

September 3rd, 2009

The Town Board met as the Board of Health on Thursday, September 3rd, 2009 at 7:30 PM. The following members were present: Richard Rowland, Supervisor; Peter Coseo, Thomas Kinsella and Daniel Cochran, Councilman. Daniel Pemrick was absent. Also present was Highway Supt. Walter Barss, Town Engineer Charlie Baker and 2 residents.

Unsafe Building – 19 Coombs Roadway – Halturewicz - Supervisor Rowland stated that a certified letter was sent to Mr. Halturewicz on August 18th. As of this date the letter had not been claimed. Coseo, C. asked if it was also sent as regular mail. Town Clerk advised that it was not. Board members in agreement to have the Town Clerk send the letter by regular mail and to fax it. Matter to be placed on the agenda for the Sept. 10th, 2009 meeting.

At 7:33 PM the Town Board opened a Special Meeting.

RESOLUTION # 119 - Budget Amendments & Transfers

Motion: Cochran, C.

Seconded: Coseo, C.

RESOLVED, That the Supervisor be authorized to make the following budget amendments and transfers:

Transfer from General Fund to Capital Projects Fund –			
\$10,070.00	From A0201	to	A9950.9
Amend Capital Projects Budget for Expenses –			
\$10,070.00	From H0960	to	H5132.43
Amend Capital Projects Budget for Revenues –			
\$10,070.00	From H5031	to	H0510

VOTE: Ayes: Rowland, Coseo, Kinsella, Cochran

Noes: None

Absent: Pemrick

Coseo, C. asked how long the retainage amount was kept by the Town. Kinsella, C. stated that once the Clerk of the Works states that the work has been completed and the Town Board is in agreement, than the retainage is paid to the contractor. There is then a warranty period.

RESOLUTION # 120 - Capital Project Bill

Motion: Kinsella, C.

Seconded: Cochran, C.

RESOLVED, That Capital Project Bill # 55 in the amount of \$10,070.00 be paid, subject to audit.

VOTE: Ayes: Rowland, Coseo, Kinsella, Cochran

Noes: None

Absent: Pemrick

On motion of Cochran, C. and seconded by Kinsella, C, the Board adjourned to Executive Session at 7:37 PM to discuss possible litigation. Clerk was not present and no minutes were filed. On motion of Coseo, C. and seconded by Cochran, C., the Board returned to regular session at 8:17 PM.

Supervisor Rowland explained that upon the completion of the installation of the outdoor wood boiler and prior to filling the system, the mechanical contractor noted that there was an issue with the system in the present configuration. The boiler by design is an atmospheric boiler (non pressurized vessel). The design of the interior heat

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system including the radiant tubing and all associated piping, valves and control were designed based on a pressurized system. One of the scenarios was to lower the main pump and test the system. If the system works at cold start up, it will work under heated water scenario. The second scenario would be to add a heat exchanger to the boiler system which would effectively make the system a pressurized system. Kinsella, C. felt that it was important that they get heat in the building and test the system before we get too far along with winter coming shortly. He felt that the Board should go ahead and approve the work order to lower the pump for \$2,500. However, he was worried about the fact that the pump was put in above the waterline in the boiler so that it would not have the correct net positive suction. He felt that there should have been accurate information available to both the designer and the contractor to insure that the pump was installed at the correct net positive suction height. He felt that it was important to approve this change so that they system can be tested. However, the Board needed to review the documents to see if it is appropriate for the Town to cover the cost of these changes or if they should look to recover the cost some other way. Kinsella, C. stated that he would like to be present to watch when the system is tested.

RESOLUTION # 121 - Approve Change Order Request #3 – Mechanical

Motion: Coseo, C.

Seconded: Kinsella, C.

RESOLVED, That the Town Board hereby approves Change Order Request #3 – Mechanical Contract, in the amount of \$2,500.00 with full reservation of all Town rights to pursue potential claims against engineers or contractors.

VOTE: Ayes: Rowland, Coseo, Kinsella, Cochran

Noes: None

Absent: Pemrick

On motion of Coseo, C. and seconded by Cochran, C., the meeting was adjourned at 8:20 PM.

Town Clerk