

**MINUTES OF THE REGULAR MONTHLY MEETING OF  
THE TOWN BOARD OF THE TOWN OF NEW LEBANON  
HELD ON AUGUST 14, 2018**

**Present:** Colleen Teal, Supervisor  
Kevin Smith Sr., Councilmember  
Jesse Newton, Councilmember  
Mark Baumli, Councilmember  
Dan Tuczinski, Town Attorney

**Absent:** Norman Rasmussen, Councilmember

**Recording Secretary:** Tistrya Houghtling, Town Clerk

**Others Present:** Mary Young, LVPA  
Jeff Winestock, Highway Superintendent  
Jack Lancto, CAC Member  
Peg Munves, CAC Member & ZRC Member  
David Farren, CAC Member & ZRC Member  
Cynthia Creech, Court Clerk & CAC Member  
Bob Smith, Planning Board Member  
Joe Ogilvie, Recreation Commission Member  
Bruce Shenker, NL Rep to CC Environ Mgmt Council  
Paul McCreary, Town Engineer  
Thaddeus Flint, Reporter for the Eastwick Press  
Several members of the Public

**CALL TO ORDER:**

The meeting was called to order at 7:02 p.m. by Supervisor Teal. A moment of silence was followed by the flag salute. Supervisor Teal pointed out the emergency exits.

**MINUTES:**

The minutes of the **July 10, 2018 Regular Meeting** were reviewed. Councilmember Smith requested two annotations to the minutes on pages 12 & 13. On page 12, Councilmember Smith stated that "...the slab prep is done for the pavilion..." but he meant to say that the slab prep was done for the cupola. On page 13, Councilmember Newton stated that "...he is technically liaison to the park..." but he meant to say that he is co-liaison to the park. A motion was made by Supervisor Teal, seconded by Councilmember Smith and approved unanimously (Councilmember Rasmussen absent) to accept the above noted minutes as annotated.

**FINANCIAL:**

***Supervisor's Report:***

Supervisor Teal provided the public and TB members with a copy of the Supervisor's Report as of July 31, 2018. A motion was made by Councilmember Smith, seconded by Councilmember Newton and approved unanimously (Councilmember Rasmussen absent) to accept the Supervisor's report as typed.

**OLD BUSINESS:**

***Newsletter – content policy:***

Supervisor Teal tabled this.

***Copies – policy generally:***

Supervisor Teal tabled this.

***Cemetery of the Evergreens – playbill specifically:***

Councilmember Baumli made a motion to have the Town cover the cost to print the Cemetery of the Evergreens playbill program for their fundraiser through the Town’s printer Northco for a total of \$55.60. Supervisor Teal seconded that motion.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

***Park Updates:***

Councilmember Smith stated that the basketball courts are completed. They have some landscaping to do around it and just the panel underneath the hoop. Engineer McCreary is working on the pavilion as soon as we wrap up the basketball court. The maintenance shed is almost ready to get the pre-form section and pour that. Councilmember Newton spoke with Engineer McCreary and suggested that we get some plans from Dettingers or someplace which would be great and would save us some money. Councilmember Newton will look into that. Councilmember Smith stated that Tegan said that she would help with the slab for the cupola which is her specialty. That would be great so she can design the cut and everything versus pouring and then cutting.

Councilmember Smith stated that Copeland coating was nice enough when they sealed the basketball court to patch the tennis court so we don’t have to worry about that this Fall. They did that at no charge. A big thank you to them.

Councilmember Newton stated that he got some volunteers to do the concrete work. We have somebody coming down with power skreed, power trowel, come alongs, bull floats, the whole works so we should be all set in concrete finishing too. They will break a day free for us if we pour on Saturday. There will be a \$75 drop charge from Bonded for a Saturday delivery, but it’s worth it to get the equipment and everyone here for free.

Councilmember Newton stated that he spoke with the President of the Shatford Youth Baseball Association and she is going to keep her key signed out so she can go to the snack shack regularly to make sure that there are no pests getting in there on a regular basis. He stated that he has some more work to do there too.

***Surplus Items – Auction Sites:***

Supervisor Teal stated that most of the surplus items are no longer a consideration but we do still have the highway truck. Councilmember Smith stated that he was talking with Superintendent Winestock and some of the Town Board members separately and the recommendation is that the \$7,000 they offered, if they are still willing to pay that \$7,000 we should accept it. It's another town so we don't need to go out for anything, if they aren't interested at that point we should put it up for auction. Councilmember Newton stated that the auction set up is time consuming, somebody has to monitor it and respond to questions. If we know we are going to get \$7,000 selling it to another town, that's fine.

Councilmember Smith made a motion authorizing Highway Superintendent Winestock to contact the Town that was interested in purchasing the International Highway Truck that was declared totaled by our insurance company and to approve the sale at \$7,000 to that Town and if that Town is not still interested, authorizing Councilmember Smith to proceed with Auctions International and to pay \$30 for paperwork prep and inspection in order to list the truck on Auctions International. Supervisor Teal seconded that motion.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

Councilmember Smith made a motion to declare the old basketball hoops as surplus and got out to bid with the bids due by Friday, September 7<sup>th</sup> at 4pm. Councilmember Newton seconded that motion.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

***Code Review – Draft of Proposed Changes - August:***

Attorney Tuczinski stated that he will prepare a local law for all the agreed to changes and set the public hearing at the September meeting. He asked if there are any land use provisions in the proposed changes because we would need to go to the County with that. Councilmember Newton stated that most of the land use provisions are still going through the Zoning Re-Write Committee and/or the land use office. Attorney Tuczinski stated that he will put it together and put it into local law form. Supervisor Teal stated that at the September meeting, when we have it in front of us, we will set the public hearing.

Councilmember Newton stated that we did talk about local police force in the proposed changes and it was brought up to him by a couple of town residents, if we are losing our NYSP

barracks here in Town, is it a consideration that we might want to double check that to make sure we aren't going to do something that prevents us from having police. Supervisor Teal stated that we can look at that. Councilmember Smith stated that he forgets which town it was, but if you look at the hassle that they are going because they had two part time and the headaches they are going through and the costs incurred, he doesn't think it is something we even want to consider. Supervisor Teal stated that a police force is going to be a massive cost. Attorney Tuczinski stated that if you take on that cost, it is dramatic. He stated that the Sheriff's department had been trying to cooperate with different towns, it may be a better course to meet with him and say we have a vacated facility here, what sort of resources can you deploy on a municipal basis. Supervisor Teal stated that she has been working on that. She stated that it would be a huge cost to have our own police force, but we need law enforcement up here.

Councilmember Smith asked if junkyards are part of the proposed changes for the September meeting. Supervisor Teal stated yes. She stated that may be part of land use that may need notification to the County. Attorney Tuczinski stated that anything that has to go to County he will pull out and do separately so we don't go back and forth with certain things.

***PESH: Highway Garage Fuel Tank:***

Town Engineer Paul McCreary stated that CEO Hernandez was kind enough to assist him with some code research and the different directions that code takes with regard to a fuel tank inside a building, outside of a building, next to a building is extremely rigorous. To satisfy the violation from PESH, the fueling tank needs to be outside the building or you need to build what he would consider an explosion proof room for it inside. It's the code of federal regulations, where that comes from, OSHA and PESH is the municipal arm of OSHA here in NYS. The current tank is not suitable for outside use. The result will be an above ground, fuel storage tank that will be outside.

Highway Superintendent Winestock and his crew want to be at least a little bit out of the weather when they have to fuel. He was trying to figure out something that would protect from the weather, and as sketching it, he realized that it was a carport. His recommendation is to provide a cover over the above ground, outside fuel storage tank by putting a carport over it. It will have enough room, keep weather off the tank, keep sun off the tank and keep some of the weather off of the people that will be using the fueling station the most.

He had several conversations with the folks from PESH today. The good news is that they are okay with the carport with no side, no walls. His immediate response was that part of the environmental considerations we have going on here is wind. He asked PESH if we could have a fence in a position that would act as a wind barrier. They agreed to the fence. This is the direction he would like to go with it. He thinks the carport and fence idea would save the Town some money and provide cover for the people using the fueling station.

Councilmember Smith stated that he would like to see, in writing from PESH, that they are okay with the carport and the fence. Paul McCreary stated that his is more than willing to write Joe at PESH a letter requesting everything in writing.

Supervisor Teal asked Highway Superintendent Winestock if he is okay with all of this.

Highway Superintendent Winestock stated not even a little bit. He stated that 20-25 years ago we dug up the tanks and put them inside. He stated that there is nothing wrong with the tank. He stated that we will try to make it the best that we can but he really disagrees with this. The fuel is going to freeze up and as soon as they cannot pump fuel, somebody whether it's the town board or the engineer, they will have to get in touch with PESH who will need to get the fuel tank running so that we can pump fuel out of it.

Supervisor Teal stated that we currently have a 500 gallon tank. She asked if we are going to a 1,000 gallon tank. Engineer McCreary stated that is his understanding. Supervisor Teal asked if we are also going to do a heating blanket. Engineer McCreary stated that is not part of the contract documents but that is certainly something that you can obtain.

Supervisor Teal asked Town Clerk Houghtling to reach out to John Ray to ensure that fuel deliveries starting on 10/1 have an additive in them. Superintendent Winestock asked if we are going to own this tank. Supervisor Teal stated that John Ray is providing us with a free tank. Superintendent Winestock stated that he doesn't want a free tank, he wants the Town to purchase a tank. Councilmember Smith stated that Superintendent Winestock should reach out to John Ray regarding the fuel additive. Superintendent Winestock asked why John Ray is providing a free tank. Town Clerk Houghtling stated that John Ray approached us before any of the PESH violations were issued and stated that they would rather have a 1,000 gallon tank because with the 500 gallon tank they are having to deliver too often. They offered to provide a free 1,000 gallon tank and all the pumping mechanisms. All we need is the slab and electricity run outside. Superintendent Winestock asked what happens if we go with a different fuel provider at the next bid cycle. Town Clerk Houghtling stated that at that time they would either come and pick up the tank or we could buy it off of them at the fair market value of the tank at the time. Superintendent Winestock stated that he would prefer the Town Board to purchase their own tank.

Councilmember Baumli stated that he has no problem with getting the tank for free from John Ray because if something goes wrong with the tank, it's their tank. Supervisor Teal stated that she agrees that we should take the free tank from John Ray. We go out to bid in July now so if we need to switch companies and switch tanks, it's not in the middle of winter. They did say that it would be fair market value and there are ways to assess what that is.

Supervisor Teal made a motion to accept a 1,000 gallon tank from John Ray & Sons at no charge. Councilmember Baumli seconded that motion.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Nay
Supervisor Teal -	Aye
Councilmember Newton -	Nay
Councilmember Baumli -	Aye

Supervisor Teal made a motion authorizing Town Engineer Paul McCreary to develop all specifications for the project of moving the Highway Fuel tank outside including the carport, slab, electric and fence and to go out to bid with bids due on Monday, September 10<sup>th</sup> at 4pm

with bids to be considered by the Town Board at their regular meeting on Tuesday, September 11<sup>th</sup>. Councilmember Smith seconded that motion.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

Councilmember Newton stated that he would like to find out what the cost would be for a tank that is exactly the same as the one John Ray is offering to provide us.

Supervisor Teal made a motion authorizing Councilmember Smith to get prices on a 1,000 gallon, double walled fuel tank comparable to the one John Ray is offering to provide from at least two vendors if it is under the amount required to go out to bid or to go out to bid if it is over the amount required to go out to bid with bids due on Monday, September 10<sup>th</sup> at 4pm with bids to be considered by the Town Board at their regular meeting on Tuesday, September 11<sup>th</sup>. Councilmember Newton seconded that bid.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Nay

***Broadband: Spectrum and Consolidated Communications:***

Supervisor Teal stated that Spectrum's approval to function in NY after the merger between Time Warner and Charter was revoked by the Public Service Commission. A lot of stipulations in that revocation in that they must continue to serve all of their customers, they must fulfill all of the obligations of all of the franchise agreements on all the municipalities, they are to name someone to take over. She stated that she doesn't know what is going to immediately happen with that. She is assuming that they are going to challenge the ruling and appeal. So far they have appealed the Public Service Commission's rulings on a few things. The rulings that came out of the NYS Supreme Court and the Federal Supreme Court each time has said it belongs in the State and put it back. The services aren't going to just disappear. The infrastructure is there, it's either going to be negotiated and worked through with the Public Service Commission and Spectrum will continue to service it or someone else will come in and take over all of that infrastructure. The Public Service Commission did not make that decision lightly. There were a lot of reasons that they made that decision. If Spectrum does not proceed with all of their plans, we will lose some of that build out that was part of their package and how that will fall out with the whole broadband for all under the Governor's program, she is not sure. That included a 10% build out.

Supervisor Teal stated that she went to a meeting with Consolidated Communications. They will be launching within the last quarter of this year, sometime between September and

December 31<sup>st</sup>. They will be offering up to 1 gigabyte for internet, starting at 100 and going on up. There may be lower services available also. Phone and TV services will also be available and they will be offering several options on TV. They have streaming options, they have a partnership with Direct TV and Hulu. They also have CCI cable so within the next couple of months we will be negotiating a franchise agreement with them for cable TV. They will be offering the full package also.

***EV Charging Station:***

Attorney Tuczinski stated that in order to obtain an easement from the owner, we needed to do title work to make sure that the title issue has been resolved. He got the title report today. He spoke with the property owner today. He is very cooperative. We need to work out a few terms. There is a mortgage and he would like to have it subordinated to our easement. If a mortgage is ahead of us and something were to happen with a default on the mortgage, it would cut off our easement and we don't want that to happen so we have to work out those logistics. There is a survey map and the charging station is not over the entire property, only over a certain area so when we file the easements with the County Clerk we have to designate where that is going to be. We are getting there. We just have to work out a few more logistics.

The State grant program wants an easement for not less than 10 years. We may want to consider longer.

***Stewart's Shop:***

Supervisor Teal stated that Stewart's Shop is moving forward with their new store. They are hoping to start their build in mid-September. Patricia Laraway asked if there will be a laundromat opening somewhere else in Town as a lot of residents rely on the laundromat and the next closest one is all the way in Stephentown. A lot of residents walk to the laundromat. Supervisor Teal stated that there have been some conversations. There has been some interest in utilizing the old Stewart's shop for a new laundromat.

**NEW BUSINESS:**

***Court Request:***

Supervisor Teal stated that we have received a request from the court for a temporary hire of Donna Gedeon at 5 hours per week for 10 weeks to work specifically to close ACOD and sealed cases. That process is in arrears. Their request is budget neutral as they will be shifting the money from their .4 account up to their .14 account. This is a temporary situation.

Councilmember Smith asked what that brings Donna up to for total hours. Supervisor Teal stated that it would bring her to 30 hours per week. Town Clerk Houghtling stated that there are also some extra temporary Assessor clerk hours that she is currently working. Councilmember Smith asked if we are going to go over the 35 hours that would qualify her for benefits. Supervisor Teal stated that the temporary Assessor clerk hours and these temporary Court clerk hours would not be considered in her total hours as they are not her normal hours, rather temporary additional hours. She stated that she cannot go over 40 hours total but she would not qualify for benefits on a temporary basis.

Councilmember Smith made a motion to accept the courts request to transfer \$650 from

their .4 account to their .14 account to hire Donna Gedeon as a part time, temporary court clerk for 5 hours per week for 10 weeks at a rate of \$13.00 per hour. Supervisor Teal seconded that motion.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

***Generator for Town Hall:***

Councilmember Smith stated that he spoke to Randy Hatch and the water pump is next door and all the panel boxes are in the cellar so in order for a generator to be feasible, we would have to add a panel box downstairs. We would run the pump over from the Highway Garage. We would then choose which parts of the new building and which parts of the old building we would want to run off the generator and they would be run to a fourth box that would connect to the generator. Then we would be looking in the \$8,000 to \$10,000 range that we were originally considering. Councilmember Smith asked if we are interested in having him go further with this. Supervisor Teal asked with all the work entailed here are we looking around \$8,000 or is that just for the generator.

Councilmember Smith stated that is for the generator. It would be more than that because you have to do all the work of trenching the power, installing the new panel box, etc. It's hard to get an accurate cost until we know what we are going to put in the new panel box.

Supervisor Teal stated that her thought would be to just include the meeting hall. You would have internet connection, phone and a place for people to come to. Any of the staff that needs to function could function out of the meeting hall. Councilmember Newton stated that we need to decide about heating systems and air conditioners as they draw the most power. Councilmember Smith and Councilmember Newton will work together to decide what we want to include and will have all the specs to go out to bid with it next month.

Councilmember Baumli asked if there is any funding through the JCAP grants since the court is held in the meeting hall and a generator would ensure that the court could continue to function if there are extended power outages. Court Clerk Creech stated that she would look into it.

Councilmember Newton stated that we probably want to also include the heating system from the old part of the building so that pipes wouldn't freeze. Councilmember Smith stated that we will be sure to put both furnaces on the generator. Councilmember Smith and Councilmember Newton will work on getting a total wattage needed for the generator so we can get a more accurate price point for the next meeting. The Board agreed that the new part of the building and the furnace for the old part of the building would be the only things connected to the generator.

***Volunteer Fire Companies – New State Legislation re: Cancer Insurance:***

Supervisor Teal stated that there is new state legislation regarding cancer insurance. It takes affect January 1<sup>st</sup>. There is a lot of information on it. There is a Q & A document that is on the Town website. Anyone that has been certified as an interior firefighter for at least 5 years and had no pre-existing health issues has to be covered on a cancer policy. The cost to do this was going to be a concern for the fire companies and the towns. The County treasurer who is also the head of EMS for the County put together a proposal that he presented to the whole County Board of Supervisors Wednesday night. The proposal will make it budget neutral for the tax payers, the fire companies, the towns and the county. We are a self-insured workers compensation throughout the county. Those costs have been going down and we weren't sure how long that was going to happen so we have been keeping things stable and putting some money aside. His proposal is to keep the towns where they are, at their cost, and that amount with some of the money we have in savings will cover the cost for this insurance. The way it will work is each of the fire companies will be responsible for their fire fighters that they are insuring, they will work directly with the insurance company for all the claims, but the bills will all be sent to the county and the county will pay those bills. This is still in the proposal stage, but it seemed very well received by everyone at the meeting.

Councilmember Newton asked who is responsible to determine who is eligible for coverage. Supervisor Teal stated that it is the Board of Directors for the LVPA that will determine eligibility of their members.

Councilmember Smith acknowledged the receipt of a letter from the LVPA for two new probationary members. There was no action taken by the Town Board as they did not object to the two new members, but he wants to acknowledge that the filing was received.

***Planning Board Resignation:***

Supervisor Teal stated that we have had a resignation from the Planning Board. Josh Schuster is relocating to New Hampshire and has therefore stepped down from the Planning Board.

Supervisor Teal made a motion authorizing Town Clerk Houghtling to advertise to fill the vacancy for the balance of the term with letters of interest due to the Town Clerk's office by 4pm on Friday, September 7<sup>th</sup>. Councilmember Smith seconded that motion.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

***2019 Budget Process:***

Supervisor Teal stated that budget requests will be due to the Town Clerk's office by 9/1/18. She has calculated year to date numbers as of July 31, 2018 but cautions department heads and the Town Board to use these numbers carefully as most

departments have not used half of their budget half way through the year as most departments have seasonal costs and there are times of the year that an office is hit with a lot of expenses and other times none as well as revenues.

**COMMITTEE/LIAISON REPORTS:**

***Assessor (Councilmember Rasmussen):***

Supervisor Teal stated that Assessor Kim Cammer had a meeting with the State. She received a letter following up on the meeting stating that everything is on target and they are very pleased with the overall reassessment project.

***Building Department (Councilmember Baumli):***

No report.

***CAC & Environmental Management (Councilmember Rasmussen & Bruce Shenker):***

David Farren stated that on September 10<sup>th</sup> Steve Winkley will be presenting his findings on the water study for the Town at the CAC meeting at 6:30pm at the Town Hall. It is open to all who want to attend. On September 22<sup>nd</sup> the CAC will be hosting a cook out to celebrate the publication of the Natural Resources Conservation Plan. Invitations will be going out in the next week or two. David Farren stated that there is a lot of useful information in the NRCP and the CAC dedicated 725 hours of volunteer time to get it completed and there is a whole section in the plan, conservation of water resources and there is a list for municipal agencies to consider.

***Compensation & Benefits Committee (Supervisor Teal & Councilmember Rasmussen):***

Supervisor Teal stated that we have been working on the compensation plan and are on track to have the Town Board a proposal in time for this year's budget process.

***Fire, Law Enforcement & Emergency (Councilmembers Smith & Baumli):***

No report.

***Highway (Superintendent Winestock & Councilmembers Smith & Newton):***

No report.

***Historian & LVHS: (Councilmembers Baumli & Rasmussen):***

No report.

***Justice Court/Constable (Councilmember Newton):***

No report.

***Parks & Recreation (Councilmembers Smith & Newton):***

Councilmember Smith stated that they are doing the maintenance shed and he is asking the Board for an exemption on the required set back for this project. He has reached out to Tony Murad, ZBA Chair, and he has expressed no concerns about it. Supervisor Teal stated that we can exempt ourselves. She stated that we usually don't like to use the exemption that the town is allowed but in this case it is going to cost a lot less money and we have talked to the abutters so she would like to go on the record saying that this particular situation, based on

those conditions, we would like to use that exemption and declare ourselves exempt.

**Seniors** (*Councilmember Baumli & Judy Zimmer*):

No report.

**Town Assets, Buildings & Property** (*Councilmembers Smith & Newton*):

No report.

**County Updates** (*Supervisor Teal*):

No report.

**ANNOUNCEMENTS:**

**AUGUST:**

***Saturday, August 18<sup>th</sup> ~ Shaker Museum Annual Benefit Gala @ Shaker Museum/  
Mount Lebanon (will be honoring Jerry Grant & Sharon Koomler)***

***Sunday, August 19<sup>th</sup> ~ Music in the Park, Community Picnic & History Day @  
Shatford Park from 1pm to 5:30pm***

**SEPTEMBER:**

***Saturday, September 1<sup>st</sup> ~ NL 200 Event: New Lebanon Bicentennial Night at  
Lebanon Valley Speedway from 4pm to 10pm***

***Sunday, September 9<sup>th</sup> ~ Music in the Park @ Shatford Park from 1pm – 4pm***

***Tuesday, September 11<sup>th</sup> ~ Town Board Meeting @ Town Hall @ 7:00pm***

**BUDGET AMENDMENT:**

**Budget Amendment #6 of 2018:**

**General Fund:**

\$7,595	from A-2680 (Insurance Recoveries)
\$180	from A-2655.1 (Minor Sales: NL200 Tote Bags)
\$835	from A-2705 (Tree Donations)
\$67	from A-2770.1 (Publication Reimbursements)
\$650	from A-1110.4 (Justice Court: Contractual Expense)
\$874	from A-7020.1 (Recreation Administration: Personal Services)
\$1,056	to A-1620.4 (Buildings: Contractual Expense)
\$6,539	to A-1990.4 (Contingency)
\$180	to A-7550.4 (Celebrations: NL200)
\$835	to A-7110.4 (Park: Contractual Expense)
\$67	to A-1670.4 (Central Print. & Mail.)
\$650	to A-1110.14 (Justice Court: Personal Services)
\$874	to A-7310.4 (Youth Program: Contractual Expenses)

**Highway Fund:**

\$750	from DA-2706 (Other Revenues: Rebate on International Truck)
\$12,354	from DA-4960 (Federal Aid: FEMA 4322 DR NY)

A motion was made by Supervisor Teal and seconded by Councilmember Baumli to approve the above noted budget amendment.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Newton -	Aye

**AUDIT OF BILLS:**

**General No. 273 in the amount of \$378.27;**

**As listed on Abstract No. 7A of 2018 dated August 14, 2018.**

A motion was made by Supervisor Teal and seconded by Councilmember Baumli to pay the above noted claim from its respective account.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

**General Nos. 274 through 326, in the amount of \$35,945.12;**

**Highway Nos. 80 through 91, in the amount of \$37,337.08;**

**SF-1 LVPA No. 3, in the amount of \$16,840.00; and**

**Escrow Nos. E-6 through E-8, in the amount of \$3,099.00;**

**As listed on Abstract No. 8 of 2018 dated August 14, 2018.**

A motion was made by Supervisor Teal and seconded by Councilmember Newton to pay the above noted claims from their respective accounts.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

**PRIVILEGE OF THE FLOOR:**

**Jagat Pandey** stated that in front of his house on Route 20 there was an accident with a truck and it left a lot of debris in the road which it is dangerous for kids riding bikes and people walking. Supervisor Teal stated that she will reach out to Phil Tkacy with NYS DOT.

**EXECUTIVE SESSION:**

A motion was made by Supervisor Teal to enter an executive session to discuss the employment history of particular employees, proposed employment of a particular corporation, proposed acquisition of particular real property, and legal counsel on proposed

litigation at 8:50pm. Councilmember Baumli seconded that motion.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Aye
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

A motion was made by Supervisor Teal to exit executive session at 11:03pm. Councilmember Newton seconded that motion.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Absent
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

Supervisor Teal made a motion to rescind advertising the Planning Board position. Councilmember Newton seconded that motion.

Roll Call Vote:

Councilmember Rasmussen -	Absent
Councilmember Smith -	Absent
Supervisor Teal -	Aye
Councilmember Newton -	Aye
Councilmember Baumli -	Aye

**ADJOURNMENT:**

A motion was made by Supervisor Teal and seconded by Councilmember Baumli to adjourn the meeting at 11:04 pm.

Respectfully submitted,

Tistrya Houghtling  
New Lebanon Town Clerk