

Town of Northumberland
Special Town Board Meeting
January 11, 2008

Supervisor Willard Peck called the Special Town Board Meeting to order @ 7:30 AM. Following the salute to the flag, roll call was taken. Those attending were Supervisor Willard Peck, Councilman Paul Bolesh, Councilman Daniel Gale, Councilman George Hodgson and Councilwoman Patricia Bryant. The purpose of the Special Town Board Meeting was to authorize Supervisor Peck to execute signature pages for the Town of Northumberland/NYS Department of Transportation Supplemental Agreement for the Hudson Crossing Park project.

Councilman George Hodgson stated that NYS DOT and Town Attorney Douglas Ward have finally agreed on wording for a change in "Use" clause.

The LOCAL SPONSOR, being the Town of Northumberland, Saratoga County, shall not, for a period of 25 years from the date of the final disbursement of funds pursuant to this Agreement, cause or permit the use of any land or facility developed or improved pursuant to this Agreement to change to any use other than the public use set forth in the executed agreement between the Canal Corporation and the Town of Northumberland dated 03/12/2007.

Should the Administrator of the Federal Highway Administration determine that the State has violated or failed to comply with the Federal Laws or the regulations applicable to this project, or should the LOCAL SPONSOR or the Canal Corporation take any action to cause or permit a change in use or the early termination of the useful life of this project prior to 25 years as described above, the LOCAL SPONSOR (The Town of Northumberland, Saratoga County) agrees that it shall fully and immediately reimburse the Department of Transportation for any and all repayments and/or penalties demanded by the Administrator.

Other footnotes:

This project is funded with Federal Demo Funds and is capped at \$250,000.00 for Preliminary Engineering and Construction Phases. This Supplemental Schedule A increases the Preliminary Engineering phase from \$53,000.00 to \$75,000.00. The Supplemental Schedule A also incorporates the Construction Phase cost of \$175,000.00. This Supplemental Schedule A also changes the phase complete date from 12/31/2007 to 12/31/2010.

Councilman George Hodgson made a motion authorizing Supervisor Willard Peck to execute signature pages for the Town of Northumberland/NYS Department of Transportation Supplemental Agreement for the Hudson Crossing Park Project.

Councilman Daniel seconded the motion. All in favor, motion carried.

Councilman George Hodgson stated it will take roughly 6 – 8 weeks until the Town of Northumberland receives a Signed Supplemental Agreement back from NYS DOT.

Councilman Paul Bolesh made a motion @ 7:40 AM to adjourn the Special Town Board Meeting. Councilman Daniel Gale seconded the motion. All in favor, motion carried.

Respectfully submitted,

Denise Murphy
Town Clerk