

TOWN BOARD
MARCH 27, 1996

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 7:30 p.m.

PRESENT: Sheila Fuller, Supervisor
Freeman T. Putney, Councilman
George Lenhardt, Councilman
Doris M. Davis, Councilman
Robert C. Johnson, Councilman
Bernard Kaplowitz, Esq., Town Attorney
Kathleen A. Newkirk, Town Clerk

- - -

Supervisor Fuller welcomed everyone to the regular Town Board meeting. The first item on the agenda was a recommendation from Town Planner, Jeffrey Lipnicky, regarding SEQOR determination and setting of public hearing for proposed zone change for amendment to Planned Residence District No. 5, Good Samaritan Lutheran Health Care Center, Inc., Rockefeller Road, Elmsere.

The Supervisor noted the SEQOR determination should be done the night of the public hearing after the public comments. She said the public hearing could be set for April 24, 1996 at 7:30 p.m.

The motion was made by Mrs. Davis and seconded by Mr. Lenhardt to set the public hearing regarding a zone change for an amendment to Planned Residence District No. 5, Good Samaritan Lutheran Health Care Center, Inc., Rockefeller Road, Elmsere, Town of Bethlehem for April 24, 1996 at 7:30 p.m. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.
Noes: None.

The next item was a recommendation from Town Planner, Jeffrey Lipnicky, regarding Beverwyck Phase III, Amendment to Building Project Approval PRD No. 12 to be referred to the Planning Board for review and recommendation, including SEQOR review.

Supervisor Fuller invited Mr. Iannello of Beverwyck to give a brief review of the proposal and why this must go back to the Planning Board. Mr. Iannello thanked Supervisor Fuller. He distributed a brochure describing the project. He introduced Bob Alund (Director of Development and Planning), Kelly Hoffman (Project Associate), Doug Miller (Executive Director at Beverwyck), and Len Angerame (architect). Mr. Iannello said this project is for the Beverwyck campus in North Bethlehem and is a joint venture endeavor of the Albany Guardian Society and the Eddy. Albany Guardian Society is a not-for-profit sponsor that has serviced the City of Albany for over 140 years, according to Mr. Iannello. He said they operate an adult home on Clinton Avenue. The Eddy is a not-for-profit sponsor based out of Troy, New York which has provided a variety of services including nursing homes, home care, rehabilitation services and retirement housing. The Beverwyck project opened in September of 1993 with 86 independent living units and an additional 15 cottages for a whole complement of 101. At the time of the original proposal, there was an intent to construct a nursing home on a piece of land between Krumkill Road and Beverwyck Lane. There was a realization because of the State's certificate of need process, that it would be very difficult to construct a nursing home. At this time, the State has determined that there is no need for a nursing home in Albany County. He said under today's regulatory climate, they would not be able to receive approval for nursing home beds. He said to advance the project at this time, they wish to construct a community service residence. It will be a 41 bed facility along with a medical day care program. He said the day care program would be in space that would be available for use by the community during other hours. This

Town Planner
SEQOR determi-
nation and set
Public Hearing
Zone change
Good Samaritan
Lutheran Health
Care Center
April 24, 1996

Beverwyck
phase III
amendment to
building
project
approval PRD
No. 12 refer-
red to
Planning Board

proposal would fit in very nicely with the existing services that are offered.

Mr. Iannello talked about the assistive living concept that is well established in other states. It is an independent type of living environment, smaller units with more services. These units are rental units. The Beverwyck units are entrance fee units. He said they are easier to get into and easier to move on if you need other types of services. He said it is important to note that assistive living is not nursing home care.

Mr. Angerame, architect, showed drawings with location of the buildings including the exterior design, front and rear views and floor plans of both the day care facility and the assistive living units to be constructed. He indicated the location of the facility on the Beverwyck campus. He also pointed out the existing barn and said it would be taken down. He said each facility will have its own entrance. He said this will eliminate any congestion when entering the facilities. Fencing and landscaping will shield the facilities to the neighborhood and Krumkill Road and Olympian Drive.

Councilwoman Davis noted he referred to a stairway and asked if there were elevators. Mr. Angerame said there are elevators on each wing, however, none in the central area. He noted lounges have been placed along the way to take away the look of long institutional corridors.

Attorney Kaplowitz asked if a monthly rental has been established or a ball park figure or any idea of what people will have to pay. Mr. Iannello said for this type of service they are envisioning something in the neighborhood of about \$2,000 per month. The \$2,000 would be the value of the room, the board that would include 3 meals a day and a certain level of housekeeping and all transportation, security, etc. The health care component would go on top of that and that is a variable number so it depends on the individual's health care needs.

Councilwoman Davis said some of the adult care homes in this area run about that much now, and asked how this differs from an adult care home. Mr. Iannello said this is a very good question. He said this facility will pursue adult home licensing. He said this will be constructed to adult home levels. In New York State, according to Mr. Iannello, at this time, the licensing structure includes hospitals, nursing facilities (it used to have health related facilities which were like low level nursing homes), adult homes and below adult homes there is independent living units. In the rest of the world, the area between nursing homes and independent living is this assistive living level. In other states they use different types of licensures, he said, in some cases they have their own stand alone licensure and other states use an adult home license to allow assistive living. Mr. Iannello said in the context of adult home services today in New York State, that is typically for someone who is in the higher need of care and a more continuous type of care and the staff is able to provide this care. Under assistive living structure, most of the care is provided by the outside home care agency. Mr. Iannello said there is a subtle difference. He said they think the State may look at a change in the way they look at assistive living. He said they have a sense that things are changing in this regard and that it will be looked at through the adult home license. He said they submitted a certificate of need the end of December seeking adult home status. Mr. Iannello said the next question would be how does this differ from the existing facility. He said the existing facility is an independent living structure also but it is not structured to provide both types of care. He said there are individuals at Beverwyck who require home care services and purchase it from an agency but basically when you look at the economics, the incentives are that as your care needs go up, your spatial needs go down. The Beverwyck entrance fee model has more square footage and it is more expensive to receive care in that setting. The assistive living structure is smaller square footage, easier to get services and is a rental model not an entrance fee model.

Councilwoman Davis said when someone reaches the point of requiring the health services, very often it is difficult for those individuals to do it on their own and asked how they accommodate for that. She asked do they have to contract on their own or will they be assisted in getting those services. Mr. Iannello said today they are in the position to assist those folks in receiving those services. He said they are obligated and they always make a point of letting people know that they can purchase those services from any organization they wish. He said they have home care services and many of the home care services that are provided at Beverwyck are provided from an Eddy affiliate but there is no obligation for that. The services can be purchased from any organization. He said there is assistance to the resident for arranging for these services. He said there is also case management oversight which tries to anticipate people's care needs. Mr. Iannello said they try to look ahead before an emergency situation exists. He said generally for most people who do not have a traumatic event, the deterioration can be detected in their ability to perform their activities of daily living.

Supervisor Fuller said this is a place that anyone can inquire about, noting they do not have to be a resident of Beverwyck per se. Mr. Iannello said this was correct. He said their supposition is that the first fill up of this will be non-Beverwyck residents. He said this is always open to outside admissions.

Councilman Putney noted the Town provides certain services to Beverwyck and he said he understands that they have an agreement with the Town relative to the payment in lieu of taxes. Mr. Iannello said this was correct. Mr. Putney further asked if that agreement covers this expansion or would there be a new agreement with the Town. Mr. Iannello said his understanding is that that agreement in spirit would cover the assistive living building only. He said that was the discussion due to this being the replacement for the nursing home portion of that component. Mr. Alund said the original contract was a nursing home and it would apply to the assistive living only. He said part of the original structure has always been the community service building which is the adult day care program. Mr. Alund said he thinks the plan is and has always been that in the evening if that is available, it can be used for community use. He said that area would be open to anyone in the community, different community organizations, to use the space for whatever purpose. He said that is similar to what is done on the Troy campus. He said that piece would not fall within the tax realm. Councilman Putney asked if this would require a separate agreement or no taxes would be paid on that building. Mr. Alund said they anticipate not paying taxes on that piece of the building, however, the rest of the building would be subject to taxes. Mr. Putney asked if that would come under a separate agreement which has not yet been negotiated with the Town. Mr. Alund said this was correct.

Mr. Iannello said there is one other point of disclosure that he wished to point out and that has to do with the day care programming that was described. He said an application has been submitted to the Department of Health to approve a 45 slot medical day care program for that building. The application has been denied which they knew, according to Mr. Iannello, because he said they knew the bed need methodology for that. He said they have appealed that and are continuing to appeal that. He said they are guardedly optimistic that this will be successful. He said this too is coming under great change within the Department of Health.

Councilwoman Davis asked on what basis it was denied. Mr. Iannello said the way they do bed need methodology in New York State under the current process which is a lengthy process but in a nut shell, they take population for a given region by age breakdown and they apply a percentage and say that this breakdown of age groups will see this amount of nursing home utilization. He said that is what determines how many nursing home beds the region needed, a county need. It is done county by county. They then merely deduct the nursing home beds in operation and say that is the available balance. He said the day care they came up with a formula and he could not say if it was good or bad because he thinks the intent was there -- they said a certain percentage of nursing home beds could be

met by day care programs. He said it is a mathematical formula applied to an already kind of stretch mathematical formula. He said it is not reflective of real life because they feel comfortable that a day care program operating in Bethlehem would do very, very well. He said he thinks the need is evident in the community.

Councilwoman Davis said it seems to her the nursing home needs are there too. Mr. Iannello said they sense that also. Mrs. Davis said anyone who has been trying to get into one will tell you that. Mr. Iannello said if they could do something about it, they would. He said they are watching it very closely because it is very important to them. He said they think the best thing that can be done is provide services to the elderly.

Councilman Putney asked with this project if it would use up the land at this site. Mr. Iannello said pretty much. Councilman Putney asked if this was it. Mr. Iannello said yes, he did not know of any other plan.

Councilwoman Davis said she had one last question and it relates to the landscape, architectural plan. She said Beverwyck is a very beautiful facility and anyone would agree. She said when one comes down Krumkill, they are aware of the residential development that has occurred there and you are not aware of Beverwyck from Krumkill to any great extent. She said there are homes, however, on this side of Krumkill and asked if the screening will take care of keeping them private. Mr. Angerame said what they are doing is creating berms around the building itself and then landscaping on top of the berms. He said it will help keep the homes private. Councilwoman Davis noted the ARC center is located on the corner but she was thinking about the area of residential development. Mr. Angerame said that is why they are developing the berms plus it helps reuse the material on the site. He said there is also a proposal for a 4 foot high fence around the perimeter. He said by the combination of berming, landscaping and fencing, it will create a nice barrier. Councilwoman Davis thanked Mr. Angerame.

Supervisor Fuller noted they will also be looking at the road. Mr. Iannello said yes. Mr. Steve Ainspan noted there were several concerns expressed and asked a couple questions. Mr. Ken Hussee also asked a couple of questions concerning the proposal. Questions concerned the dust and dirt that would be raised by the construction. Mr. Angerame noted there will be a dust fence and that is why they will use the dirt for the berm. Question was raised regarding which roadway would be used for the construction traffic. Mr. Angerame noted there is a driveway presently from Krumkill Road and it will be utilized. Supervisor Fuller invited Mr. Ainspan and Mr. Hussee to attend the Planning Board meetings. They said they had a few questions because the project has been going on for 5 years. They also noted there was concern about the service road. Attorney Kaplowitz said the concerns should be addressed with the Planning Board so they may be included as part of the conditions for the review. He said they are very much interested in hearing these concerns. Mr. Lipnicky, Town Planner, noted at the Planning Board there will be a public hearing. Mr. Iannello said they remain very flexible on these issues. Councilwoman Davis noted the Planning Board does listen to the input that will be given.

The motion was made by Mr. Lenhardt and seconded by Mr. Putney to refer the application for amendment to the Building Project Approval PRD No. 12 for Beverwyck Phase III to the Planning Board, including the SEQR review. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

Public Works
go to bid
for Iron
Castings,
Precast Concrete
Blocks and Precast
Reinforced Concrete
Manhole sections

The next item was a request from Terrence Ritz, Engineering Division, Department of Public Works, for approval to go to bid for Iron Castings, Precast Concrete Blocks and Precast Reinforced Concrete Manhole Sections. Could advertise April 3, 1996 and open bids on April 16, 1996.

The following resolution was offered by Mrs. Davis and seconded by Mr. Lenhardt:

WHEREAS, the Town desires to advertise for bids for the purchase of Iron Castings, Precast Concrete Blocks and Precast Reinforced Concrete Manhole Sections, pursuant to law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk advertise for such bids in THE SPOTLIGHT issue on the 3rd day of April, 1996 and that bids be received up to 2:00 p.m., 2:10 p.m. and 2:20 p.m. respectively on the 16th day of April, 1996 at which time the bids will be publicly opened and read.

The resolution was adopted by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

The following item was a recommendation from Michael Cirillo, Engineering Services Administrator, for acceptance of deed for Westland Park Section 5 Subdivision, pending approval of the Town Attorney.

Acceptance of deed
for Westland Park
Section 5 subdivi-
sion

The motion was made by Mr. Putney and seconded by Mr. Lenhardt to approve the acceptance of a deed for Westland Park Section 5 Subdivision from Peter W. and Judith A. Burnetter, Albany, New York. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

The following item was a recommendation from Administrator, David Austin, Parks and Recreation Department for award of bid for resurfacing of pools at the Elm Avenue Park.

Parks and
Recreation award
of bid for
resurfacing of
pools

Councilman Johnson said Mr. Austin has done just a marvelous job and he noted there was quite a variance in the 2 bids. Mr. Austin said he was also amazed at the difference. He said he was very pleased with the lower bid and did not know why the other was so high. Mr. Johnson asked about the non-collusion statement which was signed. Mr. Austin said the second bidder had not signed the non-collusion statement.

The motion was made by Mr. Putney and seconded by Mr. Johnson to award the bid for resurfacing of the pools at the Elm Avenue Park to Surface Systems, Inc., Guilderland, New York including approval of K & K Gunitite Pool Builders, Colonie, New York as a subcontractor at a price of \$86,700. with alternate bids of #1 at \$57,700; #2 at \$11,500.; and #3 at \$17,500. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.

Noes: None.

The next item was a request from David Austin, Administrator, Parks and Recreation Department, for approval of seasonal personnel.

Parks and
Recreation for
approval of
seasonal
personnel

The motion was made by Mr. Johnson and seconded by Mrs. Davis to approve the appointment of the following seasonal personnel as recommended by David Austin, Administrator, Parks and Recreation Department at the titles and rates indicated:

Senior Attendant at a rate of \$6.30 per hour
 Alice Hahn
 Box 433, South Albany Road
 South Bethlehem, NY 12161

Senior Attendant at a rate of \$6.00 per hour
 Ruth M. Griffin
 572 Russell Road
 Albany, NY 12203

Recreation Instructor I at a rate of \$4.70 per hour
 Jacob Erlich
 37 The Crossway
 Delmar, NY 12054

Lifeguard at a rate of \$6.40 per hour
 Robert Geurtze
 40 Elsmere Avenue
 Delmar, NY 12054

The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
 Mr. Johnson.
 Noes: None.

Parks and
 Recreation
 regarding Lease
 agreement
 concession stand
 at Elm Avenue Park

The next item was a recommendation from David Austin, Administrator, Parks and Recreation Department, for authorization of the Supervisor to sign a lease agreement regarding the concession stand at the Elm Avenue Park, Route 32, Delmar. Supervisor Fuller noted Mr. Austin sent out requests to 23 different companies for a quote to operate the concession stand at the Elm Avenue Park and had only one response.

Councilman Lenhardt asked Mr. Austin if he knew why others did not seem interested. Mr. Austin said he thought they were afraid of the uncertainty of this operation due to the weather related conditions. He said in August 1994 there was a lot of rain and it can be damaging to the vendor. He said that is the only explanation he can give. Supervisor Fuller noted it could also be the restriction on pricing.

Councilwoman Davis asked if the price plus tax was actually 8 percent. She said the computation shows 7 percent. Mr. Austin said they had checked the prices. Attorney Kaplowitz noted on 93 cents it would be 7 cents.

Councilman Putney said Mr. Austin indicated the prior lessees had adopted not to do this again. He asked if Mr. Austin understood why that happened. Mr. Austin said he did, indicating they explained that it was not necessarily that they were not making money but that their situation has changed due to one of the people having a full time job elsewhere and the sister that worked the stand a lot left for Rochester. It is too much for them to handle at both locations. Councilwoman Davis said they did a good job. Attorney Kaplowitz said he has had some experience with some of the people over the years and if you wanted to turn the price loose, you could have 28 people interested. He said the most expensive item was \$2.00 for a cheeseburger and by today's standards that is not a lot by the time you pay the help and everything else. It does not leave a lot of room for profit. He also noted the last few years the Town operated it, we could not make a go of it. Mr. Austin said this was correct. Mr. Kaplowitz said somewhere down the line you may have to raise the prices.

Councilwoman Davis asked Mr. Austin what he would have done if no one came forward. Mr. Austin said he had a few scenarios in his mind that he didn't really like.

The motion was made by Mrs. Davis and seconded by Mr. Lenhardt to approve the authorization of Supervisor Fuller to sign a lease

agreement with Ben & Jerry's/Seattle Sub, having its principal place of business at 279 Lark Street, Albany, NY 12210 for operation of the concession stand at the Elm Avenue Park, Route 32, Delmar for the summer season of 1996. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis, Mr. Johnson.
Noes: None.

The next item was a request from Judith Kehoe, Comptroller, for approval of a part time employee, Corinna Raver, at a rate of \$11.50 per hour for approximately 20 hours per week due to the volume of work load in the Comptroller's office.

Approval for part-time worker for Comptroller's Office

The motion was made by Mr. Putney and seconded by Mr. Johnson to approve the appointment of Corinna Raver to the part time position in the Comptroller's office at an hourly rate of \$11.50 for approximately 20 hours per week. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis, Mr. Johnson.
Noes: None.

The following was a request from Kathleen A. Newkirk, Town Clerk, for purchase of an additional personal computer and related items.

Town Clerk's request additional personal computer

The motion was made by Mrs. Davis and seconded by Mr. Lenhardt to approve the purchase of a personal computer and software to allow for multi-user capability with the Town Clerk package software which is now in use in the office. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis, Mr. Johnson.
Noes: None.

Supervisor Fuller asked Comptroller Kehoe about the funding for this item. She noted there is some money in an account, restricted gift money, and that this account will be closed in the amount of \$10,000 and the individual had asked about turning this over to the Town Clerk for archival records. She asked if it was possible to take half of that to use for this since it was not in the budget. Comptroller Kehoe said this would be her first choice actually, otherwise a budget transfer would have to be done. She said it would have to come out of contingency and it is somewhat early in the year to start using this money. She said since this other money is available and it was requested to be used for the Town Clerk's office, that would be her preference. Supervisor Fuller said this is a special account for the Bicentennial books. Town Clerk Newkirk explained the Bicentennial Committee has disbanded at this point since the bicentennial was celebrated in 1993. There have been monies collected from the sale of the books, according to Town Clerk Newkirk. The only situation she mentioned that might be shorted is the fact that the money was to be used for preservation/conservation of archival records. Town Clerk Newkirk further noted if this money is used for the computer purchase, naturally, the archival records portion will be cut back. Supervisor Fuller said Mr. Brewer suggested this. Town Clerk Newkirk noted this was the suggestion as Records Management Officer and the fact that we do have some archival records that need restoration work.

Councilman Putney asked if the Supervisor would like to suggestion that the recommendation be contingent upon that. He offered the amendment.

The motion was made by Mr. Putney and seconded by Mr. Lenhardt that the purchase be contingent upon being able to take the \$5,000

from the special gift account. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis, Mr. Johnson.
Noes: None.

Councilman Johnson asked a couple technical questions. He noted he had discussed this with Town Clerk Newkirk. He said with regard to the 2 recommended prices, it would be better to get it from the better non-State contract price, indicating this was agreeable to the Town Clerk. Town Clerk Newkirk agreed. Mr. Johnson asked Comptroller Kehoe if there is a need for 2 or 3 bids. Comptroller Kehoe said if it is over \$500, request is made for 3 requests for proposals. Mr. Johnson said this looks pretty straight forward. He said that he requests the team look at the options to determine whether they are really necessary or not.

Supervisor Fuller next acknowledged the 1995 Annual Report submitted by Town Clerk Newkirk for the Town Clerk's office. Supervisor Fuller thanked the Town Clerk.

1995 Annual Report submitted by Town Clerk Newkirk for Town Clerk's Office

The next item was to approve the Town Board minutes of February 14, 1996.

Approve minutes of February 14, 1996

The motion was made by Mr. Putney and seconded by Mr. Johnson to approve the Town Board minutes of February 14, 1996 as submitted.

Councilwoman Davis noted there was one correction regarding page 6 for the SEQR resolution, the Interim Development Density Act extension of 1996, it was approved on a vote of 5 in favor and none against. Town Clerk Newkirk noted this was corrected.

The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis, Mr. Johnson.
Noes: None.

Robert Samsel address the board about Beaver Dam Road

Supervisor Fuller asked if anyone in the audience wished to address the Board. Mr. Robert Samsel, Beaver Dam Road, Selkirk, said he would like the Board to look into the feasibility of making Beaver Dam Road a no through truck road similar to other roads in the Town. He said they are getting an awful lot of trucks coming across Beaver Dam Road now. He said they are in excess of the 4 ton limit signs that are posted along the road. He said principally they are home delivery oil trucks. He said he counted 8 fuel oil trucks between the hour of 8:00 a.m. and 9:00 a.m. going west. He further noted he told Lt. Vanderbilt and his comment was they were probably delivering fuel oil. Mr. Samsel noted an 8 year old kid could tell you the 60 homes would have to be getting a delivery every 4 days.

Mr. Samsel said on top of that there is a traffic problem that has increased terribly over the last 5 years. He said he moved there 45 years ago this month and you could have fired a cannon down the middle of the road and never hit anything. Since then, Mr. Samsel continued, the State has put 5 extra traffic lights on Route 9W. He said anyone with a knowledge of the Town at all, comes across Beaver Dam Road like the Indianapolis speedway, and they miss the 7 traffic lights on Route 9W plus the 2 speed restrictions and go to Route 144 and have a clear shot right to Albany without a light or a speed restriction. He said this traffic is mainly during the 2 rush hours. He said it has gotten so bad that 2 trucks from Greenville Packing -- which is about 40 miles away -- go through Beaver Dam Road between 6:50 a.m. and 7:00 a.m. twice or three times a week. He said

this is a big white tractor trailer. He said there are trucks from Westerlo, Cairo, all coming across this Town road.

Mr. Samsel said the former Highway Superintendent had told him the weight limit was to protect the road from heavy trucks. He said now the development is being done and unfortunately over 1,000 trucks come in with fill. He said the road is taking a beating. He said we could keep the oil trucks and other big delivery trucks off the road. He said when the development opens up, he is going to go down and watch the people trying to get out to go to work because it is going to be like a Chinese fire drill.

Councilman Putney asked if it is posted for 4 tons now. Mr. Samsel said 4 tons, yes and 30 miles per hour. He said it was a waste of money when it went from 40 to 30 because they put all the signs up and nobody pays any attention to them. He said he has been after Lt. Vanderbilt for about 6 months about this. Mr. Samsel said Lt. Vanderbilt tells him there is no problem any different from everyone else's. Mr. Samsel said he does not care about the other problems, he cares about his road.

Mr. Samsel noted he felt a little more police patrolling would help slow the traffic. He said there is a need on Beaver Dam Road for something to be done.

Supervisor Fuller thanked Mr. Samsel and noted this would be looked at.

- - -

Supervisor Fuller asked if there was anyone else who wished to address the Board. There were none.

The motion was made by Mr. Putney and seconded by Mrs. Davis to adjourn to Executive Session following the close of the regular Town Board meeting to discuss personnel matters and pending litigation. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.
Noes: None.

- - -

The motion was made by Mr. Lenhardt and seconded by Mr. Putney to adjourn the regular Town Board meeting at 8:17 p.m. The motion was passed by the following vote:

Ayes: Mrs. Fuller, Mr. Putney, Mr. Lenhardt, Mrs. Davis,
Mr. Johnson.
Noes: None.

Adjourn regular
Town Board Meeting,
Executive Session
No action taken

Supervisor Fuller thanked everyone for coming and noted the next regular meeting will be held April 10, 1996.

Kathleen A. Newkirk
Town Clerk

EXECUTIVE SESSION

There was no formal action taken at the Executive Session.