

Attorney Siegel: After that public hearing and after which the application should be complete the Community Center if approved and if there is no competing projects and everybody agrees with this project it is going to be looking for authority to submit the application package. Included with the application package is a lot of informational documentation that Mr. Siegel will work on this month including a separate environmental study. The application has to be submitted if it is going to get on the agenda for the Governments Office of Small Cities next meeting, it has to be submitted by March 12th, the meeting is at the end of March. March 8th is going to be a big decision making day in terms of whether this project is going to go through and making sure all of the documentation is done.

Rocchio Road Easement Acceptance: Supervisor Merrihew, we have been going back and forth with this with our Planning Board Attorney as well as our Town Attorney and received a packet from Rick Runnels with the title work and the legal description. The title work is from 2002. We will need updated title work.

Attorney Siegel: There are two things that are not a big deal one is a typo that doesn't match the feet description that doesn't match the survey or the other description that can be initialed. And there is another sentence that was supposed to be added and that can be initialed. We need acknowledgements, there has to be a notary and on one of the recording documents we need Mrs. Runnels social security number. In terms of the easement agreement itself it is what Todd Mathis proposed.

Resolution #72-07-Council-member White motioned seconded by Council-member Carlson to accept the Rocchio Road easement.

For discussion: Attorney Siegel we should include the items that were discussed the easements need to be initialed the acknowledgement that we need and Mrs. Runnels social security number. As far as the title work we need something more current than 2002. The insurance issue, when you get the regular insurance policy that has the liability provisions for your land you just name the town as an additional insured. It doesn't cost anything extra it is part of your regular liability insurance. **Motion not carried. 5 no. Council-member White, Carlson, Frisbee, Potter and Supervisor Merrihew.**

Mr. Runnels: He was told that the easement was easier then a dedication. The road is 50' wide and they wanted an easement of 60' wide, they wanted an extra 10' so they decided to give them more than 10'.

Attorney Siegel asked Mr. Runnels what he needed to show the buyer in order to close?

Mr. Runnels, file a plot plan of the subdivision approved. The lawyer did not want to give them a contract until the subdivision was approved. They are waiting for the subdivision to be approved so they can give us a contract then they can close.

Resolution #72-07- Council-member White motioned, seconded by Council-member Carlson to accept the Rocchio Road easement subject to change to correct the legal description with the addition of paragraph seven (7) the acknowledgement, update total for and completion of the other information on the recording document. **Motion carried 5 ayes, Council-members White, Carlson, Potter, Frisbee and Supervisor Merrihew.**

Supervisor Merrihew asked about the insurance?

Attorney Siegel it is in the easement.

Supervisor Merrihew, we will make him get the insurance if he doesn't close in what the board feels is a reasonable time.

Attorney Siegel as a matter of procedure he will give Mr. Runnels the documents to complete and correct and get them back to Supervisor Merrihew with the title.

Supervisor Merrihew read notice as published in the Gazette Newspapers on January 15, 2007 for Ice Control. Bids on sand will run from January 11, 2007 until August 1, 2007.

Supervisor Merrihew read and opened the following bids.

1. Tri-Ex \$8.45 per ton material and trucking, Bid received January 4, 2007, non-collusive form included.

2. Carver Sand and Gravel bid received December 28, 2006, When we had to re-advertise they sent in another bid, even though they did not have to. Bid is \$9.25 per ton material and delivery, non-collusive form included.

3. Carver Sand and Gravel bid received January 18, 2007. Bid is \$9.25 per ton material and delivery, non-collusive form included.

Resolution #73-07- Council-member Potter motioned seconded by Council-member Frisbee to accept ice control bid from Tri-Ex Excavation & General Contracting at \$8.45 per ton. **Motion carried 5 ayes Council-members Potter, Frisbee, Carlson, White and Supervisor Merrihew.**

Resolution #74-07- Council-member Potter motioned seconded by White to authorize the signatures of the Supervisor and Town Board for expenditure of the highway monies contract. **Motion not carried 5 no Council-member Potter, Frisbee, Carlson, White and Supervisor Merrihew.**

Council-member White: We need to get some more information and see if there is money in the budget and if there is any money in Chips to pay for this, since this type of document has not been presented before.

Supervisor Merrihew that is a good idea, she can assure him that those funds are not provided for in the current budget.

Supervisor Merrihew had the following announcements: