

Resolution #137-07-Councilmember Potter motioned seconded by Councilmember Frisbee the following budget transfer:

From: 16704.01.400 A Central Print/Mail \$3198.00
 To: 16804.01.400 A Data Processing CE \$3198.00

To cover for SIMs program costs, new backup system and equipment and computer repairs, labor.

Motioned carried 5 ayes, Councilmember Potter, Frisbee, White, Carlson and Supervisor Merrihew.

Resolution # 138-07-Council Member Frisbee motioned seconded by Council member White the following budget transfer:

From 90608.03.800 DA Medical Insurance \$2,351.00
 To: 51424.03.400 DA Snow Removal CE \$2,351.00

To cover for additional snow removal costs for ice control sand and its hauling and rising costs of fuel to operate equipment.

Motion carried 5 ayes, Councilmember Frisbee, White Potter, Carlson and Supervisor Merrihew.

Resolution 139-07-Councilmember Frisbee motioned seconded by Councilmember Potter the following budget transfer:

From: 90608.03.800 DA Medical Insurance \$6,886.00
 To: 51302.03.200 DA Machinery \$6,886.00

To cover for additional costs replacement of motor in the grader.

Motion carried 5 ayes, Councilmember Frisbee, Potter, Carlson, White and Supervisor Merrihew.

Resolution #140-07-Councilmember Potter motioned seconded by Councilmember Frisbee to authorize the Supervisor to send a letter to Schenectady County requesting no parking signs be placed on Spring Rd. in Mariaville from November to April. Motion carried 5 ayes, Councilmember Potter, Frisbee, White, Carlson and Supervisor Merrihew.

Resolution #141-07- Councilmember Potter motioned the following resolution seconded by Councilmember Carlson to amend Sewer Use Law to establish the rates for Duanesburg Area Community Center.

RESOLUTION TO AMEND THE TOWN OF DUANESBURG SEWER USE LAW, USER UNIT SCHEDULE PROVIDED IN APPENDIX B TO ADD CLASSIFICATION #20 DUANESBURG AREA COMMUNITY CENTER NOTE 7, EACH OF WHICH IS ATTACHED.

WHEREAS, the Town of Duanesburg has heretofore adopted the Sewer Use Law for Sewer District #1 and Sewer District #2, and

WHEREAS, a public hearing was held on October 11, 2007 with respect to the adoption of the above mentioned amendment, and

WHEREAS, the Town of Duanesburg finds it necessary to make occasional amendments to the law to ensure the orderly use and maintenance of said districts,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Duanesburg does hereby adopt the following amendment:

Amend the User Unit Schedule provided in Appendix B to add Classification #20, Duanesburg Area Community Center and Note #7, each of which are attached.

**APPENDIX B
USER UNIT SCHEDULE**

CLASSIFICATION #	CLASSIFICATION DESCRIPTION	# OF USER UNITS (EDU'S) PER CLASSIFICATION
1.	Commercial/Industrial Enterprise: a) less than 5 employees b) 6 - 10 employees c) 11 - 20 employees d) (1-1/2 EDU's for every 10 or portion thereof)	1 Unit 1½ Units 3 Units
2.	Single Family Residence (see note 1)	1 Unit
2a.	Two Family Residence	2 Units
2b.	For each additional apartment unit above two (see note 2)	½ Unit
3.	Library	1 Unit
4.	Convenient/Deli Store	1½ Units
5.	Beauty or Barber Shop	1 Unit
6.	Restaurant/Bar a) 0 - 45 Occupancy b) 46 - 90 Occupancy c) 91 - 135 Occupancy d) (2 EDU's for every 45 or portion thereof)	2 Units 3 Units 5 Units
7.	Commercial Laundromat (per five washers or portion thereof)	2 Units
8.	Post Office	1 Unit
9.	Nursing/Adult Homes (Single Family Residence plus charge per bed)	1 Unit plus ¼ Unit for each bed.
10.	Motel, Hotel (per room) w/o Restaurant	¼ Unit
11.	Fire Department	1 Unit
12.	Churches	½ Unit
13.	Church Hall	1 Unit
14.	Rectory	1 Unit
15.	School (see note 3)	1 Unit for 10 persons
16.	Vacant Lot (see Note 4)	½ Unit

17.	Vacant Commercial/Business Parcel (See Note 5)	1 Unit for every 4 Acres
18.	Bed and Breakfast	1 Unit plus ¼ Unit for each bedroom
19.	Significant Commercial User (See Note 6)	1 Unit per 75,000 gallons metered usage
20.	<i>Duanesburg Area Community Center (See Note 7)</i>	13 Units

Note 1: A single property which is used as **both: 1. a residence and 2. a business**, in which its only employees are the property owner and immediate family members, all of whom reside on the premises, shall be treated the same as residential properties with a "Home Occupation" and shall be classified under Item 2 on the above schedule and, therefore, assigned 1 EDU. If public bathroom facilities are provided as part of the home occupation, or if significant additional wastewater is generated above normal residential usage, then the Town Board may assess additional units in accordance with the Table above.

Note 2: To qualify for the 1/2 unit reduction for 3 or more apartment units, all units must be in the same building.

Note 3: Under Classification #15, School, the number of persons to be used to determine the number of units will include students only.

Note 4: The term "vacant lot" as used in the foregoing schedule shall refer to any lot which meets the building and zoning code requirements for a single family residence.

Note 5: If a parcel within the Sewer District boundaries is also in a General Business District zoning of the Village of Delanson or a Commercial Zone of the Town of Duanesburg and larger than 4.0 acres, then this parcel shall be assigned 1.00 EDU's for each 4 acres. Parcels over 4 acres shall be incrementally assigned additional EDU's by dividing the acreage by 4. If a property in the Commercial or General Business District is used solely for residential use, then the EDU charge for this parcel shall follow residential calculations for EDU's. If said parcel is occupied for General Business purposes, then the EDU charge shall be the larger of either the EDU charged as calculated by No. 17, or as per the User Unit Schedule as applicable to the current use of the property.

Note 6: A Significant Commercial user (SCU) shall refer to any commercial user that is not specifically identified in the User Unit Schedule under another classification number. The SCU shall be charged a minimum of one EDU and one EDU for every additional 75,000 gallons or portion thereof for sewage it generates. The SCU shall install and maintain a sewage flow meter for the purpose of billing sewer charges. The Sewer District shall have the right to

inspect and record readings from the meter at any time, but not less than once per year.

Note 7: The Duanesburg Area Community Center units have been calculated utilizing established standards for sewage generation for this type of use, which includes a mix of commercial and office space, at 0.1 gallons per day per square foot of floor area. The approximate size of the building is 26,000 sf, which equates to 2,600 gpd of sewage flow. When this figure is divided by 200 gpd, which has been set equal to one Equivalent Dwelling Unit (EDU), we arrive at 13 EDU's for the Community Center.

Motion carried 5 ayes, Councilmember Potter, Carlson, Frisbee, White and Supervisor Merrihew.

Resolution # 142-07-Councilmember Carlson motioned seconded by Councilmember Potter to Schedule a Public Hearing for 7:15 pm on November 8, 2007 to hear comments concerning the 2008 Town Budget.

Motion carried 5 ayes, Councilmember Carlson, Potter, White, Frisbee and Supervisor Merrihew.

Supervisor Merrihew read the legal notice posted in the Gazette newspaper on October 8th about the Budget Workshop on October 15th at 6:00 pm.

Resolution #143-Councilmember Carlson motion seconded by Councilmember Frisbee to advertise for bids to rebuild the pavilion at Van Patten Park.

Motion carried 5 ayes, Councilmember Carlson, Frisbee, White, Potter and Supervisor Merrihew.

Supervisor Merrihew-Dale Warner has presented a design he drew up to replace the pavilion. It is getting close to the 180 days with our Insurance Company, we have already received our insurance money but if we want any chance of receiving more I suggest we replace just the building and do the electric and water in the spring as a different bid. We received a check for \$24,000 and change to replace the pavilion, if we can prove within 180 days that it cost over the \$24,000, I think it was between \$24,000 and \$45,000. If we turn in the receipts, then we have a chance of the insurance company paying the extra replacement cost.

Resolution #144-07- Councilmember Potter motioned seconded by Councilmember White to amend the Town of Duanesburg Building, Zoning & Planning fee Schedule, Section 9, add 9C) Annual Operating Permits \$30.00. Motion carried 5 ayes, Councilmember Potter, White, Frisbee, Carlson and Supervisor Merrihew.

Resolution #145-07-Councilmember Frisbee motioned seconded by Councilmember Carlson to approve the upcoming seminar entitled Land, Wind,