17.83 per ton.

Supervisor Teal made a motion to accept the bid from Joy Sherman for Bank Run and to accept the bid from Colarusso for all others except Bank Run. Councilmember Smith seconded that motion.

Roll Call Vote:

Councilmember Geraldini – Aye

Councilmember Smith – Aye

Supervisor Teal – Aye

Councilmember Evans – Aye

Councilmember Baumli – Aye

#### **CALCIUM CHLORIDE:**

Town Clerk Houghtling read the bid notice.

**NOTICE TO BIDDERS  
HIGHWAY DEPARTMENT  
TOWN OF NEW LEBANON  
COUNTY OF COLUMBIA**

NOTICE IS HEREBY GIVEN that the TOWN OF NEW LEBANON HIGHWAY DEPARTMENT is seeking bids for liquid calcium to be applied to town roads through 6/30/2016. **Bids must be submitted on the bid form provided by the town.** Bids must include the percentage (%) of calcium and the percentage (%) of water. Bids must be in a PLAIN ENVELOPE and labeled only with the item being bid and must include a “Non-Collusion Bidding Certificate.” Bids must be received in the office of the Town Clerk at the New Lebanon Town Hall, 14755 Route 22 North, New Lebanon, New York, no later than 5:00 pm on Friday, February 5, 2016. Bids will be opened at the Office of the Town Clerk at 5:00 pm on Friday, February 5, 2016 and will be considered by the Town Board at the Regular Monthly Meeting at the New Lebanon Town Hall at 7:00 p.m. on Tuesday, February 9, 2016. The Town Board reserves the right to reject or accept all bids.

Town Clerk Houghtling read the following bids which were received:

Peckham submitted a bid for Calcium Chloride in winter at 32% calcium and 68% water and in summer at 35% calcium and 65% water for \$0.904 per gallon.

The Gorman Group submitted a bid for Calcium Chloride in winter at 32% calcium and 68% water and in summer at 35% calcium and 65% water for \$0.92 per gallon.

**DISCUSSION:**

Councilmember Smith asked Jeff Winestock, Highway Superintendent if he prefers Peckham and he responded that he does but would like the Town Board to accept both bids so he can work with both if one is unavailable.

Councilmember Smith made a motion to accept the bid from Peckham and Gorman for the Highway Superintendent to use at his discretion. Supervisor Teal seconded that motion.

Roll Call Vote:

Councilmember Geraldini – Aye  
Councilmember Smith – Aye  
Supervisor Teal – Aye  
Councilmember Evans – Aye  
Councilmember Baumli – Aye

**FUEL:**

Town Clerk Houghtling read the bid notice.

*NOTICE TO BIDDERS  
TOWN OF NEW LEBANON  
COUNTY OF COLUMBIA*

NOTICE IS HEREBY GIVEN that the TOWN OF NEW LEBANON is seeking bids for the following items for use by the NEW LEBANON HIGHWAY GARAGE and the NEW LEBANON TOWN HALL through 6/30/2016:

**LOW SULFUR HEATING FUEL (Number 2 Heating Fuel)** – Delivered to the Town Hall and Town Highway Garage for heating,

**LOW SULFUR DIESEL FUEL** – Delivered to the Town Highway Garage, and

**KEROSENE** – Delivered to the Town Highway Garage.

Bidder must guarantee to deliver fuel products at such times and places, and in such quantities, as may be ordered by the Town Highway Superintendent or other Town personnel. Failure on the part of the contractor to make timely deliveries of fuel products upon requisition of the Town may be regarded, at the option of the Town of New Lebanon, as a forfeiture of this contract upon the part of the bidder.

**Bids are to be presented as a FIXED ADD to the posted gross rack price at the port of Albany, or the port of Rensselaer at noon on Monday, February 1, 2016.**

**Proof of posted rack price for any invoice/bill must be made available upon request of the Town Board.**

The **FIXED ADD** will remain constant and will be added to the same terminals gross rack price as originally bid on the date of each delivery. Use of an alternate rack price will be allowed if it results in a lower net price for the Town, in which case documentation will be required for the original terminals gross rack pricing, as well as the alternate terminals rack price. An Alternate Fixed Price per Gallon Bid (*good through 6/30/16*) may be submitted for each of the fuel items.

Sealed bids (*on the form provided by the Town of New Lebanon*) must be in plain envelopes, clearly labeled only with the item being bid, and must include a "Non-Collusive Bidding Certificate." Bids must be received in the office of the Town Clerk at the New Lebanon Town Hall, 14755 Route 22, New Lebanon, New York, no later than 5:00 pm on Friday, February 5, 2016. Electronic and faxed bids will not be accepted.

Bids will be opened at the Office of the Town Clerk on Friday, February 5, 2016 at 5:00 pm and they will be considered by the Town Board at the Regular Monthly Meeting at the New Lebanon Town Hall at 7:00 p.m. on Tuesday, February 9, 2016. The Town Board reserves the right to reject or accept all bids.

**The following bids were received:**

Valley Energy submitted a bid for Low Sulfur Heating Fuel, Low Sulfur Diesel Fuel and Kerosene using Sprague as the Terminal for the gross rack price. Low Sulfur Heating Fuel was bid at \$1.1105 gross rack price with a \$0.23 fixed add for a total of \$1.3355 per gallon. Low Sulfur Diesel Fuel was bid at \$1.1605 gross rack price with a \$0.15 fixed add for a total of \$1.3080 per gallon. Kerosene was bid at \$1.4966 gross rack price with a \$0.25 fixed add for a total of \$1.7441 per gallon.

Main Care submitted a bid for Low Sulfur Heating Fuel, Low Sulfur Diesel Fuel and Kerosene using Apex as the Terminal for the gross rack price. Low Sulfur Heating Fuel was bid at \$1.1295 gross rack price with a \$0.16 fixed add for a total of \$1.2895 per gallon. Low Sulfur Diesel Fuel was bid at \$1.2180 gross rack price with a \$0.1850 fixed add for a total of \$1.4030 per gallon. Kerosene was bid at \$1.5193 gross rack price with a \$0.3140 fixed add for a total of \$1.8333 per gallon.

John Ray & Sons submitted a bid for Low Sulfur Heating Fuel, Low Sulfur Diesel Fuel and Kerosene using Albany as the Terminal for the gross rack price. Low Sulfur Heating Fuel was bid at \$1.1243 gross rack price with a \$0.22 fixed add for a total of \$1.3443 per gallon. Low Sulfur Diesel Fuel was bid at \$1.3276 gross rack price with a \$0.15 fixed add for a total of \$1.4776 per gallon. Kerosene was bid at \$1.5560 gross rack price with a \$0.40 fixed add for a total of \$1.9560 per gallon.

**DISCUSSION:**

Councilmember Smith asked Jeff Winestock, Highway Superintendent if he has had any problems with any of these fuel vendors in the past. Jeff stated that he has only worked with Main Care and they had some issues in the past but not lately. Councilmember Smith asked who Jeff recommends and he suggested that they stay with Main Care since this bid is only through June and you don't want to deal with switching to a new company and the issues that come along with that for such a

short bid period. Jeff stated that he would like to see it go to a local company and he is not sure why we did not receive any local bids.

Councilmember Smith made a motion to accept the bid from Main Care. Supervisor Teal seconded that motion.

Roll Call Vote:

Councilmember Geraldini – Aye

Councilmember Smith – Aye

Supervisor Teal – Aye

Councilmember Evans – Aye

Councilmember Baumli – Aye

**FLAT FILES – SURPLUS:**

Town Clerk Houghtling read the bid notice.

NOTICE TO BIDDERS  
SURPLUS ITEMS  
TOWN OF NEW LEBANON  
COUNTY OF COLUMBIA

NOTICE IS HEREBY GIVEN that the NEW LEBANON TOWN BOARD is seeking bids for the following surplus items:

3 Flat Files, 5 drawers each, each 42” deep X 54” wide X 15.5” high, black finish, good condition.

Items are available for viewing at the New Lebanon Town Hall, please contact Tistrya Houghtling at 794-8888 to schedule a viewing. Sealed bids must be in a PLAIN WHITE ENVELOPE with the item written on the front and must include a “non-collusive bidding certificate”. Bids must be received in the office of the Town Clerk at the New Lebanon Town Hall, 14755 Route 22, P.O. Box 328, New Lebanon, New York, no later than 5:00 pm on Friday, February 5, 2016. Bids will be opened at the Office of the Town Clerk at 5:00 p.m. on Friday, February 5, 2016 and will be considered by the New Lebanon Town Board at the regular monthly meeting on Tuesday, February 9, 2016 to be held at the New Lebanon Town Hall at 7:00 p.m. Electronic and faxed bids will not be accepted. The Town Board reserves the right to reject or accept all bids.

Town Clerk Houghtling read the following bids which were received:

The Lebanon Valley Historical Society submitted a bid for 1 set of flat files for \$105.00.

Michael Gilbert submitted a bid for 2 sets of flat files for \$110.00 each set.

Supervisor Teal made a motion to accept all bids. Councilmember Smith seconded that motion.

Roll Call Vote:

Councilmember Geraldini – Aye

Councilmember Smith – Aye

Supervisor Teal – Aye

Councilmember Evans – Aye

Councilmember Baumli – Aye

**DISCUSSION:**

Supervisor Teal requested permission from the Town Board to get a price quote from Tech 4 All to clean 3 computers; 1 desktop and 2 laptops that are no longer needed so that the Town can put those 3 items out to bid as surplus items. The board authorized this. She will present prices at the March meeting.

**CAC Hudson River Estuary Grant – Hudsonia Agreement:**

Supervisor Teal stated that the board members have had the agreement to look over and asked if there are any questions.

A motion was made by Supervisor Teal, seconded by Councilmember Evans and passed unanimously to authorize Supervisor Teal to execute the agreement. Supervisor Teal signed two copies of the Hudsonia Agreement and gave them to David Farren asking that he return one to her once it is signed by the other party.

**Town Attorney:**

A motion was made by Supervisor Teal to appoint Dan Tuczinski as our Town Attorney. Councilmember Baumli seconded that motion. Councilmember Smith amended the motion to state that the appointment is an interim appointment to see how he works out and it is to be reviewed in 2 months. Supervisor Teal made the motion as amended. Councilmember Baumli seconded the motion as amended.

Roll Call Vote:

Councilmember Geraldini – Nay

Councilmember Smith – Aye

Supervisor Teal – Aye

Councilmember Evans – Nay

Councilmember Baumli – Aye

**NEW BUSINESS:**

***Proposed Climate Change Resolution:***

Bruce Shenker stated that the Resolution originated out of Cooperstown, NY and has now come to Columbia County and has been passed in Chatham, Hillsdale, Ancram and Kinderhook. The Resolution shows support for County, State and Federal actions to reduce carbon. It doesn't call for specific action and it doesn't cost the Town anything.

***Proposed Climate Smart Communities Resolution:***

Robin Reynolds spoke as a representative for the Climate Smart Communities program which is a state/local partnership that's administered by the DEC office of climate change. It's overseen by 6 state agencies and it's a support program for communities who want to mitigate climate change by reduce their greenhouse gas emissions through decreased energy use, increase use of renewables, and adapt to changing climate. The resolution is a non-binding resolution which means the Town can choose to act on it as they will. There are a lot of advantages to this program such as funding opportunities and increased support. In Columbia County there are now 6 climate smart communities including the Town of Chatham, the Village of Chatham, the Town of Kinderhook, the Village of Valatie, and the Town of Copake. There is a growing interest in this program and across the State of New York there are 170 climate smart communities. There is no liability to joining this program, there is only benefit and they hope to welcome the Town of New Lebanon into this program.

Supervisor Teal asked if the 2015 funding that was available at her last presentation is still available. Robin Reynolds responded that the funding opportunity that was available through NYSEERDA through the cleaner, greener communities program is still open and there is \$250,000 that the Town would be able to apply for. There are a few steps the Town would need to take before it could access that funding and there is support in place to assist the Town in taking the necessary steps.

Supervisor Teal stated that she is very supportive of alternatives but also very leery of outside regulation. She is concerned that we could do something right now that seems innocuous and then find out down the road that it is not. She stated that DEC is one of the organizations that she has had a really difficult experience with when people were losing their homes and we were losing our road and DEC was trying to say that the value of the beavers and the fish exceeded the value of our homes and road. That is the caution that she is concerned with. If we want to bring in solar or wind power she would not want to oppose that but she is also concerned about the regulatory restrictions they might be putting on the community. Robin Reynolds responded that there are no regulatory restrictions with this program. It's voluntary and flexible meaning that if a Town adopts the resolution, there is no enforcement of the program and there is no liability if the Town does not participate fully in the program. There is absolutely no risk and no obligation and no repercussion if the Town adopts the resolution and does not fully engage in the program.

Councilmember Baumli stated that as individuals we need to be conscious of our energy usage but he doesn't think it's the Town Board's place to make this decision for the residents of this Town. He stated that currently he doesn't see a benefit in it for the Town.

Councilmember Geraldini asked if the resolution is changeable. Bruce Shenker responded that there are 2 different resolutions. The Climate Change resolution is changeable and editable and is our own personal document. Robin Reynolds stated that The Climate Smart Communities resolution can change the “whereas” language but the 10 point climate smart community pledge must be adopted in full.

Councilmember Smith stated that he thinks this is a personal decision and it should not be up to the Town to decide how residents use their land, heat their house, etc.

Councilmember Evans stated that he would like to do an assessment of the Town’s energy usage to see what we could do as a town to decrease our own energy usage.

The resolutions were both tabled until the March meeting so the Town Board members could get more information.

***Solar Array Exemptions:***

Supervisor Teal stated that the application that was submitted for the Solar Arrays has been withdrawn because the property owner has decided they do not want to sell. She would like to have the Zoning Re-write Committee continue the work they have been doing as we may have more applications in the future. Under current NYS law any solar farms, including those for profit, would be tax exempt. The Town can either negotiate a pilot with the applicant or pass a local law that exempts the Town from the State exemption. She would recommend passing the local law. Councilmember Geraldini stated that we should speak with the Town Attorney to see what we would need to do to enact this local law.

***New Lebanon Farmer’s Market:***

Cynthia Creech addressed the board and asked if the Town might consider hosting the Farmer’s Market at Shatford Park on the grassy area on Route 22 with the parking area being on the dirt where cars park for Little League. The bathrooms would need to be used and the vending area would be set up on the grassy area far enough from the road that it wouldn’t be dangerous. She isn’t sure if the market will definitely want to have it at Shatford as they are looking at a few different possible locations but wanted to see if it would be a possibility or not.

Councilmember Smith stated he would be concerned with liability, the tent stake holes in the grass, and cars driving on the grass. He stated that he isn’t sure that the Town should be in the business of having businesses on Town property. Councilmember Evans stated that he thinks we are covered on the insurance. Supervisor Teal stated that she would look into the insurance. She thinks that it is a non-profit organization that brings together a lot of our local businesses and gives them a venue to sell their products and she would like to support them. If they have nowhere else to go, she would like to see them come to the park. Councilmember Smith asked if it would conflict with baseball.

Cynthia Creech asked if the market would have to purchase their own insurance or if they could be covered under a rider on the Town’s insurance. Supervisor Teal asked the board if they would authorize her to look further into the insurance as well as any

possible scheduling conflicts with baseball and other logistical issues. Councilmember Baumli stated that if there was no insurance issue or scheduling conflicts he would be in support of it. Councilmember Smith stated he thinks it should be at the Pavilion. Supervisor Teal stated that it would conflict with rental income from the Pavilion if held there.

***Automobile Junkyards:***

Supervisor Teal asked the board for authorization to have the attorney look at a specific section of General Municipal Law with regard to automobile junkyards.

A motion was made by Councilmember Smith to have the attorney look into the specific section of General Municipal Law with regard to automobile junkyards, seconded by Councilmember Baumli and passed unanimously.

**COMMITTEE REPORTS:**

***Assessor (Councilmember Evans):***

Councilmember Evans stated that the exemption renewal forms are due to the Assessor's office by 3/1/2016. They were mailed out on 12/1/2015. If you have lost yours, please call the Assessor's office to obtain a new one. Supervisor Teal stated that all the Board members have received the summary from the Assessor on the work that she has been doing.

***Building Department (Councilmember Gerald & Councilmember Baumli):***

Supervisor Teal stated that all the Board members have received the updates on all of the violations. Councilmember Smith asked about a monthly report on what Kent Pratt has done each month. Supervisor Teal stated that she will follow up on that.

Supervisor Teal stated that the sign ordinance letter went out to all the businesses in town and the first version was a little heavy handed and they amended it, but the first version went out accidentally. It stated that "further legal action may be taken" and it was not meant to sound so heavy handed but they are hoping to clear up a lot of the signage that is not in compliance.

Councilmember Smith requested that action be taken before April 15 on some of the signs that are out of compliance. Supervisor Teal stated that you need to deal with all violations in the same way and you can't enforce some and not others. Councilmember Smith said that you can get a variance for some but not for others and the ones that you cannot get a variance for should be dealt with immediately. Councilmember Gerald stated that you can get apply for a variance on anything. Anything in the zoning can be appealed to the Zoning Board of Appeals.

***CAC & Environmental Management (Deputy Supervisor Creech):***

David Farren stated that the Annual Report is available on the CAC's website.

***Fire, Law Enforcement & Emergency (Councilmember Smith):***

Councilmember Smith stated that he had met with Ben Wheeler of the LVPA and they have received some verbal confirmation on how to possibly cut costs on the new building

project but he is waiting to receive it in writing. He stated that if anybody wants their year end financial report he has them available. He stated that their accountability is great and that they are very fiscally responsible and very detailed as to where the money is.

***Highway (Councilmember Evans & Councilmember Smith):***

Highway Superintendent Jeff Winestock reminded people that it is illegal and very dangerous to push snow into the road.

***Historian & LVHS: (Councilmember Baumli):***

Steve Oberon stated that the Lebanon Valley Historical Society is trying to make the resources of the historical society more accessible to the community for genealogical research so two of their board members Karin Brown and Betsy Hartigan are going to be available by appointment. Their contact information is going to be at the Town Clerk's office and the Library.

***Justice Court/Constable (Councilmember Gerald):***

No report.

***Parks & Recreation (Supervisor Teal):***

No report.

***Seniors (Councilmember Baumli & Phyllis Hulbert):***

Supervisor Teal stated that the program "Keeping Identities Safe for Seniors" that was started by Holly Tanner last year will be continuing. They will provide shred bins here at the Town Hall that will be available to our seniors to dispose of their items with confidential information on it.

***Town Assets, Buildings & Property (Supervisor Teal & Councilmember Gerald):***

No report.

***County Updates:***

Supervisor Teal stated that she has some potentially good news. Charter has applied for a merger with Time Warner and so far it has gone to the NYS Public Service Commission and the stipulation on their approval is that Austerlitz, Ancram, Canaan, Town of Chatham, Village of Chatham, Copake, Ghent, Hillside, New Lebanon, Berlin and Petersburg will be provided broadband. Now it is at the Federal level.

**ANNOUNCEMENTS:**

Tuesday, March 8<sup>th</sup> is the Regular Monthly Meeting at 7:00pm at the Town Hall.

**BUDGET AMENDMENT:**

**Amendment # 9 of 2016:**

**General Fund:**

\$9,000	from A-1110.13 (Court Clerk: Personal Services)
\$9,000	to A-1110.14 (Court Clerk: Deputy Personal Services)
\$10,500	from A-1340.4 (Budget: Contractual Expenses)

\$6,000	from A-1430.4 (Human Resources: Contractual Expenses)
\$12,000	to A-1320.4 (Accountant: Contractual Expenses)
\$4,500	to A-1990.4 (Special Items: Contingent)
\$14,246	from A-3060 (State Aid: Records Management)
\$14,246	to A-1460.41 (Records Management: Contractual Expenses)
\$21,520	from A-3910 (State Aid: Conservation)
\$21,520	to A-8540.4 (Conservation: CAC Contractual Expenses)
\$6,290	from A-8160.4 (Refuse and Garbage: Contractual Expenses)
\$6,290	to A-8160.41 (Refuse and Garbage: Contractual Expenses)

A motion was made by Councilmember Gerald, seconded by Councilmember Smith, and approved unanimously to approve the above noted amendment to the 2016 Budget.

#### **AUDIT OF BILLS:**

##### **2015:**

**General Nos. 415 through 421, in the amount of \$2,978.67; and  
Highway Nos. 189 through 192, in the amount of \$433.99;  
As listed on Abstract # 12D of 2015, dated February 9, 2016.**

##### **2016:**

**Escrow No. 1, in the amount of \$390.00;  
General Nos. 20 through 51 (#49 adjusted -\$567.26), in the adjusted amount of  
\$19,893.10; and  
Highway Nos. 3 through 10, in the amount of \$12,908.38;  
As listed on Abstract # 2 of 2016, dated February 9, 2016.**

A motion was made by Councilmember Evans, seconded by Supervisor Teal, and approved unanimously to pay the above noted claims from their respective accounts.

#### **OTHER:**

#### **PRIVILEGE OF THE FLOOR:**

**David Farren** addressed the town board stating that the Corkscrew Rail Trails Association is now a 501c3 non-profit.

**Bruce Shenker** addressed the town board requesting clarification on what happened to the Climate Change Resolution and the Climate Smart Communities Resolution, if they were rejected or tabled. Supervisor Teal stated that it was tabled to the March meeting.

**Scott Larabee** addressed the town board asking if the cable company would have to run cable to all the places that don't have it to provide everyone with broadband. Supervisor Teal stated that the stipulation says that they must build up the entire area to make sure that everyone has access.

**Ben Wheeler** addressed the town board about an accident that occurred on the 14<sup>th</sup> of last month that the LVPA was called to. The type of the incident required that the LVPA reach out well beyond their borders to pull in the necessary resources to respond.

The NYS office of fire prevention control responded with NY Task force 2 and the Village of Colonie fire department responded with the trans rescue support team. Both agencies responded in a very reasonable period of time. He has drafted two letters of appreciation, one to the Colonie Fire Department and one to Mayor Leek of Colonie and they will draft another one for the office of fire prevention. They are requesting Supervisor Teal's signature on these letters.

**Judy Zimmer** addressed the town board stating that there are two residents of New Lebanon, Cari Naftali and Regina Walther that have gone to the Greek Island of Lesvos to help with the refugee crisis. Cari has returned to New Lebanon and is going to different venues to speak of her experience there. There is an article about her in the Eastwick Press and she plans to speak at the New Lebanon Library soon.

**ADJOURNMENT:**

A motion was made by Councilmember Smith and seconded by Councilmember Evans to adjourn the meeting at 9:00 p.m.

Respectfully submitted,

Tistrya Houghtling  
New Lebanon Town Clerk