

October 21, 2010

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 21st day of October 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. Del Torto
Town Attorney	Michael C. Magguilli
Town Comptroller	Craig Blair
Personnel Officer	Michael Burick
Assessor	Ronald Monfils
Director Community Services	Alicia Osur
Emergency Medical Services Deputy Chief	Peter Berry
Public Works Commissioner and Superintendent of Highways	John Cunningham

RESOLUTION NO. 616 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution rescinding Resolution No. 565 for 2010 Rescheduling a Public Hearing in relation to the Fuel Cell Removal and Generator Replacement Project.

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

RESOLUTION NO. 617 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution pursuant to Section 202-a of the Town Law of the Law of the State of New York approving the Benefit Assessment Roll of the Town of Colonie Sewer Improvement Area.

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

RESOLUTION NO. 618 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution pursuant to Section 202 of the Town Law of the State of New York approving the Benefit Assessment Roll of the Town of Colonie Sewer Improvement Area.

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

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RESOLUTION NO. 619 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution adopting a proposed local law amending Chapter 181 of the Code of the Town of Colonie - "Vehicle & Traffic Codification" by amending the following schedules thereof: Schedule II – "One-Way Streets".

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

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

RESOLUTION NO. 620 FOR 2010

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution adopting a proposed local law amending Chapter 171 of the Code of the Town of Colonie to allow Veterans who receive an exemption on property and purchase another property within the Town of Colonie to have such exemption transferred and prorated by the Town's Sole Assessor for the remainder of the fiscal year.

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

RESOLUTION NO. 621 FOR 2010

Councilman Carl offered the following resolution and moved its adoption:

Resolution authorizing a contract with the Fuller Road Fire Department, Inc. for fire protection within the Fuller Road Fire Protection District.

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

RESOLUTION NO. 622 FOR 2010

Councilman Carl offered the following resolution and moved its adoption:

Resolution authorizing a contract with the Shaker Road-Loudonville Fire Department, Inc. for fire protection within the Shaker Road-Loudonville Fire Protection District.

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

RESOLUTION NO. 623 FOR 2010

Councilman Carl offered the following resolution and moved its adoption:

Resolution authorizing a contract with the Maplewood Fire Department, Inc. for fire protection within the Maplewood Fire Protection District.

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

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RESOLUTION NO. 624 FOR 2010

Councilman Carl offered the following resolution and moved its adoption:

Resolution authorizing/not authorizing a contract with the S. W. Pitts Hose Company of Latham, N.Y., Inc. for fire protection within the Latham Fire Protection District.

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

RESOLUTION NO. 625 FOR 2010

Councilwoman Hernandez offered the following resolution and moved its adoption:

Resolution appointing Rhianna N. Torpey to the position of Child Care Worker PT in the Parks & Recreation/Youth Services Division.

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

RESOLUTION NO. 625 FOR 2010

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution establishing one (1) position of Pre-K Head Teacher PT in the Parks & Recreation/Youth Services Division and temporarily appointing Emily G. Allen to that position.

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

RESOLUTION NO. 626 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution for the Town Board to approve budget modifications to the General Town Wide budget and General Town Outside Villages budget.

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

RESOLUTION NO. 627 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with SRI Fire Sprinkler in connection with the testing and inspections of sprinkler systems at various Town locations.

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

RESOLUTION NO. 628 FOR 2010

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution accepting the donation of a Pierce Pumper from the Maplewood Fire Department for the Department of Fire Services.

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

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RESOLUTION NO. 629 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution authorizing the DPW/Division of Environmental Services to accept off specification bagged Portland cement from Holcium (US), Inc. to be used for alternative daily cover.

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

RESOLUTION NO. 630 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution accepting the dedication of 464 Baker Avenue (a/k/a Boght Road) in the Mincsak Subdivision.

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

RESOLUTION NO. 631 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Intermunicipal Service Agreement for the utilization of the Town of Colonie sanitary sewer services by residents and taxpayers of the Town of Niskayuna.

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

RESOLUTION NO. 632 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for bids in connection with the purchase of one (1) new model trailer mounted centrifugal trash pump for the DPW/Division of Pure Waters.

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

RESOLUTION NO. 633 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a Maintenance Agreement with Metroland Business Machines for one (1) Sharp Model AR-M277 photocopier for the DPW/Division of Pure Waters.

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

RESOLUTION NO. 634 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Intermunicipal Agreement with the Village of Menands in connection with the use of Menands's sanitary sewer system by Colonie residents and the use of Colonie's sanitary sewer system by Menands's residents.

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

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RESOLUTION NO. 635 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Escrow Agreement with Drake Petroleum Co., Inc. in connection with the discharge of wastewater from property located at 3159 Troy Schenectady Road to the Town of Colonie sanitary sewer system.

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

RESOLUTION NO. 636 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to reimburse water usage charges to Harry Feiden at 644 Watervliet Shaker Road.

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

RESOLUTION NO. 637 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for bids in connection with Liquid Polyaluminum Chloride Dry Basis for the Mohawk View Water Treatment Plant.

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

RESOLUTION NO. 638 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for bids in connection with the removal and reinstallation of Granular Activated Carbon and sand for filter #4 to allow inspection of the under drain system for the DPW/Division of Latham Water.

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

RESOLUTION NO. 639 FOR 2010

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution accepting the dedication of Autopark Drive as a public street in the Commercial Subdivision of 950, 952, 958, 964 & 970 Loudon Road.

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

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

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RESOLUTION NO. 640 FOR 2010

Councilman Hornick offered the following resolution and moved its adoption:

Resolution calling a public hearing amending Chapter 17 of the Town Code of the Town of Colonie entitled "Code of Ethics".

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

RESOLUTION NO. 641 FOR 2010

Councilman Hornick 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 Gerard Napolitano.

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

RESOLUTION NO. 642 FOR 2010

Councilman Hornick 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 Kelly Baird.

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

RESOLUTION NO. 643 FOR 2010

Councilwoman Murphy 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 Timothy McGlynn.

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

RESOLUTION NO. 644 FOR 2010

Councilman Becker offered the following resolution and moved its adoption:

Resolution appointing David Rowley as member of the Town of Colonie Industrial Development Agency.

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

RESOLUTION NO. 645 FOR 2010

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution awarding a bid to Medtronic Physio Control in connection with the purchase of six (6) mechanical CPR devices for the Emergency Medical Services Department.

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

Supervisor	Paula A. Mahan	Nay
Councilwoman	Nancy R. Hernandez	Nay
	Linda J. Murphy	Nay
Councilmen	Robert D. Becker	Nay
	Daniel J. Dustin	Nay
	Daniel A. Hornick	Nay

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RESOLUTION NO. 646 FOR 2010

Councilwoman Hernandez offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a 36 month Lease Agreement and Maintenance Agreement with Quality Retail Systems, Inc. for one (1) photocopier for the Colonie Police Department.

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

RESOLUTION NO. 647 FOR 2010

Councilwoman Hernandez offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into three (3) 36 month Lease Agreements and Maintenance Agreements with National Business Equipment and Supply for three (3) photocopiers for the Colonie Police Department.

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

RESOLUTION NO. 648 FOR 2010

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution suspending the rule forbidding motions to be made during Town Board Meetings.

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

RESOLUTION NO. 649 FOR 2010

Supervisor Mahan offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to readvertise for bids in connection with the purchase of six (6) mechanical CPR devices for the Emergency Medical Services Department.

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

Respectfully submitted,
Elizabeth A. DelTorto
Colonie Town Clerk