

Public Hearing..Road abandonment..June 3, 1987 con't.:

Joseph Viva, Schenectady asked if Sup't. Petrone went in McMillan Road from Marray Rd. when he did the grading 2 or 3 years ago.

Attorney Morsillo asked about Feuz Lane..said he concurred with Attorney Litz that if a road has been used it is a public highway by usage.

Ruth Easton, Rt. 20 asked for clarification on how big the swamp is on McMillan Rd. She was told about 300 ft. She says the road has been complained about for many years; asked about Brown Road and how many miles would be abandoned. She was told about a half mile.

Councilman Mann asked Mr. Petrone how many cubic yards it would take to fill the swamp on McMillan Road.

Joseph Viva, Schenectady asked about the roads in question; the condition of the roads; if they could be brought up to a passable condition.

Wally Easton, Route 20, said other towns had 200 new homes for May; we are going backwards. We should improve roads, 1 mile each year; said Carl did an excellent job on Turnbull Road.

The information heard at this hearing will be talked over and the Board will see what Mr. Bliss has to suggest about the roads before they make a decision.

Chris. Ferry, VanPatten Rd. arrived late and asked about Feuz Lane.

Attorney Morsillo asked if the Town would issue a building permit on a qualified abandoned road.

Since everyone who wished had made a comment, Councilman Mann moved and 2nd by Councilman Halse to adjourn.

Meeting adjourned at 9:40 P.M.

Esther L. Vincent  
Town Clerk

Regular Meeting, June 11, 1987

Meeting called to order at 7:32 P.M.

Present were Supervisor Park, Councilman Mann, Councilmember Darrell, Councilman Halse. Also present was Attorney Litz.

Invocation was by Supervisor Park.

Pledge to the flag was led by Supervisor Park.

Supervisor Park opened the one minute privilege to the floor.

Walt Miller, Thousand Acre Road said at the last meeting the road abandonment was set for the July Agenda. Why is it on the agenda tonight?

Pete DeCarlo, Mudge Road spoke about the Decker matter being on the agenda. He said they stated that Mudge Road is their residence. They have no building permits, no septic system and no CO. This has been going on for years.

Wayne Coon, Turnbull Road asked about the Landfill Ordinance, Section 10. He believes other businesses should have to pay as much as he and Bill Clark. In the Ordinance a map showing where they are will not benefit the Town.

Ken LaBelle, Churches Road, speaking about the Landfill Ordinance said the Board should get off the back of waste collectors; wanted to know who ordered the Landfill stickers. The Town Clerk said she did because they were cheaper than last years.

Joyce Easton, Easton Road spoke about the bikers at Cobleskill a few weeks ago and the fact that they had no problems.

Frank Potter, Potter Rd. mentioned zoning; thanked Supervisor Park for allowing people to speak at 9:30.

Janet Ottendorf, Scotch Ridge Road spoke about the Local Law (proposed) concerning the calling of special meetings..said that the public hearing one person was for it and all the rest against.

Martin Williams, Route 7 asked about the rental certificate ordinance, Item # 5a.

Antoinette Potter, Potter Road asked if Carl is on vacation and about John Adams pay.

The one minute privilege to the floor was closed.

Councilman Halse asked about the major change in the agenda.

Resolution # 111-87 Councilmember Darrell moved and 2nd by Councilman Mann to accept the minutes of the April 9, April 16, April 30, and May 14, May 21, & Pub. Hearing of June 3, 1987 meetings as received.

Councilman Halse wished to make 2 corrections, # 1. The June 3, 1987 meeting he wants it noted that Attorney Morsillo stated his land was for sale. #2. Albert Zanger was told he would not be denied access to his Brown Road property. With these two corrections the minutes were accepted as received by a vote of 4 Ayes.

Supervisor Park read his monthly report and the Town Clerks monthly report.

Resolution # 112-87 Supervisor Park moved and 2nd by Councilman Halse to make the following transfers of money:

FROM A1990.9, Contingency, \$1512.37	To A1355.2	\$ .43
	A1355.4	107.44
	A1420.4	1404.50
	Total	\$1512.37

FROM B8020.4 \$910.71 To B8010.4 \$910.71 Adopted 4 Ayes.

June 11, 1987 Regular Meeting cont.:

Resolution # 113-87 Councilmember Darrell moved and 2nd by Councilman Halse to pay General bills # 135R and # 175 through # 207 and Highway bills # 154 Through # 173. Adopted 4 Ayes

The Board received 9 R.F.Q.s in answer to their request. R.F.P. s will be sent out to all nine who answered.

Resolution # 114-87 Councilman Mann moved and 2nd by Councilmember Darrell to amend the dates on the Request for Proposals and then send them , with addendum # 1 to the firms that replied. Adopted 4 Ayes.

The Board talked to Mrs. Coolidge about her zone change. She was told that she would need a description of the boundaries, an EAF and anything that would be needed for the Board to make a zoning change.

Supervisor Park read from the report sent by the Comptrollers office about the shortage in the B fund.

Resolution # 115-87 Councilman <sup>MANN</sup> moved and 2nd by Councilmember Darrell to have Attorney Litz contact Audit & Control to find out about borrowing for a deficit in the B Fund, and get a written report. The Board would like to know if they can Borrow from A Fund for B Fund and have it treated like a bank loan. Adopted 4 Ayes.

The problem of the Deckers on Mudge Road was discussed. Mr. DeCarle said that at a pre-trial examination the Deckers said they resided at Mudge Road. Attorney Litz will check this matter with Attorney Rodriguez and Attorney Riggi. If he can get these statements it would be a back up for a Court order.

Resolution # 116-87 Councilman Halse moved and 2nd by Councilmember Darrell to authorize Attorney Litz to obtain a Court Order to visit the Decker property if necessary. Adopted 4 Ayes.

Resolution # 117-87 Supervisor Park moved and 2nd by Councilmember Darrell to authorize Attorney Litz to get a court order if needed so that the Uniform Code Officer and John Hotaling from the State Health Dep't. can do water & dye testing at the Winner and Dunn houses on Spring Road. Adopted 4 Ayes.

Resolution # 118-87 Councilman Mann moved and 2nd by Supervisor Park to hold a public hearing on July 1, 1987 at 7:30 P.M. at the Town Hall to hear public comments on the revised proposed Landfill Ordinance. Adopted 4 Ayes

The Landfill Committee will meet on Wednesday, June 17, 1987 at 7:30 at the Town Hall.

Resolution # 119-87 Councilmember Darrell moved and 2nd by Supervisor Park to table Local Law # 1-87 having to do with calling for special meetings by Board members other than the Supervisor. Adopted 3 Ayes, Darrell, Park, Mann; 1 No Halse.

Resolution # 120-87 Councilman Darrell moved and 2nd by Councilman Mann to adopt the attached ordinance entitled: THE STREET AND ROAD ORDINANCE OF THE TOWN OF DUANESBURG, COUNTY OF SCHENECTADY, STATE OF NEW YORK. Adopted 3 Ayes, Darrell, Mann, Halse, 1 No, Park

Resolution # 121-87 Councilman Halse moved and 2nd by Councilmember Darrell to hold a public hearing on June 30, 1987 at 7:30 P.M. at the Town Hall to extend the moratorium on multi-family housing permits for 30 days. Adopted 3 Ayes, Halse, Darrell, Mann; 1 No, Park  
Councilman Mann wished to go on record as voting Aye because Councilman Halse was not given a public hearing last month.

Resolution # 122-87 Councilman Halse moved and 2nd by Councilmember Darrell to hold a public hearing on June 30, 1987 at 8:00 P.M. at the Town Hall for the Board to consider amendments or modifications to the current zoning Ordinance with regard to multiple family housing and permits, Attorney Litz to check for the legal wording from Councilman Halse's draft. Special meeting to follow. Adopted 3 ayes, Halse, Darrell, Mann; 1 No Park

Resolution # 123-87 Councilman Mann moved and 2nd by Supervisor Park to table the qualified road abandonments of McMillan, Hillman, Brown, Knight, and Feuz Roads until the July meeting. Adopted 4 Ayes.

Resolution # 124-87 Councilmember Darrell moved and 2nd by Councilman Halse to hold a public hearing to remove the Building fee schedule from the current Zoning Ordinance Hearing to be held on June 30, 1987 at 8:30 P.M. at the Town Hall. Adopted 4 Ayes.

Councilmember Darrell moved to appoint Peter Watrous to the Park and Rec. Commission to replace Trudy Gott; to appoint Susan Golden to the Park & Rec Commission to replace Debbie Baron and to appoint Madeleine Lawrence to the Park & Rec. Commission to replace Jim LaJeunesse. There was no 2nd to this.

June 11, 1987 Meeting cont.:

Supervisor Park moved to appoint Madeiline Lawrence to the Park & Rec. Commission to finish the term of James LaJeunesse. There was no 2nd.

Resolution # 125-87 Councilman Mann moved & 2nd by Supervisor Park to appoint Susan Golden to the Park & Rec. Commission to fill the term of Debbie Baron. Adopted 4 Ayes.

Resolution # 126-87 Supervisor Park moved and 2nd by Councilman Mann to appoint Peter Watrous to the Park & Rec. Commission to fill the term of Trudy Gott. Adopted 4 Ayes.

Resolution # 127-87 Supervisor Park moved and 2nd by Councilman Halse to appoint Madeiline Lawrence to the Park & Rec. Commission to fill the term of James LaJeunesse. Adopted 4 Ayes.

Privilege to the floor was opened at 10:00 P.M.

Frank Potter, Potter Road thanked the Supervisor for having the privilege to the floor earlier in the meeting; mentioned Dan and Kemp O'Connell receiving Bld'g. Permits in 1984; mentioned the new amended Zoning Ordinance of 1984 and all of O'Connells permits were denied in 1985; in 1986 Kemp applied to have the Harley Rendezvous and the Town turned him down just 2 weeks before the Rendezvous. Kemp felt he was treated unjustly. Frank went and applied in another area of the State and they were turned down after the people called the Duanesburg Town Hall.

Ruby Pasco, Mariaville asked about the B fund shortage; how our legal cases are coming; feels we should get Attorney fees from Kemp for cases he lost.

Douglas Yauchler, Thousand Acre Road, said he had been in Glens Falls that day and talked to two different men and they mentioned Duanesburg and said it was a wonder someone didn't come in with a machine gun and cut everyone down; mentioned people coming into the Town Hall and shouting everyone down; said the Town Government and what they have done is a farce; asked if recall elections are legal in New York State; says the last couple of years time has been wasted; mentioned the Town Commons; said Zoning is ineffective.

James Ottendorf, Scotch Ridge Road said she can't believe Mrs. Pasco..asking for re-imburement from Kemp. They should try and compromise.

Larry O'Connor, Delanson, mentioned the Supreme Court.. says Kemp could get a Judge to say how much he has coming..it could be a large law suit; He does not want to spend a cent on zoning; The Zoning is political law; sanitation and health is an objective law; everyone should be treated the same.

Pete DeCarlo, Mudge Road, said since Attorney Nichols has not submitted a bill for several months she should not get paid.

George Lent, Duanesburg said we have money in the coffers..how much did we receive from the Landfill cover; was told about \$20,000 will be received; asked when the Landfill will have to close..was told 12/31/87; asked if we are looking for a place to take the garbage; was told we do not have to close until we find a place; asked about rental certificates.

Tom Lawrence, Schoharie Turnpike mentioned junk mail received from the Citizens for the future of Duanesburg ..it was soliciting for funds. We should find out who they are.

Bill Clark, Mariaville asked if we could keep the landfill open until 3 during July and August instead of closing at 2:30.

Antoinette Potter, Potter Road asked the Board about the 25¢ raise for John Adams since the first of the year.

Wally Easton, Route 20 asked how much it cost for all the meeting changes, would like a figure at the next meeting.

Joyce Easton, Easton Road mentioned the book American Political Behavior; said everyone should read the book; read an excerpt from the book about just and unjust laws. She said Martin Luther King went to jail for unjust laws..so did Kemp. Asked Supervisor Park about Sylvia & Gilbert Darrells house; wants an answer next month on what has happened to their house.

Gordon Reid, Route 7 spoke about anonymity; said an anonymous group in Duanesburg sued him. He will get illegal action if he can't get legal.

Susan Golden, Schoharie Turnpike said John Hickey did not know that the appointments to the Park & Rec. Commission were being challenged; said we should find out who the Citizens for the Future of Duanesburg are.

Rita LaBelle, Churches Road mentioned the Town of Guilderland and the Town compensating people for use of their land; says we should talk to Kemp & compromise. Privilege closed at 10:45 P.M.

The regular business was then resumed.

The Town Clerk will post the reports.

Councilman Halse gave the report of the Highway Committee. He mentioned overhead door openers, acap on the repair of Truck # 9 of \$3,000. for repairs; we can't roll over the bond to get a new truck; mentioned the Highway Sup't. making a deal with the County to get a roller they have.

Resolution # 128-87 Councilman Halse moved and 2nd by Councilmember Darrell to authorize the Highway Sup't. to enter an agreement with the County; we will plow Quaker Lane for 2 Seasons in return for the roller. Adopted 4 Ayes, Halse, Darrell, Mann, Park.

Councilman Mann moved to adjourn 2nd by Councilmember Darrell.

Meeting adjourned at 11:00 P.M.

Esther L. Vincent, Town Clerk

Corrected  
7/10/87  
E.L.V.