

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 21st day of May 2009 at 7:00 PM.

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: Councilman

ALSO PRESENT:
Town Clerk Elizabeth A. DelTorto
Town Attorney Michael C. Magguilli
Chief of Police Steven H. Heider
Town Comptroller Craig Blair
Planning and Economic Development Director Joseph LaCivita

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RESOLUTION NO. 251A FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution determining, for purposes of compliance with the provisions of the New York State Environmental Quality Review Act (SEQRA), that the adoption of the amendments to Chapter 190 of the "Land Use Law" will not have a significant effect on the environment.

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

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

RESOLUTION NO. 251B FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution adopting 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 Carl and, upon roll, the following vote resulted:

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

RESOLUTION NO. 252 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution extending the temporary appointment of David M. Austin to the position of Working Foreman, Grade 26, in 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. 252 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution extending the temporary appointments of John Malone, Shaun Soucy, Gregory Holt, Cody Hughes and Kyle Babie to the position of Laborer PT in 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. 253 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 Parkside Estates proposed in Colonie Sewer District Improvement Area – Project 2006-009

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

RESOLUTION NO. 254 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 Parkside Estates proposed Colonie Sewer District Improvement Area – Project 2006-009.

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

RESOLUTION NO. 255 FOR 2009

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

Resolution authorizing acceptance of a proposal from Ten Eyck Group Insurance Agents to provide Property Liability, Boiler/Machinery and Commercial Crime Insurance coverage through the Travelers Insurance Companies for the period June 1, 2009 to June 1, 2010.

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

RESOLUTION NO. 256 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 Carl and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 257 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a maintenance agreement with Central Business Equipment for the copier in the DPW/Bureau of Engineering Department.

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

RESOLUTION NO. 258 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Change Order No. 3-HV to Contract 3 – Heating and Ventilating with Merit Plumbing & Heating in connection with the 2005 Mohawk View Water Pollution Control Plant Upgrade Project.

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

RESOLUTION NO. 259 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a contractor agreement with Chip Kronau Construction & Equipment, Inc. in connection with installation and/or repair of underground utility lines and appurtenances.

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

RESOLUTION NO. 260 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 Councilwoman Criscione-Szesnat and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 261 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution awarding bids to Ramsco, Everett J. Prescott, Inc. and Vellano Brothers in connection with the pipe fittings and hydrants 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. 262 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to open a bank account entitled “Safe Routes to School Escrow Account”.

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

RESOLUTION NO. 263 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an agreement with Action Commercial Service, Inc. in connection with maintenance and repairs to the Town Pool Concession equipment.

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

RESOLUTION NO. 264 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 supply of natural gas for various Town facilities and authorizing the Supervisor to enter into an agreement for same.

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

RESOLUTION NO. 265 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into agreements with Allstate Power, Milton Cat and Cummins for the maintenance of various Town generators.

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

RESOLUTION NO. 266 FOR 2009

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

Resolution authorizing the General Services Director to advertise for bids for two (2) new ambulances for the Emergency Medical Service Department.

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

RESOLUTION NO. 267 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute and submit a New York State Department of Health, Bureau of EMS, application for renewal of course sponsorship certification in connection with providing EMS training programs.

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

RESOLUTION NO. 268 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute and submit a substantial amendment to the Town of Colonie Program Year 2008 Annual Action Plan.

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

RESOLUTION NO. 269 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an agreement with Hudson River Computing in connection with the Great Plains accounting upgrade.

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

RESOLUTION NO. 270 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution approving the appointment of Jim Mearkle and Joe Bisognano to the Highway Safety Committee.

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

RESOLUTION NO. 271 FOR 2009

Councilman Carl offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Supplemental Lease Agreement with the U.S. Department of Transportation Federal Aviation Administration.

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

RESOLUTION NO. 272 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an agreement with South Colonie Central School District in connection with sponsoring the Safe Routes to School Project.

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

RESOLUTION NO. 273 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution authorizing Incentive Unit Schedule to establish monetary value of incentive units based on the proposed reduction in the amount of required site green space.

The resolution was duly seconded by Supervisor Mahan and, upon roll, the following vote resulted:

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

RESOLUTION NO. 274 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a license agreement with the Shelter Cove, LLC for access onto Town property.

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

RESOLUTION NO. 275 FOR 2009

Councilman Carl offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute and submit all necessary pesticide applications and permits and more particularly the Pesticide Business and Agency Registration Application required for Town of Colonie employees to be certified pesticide applicators by the New York State Department of Environmental Conservation Division of Solid and Hazardous Materials Bureau of Pesticides Management pursuant to Article 33 of the Environmental Conservation Law of the State of New York.

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

RESOLUTION NO. 276 FOR 2009

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

Resolution authorizing the Town Board to draft and deliver a letter of unified in support of local bakeries and expressing opposition to the proposed ban on the use of Trans Fats in Albany County.

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

Respectfully submitted,
Elizabeth A. DeTorto
Colonie Town Clerk