

July 16, 2009

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of July 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: None

ALSO PRESENT:	
Town Clerk	Elizabeth A. DelTorto
Town Attorney	Michael Magguilli
Deputy Chief of Police	Joseph Fitzsimmons
Deputy Town Comptroller	P. Christopher Kelsey
Human Resources Director	Rosemary Newton
Purchasing Assistant	Andrew Clermont

RESOLUTION NO. 353 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution determining, for purposes of compliance with SEQR regulations, that adopting a proposed local law amending Chapter 135 of the Code of the Town of Colonie entitled “Town of Colonie Noise Control Local Law” will not have a significant effect on the environment.

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

RESOLUTION NO. 354 FOR 2009

Councilman Becker offered the following resolution and moved its adoption:

Resolution regarding a local law amending Chapter, 135 of the Code of the Town of Colonie to entitled “Town of Colonie Noise Control Local Law”.

The resolution was duly seconded by Supervisor Mahan and, upon roll call, it was unanimously adopted.

RESOLUTION NO. 355 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution pursuant to Chapter 950 of the Laws of 1972 approving the Keystone Court proposed Colonie Sewer District Improvement Area - Project 2005-001.

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

RESOLUTION NO. 356 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution as to SEQR in relation to McGuire Subdivision proposed Colonie Sewer District Improvement Area – Project 2008-002.

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

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RESOLUTION NO. 357 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution pursuant to Chapter 950 of the Laws of 1972 the McGuire Subdivision proposed Colonie Sewer District Improvement Area – Project 2008-002.

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

RESOLUTION NO. 358 FOR 2009

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

Resolution permanently appointing Deborah A. Swedick to the position of Buyer, Grade 9, in the General Services Department.

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

RESOLUTION NO. 358 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution establishing one (1) new position of part time Public Information Officer and appointing Sara Wiest to that position in the Supervisor’s Office.

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

RESOLUTION NO. 358 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution provisionally promoting Steven W. Brustle to the position of Sr Public Works Operations Tech, Grade 15, in the DPW/Bureau of Engineering.

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

RESOLUTION NO. 359 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution appointing Amy Lorenc as a volunteer legal intern in the Town Attorney’s Office.

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

RESOLUTION NO. 360 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution calling a public hearing in connection with a proposed local law adding Chapter 119 to the Code of the Town of Colonie entitled “Hotels and Motels” for the purpose of promoting the public health, safety and general welfare of the guests of hotels and motels and that of the general citizenry of the Town.

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

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RESOLUTION NO. 361 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution Calling a Public Hearing pursuant to Chapter 950 of the Laws of 1972 in relation to NYS Troop G Headquarters proposed Colonie Sewer District Improvement Area – 2009-003.

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

RESOLUTION NO. 362 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing Supervisor Paula A. Mahan to execute an Agreement in relation to NYS Troop G Headquarters proposed Colonie Sewer District Improvement Area – Project 2009-003.

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

RESOLUTION NO. 363 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution appointing John Dzialo as a Representative to the Stormwater Coalition Board of Directors.

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

RESOLUTION NO. 364 FOR 2009

Councilman With offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a lease for a one (1) year extension with Albany Dodge Leasing Corp. d/b/a American Matchmakers Leasing for the Department of Fire Services.

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

RESOLUTION NO. 365 FOR 2009

Councilwoman Hernandez 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 Brooke C. Rennick.

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

RESOLUTION NO. 366 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 With and, upon roll call, it was unanimously adopted.

July 16, 2009

RESOLUTION NO. 367 FOR 2009

Councilwoman Hernandez offered the following resolution and moved its adoption:

Resolution amending the 2009 Manning Chart for various departments and creating the position of Prun House Program Aide.

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

RESOLUTION NO. 368 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution declaring an emergency at the Town Landfill and authorizing West Central Environmental to assist with managing the landfill leachate caused by the recent rain storms.

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

RESOLUTION NO. 369 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 sale of unscreened compost yard waste materials 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. 370 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 purchase of In-Place Concrete for various locations for the DPW/Division of Environmental Services.

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

RESOLUTION NO. 371 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an agreement with the owner of 43 Clifford Avenue to temporarily store equipment for the Water Main Replacement Project on Clifford Avenue for the DPW/Division of Latham Water.

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

RESOLUTION NO. 372 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Professional Services Agreement #475-09 with Smith Control Systems, Inc. in connection with the SCADA System Calibration and Field Services for the DPW/Division of Latham Water.

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

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RESOLUTION NO. 373 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an agreement between the Town of Colonie and the Village of Colonie to provide for the sale of water and related services to the Village of Colonie.

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

RESOLUTION NO. 374 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to reimburse water usage charges to Janice Tully of 12 Horton Drive.

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

RESOLUTION NO. 375 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an agreement with Mark and Madeline Wagoner to authorize the supply of water to certain real property at 194 Shaker Ridge Drive from the Latham Water District.

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

RESOLUTION NO. 376 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Change Order No. 1 to the agreement with W.M. Schultz Construction, Inc. in connection with the Latham Tank Relocation Phases 5 & 6 General Contract and Mechanical Contract 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. 377 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Engineering Agreement #476-09 with O'Brien & Gere Engineers, Inc. in connection with the Risk Management Plan Compliance Audit for the Mohawk View Water Treatment Plant for the DPW/Division of Latham Water.

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

July 16, 2009

RESOLUTION NO. 378 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a New York State Department of Transportation Highway Permit and Consultant Inspection Agreement in connection with the Latham Tank Relocation Project Phases 4 and 4.1 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.

RESOLUTION NO. 379 FOR 2009

Councilwoman Hernandez offered the following resolution and moved its adoption:

Resolution awarding bid to Satch Sales, Inc. in connection with the purchase of golf carts for 2009 for the Parks & Recreation Department.

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

RESOLUTION NO. 380 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution appointing Michael C. Magguilli and Richard P. Jacobson to the Albany County Airport Authority Regional Advisory Board.

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

RESOLUTION NO. 381 FOR 2009

Councilman With offered the following resolution and moved its adoption:

Resolution extending for three (3) months the interim application process for wireless telecommunication facilities as adopted by Resolution No. 214 for 2009.

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

RESOLUTION NO. 382 FOR 2009

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Memorandum of Agreement with the Colonie Police Benevolent Association.

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

RESOLUTION NO. 383 FOR 2009

Councilman Hogan offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Agreement with the Town of Guilderland in connection with the Solid Waste Collection and Disposal for the for the DPW/Division of Environmental Services.

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

Respectfully submitted,
Elizabeth A. DellTorto
Colonie Town Clerk