

April 15, 2010

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 15th day of April 2010 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Nancy R. Hernandez
	Linda J. Murphy
Councilmen	Robert D. Becker
	William E. Carl
	Daniel J. Dustin
	Daniel A. Hornick

ABSENT: None

ALSO PRESENT:	
Town Clerk	Elizabeth A. DelTorto
Town Attorney	Michael C. Magguilli
Deputy Chief of Police	Joseph Fitzsimmons
Emergency Medical Services Deputy Chief	Peter Berry
Community Development Manager	Nancy J. Andriano
Personnel Officer	Michael Burick
Director of Community Services	Alicia Osur
Environmental Engineer	Matthew McGeary
Planning and Economic Development Director	Joseph LaCivita
Public Works Commissioner and Superintendent of Highways	John Cunningham

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**RESOLUTION NO. 316 FOR 2010**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution adopting a proposed local law amending Local Law 19 of 2007, which reclassified the zoning of 605 Albany Shaker Road and 210 Maxwell Road as Planned Development District (PDD), by modifying the residential uses provided for therein.**

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

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**RESOLUTION NO. 317 FOR 2010**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution adopting the Town of Colonie's 2010 Five Year Consolidated Plan and Annual Entitlement Action Plan and authorizing the Supervisor to submit said plans to the U.S. Department of Housing and Urban Development and to execute all related documents pertaining to the Community Development Block Grant, HOME and Section 8 Programs.**

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

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**RESOLUTION NO. 318 FOR 2010**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution establishing a low interest housing rehabilitation revolving loan fund for owner-occupied, single-family homes.**

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

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**RESOLUTION NO. 319 FOR 2010**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to execute an agreement with Pioneer Bank for banking services in connection with the Town's Housing Rehabilitation Revolving Loan Program.**

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

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**RESOLUTION NO. 320 FOR 2010**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to execute an agreement with Schuyler Meadows Club in connection with the annual D.A.R.E. Golf Tournament.**

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

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**RESOLUTION NO. 321 FOR 2010**

Councilwoman Murphy offered the following resolution and moved its adoption:

**Resolution awarding the bid to Sentry Technology for the Electromagnetic Library Security System at the Wm. K. Sanford Town Library and authorizing the Supervisor to enter into an agreement for same.**

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

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**RESOLUTION NO. 322 FOR 2010**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution reappointing Marriage Officers pursuant to §11-c of the Domestic Relations Law.**

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

Supervisor	Paula A. Mahan	Aye
Councilwoman	Nancy R. Hernandez	Abstained
	Linda J. Murphy	Aye
Councilmen	Robert D. Becker	Aye
	William E. Carl	Aye
	Daniel J. Dustin	Aye
	Daniel A. Hornick	Aye

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**RESOLUTION NO. 323 FOR 2010**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution awarding a bid to Tex-net, Inc. in connection with the purchase of barrier netting and appurtenances for the DPW/Division of Environmental Services.**

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

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**RESOLUTION NO. 324 FOR 2010**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to execute and submit to the New York State Department of Environmental Conservation the 2009 Annual Air Emissions Report and Certification for the DPW/Division of Environmental Services.**

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

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**RESOLUTION NO. 325 FOR 2010**

Councilman Hornick 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 Becker and, upon roll call, it was unanimously adopted.

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**RESOLUTION NO. 326 FOR 2010**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to enter into a Maintenance Agreement for 2010 with Metroland Business Machines for one (1) Sharp Model SF-2530 photocopier for the DPW/Division of Pure Waters.**

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

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**RESOLUTION NO. 327 FOR 2010**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to execute an amended Contractor Agreement with J. Ellrott Excavating, Inc. for an increase of the expenditure limit in connection with the sanitary sewer system repairs for the DPW/Division of Pure Waters.**

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

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**RESOLUTION NO. 328 FOR 2010**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution awarding the bids to King Road Material in connection with Asphalt Concrete Material F.O.B. Plant for 2010 and authorizing the Supervisor to execute an agreement for same.**

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

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**RESOLUTION NO. 329 FOR 2010**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution awarding bid in connection with In Place Asphalt Concrete Paving for the year 2010 to Carver Sand and Gravel, LLC and authorizing the Supervisor to execute an agreement for same.**

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

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**RESOLUTION NO. 330 FOR 2010**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to enter into an agreement with SimplexGrinnell for the maintenance and repair of alarm systems at various Town locations.**

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

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**RESOLUTION NO. 331 FOR 2010**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution awarding bid to Foremost Equipment, Inc. in connection with the sale of surplus EMS equipment and rejecting the bid for the Thumpers.**

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

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**RESOLUTION NO. 332 FOR 2010**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution authorizing the sale of surplus EMS equipment to Albany County.**

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

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**RESOLUTION NO. 333 FOR 2010**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution authorizing the payment of out-of-title compensation to Matthew McGarry, Environmental Engineer.**

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

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**RESOLUTION NO. 334 FOR 2010**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution rescinding the award to Agrium Ad for Item H1 on the Pesticide Bid for the Colonie Golf Course and awarding the bid to Turflinks.**

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

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**RESOLUTION NO. 335 FOR 2010**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution authorizing the increase in the price of various programs in the Town of Colonie Summer Enrichment Program for 2010.**

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

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**RESOLUTION NO. 336 FOR 2010**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution appointing or reappointing members of the Parks & Recreation Committee.**

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

Supervisor	Paula A. Mahan	Aye
Councilwoman	Nancy R. Hernandez	Abstained
	Linda J. Murphy	Aye
Councilmen	Robert D. Becker	Aye
	William E. Carl	Aye
	Daniel J. Dustin	Aye
	Daniel A. Hornick	Aye

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**RESOLUTION NO. 337 FOR 2010**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution establishing a Personnel Committee and appointing members to that committee.**

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

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**RESOLUTION NO. 338 FOR 2010**

Councilman Becker offered the following resolution and moved its adoption:

**Resolution authorizing the expenditure of funds for the cost of right-of-way acquisition at 328 Sand Creek Road for the Safe Routes to School Project and authorizing the Supervisor to execute any and all documents pertaining to this acquisition.**

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

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**RESOLUTION NO. 339 FOR 2010**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution pursuant to the Land Use Law determining that the finalized plan submitted by Alchester Development LLC is consistent with the conceptual plans used for rezoning of the Shaker Pointe at Carondelet Planned Development District.**

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

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**RESOLUTION NO. 340 FOR 2010**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution adopting the Albany County Hazard Mitigation Plan.**

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

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**RESOLUTION NO. 341 FOR 2010**

Councilwoman Murphy 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 Councilwoman Hernandez and, upon roll call, it was unanimously adopted.

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**RESOLUTION NO. 342 FOR 2010**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution, pursuant to §219-a of the General Municipal Law, approving the list of all volunteer members of the Maplewood Volunteer Fire Department, Inc., the S. W. Pitts Hose Company of Latham, NY, Inc., the Shaker Road-Loudonville Fire Department, Inc. and the Fuller Road Fire Department submitted and certified under oath by said Fire Departments and identifying those volunteer members who have qualified for credit under the Service Award Program for 2009.**

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

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**RESOLUTION NO. 343 FOR 2010**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution awarding the bids to various vendors in connection with the EMS Medical Supplies 2<sup>nd</sup> Remainder award for the year 2010.**

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

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**RESOLUTION NO. 344 FOR 2010**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution authorizing the General Services Director to advertise for bids for the purchase of six (6) new Mechanical CPR devices for the Emergency Medical Services Department.**

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

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**RESOLUTION NO. 345 FOR 2010**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution awarding the bid for Emergency Medical Services Medications for the year 2010 to Albany Memorial Hospital.**

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

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**RESOLUTION NO. 346 FOR 2010**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution awarding the bid for Flight Uniforms for 2010 to Rosen's Uniforms for the Emergency Medical Services Department.**

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

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**RESOLUTION NO. 347 FOR 2010**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution rescinding all prior resolutions pertaining to adopting a Facility Use Schedule & Fees for the Youth Bureau/Community Center and adopting a new Facility Use Schedule & Fees for 2010.**

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

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**RESOLUTION NO. 348 FOR 2010**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution authorizing the undertaking of capital improvements to the Town Landfill, authorizing the issuance of serial bonds in an aggregate principal amount not to exceed \$150,000 of the Town of Colonie, Albany County, New York, pursuant to the Local Finance Law to finance said purpose and delegating the power to issue bond anticipation notes in anticipation of the sale of such bonds to the Town Supervisor.**

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

Respectfully submitted,  
*Elizabeth A. DeTorto*  
Colonie Town Clerk