

*Town Supervisor*

*David VanLuven*

*Town Board Members*

*Joyce Becker*

*Maureen Cunningham*

*James Foster*

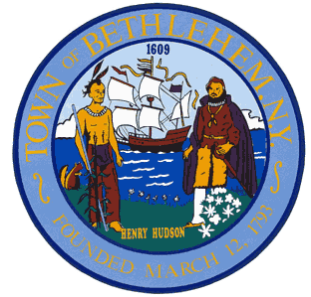
*Giles Wagoner*

# TOWN OF BETHLEHEM

## Town Board Agenda

Wednesday, March 28, 2018

6:00 PM



### I. 5:00pm Special Meeting of Supervisor

**Motion To:** To Adjourn into Executive Session to discuss current property assessment lawsuits and grievances, and potential litigation

**RESULT:** ADJOURN [UNANIMOUS]  
**MOVER:** Giles Wagoner, Board Member  
**SECONDER:** James Foster, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

### 2. Executive Session

A motion to approve the settlement of the tax certiorari proceeding commenced by Windsor Properties challenging the assessment of an office building located on 1345 New Scotland Road, Slingerlands, providing for a reduction of the 2014, 2015, 2016 and 2017 assessment from \$1,200,000 to \$850,000 was offered by Councilman Foster, seconded by Councilwoman Cunningham and approved with the following vote:

AYES: Supervisor VanLuven, Councilwoman Becker, Councilwoman Cunningham, Councilman Foster, Councilman Wagoner

NOES: none

A motion to adjourn the Executive Session and Special Meeting of the Supervisor was offered by Councilwoman Cunningham, seconded by Councilman Wagoner and approved with the following vote:

AYES: Supervisor VanLuven, Councilwoman Becker, Councilwoman Cunningham, Councilman Foster, Councilman Wagoner

NOES: none

### II. Pledge of Allegiance

Attendee Name	Title	Status	Arrived
David VanLuven	Town Supervisor	Present	

Joyce Becker	Board Member	Present	
Maureen Cunningham	Board Member	Present	
James Foster	Board Member	Present	
Giles Wagoner	Board Member	Present	
Nanci Moquin	Town Clerk	Present	
James Potter	Town Board Counsel	Present	

**III. Announcements**

**IV. Public Comments**

Members of the Nathaniel Post spoke concerning property next to the post.

**V. Public Hearings**

**1**Public hearing to solicit comment on the conservation easement application of Thomas Evans for a conservation easement on 10.5 acres of land at tax parcel ID 122.00-2-10.1

A motion to open the public hearing was offered by Councilman Foster, seconded by Councilwoman Becker and approved with the following vote:

AYES: Supervisor VanLuven, Councilwoman Becker, Councilwoman Cunningham, Councilman Foster, Councilman Wagoner

NOES: none

A motion to forgo the reading of the public notice and indent the notice into the minutes was offered by Councilwoman Cunningham, seconded by Councilman Wagoner and approved with the following vote:

AYES: Supervisor VanLuven, Councilwoman Becker, Councilwoman Cunningham, Councilman Foster, Councilman Wagoner

NOES: none

**NOTICE OF PUBLIC HEARING  
TOWN OF BETHLEHEM, ALBANY COUNTY**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Bethlehem, Albany County, New York will hold a public hearing on Wednesday, March 28, 2018 at 6:00pm, at Town Hall, 445 Delaware Avenue, Delmar, NY to solicit comment on the conservation easement application of Thomas Evans for a conservation easement on 10.5 acres of land at tax parcel ID 122.00-2-10.1.

All parties in interest and citizens will have an opportunity to be heard at the said hearing.

BY ORDER OF THE TOWN BOARD  
TOWN OF BETHLEHEM

Nanci Moquin  
TOWN CLERK

John Smolinsky spoke in favor of the easement.

A motion to close the hearing was offered and approved as follows:

**RESULT:** CLOSED [UNANIMOUS]  
**MOVER:** Maureen Cunningham, Board Member  
**SECONDER:** Joyce Becker, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

**2**Public hearing to solicit comment on the conservation easement application of Thomas Evans for a conservation easement on 3.41 acres of land at tax parcel ID 122.00-2-12

A motion to open the public hearing was offered by Councilman Wagoner, seconded by Councilwoman Cunningham and approved with the following vote:

**AYES:** Supervisor VanLuven, Councilwoman Becker, Councilwoman Cunningham, Councilman Foster, Councilman Wagoner

**NOES:** none

A motion to forgo the reading of the public notice and indent the notice into the minutes was offered by Councilman Foster, seconded by Councilwoman Becker and approved with the following vote:

**AYES:** Supervisor VanLuven, Councilwoman Becker, Councilwoman Cunningham, Councilman Foster, Councilman Wagoner

**NOES:** none

NOTICE OF PUBLIC HEARING  
TOWN OF BETHLEHEM, ALBANY COUNTY

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Bethlehem, Albany County, New York will hold a public hearing on Wednesday, March 28, 2018 at 6:00pm, at Town Hall, 445 Delaware Avenue, Delmar, NY to solicit comment on the conservation easement application of Thomas Evans for a conservation easement on 3.41 acres of land at tax parcel ID 122.00-2-12.

All parties in interest and citizens will have an opportunity to be heard at the said hearing.

BY ORDER OF THE TOWN BOARD  
TOWN OF BETHLEHEM

Nanci Moquin  
TOWN CLERK

There were no comments.

A motion to close the public hearing was offered and approved as follows:

**RESULT:** CLOSED [UNANIMOUS]  
**MOVER:** Maureen Cunningham, Board Member  
**SECONDER:** Joyce Becker, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

**VI. Minutes Approval**

**1. Wednesday, March 14, 2018**

**RESULT:** ACCEPTED [UNANIMOUS]  
**MOVER:** Joyce Becker, Board Member  
**SECONDER:** Maureen Cunningham, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

**VII. Line Items**

- **REQUEST FROM THE DIRECTOR OF PLANNING TO ADOPT PROPOSED LOCAL LAW # 3 OF 2018 AMENDING THE CODE OF THE TOWN OF BETHLEHEM CHAPTER 119, ARTICLE III, § 14.2, AND ARTICLE IV §119-20,C TO ADDRESS THE OVERNIGHT PARKING OF COMMERCIAL VEHICLES ON TOWN STREETS**

A motion to adopt proposed Local Law # 3 of 2018 amending the Code of the Town of Bethlehem Chapter 119, Article III, Section 14.2, and Article IV, Section 119-20,C to address the over night parking of commercial vehicles on Town streets was offered and approved as follows:

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Joyce Becker, Board Member  
**SECONDER:** Giles Wagoner, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

- **REQUEST FROM THE CHIEF OF POLICE TO AUTHORIZE THE TOWN BOARD TO APPOINT GABRIELLA E. FALCO TO THE POSITION OF TELECOMMUNICATOR**

A motion to appoint Gabriella E. Falco to the position of Telecommunicator was offered and approved as follows:

**RESULT:** APPROVE [UNANIMOUS]  
**MOVER:** Maureen Cunningham, Board Member  
**SECONDER:** Giles Wagoner, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

- **REQUEST FROM THE ADMINISTRATOR OF PARKS AND RECREATION FOR THE APPROVAL OF SEASONAL PERSONNEL**

A motion to approve the seasonal personnel listed in Ms. Lanahan's memo of 3-28-18 was offered and approved as follows:

**RESULT:** APPROVE [UNANIMOUS]  
**MOVER:** James Foster, Board Member  
**SECONDER:** Maureen Cunningham, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

- **REQUEST FROM THE FLEET MANAGER TO AUTHORIZE THE PURCHASE OF A CHEVROLET EQUINOX FOR USE BY THE POLICE DEPARTMENT.**

A motion to authorize the purchase of a Chevrolet Equinox for use by the Police Department was offered and approved as follows:

**RESULT:** APPROVE [UNANIMOUS]  
**MOVER:** James Foster, Board Member  
**SECONDER:** Maureen Cunningham, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

- **REQUEST FROM THE HIGHWAY SUPERINTENDENT FOR PERMISSION TO PURCHASE A KUBOTA COMPACT TRACK LOADER FOR USE BY THE HIGHWAY DEPARTMENT.**

A motion to purchase a Kubota Compact Track Loader for use by the Highway Department was offered and approved as follows:

**RESULT:** APPROVE [UNANIMOUS]  
**MOVER:** Giles Wagoner, Board Member  
**SECONDER:** Joyce Becker, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

- **AUTHORIZE THE TOWN SUPERVISOR TO SIGN THE 2018-19 HOUSEHOLD HAZARDOUS WASTE (HHW) COLLECTION AND DISPOSAL CONTRACT WITH MXI ENVIRONMENTAL SERVICES, LLC.**

A motion to authorize the Town Supervisor to sign the 2018-19 Household Hazardous Waste (HHW) collection and disposal contract with MXI Environmental Services, LLC was offered and approved as follows:

**RESULT:** APPROVE [UNANIMOUS]  
**MOVER:** Maureen Cunningham, Board Member  
**SECONDER:** Joyce Becker, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

- **REQUEST FROM DIRECTOR OF PLANNING TO REFER THE GLENMONT SELF STORAGE MED APPLICATION FOR A DEVELOPMENT MASTER PLAN AT 560 ROUTE 9W TO THE PLANNING BOARD**

A motion to refer the Glenmont Self Storage MED application for a Development Master Plan at 560 Route 9W to the Planning Board was offered and approved as follows:

**RESULT:** APPROVE [UNANIMOUS]  
**MOVER:** James Foster, Board Member  
**SECONDER:** Joyce Becker, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner

#### **VIII. New Business**

none

#### **IX. Adjournment**

**Motion To:** Adjourn

**RESULT:** ADOPT [UNANIMOUS]  
**MOVER:** Maureen Cunningham, Board Member  
**SECONDER:** Joyce Becker, Board Member  
**AYES:** VanLuven, Becker, Cunningham, Foster, Wagoner