

**TOWN OF CHATHAM TOWN BOARD MEETING
MARCH 16, 2006**

The regular meeting of the Town of Chatham, Town Board was held on March 16, 2006 at the town hall. Present were: Supervisor – Jesse DeGroot, Councilman – Beth Ann Rippel, Councilman – Don Hegeman, Councilman – Robert Balcom, Councilman – Jean Rohde, Town Clerk – Carol Gregg, Town Attorney – Tal Rappleyea, Highway Supt. – Joe Rickert and several others.

Supervisor DeGroot opened the meeting and pledge was led by Councilman Hegeman.

Public Hearing for Local Law #1 (Extending a Temporary Six Month Moratorium on the Approval of New Subdivisions of Land with more than three lots) was opened at 7:02 pm. **BARNEY LAPLANTE** feels that a certain group of people are trying to change everything. **JIM TEMPLE** feels that we have cut out the housing development because of the moratoriums. He does not think that we should keep passing new laws that will cost the taxpayers more money. **MELISSA POLLACK** stated that no one has come forward stating that the moratorium has caused a hardship for them. She feels that it is prudent at this time to pass the moratorium. **ERIC OOMS** was opposed to the moratorium but feels that it is better than the proposed Interim Zoning Law. **EARL SCHULTZ** stated that we need to leave a legacy to those who come after us.

CORRESPONDENCE

GHENT-CHATHAM SENIORS, expression of thanks to the town for financial help.

MIRROR LAKE restoration petition.

RUEL TEANEY letter of opposition to proposed B & A rail trail.

COL. CO. ENVIRONMENTAL MANAGEMENT COUNCIL regarding appointment

CHATHAM AG PARTNERSHIP regarding real estate transfer tax.

SUBDIVISION MORATORIUM EXTENSION seven letters in favor of Moratorium.

JOHN & EDIE ROOT urging the passing of the Moratorium Law.

PUBLIC COMMENT

MELISSA POLLOCK asked if the Town Board had hired a grant writer yet. Councilman Rohde reported on it that she has someone interested.

REPORTS

HIGHWAY Joe Rickert reported that the White Mills Road project over the CSX Bridge has been selected for funding as part of the 2006-2010 Transportation Improvement Program (\$2,000,000.00 estimated project). Joe discussed having a roadside cleanup the week of April 15 to April 22. Drop off day will be April 24 at the town hall. During the month of April Chatham residents will be able to drop off scrap metal at the highway garage.

JUSTICE report is on file.

COMP PLAN Mike Hart reported that they are starting to compile the document and have started working view shed project.

Motion was made by Councilman Rohde, seconded by Councilman Balcom, and carried to set a Public Hearing for Local Law #2 for our April meeting.

RES. #57-06 Local Law #1-06

Councilman Rohde offered Res. #57 and moved its adoption to adopt Local Law #1-06 (Extending a Temporary Six Month Moratorium on the Approval of New Subdivisions of Land with more than three lots. (Copy is on file). Councilman Balcom seconded the motion.

Vote; ayes, all present

Nays, none and resolution was adopted.

NEW BUSINESS

MIRROR LAKE (Old Chatham pond restoration) Supervisor DeGroot named Councilman Balcom liaison to this project. The Town Board would like to apply for a grant to take care of this project. Several people spoke concerning this problem. Roland Drowne has pictures that go back to when the last project on this lake was done. He will show them to anyone interested in seeing them.

ERIC OOMS representing the Chatham Ag Partnership group informed the board what the real estate transfer tax was all about. He stated that several towns are actively pursuing this.

RES. #58-06 to accept bids.

Councilman Rippel offered Res. #58 and moved its adoption that:

WHEREAS, the Town Board of the Town of Chatham accepts the following bids for the period of April 1, 2006 through March 31,2007, and

WHEREAS, the Town Board of the Town of Chatham awards portions of the bids below to more than one bidder based upon availability, location of material, location of potential job sites and/or price of the various materials from lowest bidder to highest bidder.

• **Gravel & Miscellaneous Aggregate**

• **Bank Run Gravel**

- | | | |
|------------------------|-----------------|----------------------|
| a. A. Colarusso & Son | \$ 4.00/ton FOB | |
| b. Troy Sand & Gravel | \$ 6.50/yd FOB | \$10.50/yd Delivered |
| c. Bob Boll Excavating | \$ 4.50/ton FOB | |
| d. Rifenburg | \$ 2.75/ton FOB | |

• **Processed Gravel- Item #3**

- | | | |
|------------------------|-----------------|----------------------|
| a. A. Colarusso & Son | \$ 6.75/ton FOB | |
| b. Troy Sand & Gravel | \$ 9.50/yd FOB | \$14.50/yd Delivered |
| c. Bob Boll Excavating | \$ 7.00/ton FOB | |
| d. Rifenburg | \$ 5.50/ton FOB | |

- **Processed Gravel- Item #4**

- | | | | |
|----|---------------------|-----------------|----------------------|
| a. | A. Colarusso & Son | \$ 6.75/ton FOB | |
| b. | Troy Sand & Gravel | \$ 9.50/yd FOB | \$14.50/yd Delivered |
| c. | Bob Boll Excavating | \$ 7.00/ton FOB | |
| d. | Rifenburg | \$ 4.40/ton FOB | |

- **Gravel Washed**

- | | | |
|----|--------------------|-----------------|
| a. | A. Colarusso & Son | |
| | ¼" | \$ 6.00/ton FOB |
| | ½" | \$ 6.00/ton FOB |
| | ¾" | \$ 6.00/ton FOB |

- **Washed Snow Sand**

- | | | |
|----|---------------------|-----------------|
| a. | Bob Boll Excavating | \$ 7.00/ton FOB |
|----|---------------------|-----------------|

- **Crushed Stone**

- | | | | |
|----|-----------------------------------|----------------------|-----------------------|
| a. | A. Colarusso & Son | | |
| | ¼" Wash | \$ 9.60/ton FOB | |
| | ½" Wash | \$ 9.25/ton FOB | |
| | ¾" Wash | \$ 9.00/ton FOB | |
| | 1-1/2" Stone | \$ 9.00/ton FOB | |
| | Cobblestone | \$ 4.75/ton FOB | |
| | RipRap (all sizes) | \$ 9.75/ton FOB | |
| | Gabion Stone | \$ 9.60/ton FOB | |
| | Crusher Run | \$ 7.20/ton FOB | |
| | Stone Dust | \$ 5.50/ton FOB | |
| | Screen Fill | \$ 6.25/ton FOB | |
| | (Add \$.25 for all blended items) | | |
| b. | Troy Sand & Gravel | | |
| | ¼" wash | \$13.00/ton FOB | \$18.50/ton Delivered |
| | ½" wash | \$ 9.25/ton FOB | \$15.50/ton Delivered |
| | ¾" wash | \$ 9.25/ton FOB | \$15.50/ton Delivered |
| | 1-½" wash | \$ 9.25/ton FOB | \$15.50/ton Delivered |
| | ½"- ¾" mix | \$ 9.25/ton FOB | \$15.50/ton Delivered |
| | Rip Rap | \$12.50/ton FOB | \$18.00/ton Delivered |
| | Gabion | \$12.50/ton FOB | \$23.00/ton Delivered |
| | Crusher Run | \$ 7.25/ton FOB | \$13.25/ton Delivered |
| | Stone Dust | \$ 8.75/ton FOB | \$15.25/ton Delivered |
| | Screen Fill | \$ 8.75/ton FOB | \$15.25/ton Delivered |
| c. | Bob Boll Excavating | | |
| | Cobble | \$ 8.15/ton FOB | |
| | Shale | \$ 5.50/ton FOB | |
| d. | Rifenburg | | |
| | Washed Stone | \$ 7.75/ton FOB | |
| | Crusher Run | \$ 5.00/ton FOB | |
| | Stone Dust | \$ 5.50/ton FOB | |
| | Screen Fill | \$ 4.40/ton FOB | |
| e. | Bemiss Trucking | | |
| | Shale | \$11.25/yd Delivered | |

- **CALCIUM CHLORIDE**

- a. **James Reed Sales:**

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|----------------|--|
| Winter Calcium | \$.885 per gallon delivered |
| Summer Calcium | \$.885 per gallon delivered & applied |

Delivered & Pumped into Storage Tanks-\$.855 per gallon

- **TRUCKING**

- a. **Bemiss Trucking**

- | | |
|-------------------------|--------------------------------------|
| Tractor-Trailer: | \$100/per hour (35 ton average load) |
| Tractor-Trailer(steel): | \$135/per hour |
| Tri-Axle: | \$ 75/per hour |

Hauling rates from the following locations:

- | | |
|-----------|----------------|
| Boll Pit: | \$3.30/per ton |
|-----------|----------------|

Colarusso Quarry:	\$4.45/per ton
Colarusso Sand:	\$4.80/per ton
Rifenburg:	\$7.35/per yard
Plus fuel surcharge:	1% increase on all rates, for every 7 cents that fuel

goes up over the New England average.

b. Macfarlane Contracting

Tri-Axle:	\$ 75.00/per hour (22 ton average load)
Plus fuel surcharge:	1% increase on all rates, for every 7 cents that fuel

goes up over the New England average.

c. A. Colarusso & Son

Tractor-Trailer:	\$100.00/per hr. (33 Ton load size)
Tractor Trailer (steel):	\$120.00 per hour (33 Ton load size)
Tri-Axle Dump:	\$ 75.00/per hr. (22 Ton load size)

Hauling rates from the following locations:

Colarusso Sand & Gravel:	\$ 5.75/per ton
Colarusso Quarry:	\$ 4.75/per ton
Colarusso Quarry:	\$ 5.75/per ton

• **BITUMINOUS MATERIAL**

Dense Binder:	A. Colarusso & Son	\$38.50/ton FOB
Top Type 7F:	A. Colarusso & Son	\$41.50/ton FOB
Top Type 6F:	A. Colarusso & Son	\$39.50/ton FOB

• **GUARDRAIL & POST INSTALLATION**

a. Town & County Bridge and Rail

<u>Material</u>	<u>Unit Price/New</u>	<u>Unit Price/used</u>
W-Beam Rail	\$6.75/ft	\$ 3.25/ft
Box-Beam Rail	\$29.00/ft	\$15.00/ft
3" I-Posts	\$39.00/ea	
Wrap Around Ends	\$55.00/ea	
Anchor Panels	\$95.00/ea	
Concrete Anchor	\$345.00/ea.	
BB Drop Ends	\$244.00/ea.	\$154.00/ea
Radius W-Beam	\$8.50/ft	
Radius Box-Beam	\$34.00/ft	

Prices include delivery, splice plates, shelf angles and all necessary hardware

Installation:

- a. Complete layout and installation of posts and rail. W- Beam: \$6.95/ft Box-Beam:\$7.50/ft

- b. Layout and Installation of posts only w/3-man crew and truck post pounder and utility truck: \$205.00/hr

Concrete anchors to be dug, set and back filled by the Town. Traffic control is not included.

Councilman Rohde seconded the motion.

Vote; ayes, all present

Nays, none and resolution was adopted.

RES. #59-06 to allow Highway to trade Highway Labor and/or Equipment with other towns.

Councilman Balcom offered Res. #59 and moved its adoption that:

WHEREAS, it has been the policy of the Highway Superintendent to trade highway Labor and/or equipment with other towns when it has been of benefit to the Town of Chatham, now therefore, BE IT RESOLVED, that the Highway Superintendent has permission from the Town Board of Chatham to continue this policy with the Town of Austerlitz, Town of New Lebanon, Town of Stockport, Town of Stuyvesant, Town of Canaan, Town of Kinderhook and Town of Ghent. Councilman Ripple seconded the motion.

Vote; ayes, all present

Nays, none and resolution was adopted.

RES. #60-06 to remove items from the Highway Dept. Inventory.

Councilman Hegeman offered Res. #60 and moved its adoption that:

WHEREAS, the Chatham Town Board authorizes the removal of the following items from the Highway Department's Inventory and to sell as surplus equipment or send to the Columbia County Auction the following: (1) 2003 MB Tow Behind Broom SN# 1303061982 (11) 225 70R 19.5 General Tires (4) 265 75R 16 Bridgestone Tires. Councilman Rohde seconded the motion.

Vote; ayes, all present

Nays, none and resolution was adopted.

RES. #61-06 to remove items from the Highway Dept. Inventory.

Councilman Ripple offered Res. #61 and moved its adoption that:

WHEREAS, the Chatham Town Board authorizes the removal of the following items from the Highway Department's Inventory and to discard as junk the following:

Inventory ID #00215: (1) McCulloch Aquamac 45 Water Pump, SV# 01-17406

Inventory ID # 00342: (1) V-Plow

Councilman Rohde seconded the motion.

Vote; ayes, all present

Nays, none and resolution was adopted.

RES. #62-06 to rent or hire machinery or equipment from State Line Rental & Equipment, Inc.

Councilman Rippel offered Res. #62 and moved its adoption that:

WHEREAS, the Chatham Town Board authorizes the Highway Superintendent to rent or hire machinery or equipment from State Line Rental & equipment, Inc., Rte. 22, Canaan, New York at the rates per vendor's price list. (Current price list is on file). Councilman Rohde seconded the motion.

Vote; ayes, all present

Nays, none and resolution was adopted.

RES. #63-06 to support the application for the 2006 Hudson River Valley Greenway Visions in planning award.

Councilman offered Res. #63 and moved its adoption to support the application for the 2006 Hudson River Valley Greenway Visions in planning award. (Copy of application is on file). Councilman Hegeman seconded the motion.

Vote; ayes, all present

Nays, none and resolution was adopted.

Motion was made by Councilman Ripple, seconded by Councilman Balcom and carried to accept the minutes of Feb. 16, 2006 and March 6, 2006 as written.

RES. #64-06 to accept the Comptrollers report.

Councilman Rohde offered Res. #64 and moved its adoption to accept the Comptrollers report.

Councilman Hegeman seconded the motion.

Vote; ayes, all present

Nays, none and resolution was adopted.

RES. #65-06 to purchase raft and shed for Crellin Park.

Councilman Rippel offered Res. #58 and moved its adoption that:

WHEREAS the raft and shed at Crellin Community Park are in need of replacement,

BE, IT RESOLVED that the Chatham Town Board authorizes the expenditure of approximately \$2,100.00 for the purchase and delivery of a new raft and approximately \$1,400.00 for the purchase of a pre-built wood shed. Councilman Rohde seconded the motion.

Vote; ayes, all present

Nays, none and resolution was adopted.

RES. #66-06 Requesting home rule.

Councilman Hegeman offered Res. #67 and moved its adoption that:

WHEREAS, the Town Board of the Town of Chatham finds it desirable to take steps necessary to protect agricultural land within the Town, and

WHEREAS, the Town Board of the Town of Chatham wishes to avail itself of the additional Real Estate Transfer Tax provisions of the New York State Tax Law in order to receive funds to help achieve such protection.

NOW THEREFORE IT IS HEREBY

RESOLVED, that the Town Board of the Town of Chatham requests that the NYS Senate and Assembly enact legislation authorizing the Town to enact a local law imposing an additional 2% of the price of all real estate sales in the Town of Chatham in excess of the median sales price for arms-length sales in the preceding in Columbia County, and it is further

RESOLVED, that the Town Board of the Town of Chatham requests that such legislation authorize the use of such additional Real Estate Transfer Tax for the purpose of agricultural land protection.

Councilman Rohde seconded the motion.

Vote; ayes, all present

Nays, none and resolution was adopted.

PUBLIC COMMENT

JAMES TEMPLE feels that if the Comprehensive Plan forces more hamlets in the town, that it could cause water and sewage problems. He would like to see what the cost of implementing the new Comp. Plan will be.

Motion was made by Supervisor DeGroot, seconded by Councilman Ripple and carried to go into executive session at 9:00 pm to discuss litigation. Motion was made by Supervisor DeGroot, seconded by Councilman Ripple and carried to come out of executive session at 9:20 pm.

Motion was made by Councilman Ripple, seconded by Councilman Rohde and carried to adjourn at 9:21 pm.

Respectfully submitted by,

Carol Gregg, RMC, Town Clerk