

TOWN BOARD
FEBRUARY 14, 2007

A regular meeting of the Town Board of the Town of Bethlehem was held on the above date at the Town Hall, 445 Delaware Avenue, Delmar, NY. The meeting was called to order by the Supervisor at 5:30 p.m.

PRESENT: Theresa Egan, Supervisor
Daniel Plummer, Councilman
Samuel Messina, Councilman
Kyle Kotary, Councilman
Joann V. Dawson, Councilman
James T. Potter, Esq., Town Attorney
ABSENT: Kathleen A. Newkirk, Town Clerk

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Supervisor Egan in the absence of the Town Clerk noted she would be taking the actions to allow preparation of the Town Board minutes by Town Clerk Newkirk. In light of the snow emergency, Town Clerk Newkirk proceeded home when the Town offices closed at 3:00 p.m.

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On motion of Mr. Plummer, seconded by Mr. Kotary, the public hearings were adjourned to February 28, 2007, the next regular Town Board meeting, at the indicated times. The motion was passed by the following vote:

Ayes: Ms. Egan, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

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A notice will be published in the Spotlight issue of February 21, 2007 noting the new date for these public hearings.

The next item was a request from Highway Superintendent, Gregg Sagendorph, for approval of award of bids for various commodities.

The motion was made by Mr. Messina and seconded by Mr. Kotary to approve award of bids for various commodities as requested by Gregg Sagendorph, Highway Superintendent, as follows and on file in the Town Clerk's office.

Gasoline & Diesel Fuel	Heating Oil
Washed Crushed Stone	Gravel
Topsoil	Guide Rail
Rental of Track Excavator	Rental of Construction Equipment
Utility Repair Crews	Milling
In-Place Paving	Plastic Pipe
Corrugated Metal Pipe	Precast Concrete Manholes
Iron Castings	

The motion was passed by the following vote:

Ayes: Ms. Egan, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

The following item was a request from Gregg Sagendorph, Highway Superintendent, for approval of release of easement, John Street, Selkirk.

The motion was made by Mrs. Dawson and seconded by Mr. Kotary to approve the release of easement for John Street, Selkirk as requested by Gregg Sagendorph, Highway Superintendent. The motion was passed by the following vote:

Ayes: Ms. Egan, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

The next item was a request from Commissioner of Public Works, Oliver Holmes, for approval to go to bid for Chemicals. Could advertise on February 21, 2007 and open bids on March 6, 2007 at 3:00 p.m.

The following resolution was offered by Mrs. Dawson and seconded by Mr. Mr. Kotary:

WHEREAS, the Town desires to advertise for bids for the purchase of Chemicals, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 21st day of February 2007 and that bids be received up to 3:00 p.m. on the 6th day of March 2007 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

Ayes: Ms. Egan, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

The following item was a request from Nan Lanahan, Administrator, Parks and Recreation Department, for approval of award of bid for Sodium Hypochlorite to the low bidder, Slack Chemical Company, Carthage, NY.

The motion was made by Mr. Messina and seconded by Mrs. Dawson to approve the award of bid for Sodium Hypochlorite to the low bidder, Slack Chemical Company, Carthage, NY as requested by Nan Lanahan, Administrator, Parks and Recreation Department. The motion was passed by the following vote:

Ayes: Ms. Egan, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

The next item was a request from Administrator, Nan Lanahan, Parks and Recreation Department, for approval to go to bid for the rental of portable toilets. Could advertise February 21, 2007 and open bids on March 5, 2007 at 3:00 p.m.

The following resolution was offered by Mr. Kotary and seconded by Mrs. Dawson:

WHEREAS, the Town desires to advertise for bids for the rental of portable toilets, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 21st day of February 2007 and that bids be received up to 3:00 p.m. on the 5th day of March 2007 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

Ayes: Ms. Egan, Mr. Plummer, Mr. Messina, Mr. Kotary, Mrs. Dawson.
Noes: None.
Absent: None.

Supervisor Egan asked if there was any public comment on non-agenda items. Ms. Susanne Capone questioned the absence of the Town Clerk indicating the conduct of the meeting is in violation of the Open Meetings Law. Town Attorney

Potter indicated the Town Clerk or her designee would be allowed to take the actions of the Town Board.

The motion was made by Mr. Messina and seconded by Mr. Plummer to adjourn the regular Town Board meeting at 6:00 p.m. The motion was carried by the following vote:

Ayes: Ms. Egan, Mr. Plummer, Mr. Messina, Mr. Kotary.

Noes: None.

Absent: None.

Town Clerk