

March 12, 2009

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

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| PRESENT: Supervisor | Paula A. Mahan |
| Councilwomen | Nancy R. Hernandez |
| | Nicole Criscione-Szesnat |
| Councilmen | Robert D. Becker |
| | William E. Carl |
| | J. Brian Hogan |
| | Thomas F. With |

ABSENT: None

ALSO PRESENT:

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| Town Clerk | Elizabeth A. Deltorto |
| Town Attorney | Michael C. Magguilli |
| Human Resources Director | Rosemary Newton |
| Deputy Chief of Police | Joseph Fitzsimmons |
| Clerk of Court | Julie Gansle |

RESOLUTION NO. 118 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution approving the proposed Windsor Estates Creekside subdivision Project 2003-005 of the Town of Colonie Sewer Improvement Area.

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

RESOLUTION NO. 119 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution adjourning a proposed rezoning of 1035 Loudon Road and 418 Boght Road from a Single Family Residential (SFR) to a Planned Development District (PDD) Classification (Canterbury Crossing).

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

RESOLUTION NO. 120 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution establishing five (5) positions of Laborer PT in the DPW/Division of Latham Water and temporarily appointing Kyle M. Babie, Gregory P. Holt, Cody E. Hughes, John F. Malone and Shaun M. Soucy to those positions.

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

RESOLUTION NO. 120 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution permanently appointing James P. Howlan to the position of Weigh Station Attendant, Grade 7, in the DPW/Division of Environmental Services.

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

March 12, 2009

RESOLUTION NO. 120 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution establishing one (1) position of Working Foreman (Temporary) in the DPW/Division of Latham Water and temporarily appointing David Austin to that position.

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

RESOLUTION NO. 120 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution contingently permanently appointing Paige M. Trance to the position of Typist, Grade 6, in the Justice Department.

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

RESOLUTION NO. 121 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution as to the proposed inclusion of Manchester Heights – Phase I to the proposed 158th Extension of the Latham Water District.

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

RESOLUTION NO. 122 FOR 2009

Councilman With offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute the modification to the Memorandum of Understanding with the Division of State Police of the State of New York.

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

RESOLUTION NO. 123 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a Contractor’s Agreement with Apex Sewer & Drain Cleaning Service for the DPW/Division of Pure Waters.

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

RESOLUTION NO. 124 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Agreement for Change Order #1 with the Albany County Airport Authority and C.T. Male Associates, P.C. in connection with the Latham Tank Relocation for the DPW/Division of Latham Water.

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

March 12, 2009

RESOLUTION NO. 125 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Permit for Construction of Utilities with the Saratoga County Department of Public Works for the DPW/Division of Latham Water.

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

RESOLUTION NO. 126 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Amendment No. 1 to Engineering Agreement #451-08 with O'Brien & Gere Engineer's Inc. in connection with the Standard Operating Procedures Manual Phase II 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. 127 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an easement with National Grid in connection with the Watervliet Shaker Road/Old Wolf Road/Old Niskayuna Road Intersection Project.

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

RESOLUTION NO. 128 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for bids for the sale of surplus mulch for the Department of Public Works.

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

RESOLUTION NO. 129 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for bids for the purchase of a rubber tire excavator with grapple to be used at the DPW/Environmental Services Waste Transfer Station.

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

RESOLUTION NO. 130 FOR 2009

Councilwoman Criscione-Szesnat offered the following resolution and moved its adoption:

Resolution correcting the salary of Angelina J. Searles in the Senior Resources Department.

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

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RESOLUTION NO. 131 FOR 2009

Councilman With offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Letter of Agreement with the United Public Service Employees Union (EMS Unit).

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

RESOLUTION NO. 132 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Amendment to Owner/Grantee Agreement with the Colonie Housing Associates for the Community Development Department.

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

RESOLUTION NO. 133 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution establishing date, time and place for a public hearing on the Town of Colonie's Community Development Block Grant and HOME Programs.

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

RESOLUTION NO. 134 FOR 2009

Councilwoman Hernandez offered the following resolution and moved its adoption:

Resolution authorizing an expenditure from the Insurance Reserve Fund for payment of legal fees, stenographic fees, expenses and/or settlement amounts, in connection with tort litigation.

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

RESOLUTION NO. 135 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution accepting the dedication of Misty Morning Lane (Extension) in the Bouchard Subdivision.

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

RESOLUTION NO. 136 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution awarding a bid to Stants Combustion for a cooling tower replacement and authorizing the Supervisor to enter into an agreement for same.

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

March 12, 2009

RESOLUTION NO. 137 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution requiring the Planning Board to review and consider the proposed Re-Zoning of certain parcels of land at the intersection of Troy-Schenectady Road and British American Boulevard from Single Family Residential (SFR), Commercial Office Residential (COR) and Commercial Office (CO) to Highway Commercial Office Residential (HCOR).

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

RESOLUTION NO. 138 FOR 2009

Councilman Carl offered the following resolution and moved its adoption:

Resolution authorizing the adoption of a Line Item Budget for 2010.

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

RESOLUTION NO. 139 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution awarding a bid to Chefs Depot Inc. DBA Culinary Depot for range hoods to be used at the Town of Colonie Golf Course Restaurant and authorizing the Supervisor to enter into an agreement for same.

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

RESOLUTION NO. 140 FOR 2009

Councilman With offered the following resolution and moved its adoption:

Resolution supporting the efforts of Congressman Paul Tonko regarding NL Industries and authorizing the Supervisor and the Town Board to jointly request that the NYS Department of Health and other appropriate State and Federal agencies perform further comprehensive medical studies on the residence of the Town of Colonie and others similarly situated.

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

RESOLUTION NO. 95 FOR 2009

Councilwoman Hernandez offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Kumpel's Plumbing & Heating for service to the appliances at The Crossings.

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

March 12, 2009

RESOLUTION NO. 99 FOR 2009

Councilman With offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an agreement with the Hudson-Mohawk Urban Cultural Park Commission in connection with the Hudson-Mohawk Heritage Area.

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

Respectfully submitted,
Elizabeth A. DeTorto
Colonie Town Clerk