

Port Ewen Fire Commissioners Meeting

Date: June 25th, 2024

Location: Port Ewen Fire Department Headquarters

Roll Call (X = Present)

5yr Michelle Spinnenweber

4yr Scott Sammons

3yr Roger Boughton

2yr Shannon Harris

1yr William McNamara

Sec'y Mike Dauner

Treas. Wendy Trojak

Chief Clark R. Mains

Asst. Mike Lange

Asst. Joseph Mains

Asst. Frank White Jr.

Pledge to the Flag

Meeting was called to order by: Commissioner Sammons at 20:03 hours.

Unfinished Business:

Commissioner Sammons stated as previously addressed, the 1992 Beck will be sold once out of service. Due to the potential for the sale to be in excess of \$20,000 a permissive referendum may be required and the board should make the appropriate resolution.

PORT EWEN FIRE DISTRICT

A RESOLUTION to declare a certain 1992 Beck fire engine as surplus equipment and no longer necessary for any Fire District uses or purposes and to authorize the sale/disposal thereof pursuant Town Law §176(23).

WHEREAS, the Board of Fire Commissioners of the Port Ewen Fire District is the owner of a certain 1992 Beck fire engine bearing VIN 11VSC96L9NA000009 (the “apparatus”); and

WHEREAS, pursuant to Town Law §176(23) and after due deliberation, the Board of Fire Commissioners of the Port Ewen Fire District has determined that the apparatus is no longer necessary for any Fire District use or purpose; and

WHEREAS, the maximum estimated value of such apparatus is in excess of \$20,000.

NOW THEREFORE, BE IT RESOLVED, that the Board of Fire Commissioners of Port Ewen Fire District as the owner of a certain 1992 Beck fire engine has determined that such apparatus is no longer necessary for any Fire District uses or purposes and further designates such apparatus as surplus with an estimated maximum value in excess of \$20,000; and

BE IT FURTHER RESOLVED, that the Fire District is authorized to sell, convey, transfer, or otherwise dispose of said apparatus for consideration in an amount acceptable to the Board of Fire Commissioners; and

BE IT FURTHER RESOLVED, that this Resolution is subject to permissive referendum.

Motion to adopt the Resolution made by: Commissioner Sammons

Seconded by: Commissioner McNamara

		Aye	Nay	Abstain
Commissioner Boughton	Absent			
Commissioner Harris	Absent			
Commissioner McNamara		X		
Commissioner Sammons		X		
Commissioner Spinnenweber		X		

The Resolution PASSED subject to Permissive Referendum

Secretary Dauner updated the board on the recent pre-construction meeting where Commissioner Sammons, Secretary Dauner, Ron Naccarato and Jack Spinnenweber were present. It was apparent that with not approving Delaware Engineering's contract there were no construction management provisions in place with regards to reviewing and processing bills and completing certifications. It was also addressed that with the town being an MS4 town there are certain certifications required of inspections which Ron and Jack stated they do not have. As mentioned at the last meeting the cost of the proposed contract was for an anticipated month buildout however the contractor is anticipating that they will be done in two weeks so the cost will drop accordingly. Delaware Engineering stated however it was a capped price so if the timeline went over a month the cost would not change. Regarding surveying, if Delaware takes on construction management, they will set the points for the roadway and then the district will only need to have a third party provide an as built survey after construction. The district's attorney and the Planning Board said they were all ok with this being done after construction as per the request of Planning Board and requirement of the seller of the property. The district's attorney stated that once the road is constructed and the survey is complete nothing more is required of the district to satisfy the terms of the sale of the property. Ablen Amrod of Delaware Engineering provided the board with the signed contract for roadway construction signed by Roehrs however the addendum required by the district's attorney was not included. He stated all the issues in the amendment were part of the original contract. The contract was given to Commissioner Sammons for his signature and will be held until the amendment is received. Ablen reviewed his construction contract with the board at this time. The Building Inspector advised that the only thing required prior to construction was that the stormwater fencing be in

place prior to commencement of construction and upon completion the application for permits can be made. It was suggested by Chris Marta that the district put this in writing to the Building Inspector rather than a verbal conversation, Secretary will do so. Commissioner Spinnenweber asked who was going to put points in for the roadway. Ablen stated that if the contract is signed, he will handle this, discussion followed on what was included in the construction management contract. Ablen stated that as part of the contract there will be a full-time inspector on site the entire time the contractor will be on site. Commissioner McNamara asked whether the contract price is firm and the contractor cannot go over the bid amount? Ablen stated that it is written into the bid spec ensuring that this is a firm amount and Commissioner Spinnenweber stated that Attorney Hannigan stated that the contractor cannot go over as the contract is locked in. See previous correspondence. The district stated that Ron Naccarato and Jack Spinnenweber Sr will be the liaison for the district for the roadway construction site. **A motion was made by Commissioner McNamara 2nd Commissioner Spinnenweber authorizing Commissioner Sammons to sign the contract with Delaware Engineering for construction management and inspection services for the roadway construction project. 3ok motion carried.** Chris Marta again suggested the board put everything in writing regarding correspondence and discussions. Commissioner Sammons stated that regarding the contractor's request for brush hogging the property the board has no objection prior to the contract being sent over however the stormwater fencing must be installed before any work is completed as per the request of the building inspector.

Motion to adjourn made at 20:35 by Commissioner McNamara, 2nd Commissioner Spinnenweber. 3ok Motion Carried.

Respectfully Submitted,

Mike Dauner
District Secretary

Attachments:

1. Permissive Referendum Resolution for sale of 1992 Beck
2. Correspondence on pre-construction Meeting and regarding contract
3. Delaware Engineering Signed Engineering Services Proposal for roadway construction