

TOWN OF CLIFTON PARK

TOWN BOARD MEETING

February 6, 2012

Call to Order/7:00 P.M.

II. Pledge to Flag

III. Roll Call

IV. Approval of Town Board Minutes

v. Communications/Announcements

VI. Business

- Presentation by Clifton Park Resident Kathleen Pingelskil American Heart Association Wear Red Day
- Public Hearing 7:10 P.M./To consider an application for inclusion of property at 341 Riverview Road in the Conservation Easement Program
- Public Hearing 7:20 P.M.! To consider amending Section 103-16, Building Permit Fees, of the Town Code
- Continuation of Public Hearing of January 17, 2012/To consider a Local Law amending Chapter 176, Streets and Sidewalks of the Town Code
- Resolutions for Consideration
- Other Business

VII. Open Public Privilege

NOTE:

Each speaker shall state name and address prior to addressing the Board and shall be granted the floor for a single time frame of up to five minutes. The Board asks that members of the public respect the opportunity of the speaker at the podium to be heard, and asks that the public refrain from conducting side meetings within the meeting room. In an effort to ensure that the widest number of community viewpoints are heard, the Board asks members of groups or the public to withhold comment, if their viewpoints have already been presented. The Board thanks everyone in attendance for their understanding and also for their desire to actively participate in the Town decision making process.

VIII. Adjournment

Resolutions for Consideration

February 6, 2012

| <u>SOURCE</u> | <u>RESOLUTION</u> | <u>CONTACT</u> |
|-----------------------|--|----------------|
| 1. Town Council | Recognize American Heart Association Wear Red Day to raise awareness of heart disease | L. Walowit |
| 2. Supervisor | Authorize the Supervisor to sign Memorandum of Understanding with Not So Common Players for the provision of continued support for and presentation of artistic theatrical productions and musical presentations | P. Barrett |
| 3. Town Council | Adopt Local Law No. __ of 2012, amending Chapter 125, Section 10 Providing for a Streamlined Process to Update and Renew Expiring Term Conservation | S. Hughes |
| 4. Supervisor | Expand Saratoga County Sewer District to encumber all of the geographical boundaries of Clifton Park | P. Barrett |
| 5. Community Develop. | Authorize Town of Clifton Park to sponsor CPR and AED classes on Saturday May 5, 2012 | P. Barrett |
| 6. Community Develop. | Authorize Town of Clifton Park to sponsor a Spring 2012 Community Emergency Response Training Session from March 15, 2012 through April 19, 2012 | P. Barrett |
| 7. Supervisor | Reappoint Craig Masterson as Co-Chair of the Highway Safety Committee | P. Barrett |
| 8. Supervisor | Reappoint Lester Denison as Chairman of the Fire Code Appeals Board | P. Barrett |
| 9. Supervisor | Appoint liaisons to Environmental Conservation Commission, Community Arts and Culture Commission and to Historic Preservation Commission | P. Barrett |
| 10. Supervisor | Authorize purchase of 2012 Chevrolet Impala Security Vehicle for use by Town Security | P. Barrett |

Resolutions for Consideration

February 6, 2012

| <u>SOURCE</u> | <u>RESOLUTION</u> | <u>CONTACT</u> |
|----------------------------|--|----------------|
| 11. Rivercrest Water Dist. | Declare two public emergencies pursuant to General Municipal Law Section 103 (4), retroactive to August 22, 2011 and November 3, 2011 requiring repairs to Rivercrest Water District, Water Main on Rivercrest Drive and transferring funds from Rivercrest Water Fund Balance | P. Barrett |
| 12. Supervisor | Reschedule the February 21, 2012 Town Board Meeting to February 27, 2012 | P. Barrett |
| 13. Supervisor | Appoint Representatives to Emergency Services Advisory Board from Vischer Ferry Fire District | P. Barrett |
| 14. Parks & Rec. | Authorize Myla Kramer and Diana Fraser to attend New York State Recreation and Park Society Annual Conference in Saratoga Springs, March 25-27, 2012 | P. Barrett |
| 15. Parks & Rec. | Authorize the hiring of Pool Management for the 2012 Season, per Schedule A | P. Barrett |
| 16. Parks & Rec. | Authorize Dave Czechowski to attend the Certified Pool Operator Course, March 17-18, 2012 in Newburgh, NY | P. Barrett |
| 17. Parks & Rec. | Authorize the Supervisor to sign a Subcontractor Contract with Rensselaer Polytechnic Institute Center for Initiatives in Pre-College Education for Technology Academies | S. Hughes |
| 18. Supervisor | Adopt Local Law No. __ of 2012 amending Chapter 77, Unsafe Buildings Law of the Town Code | P. Barrett |
| 19. Supervisor | Schedule a public hearing to consider a local law amending Article I, Convenience Transfer Station, Section 97.3, Permit Fees, A, B & E and Schedule A | P. Barrett |

Resolution No. ____ of 2012, a resolution recognizing American Heart Association Wear Red Day to raise awareness of Heart Disease.

Introduced by _____, who moved its adoption, seconded by _____

WHEREAS, currently some 8 million women in the U.S. are living with heart disease, yet only one in five American women believes that heart disease is her greatest health threat; and

WHEREAS, 90 percent of women have one or more risk factors for developing heart disease; and

WHEREAS, 26 percent of women die within a year of suffering a heart attack – compared with 19 percent of men; and

WHEREAS, while one in 30 American women dies from breast cancer each year, one in three dies of cardiovascular disease; and

WHEREAS, cardiovascular disease claims the lives of over 419,000 American females each year, almost one death per minute; and

WHEREAS, only 43 percent of African American women and 44 percent of Hispanic women know that heart disease is their greatest health risk, compared with 60 percent of white women; and

WHEREAS, nearly as many women die of heart disease, stroke, and all other cardiovascular diseases than the next three leading causes of death combined, including all cancers; and

WHEREAS, only 16 percent of women surveyed in 2009 identified cardiovascular disease as the greatest health problem facing them; and

WHEREAS, in women, heart disease is too often a silent killer – less than a third of women in a recent survey reported any early warning signs such as chest pain or discomfort before a heart attack, compared with most men; and

WHEREAS, common symptoms for women included pain of the jaw, arm or back, but most reported a delay in seeking treatments after the symptoms began of anywhere from 15 minutes to two weeks; and

WHEREAS, women are less likely to call 911 for themselves when experiencing symptoms of a heart attack than they are if someone else were having a heart attack; and

WHEREAS, Go Red For Women is the American Heart Association’s national call to increase awareness about heart disease—the leading cause of death for women—and to inspire women to take charge of their heart health; and

WHEREAS, all women should learn their own personal risk for heart disease, using tools such as the American Heart Association’s My Life Check, Go Red For Women Heart Check-Up,

Go Red For Women Better U and by talking to their healthcare provider; and

WHEREAS, making the right choices relating to proper nutrition, physical activity, and other healthy lifestyle choices are essential to living a heart healthy life; now therefore be it

RESOLVED, that the Clifton Park Town Board, in recognition of the importance of the ongoing fight against heart disease and stroke, do hereby proclaim Wednesday, February 8, 2012 to be

NATIONAL WEAR RED DAY

in the Town of Clifton Park and urge all citizens to show their support for women and the fight against heart disease by commemorating this day by the wearing of the color red, by increasing awareness, speaking up about heart disease, and empowering women to reduce their risk for cardiovascular disease, thus saving thousands of lives each year.

Resolution No. ___ of 2012, a resolution authorizing the Town Supervisor to sign a Memorandum of Understanding with the Not So Common Players (NSCP) for the provision of continued support for the presentation of theatrical productions and musical presentations.

Introduced by _____ who moved its adoption, seconded by Councilman

WHEREAS, the Town of Clifton Park has sponsored and supported the Not So Common Players (NSCP) theater group since its inception in 2001, and

WHEREAS, the Town Board wishes to express continued support for the NSCP while defining the Town's commitment pursuant to Town Law 64 (17 b) regarding accumulated theatre set pieces, supplies, costumes, and equipment, as well as the Town personnel and equipment necessary to ensure the continued growth and success of the Town's relationship with NSCP; now, therefore, be it

RESOLVED, that the Town Board adopts and ratifies the attached Memorandum of Understanding between the Town of Clifton Park and the Not So Common Players, subject to annual appropriation.

Resolution No. _____ of 2012, a resolution adopting Local Law No. ___ of 2012, a local law to update the process for holders of Existing Term Conservation Easements under Section 125-10 Conservation Easements, Duration, of the Town Code.

Introduced by _____ who moved its adoption, seconded by

WHEREAS, the Town initiated a Term Conservation Easement Program in 1996, with Term Easements issued with a Minimum 15 Year Term thereafter; and

WHEREAS, the first Term Conservation Easements issued pursuant to Town Code Chapter 125 will expire in 2011 unless applications for renewal of Terms are received; and

WHEREAS, on January 17, 2012 the Town Board conducted a public hearing to obtain comment from the public regarding a streamlined process for holders of existing Term Conservation Easements to re-apply for Terms of their choice; and

WHEREAS, the public was given the opportunity to speak in favor of, or against the proposed changes to the local law; now therefore be it

RESOLVED, that Local Law No. __ of 2012 a local law amending Chapter 125-10 of the Town Code to provide a Streamlined Process to Update and Renew Expiring Term Conservation Easements is hereby adopted, and be it further

RESOLVED, that this Local Law shall take effect upon filing with the New York State Department of State but shall take effect immediately; and be it further

RESOLVED, that the Assessor is authorized to notify holders of existing Conservation Easements, and to accept renewal applications in accordance with the schedule set forth herein; and be it further

RESOLVED, the Town Clerk is directed to publish appropriate notice of the same.

Resolution No. ____ of 2012, a resolution expanding Saratoga County Sewer District to encumber all of the geographical boundaries of Clifton Park.

Introduced by _____ who moved its adoption, seconded by

WHEREAS, at a regular meeting of the Town Board of the Town of Clifton Park, County of Saratoga, State of New York, held on _____ 2012, the following resolution was made as indicated above; and

WHEREAS, the Saratoga County Sewer District No. 1 has provided the opportunity for the Town of Clifton Park to be wholly included in the new expanded boundaries of the sewer district; and

WHEREAS, there would be no charge to the Town of Clifton Park for its inclusion in the district unless the town was using the services; and

WHEREAS, there will be no ad valorem charges imposed on any property as a result of any expansion of the sewer district boundaries; and

WHEREAS, the underlying purpose of this proposed expansion is to look to serve the future needs of the county's growing population; now therefore be it

RESOLVED, that the Town of Clifton Park requests to be wholly included in the new boundaries of the Saratoga County Sewer District No.1.

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Resolution No. ____ of 2012, a resolution authorizing the Town of Clifton Park to sponsor CPR and AED classes as part of the Citizen Corps Grant Public Safety Education Program.

Introduced by _____, who moved its adoption, seconded by

WHEREAS, the Citizen Corps grant funding provides emergency training to residents as provided by the Clifton Park-Halfmoon-Ambulance Corps certified instructors and provides participants with an American Heart Association Certificate; and

WHEREAS, the CPR and AED class is scheduled to be conducted on Saturday, May 5, 2012 by the Clifton Park-Halfmoon Ambulance Corps, at a total cost not to exceed \$900.00; and

WHEREAS, this class is mandatory for new and current CERT volunteers needing re-

certification and is also open to the residents of the Town at no charge; now therefore be it

RESOLVED, that authorization is hereby given to the Town of Clifton Park to sponsor a CPR and AED class provided by the Clifton Park-Halfmoon Ambulance Corps at a cost not to exceed \$900.00, for books, materials and certifications, to be paid from A-8762-015 (Citizen Corps Grant Funding).

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Resolution No. _____ of 2012, a resolution authorizing the Town to sponsor a Community Emergency Response Training (CERT) Program, through the Citizen Corps Grant.

Introduced by _____ who moved its adoption, seconded by

WHEREAS, Citizen Corps provides information and training to help prepare residents for emergencies and disasters of all kinds, and introduces community volunteerism opportunities to support Town Emergency Planning and Preparedness; and

WHEREAS, the Citizen Corps Grant provides funding for emergency training and public education; and

WHEREAS, as part of the Town's commitment to providing residents with useful training as a means to encourage citizens to volunteer during disasters and emergencies of all kinds, the Town wishes to provide CERT training for six weeks on Thursday evenings, beginning March 15, 2012 through April 19, 2011, at the Public Safety Building for residents of the Town at no charge; and

WHEREAS, the program will prepare residents to join the CERT volunteers available to assist the Town during disasters, emergencies and major incidents and will provide equipment to assist students and volunteers during emergencies; now therefore be it

RESOLVED, that the Town Board authorizes CERT training for residents of the Town of Clifton Park on six consecutive Thursdays, from March 15, 2012 through April 19, 2012, at a total cost not to exceed \$4400, to be paid from A-8762-015-200 (Citizen Corps Grant Expense) for instruction, supplies, equipment and team shirts.

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Resolution No. _____ of 2011, a resolution reappointing Craig Masterson as Co-Chair of the Highway Safety Committee.

Introduced by _____ who moved its adoption, seconded by

WHEREAS, it is desirable to reappoint Craig Masterson as Co-Chair of the Highway Safety Committee; now therefore be it

RESOLVED, that Craig Masterson, 76 St. Andrews Drive is re-appointed as Co-Chair of the Highway Safety Committee; term to expire December 31, 2013.

Resolution No. _____ of 2011, a resolution reappointing Lester Denison as Chairman of the Fire Code Appeals Board.

Introduced by _____ who moved its adoption, seconded by _____

WHEREAS, it is desirable to reappoint Lester Denison as Chairman of the Fire Code Appeals Board; now therefore be it

RESOLVED, that Lester Denison, 4 Torrero Drive, Clifton Park is re-appointed for a three year term as Chairman of the Fire Code Appeals Board, term to expire December 31, 2014.

Resolution No. ____ of 2012, a resolution appointing Councilman Whalen as liaison to the Arts and Culture Commission and Historic Preservation Commission and reappointing Sanford Roth as liaison to the Environmental Conservation Commission.

Introduced by _____ who moved its adoption, seconded by _____

WHEREAS, former Councilman Roth has a lengthy history of involvement with the Environmental Conservation Commission and has expressed interest in continuing as liaison to the Commission; and

WHEREAS, Councilman James Whalen has been recommended to serve as liaison to the Arts and Culture Commission as well as to the Historic Preservation Commission; and

WHEREAS, Mr. Whalen's appointment will confer a benefit to the residents of the Town; now therefore be it

RESOLVED, that James M. Whalen, 34 Aster Drive, Rexford is hereby appointed as liaison to both the Arts and Culture Commission and Historic Preservation Commission through December 31, 2012; and be it further

RESOLVED, that Sanford I. Roth, 52 Sweetbrier Drive, Ballston Lake is hereby appointed as liaison to the Environmental Conservation Commission through December 31, 2012.

Resolution No. _____ of 2012, a resolution authorizing the purchase of a 2012 Chevrolet Impala Security Vehicle off of New York State Contract, for use by Town Security.

Introduced by _____, who moved its adoption, seconded by _____

WHEREAS, a need has been identified for a new vehicle for use by Town Security; and

WHEREAS, a 2012 Chevrolet Impala Security Vehicle is available under State Contract, as described in Schedule "A" at a total cost of \$22,623.50, price includes \$3,000 for additional equipment; now therefore be it

RESOLVED, that authorization is given to purchase a Model Year 2012 Chevrolet Impala Security Vehicle under State Contract No. PC 64892, from Hoselton Chevrolet, Inc., East Rochester, New York, as described in Schedule A, at a cost not to exceed \$22,623.50.00, to be paid from A-03 120-200 (General Fund-Security-Equipment).

Resolution No. ___ of 2012, a resolution declaring two public emergencies pursuant to General Municipal Law Section 103(4), retroactive to August 22, 2011, and November 3, 2011 requiring repairs to Rivercrest Water District, water main on Rivercrest Drive and transferring funds from Rivercrest Water Fund Balance.

Introduced by _____ who moved its adoption, seconded by ____

WHEREAS, General Municipal Law Section 103(4) authorizes Municipalities to enter into contract for the work needed to be done without competitive bidding where the Town Board declares the situation to be a public emergency, and

WHEREAS, on August 22, 2011 and November 3, 2011, repairs were needed to the Rivercrest Water District water main; and

WHEREAS, Michael O'Brien advised that the occurrence constituted an Emergency with potential impact upon Health, Safety and Welfare without immediate action and response, and

WHEREAS, Tom Kubricky Company, Inc. is an authorized emergency contractor for the Town of Clifton Park pursuant to Resolution No. 60 of 2010; and

WHEREAS, bid rates as awarded by Resolution No. 60 of 2010, were used for equipment and labor; and

WHEREAS, Michael O'Brien accepted the quote of Tom Kubricky based on emergency circumstances necessary to repair the water main and prevent further damage to the area, in an amount of \$10,333.04 for both emergencies and has determined that the charges submitted pursuant to the quote were appropriate for the work that was required; now therefore be it

RESOLVED, that the Town Board hereby declares the potential damage threatened by the damage to the water line, to be a public emergency, requiring immediate action which cannot await competitive bidding, and be it further

RESOLVED, that payment is authorized to Tom Kubricky Company for \$10,333.04, for repairs to the Rivercrest Water District, Water Main, on Rivercrest Drive, for emergencies occurring on August 22, 2011 and November 3, 2011, to be paid with a transfer of \$10,333.04 from Rivercrest Water District Fund Balance (FV-909) to Rivercrest Water-Water Transmission-Emergency Repairs (FV-8340-2 1).

Resolution No. ___ of 2012, a resolution rescheduling the February 21, 2012 Town Board Meeting to February 27, 2012.

Introduced by _____ who moved its adoption, seconded by

WHEREAS, the third Town Board Meeting for the month of February is scheduled for February 21, 2012; and

WHEREAS, it is necessary to reschedule the meeting of the 21st of February; now therefore be it

RESOLVED, that the Town Board Meeting scheduled for February 21, 2012 is hereby rescheduled to February 27, 2012.

Resolution No. _____ of 2011, a resolution appointing Duane Lindsay as Representative from Vischer Ferry Fire District to the Emergency Services Advisory Board and appointing Kevin Bowman as an Alternate Representative from Vischer Ferry Fire District to the Emergency Services Advisory Board.

Introduced by _____ who moved its adoption, seconded by _____

WHEREAS, Kevin Bowman, current Representative from Vischer Ferry Fire District would prefer to serve as the Alternate Representative from Vischer Ferry Fire District, a position currently held by Duane Lindsay; and

WHEREAS, both Mr. Bowman and Mr. Lindsay have mutually agreed to switch positions; now therefore be it

RESOLVED, that Duane Lindsay, 753A Grooms Road is hereby appointed to fill the unexpired term of Kevin Bowman as Representative from Vischer Ferry Fire District to the Emergency Services Advisory Board, term to expire December 31, 2013; and be it further

RESOLVED, that Kevin Bowman, 157 Sugarhill Road, Rexford is hereby appointed to fill the unexpired term of Duane Lindsay as Alternate Representative from Vischer Ferry Fire District to the Emergency Services Advisory Board, term to expire December 31, 2013.

Resolution No. _____ of 2012, a resolution authorizing Myla Kramer and Diana Fraser to attend the New York State Recreation and Park Society '72- Annual Conference and Business Expo.

Introduced by _____ who moved its adoption, seconded by _____

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs has requested authorization to attend the New York State Recreation and Park Society 72nd Annual Conference and Business Expo along with Diana Fraser, to be held at the Saratoga Hilton and City Center, New York, March 25-27, 2012; and

WHEREAS, attendance at this conference will confer a benefit upon and be in the best interest of the Town of Clifton Park; now, therefore, be it

RESOLVED, that Myla Kramer and Robin Dutcher are hereby authorized to attend the New York State Recreation and Park Society Annual Conference and Business Expo, March 25-27, 2012, in Saratoga Springs, New York, at a cost not to exceed \$460.00 for both attendees, to be paid from A-7021-001 (Parks and Recreation Administration-Training & Conference).

Resolution No. _____ of 2012, a resolution authorizing the hiring of Pool Management

for the 2012 Season, per Schedule A.

Introduced by _____ who moved its adoption, seconded by

WHEREAS, it is necessary that Management Staff be hired by the Department of Parks and Recreation to operate the three Town-owned pools for the 2012 Season; and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs has recommended that the individuals on the attached Schedule A be hired as staff for the three Town-owned pools; now therefore be it

RESOLVED, that the individuals listed on the attached Schedule A are hereby hired as staff for the three Town-owned pools, effective immediately through October 28, 2012, at the salary amounts listed.

Resolution No. _____ of 2012, a resolution authorizing Dave Czechowski to attend a Pool Operators Training Course in order to update his certification.

Introduced by _____ who moved its adoption, seconded by

WHEREAS, according to Department of Health Regulations, all municipal pools must have a Certified Pool Operator and certifications must be renewed every five years; and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has requested permission to have Pool Operator Dave Czechowski attend a course being held in Newburgh, New York, March 17-18, 2012, to update his certification as a Pool Operator, at a cost of \$305.00; and

WHEREAS, Dave Czechowskis' attendance at the seminar would confer a benefit to the residents of the Town of Clifton Park; now, therefore be it

RESOLVED, that Dave Czechowski, 633 Clifton Park Center Road, Clifton Park, is authorized to attend the course being offered by Pool Operation Management and the National Swimming Pool Foundation, March 17-18, 2012 in Newburgh, New York at a cost not to exceed \$305.00, to be paid from SP5-7150-001 (Barney Road Pool-Training).

Resolution No. ____ of 2012, a resolution authorizing the Supervisor to sign a Letter of Agreement between the Town of Clifton Park and the Center for Initiatives in Pre-College Education of Rensselaer Polytechnic Institute, for joint sponsorship of a program to provide an educational opportunity in the field of Junior LEGO Robotics Engineering and Animation and Gaming to be held during the 2012 Summer Season.

Introduced by _____ who moved its adoption, seconded by

WHEREAS, The Town recognizes that the field of Robotics provides an excellent educational environment which helps to introduce young minds to fields encompassing science and engineering, and

WHEREAS, The Center is a pre-eminent educational institute with particular expertise and experience in these fields, with nationally recognized robotics teams and competitors, and

WHEREAS, the Town and the Center wish to cooperate in a program which provides an opportunity for students ages 8-11 to learn in a unique environment which enables them to interact with and learn from College level mentors and facilitators in the field of advanced LEGO Robotics and Gaming/Animation, now therefore, be it

RESOLVED, that the Supervisor is authorized to sign a Letter of Agreement between the Town of Clifton Park and the Center for Initiatives in Pre-College Education of Rensselaer Polytechnic Institute for joint sponsorship of a program to provide an educational opportunity in the field of Robotics and Junior LEGO Robotics Engineering and Gaming/Animation.

Resolution No. _____ of 2012, a resolution adopting Local Law No. ___ of 2012, a local law amending Chapter 77, Unsafe Buildings Law of the Town Code, Sections 1, 3, and 4 (a), (b), (c), Section 7, (a), Section 9 (a), Section 10 (a) and (b).

Introduced by _____ who moved its adoption, seconded by

WHEREAS, it has been recommended that Chapter 77, Unsafe Buildings Law be amended to address unkempt properties and abandoned pools as a result of foreclosure; and

WHEREAS, on January 17, 2012 the Town Board conducted a public hearing to obtain input regarding the proposed changes to the local law; and

WHEREAS, the public was given the opportunity to speak in favor of, or against the proposed changes to the local law; now therefore be it

RESOLVED, that Local Law No. ___ of 2012 a local law amending Chapter 77, Unsafe Buildings Law of the Town Code is hereby adopted; and be it further

RESOLVED, the Town Clerk is directed to publish appropriate notice of the same.

Resolution No. _____ of 2012, a resolution scheduling a public hearing to consider adoption of Local Law No. ___ of 2012, a local law amending Article I, Convenience Transfer Station, Section 97.3, Permit Fees, A, B & E and Schedule A.

Introduced by _____ who moved its adoption, seconded by

WHEREAS, it has been recommended that certain revisions be made to Article I, Convenience Transfer Station, Section 97.3, Permit Fees, A, B, & E and Schedule A; and

WHEREAS, the Town Board wishes to schedule a public hearing to obtain input regarding the proposed changes; now therefore be it

RESOLVED, the Town Board hereby schedules a public hearing on February 13, 2012 at 7:10 P.M. in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, New York to

consider adoption of Local Law No. ___ of 2012 a local law amending Article I, Convenience Transfer Station, Section 97.3, Permit Fees, A, B, & E and Schedule A; and be it further

RESOLVED, the Town Clerk is directed to publish appropriate notice of the same.

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