

Town Supervisor

David VanLuven

Town Board Members

Joyce Becker

Maureen Cunningham

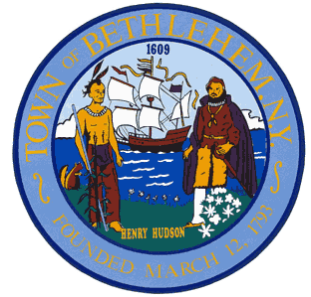
James Foster

Giles Wagoner

TOWN OF BETHLEHEM

Town Board Agenda

Wednesday, January 23, 2019
6:00 PM



I. 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	
Daniel Coffey	Board Member	Present	
Nanci Moquin	Town Clerk	Present	
James Potter	Town Board Counsel	Absent	

II. Announcements

III. Public Comments

Michael Carey.

IV. Minutes Approval

1. Wednesday, January 09, 2019

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

V. Line Items

- **REQUEST FROM ECONOMIC DEVELOPMENT COORDINATOR FOR TOWN BOARD TO SCHEDULE A PUBLIC HEARING ON THE 2016 SMALL BUSINESS ASSISTANCE GRANT PROGRAM FOR GARDEN BISTRO 24 AT VISTA, INC.**

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 February 13, 2019 at 6:00 p.m. at the Town Hall, 445 Delaware Avenue, Delmar, New York to discuss the general community and economic development needs of the Town and to solicit public comment regarding the

Town's implementation of \$25,600 in Community Development Block Grant (CDBG) Funds through the 2016 Small Business Assistance Grant Program from the New York State Office of Homes and Community Renewal. The Town applied on behalf of Garden Bistro 24 at Vista, Inc. located at 5 Vista Boulevard, Slingerlands, for the purchase of machinery and equipment associated business expansion. Documentation related to the program can be viewed in the Planning Department at Town Hall, Monday thru Friday, 8:30 a.m.-4:30 p.m.

All interested persons are invited to attend and be heard. Individuals with disabilities who are in need of an accommodation in order to participate should contact the Town Clerk's office at 518-439-4955, ext. 1183. Advanced notice is requested.

BY ORDER OF THE TOWN BOARD

TOWN OF BETHLEHEM

Nanci Moquin

TOWN CLERK

A motion to set the public hearing date for February 13, 2019 at 6:00PM for the 2016 Small Business Assistance Grant Program for Garden Bistro 24 at Vista, Inc. was offered and approved as follows:

RESULT: APPROVE [UNANIMOUS]
MOVER: Daniel Coffey, Board Member
SECONDER: Maureen Cunningham, Board Member
AYES: VanLuven, Becker, Cunningham, Foster, Coffey

- **REQUEST FROM THE CHIEF OF POLICE FOR THE TOWN BOARD TO AWARD THE BID FOR UNIFORMS AND RELATED EQUIPMENT FOR POLICE, COMMUNICATIONS AND ANIMAL CONTROL TO GALLS LLC**

A motion to award the bid for uniforms and related equipment for Police, Communications and Animal Control to Galls LLC was offered and approved as follows:

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

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

A motion to approve the seasonal personnel as attached was offered and approved as follows:

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

- **APPROVAL OF THE 2019 IDA SERVICE AGREEMENT AND AUTHORIZATION FOR THE SUPERVISOR TO SIGN THE AGREEMENT**

A motion to approve the 2019 IDA Service Agreement and authorize the Supervisor to sign the agreement was offered and approved as follows:

RESULT: APPROVE [UNANIMOUS]
MOVER: Daniel Coffey, Board Member
SECONDER: Maureen Cunningham, Board Member
AYES: VanLuven, Becker, Cunningham, Foster, Coffey

- **REQUEST FROM THE DEPUTY COMMISSIONER OF PUBLIC WORKS TO ADOPT THE RESOLUTION TO APPROVE NYSDOT SUPPLEMENTAL AGREEMENT NO. 03 AND AUTHORIZE THE SUPERVISOR TO SIGN THE AGREEMENT**

RESOLUTION BY MUNICIPALITY
(Locally Administered Project)
RESOLUTION NUMBER: _2019-003_

A Resolution authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefore.

WHEREAS, a Project TEP: Delaware Avenue Hamlet Multimodal Streetscape Enhancements P.I.N. 1759.68 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80 % Federal funds and 20 % non-federal funds; and

WHEREAS, the **Town of Bethlehem** desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of **Design, Construction and Cl.**

NOW, THEREFORE, the **Town Board of the Town of Bethlehem** duly convened does hereby

RESOLVE, that the **Town Board** hereby approves the above-subject project; and it is hereby further

RESOLVED, that the **Town Board** hereby authorizes the **Comptroller** to pay in the first instance 100% of the federal and non-federal share of the cost of **Design, Construction and Cl.** work for the Project or portions thereof; and it is further

RESOLVED, that the sum of **\$4,004,065.00** is hereby appropriated from the General Fund and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that the additional sum of **\$201,300.00** hereby appropriated from the General Fund and made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the **Town Board** shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the **Town Supervisor** be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the **Town of Bethlehem** with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project and it is further

RESOLVED, this Resolution shall take effect immediately

A motion to adopt the Resolution was offered by Councilwoman Cunningham, seconded by Councilwoman Becker and approved with the following vote:

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

NOES: none

STATE OF NEW YORK

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} ss:

I, the undersigned,

DO HEREBY CERTIFY that I have compared the above copy of a resolution adopted January 23rd, 2019 with the original record in this office and that the same is a correct transcript thereof and of the whole of said original record.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of said Town of Bethlehem

This 24th day of January, 2019.

Town Clerk

A motion to adopt the resolution to approve NYSDOT Supplemental Agreement No. 03 and authorize the Supervisor to sign the agreement was offered and approved as follows:

RESULT: ADOPTED [UNANIMOUS]
MOVER: Maureen Cunningham, Board Member
SECONDER: Joyce Becker, Board Member
AYES: VanLuven, Becker, Cunningham, Foster, Coffey

- **REQUEST FROM THE DEPUTY COMMISSIONER OF PUBLIC WORKS FOR AUTHORIZATION TO APPROVE SUPPLEMENTAL AGREEMENT NO. 02 FOR CHA AND AUTHORIZE THE SUPERVISOR TO SIGN THE AGREEMENT.**

A motion to approve the Supplemental Agreement No. 02 for CHA and authorize the Supervisor to sign the agreement was offered and approved as follows:

RESULT: APPROVE [UNANIMOUS]
MOVER: Daniel Coffey, Board Member
SECONDER: Maureen Cunningham, Board Member
AYES: VanLuven, Becker, Cunningham, Foster, Coffey

- **REQUEST FROM DEPUTY COMMISSIONER OF PUBLIC WORKS TO ACCEPT MAP AND DEED DOCUMENTS FOR A WATER EASEMENT AT 282 ELSMERE AVENUE LEGACY CHURCH**

A motion to accept the map and deed documents for a water easement at 282 Elsmere Avenue Legacy Church was offered and approved as follows:

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

- **REQUEST FROM DEPUTY COMMISSIONER TO APPROVE RESOLUTION TO ACCEPT NEWELL PLACE PHASE 2 SUBDIVISION MAP AND DEED DOCUMENT OF EGMONT COURT**

Resolution No. 2019-004

Resolution to Accept Egmont Court, Town of Bethlehem, New York as a public road

WHEREAS, in 2019, Haswell Farms LLC. constructed the continuation of Egmont Court as a Town street in accordance with the Final Plat, Subdivision Plan, Newell Place subdivision dated 6/5/14 and last revised 6/19/15 and specifications prepared by Ingalls and Associates, LLP; and

WHEREAS, Egmont Court is a the two lane road, is 0.16 miles in length (station 0+00 to 8+45) and consists of a new drainage system, asphalt pavement and street signage with access to Town road; and

WHEREAS, construction of Egmont Court has been completed in accordance with as-built drawings and was accepted for maintenance by the Town of Bethlehem at its January 23, 2019 Town Board meeting and is currently open to vehicular traffic for the public; now, therefore be it

RESOLVED, that Egmont Court shall be included in the 2019 Town Local Highway Mileage Inventory of Town Streets; and be it further

RESOLVED, that New York State Department of Transportation is requested to include Egmont Court in the Town of Bethlehem 2019 Inventory of Streets

A motion to adopt the resolution was offered by Councilwoman Becker , seconded by Councilwoman Cunningham and approved with the following vote:

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

NOES: none

ABSENT: none

Date: January 23, 2019

A motion to adopt the resolution to accept Newell Place Phase 2 subdivision map and deed document for Egmont Court was offered and approved as follows:

RESULT: ADOPTED [UNANIMOUS]
MOVER: Joyce Becker, Board Member
SECONDER: Maureen Cunningham, Board Member
AYES: VanLuven, Becker, Cunningham, Foster, Coffey

- **REQUEST FROM DEPUTY COMMISSIONER TO ACCEPT A STORM WATER PARCEL FOR THE NEWELL SUBDIVISION PHASE 2**

A motion to accept a Storm Water Parcel for the Newell Subdivision Phase 2 was offered and approved as follows:

RESULT: APPROVE [UNANIMOUS]
MOVER: Daniel Coffey, Board Member
SECONDER: Maureen Cunningham, Board Member
AYES: VanLuven, Becker, Cunningham, Foster, Coffey

- **REQUEST FROM DEPUTY COMMISSIONER TO ACCEPT A SEWER EASEMENT FOR THE NEWELL SUBDIVISION PHASE 2**

A motion to accept a sewer easement for the Newell Subdivision Phase 2 was offered and approved as follows:

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

VI. New Business

none

VII. Adjournment

Motion To: Adjourn

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