

STATE OF NEW YORK
COUNTY OF WARREN
TOWN OF BOLTON

Present: Supervisor Alexander G. Gabriels III, Councilmen Scott Andersen, Robert MacEwan, Jason Saris, Edward White, Town Clerk Kathleen Simmes

Supervisor Gabriels called the meeting to order at 8:00 a.m. The purpose of the meeting is to discuss the bids that were received on August 11th for the culvert repair on New Vermont Road. The bids were as follows:

Rifenburg	\$454,450
Gallo	477,600
Keller	532,531

There was an issue with the opening of the bids. Two representatives were at the opening of the bids at 3:00 p.m. They were for Gallo and Keller bids. While opening the Gallo bid a third bidder, Rifenburg came in. He was sent to the wrong meeting room and by the time he entered the correct office we were reading Gallo's figure. Supervisor Gabriels, due to the extenuating circumstances allowed Rifenburg's bid to be accepted. It turned out to be the low bid. Soon after the acceptance of the three bids the rep from Gallo Construction spoke with Supervisor Gabriels and Carl Schoder, our Engineer and stated he was taking exception to Rifenburg's bid being accepted.

Supervisor Gabriels contacted Counsel who stated he didn't feel we did anything wrong. The invitation to bid was under special circumstances.

Carl Schoder feels the bids we received were higher than anticipated. He thought they would come in around the \$350,000 mark. There is a solution to the problem and we could save some money. The precast concrete walls could be pulled out of the bid documents and go directly to Fort Miller Co. for the product. The price would be the same, as they would give the contractor. His recommendation would be to:

1. reject the bids
2. rebid the documents without the precast concrete walls
3. receive a proposal from Fort Miller for the walls.

The board agreed to seek a price for the precast concrete walls from Fort Miller Co.

The board also discussed the insurance coverage requirement and agreed to use DOT standards for the figure.

The board also discussed the out of water date and the completion date for the project and agreed to change the out of water date to October 14th and the completion date to October 30th which should also save some money.

RESOLUTION#186

Councilman Andersen moved seconded by Councilman Saris to reject the bids received for the culvert repair on New Vermont Road. All Favorable. Motion Carried.

RESOLUTION#187

Councilman Andersen moved seconded by Councilman MacEwan to authorize under an emergency basis a quote from Fort Miller Co. for the precast concrete walls for the culvert repair on New Vermont Road. We will request the quote by August 18th and accept the price on August 19th and to request a certificate of insurance. All Favorable. Motion Carried.

RESOLUTION#188

Councilman Saris moved seconded by Councilman White to authorize the rebid of documents for the replacement of the culvert on New Vermont Road with the following changes to the original bid: Insurance coverage to be consistent with NYS DOT standards, the concrete walls taken out of the bid, and the out of water date changed to October 14th and the open date to October 30th. The bids will be opened at 3:00 p.m. on August 23rd and awarded at a special meeting August 23, 2005 at 5:15 p.m. All Favorable. Motion Carried.

There was a discussion concerning staffing at the landfill. There are applications on file. The board agreed that when an employee is needed at the landfill they would contact Al Dague. Councilman Saris has discussed the request for sewer hookup to the Town sewer system with Mr. DeLarm. As soon as Mr. DeLarm has some cost estimates he will get back to us.

Councilman Saris discussed the sewer departments need for a better work vehicle. They are using their own vehicles when the truck is broke down. The board will need to review a policy concerning the use of employee's vehicles for town work.

RESOLUTION#189

Councilman Saris moved seconded by Councilman MacEwan to sell for one dollar (\$1) the Highway Department ¾ ton pickup with plow to the Sewer Department. All Favorable. Motion Carried.

RESOLUTION#190

Councilman White moved seconded by Councilman Saris to refund \$82 to Kathy Bozony for a comprehensive plan that the Lake George Association had already purchased. All Favorable. Motion Carried.

RESOLUTION#191

Councilman Saris moved seconded by Councilman Andersen to authorize Jeff Urtz to receive a check for two weeks vacation pay. All Favorable. Motion Carried.

The board agreed to send a letter to the Tops Grocery Company to request the status of what is going to happen to our store.

There was also a discussion of a public health issue at Rogers Memorial Park. Two groups have gotten sick with a 24-hour gastrointestinal virus. The New York State Department of Health sampled our water at the beach and the tests showed low totals for fecal coliform. We got the same results from the Fresh Water Institute tests.

RESOLUTION#192

Councilman White moved seconded by Councilman MacEwan to continue to have testing done at Rogers Memorial Park on a daily basis by the Fresh Water Institute. All Favorable. Motion Carried.

Councilman Saris brought to the board's attention a bill that we still have outstanding for Elan Associates.

RESOLUTION#193

Councilman Saris moved seconded by Councilman Andersen to pay Elan Associates for the final feasibility study Phase 2 for NoRoWal Marina in the amount of \$4364.50. All Favorable. Motion Carried.

Councilmen White informed the board that there will be a motorcycle ride in memory of Steve Chapman for the benefit of the Bolton Scholarship fund in his memory. The board agreed to allow the use of Rogers Park for parking for the event.

Councilman White moved seconded by Councilman MacEwan to enter into executive session on a personnel matter at 9:00 a.m. All Favorable. Motion Carried.

Councilman White moved seconded by Councilman MacEwan to return to regular session and adjourn at 9:30 a.m. All Favorable. Motion Carried.

Respectfully submitted by:

Kathleen Simmes
Town Clerk
8/18/2005