

**TOWN OF FORESTPORT  
SPECIAL TOWN BOARD MEETING MINUTES  
FORESTPORT TOWN HALL  
MAY 23, 2012 @ 6:30PM**

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**MEMBERS PRESENT**

Councilman Robert Seager  
Councilwoman Nancy Kardash  
Councilwoman Joanne Kwasniewski  
Councilman William Karn  
Supervisor William Hasenauer

**MEMBERS ABSENT**

Deputy Supervisor John Isley

William Gardner- Highway Supervisor  
William Riley- Town Attorney  
Shelley Entwistle- Town Clerk

**CALL TO ORDER:**

The meeting was called to order at 6:30 pm by Supervisor William Hasenauer.

**PLEDGE OF ALLIGENCE:**

Recited.

**DISCUSSION REGARDING TWIN BRIDGES:**

Supervisor Hasenauer reminded the gallery that this is not a public hearing but that the public is welcomed. Supervisor Hasenauer opened the meeting stating that he had received an email from Parker Snead containing comments about Councilman Robert Seager and Councilman William Karn. Supervisor Hasenauer asked both Council members if they had made any deals with Parker Snead regarding the Twin Bridges. They both replied that they had not made any deals. Supervisor Hasenauer stated that he would like to request a mandatory referendum for the Twin Bridges to be voted on in the November election. Councilman Karn stated it was not necessary to have a mandatory referendum. Supervisor Hasenauer said that he has spoke with John from Spectra Engineering

about changing the engineering plans to a one lane bridge. John informed Supervisor Hasenauer that the town would have to have a change order to go to a one lane bridge at the cost of \$25,000. John said that the change order would be in writing and completed by August 30, 2012. Supervisor Hasenauer told the board members if they would like Zangrilli to be the bridge engineer, he would like a proposal similar to Spectra's before August 30, 2012. Councilman Karn stated that he has a proposal from Zangrilli already, so there would be no need to get another proposal. Councilman Karn passed the proposal out to the town board members. Supervisor Hasenauer stated he wanted a more professional proposal from Zangrilli. Supervisor Hasenauer asked the town clerk to contact Zangrilli, at the town board's request, and ask for a written proposal to be returned within fifteen days so it will be ready for the next town board meeting. The town clerk said she would do so. Supervisor Hasenauer reminded the board that if they choose to go with Zangwill, they threw away \$60,000 and broke contract with Spectra.

Councilwoman Kardash asked what the hourly rate for Zangrilli would be as she could not find it on his proposal. She stated she felt this was important to know. Councilwoman Kardash told the board members she has been approached by numerous people who would like to see the bridges built but do not want their taxes to go up. Councilwoman Kardash said she needs to know exact amounts so she can tell the public the exact amounts. Parker Snead from the gallery asked Councilwoman Kardash why she has not met with the bridge committee, after they have repeatedly asked her to. After several comments from the gallery regarding the length of time this project has taken and the inability of the board to vote on an option for the bridge, Councilwoman Kardash reminded the other board members that this was not a public comment meeting.

Councilman Karn gave the board a handout which read about a town in a similar bridge situation as Forestport. This particular town voted for a permissive referendum. Councilman Karn stated that there can be a mandatory referendum if the board decides as a group but there does not have to be one. Another alternative would be a permissive referendum.

Town Attorney William Riley presented the town board with two options in regards to moving forward with the bridges. Option one: The town will find out costs of project, hire engineer, go to bid and then pass a resolution subject to mandatory or permissive referendum to expend that amount of money. Option two: The town would have the engineer come up with those same project costs and then pass a resolution subject to mandatory or permissive referendum to expend that amount of money. Mr. Riley also advised the town board not to vote on anything at this special board meeting as the public notice in the paper only said "to discuss the Twin Bridges". The public notice did not say the board was going to take action; therefore any action taken by the board is subject to be overturned. Mr. Riley also

reminded the gallery that this is not a public hearing, but a town board meeting, and unless the board recognizes you, you do not have the right to speak.

Parker Snead from the gallery asked if he could be recognized to read a portion of the Tiger Grant application.

A motion was made by Councilwoman Joanne Kwasniewski and seconded by Councilman William Karn to let Parker Snead read part of the Tiger Grant application. Roll call vote:

Councilman Robert Seager- yes

Councilwoman Nancy Kardash - no

Councilwoman Joanne Kwasniewski - yes

Councilman William Karn - yes

Supervisor William Hasenauer – no

Parker Snead read from a copy of the Tiger Grant that the town contribution would be at least \$200,000. Parker then said that the town would have to match funds even if the town received a grant.

A motion was made by Councilwoman Nancy Kardash to adjourn the meeting. No second was made.

Parker asked that the board vote on the bridges tonight.

Councilman Robert Seager had some questions regarding Spectra's dollar figures. Councilman Seager stated that when we found out we were not getting any grants for the bridges, Spectra came in with a figure of \$981,000 for a single lane bridge and then a few weeks ago put in a new figure of \$581,000 for the same bridge. Councilman Seager also said that Spectra never got back to him about questions he had. Councilman Seager made a motion that he would like to go ahead with Zangrilli and get bonding for \$500,000 and go with \$550,000 for construction and engineering costs. Supervisor Hasenauer said that he does not want to take the fall for the \$60,000 the town has already spent with Spectra engineering. Councilman Karn expressed his feelings on going forward with Zangrilli's solution which would cost the town \$550,000, opposed to Spectra's that would cost the town \$581,000 without any engineering.

Supervisor Hasenauer reminded the board that there was a motion on the floor to adjourn. No second was made. Councilman Seager stated that he had a motion on the floor to go ahead with Zangrilli's proposal. Supervisor Hasenauer replied there is no voting taking place at this town board meeting, just discussion, due to the content of the public notice.

## **EXECUTIVE SESSION:**

A motion was made by Councilman William Karn and seconded by Councilwoman Nancy Kardash to retire to an executive session at 7:09 pm regarding a legal issue. Roll call vote:

Councilman Robert Seager- yes  
Councilwoman Nancy Kardash - yes  
Councilwoman Joanne Kwasniewski - yes  
Councilman William Karn - yes  
Supervisor William Hasenauer – yes

The town board returned from executive session at 7:53 pm. Town Attorney William Riley draft two resolutions to be considered by or voted on by the town board at the June 20, 2012 town board meeting. Resolution #1: A proposal to allow the town to expend \$650,000 for the construction of a one lane bridge that is subject to a permissive referendum. This proposal does not include hiring an engineer or going to bid, it just authorizes the town to expend the said amount. Resolution #2: The town would hire an engineer and go to bid, then knowing the actual cost of the project it would go to mandatory referendum.

Supervisor Hasenauer told Town Clerk Entwistle there was no need to contact Zangrilli for a proposal at this time.

## **ADJOURNMENT:**

A motion was made by Councilman Robert Seager and seconded by Councilwoman Nancy Kardash to adjourn the meeting. Roll call vote:

Councilman Robert Seager- yes  
Councilwoman Nancy Kardash - yes  
Councilwoman Joanne Kwasniewski - yes  
Councilman William Karn - yes  
Supervisor William Hasenauer – yes

There being no further business, the meeting was adjourned at 7:55 pm by Supervisor William Hasenauer.

Respectfully submitted,

Shelley T. Entwistle  
Forestport Town Clerk