

February 12, 2009

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 12th day of February 2009 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Nancy R. Hernandez
Councilmen	Robert D. Becker
	William E. Carl
	J. Brian Hogan
	Thomas F. With
ABSENT: Councilwoman	Nicole Criscione-Szesnat
ALSO PRESENT:	
Town Clerk	Elizabeth A. DeITorto
Town Attorney	Michael C. Magguilli
Chief of Police	Steven H. Heider
General Services Director	Douglas Sippel
Emergency Medical Services Deputy Chief	Peter Berry
Human Resources Director	Rosemary Newton

RESOLUTION NO. 36 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption
Resolution adopting a proposed local law amending Chapter 181 of the Code of the Town of Colonie - "Vehicle & Traffic Codification" by amending the following schedule thereof: Schedule IX – "No Parking Anytime".

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 37 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:
Resolution dated February 12, 2009 Pursuant to Chapter 950 of the Laws of 1972 in Relation to the Proposed Project 1988-804 of the Colonie Sewer Improvement Area.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 38 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:
Resolution permanently appointing Dennis M. Woodsinger to the position of Sr. Environmental Engineering Technician in the DPW/Division of Environmental Services.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 38 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:
Resolution permanently promoting Michael Hennessey, Jr. to the position of Sr. Public Safety Dispatcher in the Police Department.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

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RESOLUTION NO. 38 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution reinstating Neil C. Blanchard to the position of Public Safety Dispatcher in the Police Department.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 38 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution appointing Michael J. Allen to the position of Custodial Worker, Grade 3, in the General Services Department.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 39 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to Create a Task Force to Consider the Impact of the Proposed Town of Colonie Child Protection Local Law.

The resolution was duly seconded by Councilwoman Hernandez and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 40 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Final Resolution, Order and Determination Establishing Extension No. 157 to the Latham Water District in the Town of Colonie, County of Albany, State of New York, Pursuant to Article 12a of the Town Law of the State of New York and Chapter 633 of the Laws of 1965.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 41 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

A Resolution Authorizing Supervisor Paula A. Mahan to Execute an Escrow Agreement in Relation to Windsor Estates Creekside Subdivision Proposed Colonie Sewer District Improvement Area - Project 2003-005.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 42 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

A Resolution Calling a Public Hearing Pursuant to Chapter 950 of the Laws of 1972 in Relation to Windsor Estates Creekside Subdivision Proposed Colonie Sewer District Improvement Area -Project 2003-005.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

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RESOLUTION NO. 43 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution reappointing Colin Wynne as a student member of the Conservation Advisory Council.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 44 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with REMO for the lease of space at the Colonie Community Center.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 45 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution accepting the proposal from the Ten Eyck Group to provide computer equipment property coverage.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 46 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Settlement Agreement and Release between the Town of Colonie and “Nettie Decker and Brian DeVane, Esq.”

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 47 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Settlement Agreement and Release between the Town of Colonie and Rachel Whalen.

The resolution was duly seconded by Councilman With and, upon roll, the following vote resulted:

Supervisor	Paula A. Mahan	Aye
Councilwoman	Nancy R. Hernandez	Aye
	Nicole Criscione-Szesnat	Aye
Councilmen	Robert D. Becker	Aye
	William E. Carl	Aye
	J. Brian Hogan	Nay
	Thomas F. With	Aye

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RESOLUTION NO. 48 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Professional Services Agreement with Hershberg & Hershberg for Townwide Surveying Services for 2009.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 49 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a renewal agreement with Joseph E. Mastrianni, Inc. in connection with the administration of the Section 8 Housing Assistance Payments program.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 50 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution rejecting all bids received in connection with the purchase of a new Prisoner Transport Cargo Van.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 51 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a renewal agreement with ELSAG North America Law Enforcement Systems, LLC in connection with the warranty for the Plate Hunter.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 52 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an agreement with the Mohawk & Hudson River Humane Society for animal shelter services for the year 2009.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 53 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Pittsfield Communication for the Police Department.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

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RESOLUTION NO. 54 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into two (2) Agreements with Repeat Business Systems for the maintenance of two (2) fax machines at the Police Department.

The resolution was duly seconded by Councilwoman Hernandez and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 55 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to reimburse water usage charges and penalty fees to various Town residents.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 56 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing payment for a damage claim at 14 Willoughby Drive for the DPW/Division of Latham Water.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 57 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a NYS Department of Health renewal application in connection with the Environmental Laboratory Accreditation Program for the Mohawk View Water Treatment Plant Laboratory for the DPW/Division of Latham Water.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 58 FOR 2009

Councilman With offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a Service Agreement with National Business Equipment and Supply for the maintenance of the copier at the Pruyn House.

The resolution was duly seconded by Councilman Hogan and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 59 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing a pay rate change for the transcriptionist, Nancy Strang VanDeBogart.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

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RESOLUTION NO. 60 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution appointing Bradley J. Roy as a member of the Sign Review Board.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 61 FOR 2009

Councilwoman Hernandez offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Capital Bauer Insurance Agency to provide benefits brokerage, administrative and consulting services.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 62 FOR 2009

Councilwoman Hernandez offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Principal Life Insurance Company to provide life insurance coverage to Town employees.

The resolution was duly seconded by Councilman Becker and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 63 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Access Health Systems to provide various professional medical services.

The resolution was duly seconded by Councilwoman Hernandez and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 64 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Roemer, Wallens & Mineaux, LLP to provide labor relations services.

The resolution was duly seconded by Councilwoman Hernandez and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 65 FOR 2009

Councilwoman Hernandez offered the following resolution and moved its adoption:

Resolution authorizing the adoption of the Health Flexible Spending Account and Dependent Care Assistance Program.

The resolution was duly seconded by Councilman Becker and, upon roll call, it was unanimously adopted.

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RESOLUTION NO. 66 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a Sale & Purchase Agreement with Verdoy Fire District in connection with the supply of salt for use during the winter.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 67 FOR 2009

Councilman With offered the following resolution and moved its adoption:

Resolution awarding a bid to Rosen’s Uniforms in connection with the supply of Emergency Medical Services Department uniform pants.

The resolution was duly seconded by Councilman Hogan and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 68 FOR 2009

Councilman With offered the following resolution and moved its adoption:

Resolution awarding bid to North Eastern Rescue Vehicles – Wheeled Coach in connection with the purchase of two (2) Emergency Medical Care Vehicles for the Emergency Medical Services Department.

The resolution was duly seconded by Councilman Hogan and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 69 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with CompuChild to provide computer classes at the Community Center.

The resolution was duly seconded by Councilwoman Hernandez and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 70 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for bids in connection with the purchase of single axle and tandem dumptrucks for the Department of Public Works.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 71 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution awarding the bid on Aluminum, Aluminized & Polymer Coated Culvert Pipe and Arch Pipe for the year 2009 to Chemung Supply Corporation and award the bid on Polyvinyl Chloride Pipe for the year 2009 to Ramsco.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

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RESOLUTION NO. 72 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution awarding the bid in connection with the purchase of two (2) 2008 or current model Ride on Tandem Vibratory Rollers for the DPW/Highway Division.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 73 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a NYS Department of Health renewal application in connection with the Environmental Laboratory Accreditation Program for the Mohawk View Water Pollution Control Plant for the DPW/Division of Pure Waters.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 74 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Municipal Home Rule Request relative to introduction of Assembly Bill No. A809A and Senate Bill No. S367A in connection with adjusted base proportions in the Town of Colonie.

The resolution was duly seconded by Councilwoman Hernandez and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 75 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution rescinding all prior resolutions pertaining to the adoption of Solid Waste Management Facilities Rates and adopting a new Solid Waste Management Facilities Rate Table effective February 27, 2009.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 76 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution awarding a bid to Simplicity Engineering NE, Inc. in connection with the supply of Hammer Tips for the DPW/Division of Environmental Services.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 77 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for bids in connection with the supply of parts and labor to undertake the repair of a 2005 Caterpillar 973 Trackloader for the DPW/Division of Environmental Services.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

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RESOLUTION NO. 78 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for bids in connection with the purchase of a 2005 Caterpillar 973 Trackloader for the DPW/Division of Environmental Services.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 79 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution awarding a bid to Northstar Chevrolet in connection with the supply of OEM and Remanufactured parts for the Department of Public Works.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 80 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution awarding bids to various low bidders in connection with the supply of Vehicle and Equipment Lubricants for 2009.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 81 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into agreements for the maintenance and repair of alarm systems with various companies.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 82 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an agreement with Stericycle, Inc. in connection with the Medical Waste Disposal and Supplies for 2009.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 83 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution awarding the bids to Screenprint Plus, Shrader and Shrader and Quality Custom Sportswear in connection with the purchase of clothing for various departments.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

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RESOLUTION NO. 84 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an agreement with the County of Albany for the enhancement of III-E Caregivers Programming for elderly persons.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 85 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution accepting the dedication of Burton Lane (Extension) and Walters Way and accepting 6 Walters Way in the Burton Meadows subdivision.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 86 FOR 2009

Councilman With offered the following resolution and moved its adoption:

Resolution authorizing the donation of an Ingersoll-Rand Club Car-Golf Cart to the West Albany Fire Department Hazardous Materials Team.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 87 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for Request for Proposals in connection with the completion of the Winding Creek Development.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 88 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution adopting Operating Guidelines for Highway Incidents.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 89 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing an agreement with RGR of Albany, Inc. to renovate the clubhouse at the Colonie Golf Course and rejecting all bids received for restaurant equipment and authorizing the General Services Director to advertise for new bids.

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adopted.

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RESOLUTION NO. 90 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution to enter Executive Session to discuss Stony Creek Reservoir.

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted.

Respectfully submitted,

Elizabeth A. DelTorto

Colonie Town Clerk