

April 23, 2009

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 23<sup>rd</sup> day of April 2009 at 7:00 PM.

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

ALSO PRESENT:	
Town Clerk	Elizabeth A. DeITorto
Town Attorney	Michael C. Magguilli
Assessor	Ronald Monfils
Building Department Director	Michael M. Rosch
Civil Service Administrative Aid	Kristine A. Reckner
Community Development Manager	Nancy J. Andriano
Town Comptroller	Craig Blair
Emergency Medical Services Chief	Jonathan F. Politis
Environmental Services Director	F. Joseph Stockbridge
Chief Fire Inspector	Peter Latanziano
General Services Director	Douglas Sippel
Town Historian	Kevin Franklin
Human Resources Director	Rosemary Newton
Clerk of Court	Julie L. Gansle
Latham Water District Superintendent	John Frazer, Jr.
Library Director	Richard Naylor
Management Information Services Director	Lisa Travis
Planning and Economic Development Director	Joseph LaCivita
Chief of Police	Steven H. Heider
Pruyn House Curator	Diane Morgan
Pure Water Superintendent	David McMorris
Senior Resources Director	Christine Carey
Receiver of Taxes and Assessments	C. Michele Zilgme
Youth Bureau Service Specialist	Laura Archambault
Public Works Commissioner & Superintendent of Highways	Robert S. Mitchell

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**RESOLUTION NO. 184 FOR 2009**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to submit an application to Empire State Development Corporation for the RestoreNY Grant in connection with the redevelopment of 191 Watervliet Shaker Road.**

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

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**RESOLUTION NO. 185 FOR 2009**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution in connection with a proposed local law amending Local Law No. 1 of 2007 of the Code of the Town of Colonie, thereof, entitled "Land Use Law " by amending several sections of Chapter 190.**

The resolution was duly seconded by Councilman With and, upon roll call, it was unanimously adopted to vote on the proposed local law on May 21, 2009.

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**RESOLUTION NO. 186 FOR 2009**

Supervisor Mahan offered the following resolution and moved its adoption:

**A Resolution as to SEQR in relation to proposed Colonie Sewer District Improvement Area – Project 2008-001.**

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

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**RESOLUTION NO. 187 FOR 2009**

Councilman With offered the following resolution and moved its adoption:

**Resolution approving the proposed Colonie sewer District Improvement Area - Project 2008-001**

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

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**RESOLUTION NO. 188 FOR 2009**

Councilman With offered the following resolution and moved its adoption:

**Resolution permanently appointing Bethany L. Childs to the position of Environmental Lab Technician, Grade 22, in the DPW/Division of Latham Water.**

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

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**RESOLUTION NO. 189 FOR 2009**

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

**A Resolution as to the proposed inclusion of Lake Ridge Subdivision, 279 Watervliet Shaker Road to the Proposed 158<sup>th</sup> Extension of the Latham Water District.**

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

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**RESOLUTION NO. 190 FOR 2009**

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

**A Resolution as to the proposed inclusion of Parkside Estates, 179 Dunsbach Road, to the proposed 158<sup>th</sup> Extension of the Latham water District.**

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

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**RESOLUTION NO. 191 FOR 2009**

Councilwoman Criscione-Szesnat 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.

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**RESOLUTION NO. 192 FOR 2009**

Councilwoman Criscione-Szesnat 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 a Notice of Intent to commence construction for the Latham Tank Relocation Project - 36" Transmission-Phase 2 located at Pollock Road for the DPW/Division of Latham Water.**

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

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**RESOLUTION NO. 193 FOR 2009**

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

**Resolution authorizing the General Services Director to advertise for bids for the Latham Tank Relocation Project – Transmission Main Improvements Phases 4 and 4.1 for the DPW/Division of Latham Water.**

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

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**RESOLUTION NO. 194 FOR 2009**

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

**Resolution authorizing the General Services Director to advertise for bids for the Latham Tank Relocation Project – 2.5 MG Water Storage Tank, Pump Stations and Water Tank Demolition Phases 5 and 6 for the DPW/Division of Latham Water.**

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

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**RESOLUTION NO. 195 FOR 2009**

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

**Resolution authorizing the General Services Director to advertise for bids for Granular Activated Carbon Filter Media for the Mohawk View Water Treatment Plant for the DPW/Division of Latham Water.**

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

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**RESOLUTION NO. 196 FOR 2009**

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

**Resolution authorizing the Supervisor to reimburse National Grid for damages that occurred to a gas main at 538 Old Loudon Road.**

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

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**RESOLUTION NO. 197 FOR 2009**

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

**Resolution authorizing the Supervisor to reimburse Darlene Riccardi for service related to damages caused by a sewer blockage that occurred to her property located at 14 Park Avenue.**

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

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**RESOLUTION NO. 198 FOR 2009**

Councilwoman Criscione-Szesnat 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 2008 Annual Air Emissions Report and Certification for the DPW/Division of Environmental Services.**

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

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**RESOLUTION NO. 199 FOR 2009**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to sign all documents necessary to renew the Town's Federal Migratory Bird Depredation Permit.**

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

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**RESOLUTION NO. 200 FOR 2009**

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

**Resolution awarding bid to Monroe Tractor in connection with the purchase of a 2008 used Doosan 190 Rubber Tire Excavator for the DPW/Division of Environmental Services.**

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

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**RESOLUTION NO. 201 FOR 2009**

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

**Resolution authorizing the Supervisor to execute a renewal agreement with Ronald Bissell in connection with litter collection along the roadway adjacent to the Town Landfill for 2009.**

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

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**RESOLUTION NO. 202 FOR 2009**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution awarding bids in connection with Road Materials for the year 2009.**

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

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**RESOLUTION NO. 203 FOR 2009**

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

**Resolution awarding bid in connection with the Sale of Surplus Mulch to Constantine Construction.**

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

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**RESOLUTION NO. 204 FOR 2009**

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

**Resolution awarding bid in connection with Cold milling of Bituminous Concrete for the year 2009 to Hudson River Construction Co.**

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

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**RESOLUTION NO. 205 FOR 2009**

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

**Resolution awarding bid in connection with the Storm Water Drainage System for the year 2009 to Anjo Construction, Ltd.**

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

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**RESOLUTION NO. 206 FOR 2009**

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

**Resolution awarding bid in connection with In Place Asphalt Concrete Paving for the year 2009 to Carver Sand and Gravel, LLC.**

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

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**RESOLUTION NO. 207 FOR 2009**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution approving and adopting an Identity Theft Prevention Program.**

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

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**RESOLUTION NO. 208 FOR 2009**

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

**Resolution authorizing payment for a damage claim at 13 Spruce Street for the DPW/Division of Latham Water.**

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

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**RESOLUTION NO. 209 FOR 2009**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution authorizing settlement or discontinuance, subject to judicial approval of the same, pursuant to §68 of the Town Law, of various tax certiorari proceedings.**

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

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**RESOLUTION NO. 210 FOR 2009**

Councilman With offered the following resolution and moved its adoption:

**Resolution approving the 2008 EMS Volunteer Reimbursement Program for the Emergency Medical Services Department for the Town of Colonie.**

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

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**RESOLUTION NO. 211 FOR 2009**

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 With and, upon roll call, it was unanimously adopted.

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**RESOLUTION NO. 212 FOR 2009**

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

**Resolution authorizing the Supervisor to enter into a maintenance agreement with Hewlett Packard in connection with equipment maintenance in the Communications Division of 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. 213 FOR 2009**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution authorizing an agreement with the Center for Municipal Solutions relating to Wireless Telecommunications Facilities.**

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

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**RESOLUTION NO. 214 FOR 2009**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution Adopting an Interim Application Process for Wireless Telecommunications Facilities.**

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

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**RESOLUTION NO. 215 FOR 2009**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution requesting the Town Board approve a policy for Proper Disposal of Surplus Town Property to be added to the Town of Colonie Procurement Policies and Procedures.**

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

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**RESOLUTION NO. 216 FOR 2009**

Councilman With offered the following resolution and moved its adoption:

**Resolution rescinding a portion of the December 18, 2008 Town Board Resolution to Moore Medical and awarding same to Midwest Medical and rescinding the award to Zams, Inc. and awarding same to Garrett Medical in connection with EMS Supplies for the year 2009.**

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

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**RESOLUTION NO. 217 FOR 2009**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution awarding bid in connection with the purchase of Plastic Bags for 2009 to Eastern Bag & Paper Group.**

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

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**RESOLUTION NO. 218 FOR 2009**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution authorizing the General Services Director to advertise for bids for equipment at the Colonie Golf Course.**

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

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**RESOLUTION NO. 219 FOR 2009**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to enter into a service agreement with Burden Aquatics in connection with applying algaecide and aquatic herbicide to the pond at The Crossings.**

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

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