

April 28, 2011

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 28th day of April 2011 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
Assessor	Ronald Monfils
Personnel Officer	Michael Burick
General Service Director	Douglas Sippel
Town Comptroller	Craig Blair
Emergency Medical Services Deputy Chief	Peter Berry
Human Resources Director	Rosemary Newton
Latham Water District Superintendent	John Frazer, Jr.
Chief of Police	Steven H. Heider
Pruyn House Curator	Diane Morgan
Sanitary Engineer	Chretien R. Voerg
Senior Resources Director	Christine Carey
Public Works and Commissioner	
Superintendent of Highways	John Cunningham

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**RESOLUTION NO. 285 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution pursuant to Chapter 950 of the Laws of 1972 approving the Archmont Knolls Subdivision proposed Colonie Sewer District Improvement Area – Project 2002-001.**

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

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**RESOLUTION NO. 286 FOR 2011**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution adopting a local law of the Code of the Town of Colonie, amending Chapter 29 of the Town Code regarding residency requirements.**

The resolution was duly seconded by Councilwoman Murphy and, upon roll call, the following vote resulted:

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

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**RESOLUTION NO. 287 FOR 2011**

Councilman Carl offered the following resolution and moved its adoption:

**Resolution adjourning the public hearing in connection with the Supervisor to execute the proposed Lease Agreement with Cellco Partnership d/b/a Verizon Wireless for public utility/personal wireless service at the Osborne Road Water Tank.**

The resolution was duly seconded by Councilwoman Hernandez and, upon roll call, it was unanimously adjourned until May 26, 2011.

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**RESOLUTION NO. 288 FOR 2011**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution permanently appointing Teresa L. Dixson to the position of Animal Control Officer (PT) in 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. 288 FOR 2011**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution establishing one (1) position of Animal Control Officer (PT) in the Police Department and permanently appointing Jill R. Norvik to the position of Animal Control Officer (PT) in 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. 288 FOR 2011**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution establishing one (1) temporary position of Fire Protection Specialist in the Fire Services Department and temporarily appointing Benjamin T. Stevens to the position of Fire Protection Specialist in the Fire Services Department.**

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

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**RESOLUTION NO. 289 FOR 2011**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution authorizing expenditure of funds from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with tort litigation.**

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

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**RESOLUTION NO. 290 FOR 2011**

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

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**RESOLUTION NO. 291 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to enter into an Agreement with Rolling Rooter to provide electric snake, high pressure cleaning and television inspection of building drains and building sewers at various locations within the Town of Colonie for the DPW/Division of Pure Waters.**

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

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**RESOLUTION NO. 292 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to execute an amendment to the existing agreements with Advanced Sewer & Drain and Apex Sewer & Drain to increase the expenditure limit for the DPW/Division of Pure Waters.**

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

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**RESOLUTION NO. 293 FOR 2011**

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

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**RESOLUTION NO. 294 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to reimburse Jamie E. Hayes and Kimberly A. Hayes for a Latham Water Permit fee in connection with 480 Boght Road.**

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

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**RESOLUTION NO. 295 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to enter into an Agreement with Dig Safely New York, Inc. to provide email delivery of excavation notifications to the DPW/Division of Latham Water.**

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

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**RESOLUTION NO. 296 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution awarding the bids in connection with Asphalt Concrete Material F.O.B. Plant for 2011 to King Road Materials, Albany Asphalt & Aggregates Corp. and Callanan Industries and authorizing the Supervisor to execute agreements for same.**

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

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**RESOLUTION NO. 297 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution awarding the bid to Anjo Construction, Ltd. in connection with the Storm Water Drainage System for 2011 and authorizing the Supervisor to execute an agreement for same for the DPW/Division of Highway.**

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

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**RESOLUTION NO. 298 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution awarding bid in connection with In Place Asphalt Concrete Paving for the year 2011 to Callanan Industries, Inc. 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. 299 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to execute an Application for a Municipal Waste Reduction and Recycling Program Grant in connection with a reimbursement for expenses incurred for the Residential Recycling Station Improvement Project at the DPW/Environmental Services Division.**

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

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**RESOLUTION NO. 300 FOR 2011**

Councilwoman Hernandez offered the following resolution and moved its adoption:

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

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

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**RESOLUTION NO. 301 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the application of a prior tuition payment for the Town of Colonie Youth Services Division for the After School Program to a later payment period.**

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

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**RESOLUTION NO. 302 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to enter into a Professional Services Agreement with the Center for Municipal Solutions (CMS) to audit the use of the Town's Right-of-Way by telecommunication providers.**

The resolution was duly seconded by Councilman Carl and, upon roll call, it was unanimously adjourned to May 26, 2011.

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**RESOLUTION NO. 303 FOR 2011**

Supervisor Mahan offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to enter into a Professional Services Agreement with Woolpert, Inc. in connection with interface development, service request training and DPW permitting integration in Cityworks.**

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

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**RESOLUTION NO. 304 FOR 2011**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor and/or Comptroller to execute a Program Agreement and Addendum with Elan Financial Services in connection with credit card purposes.**

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

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**RESOLUTION NO. 305 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the General Services Director to advertise for bids in connection with mailing services for various items for the Town of Colonie.**

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

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**RESOLUTION NO. 306 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to enter into renewal service agreements with Albany Fire Extinguisher and B-Lann Equipment in connection with inspections and maintenance of fire extinguishers and fire suppression equipment for the year 2011.**

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

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**RESOLUTION NO. 307 FOR 2011**

Councilwoman Hernandez offered the following resolution and moved its adoption:

**Resolution adopting a proposed rezoning of 1 Alice Avenue from a Single Family Residential (SFR) to a Planned Development District (PDD) Classification (Hoffman Senior 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. 308 FOR 2011**

Councilman Becker offered the following resolution and moved its adoption:

**Resolution accepting a donation of \$1,000 from Lemery Greisler LLC in honor of Hon. Nicholas J. Greisler, who served as a Judge of the Town of Colonie Justice Court for over two decades and who has continually demonstrated his commitment to the Town of Colonie.**

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

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**RESOLUTION NO. 309 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution authorizing Clough Harbour & Associates and Hiscock & Barclay to perform extra work and provide additional professional services to the Colonie Landfill Exploratory Committee.**

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

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**RESOLUTION NO. 310 FOR 2011**

Councilman Hornick offered the following resolution and moved its adoption:

**Resolution permanently appointing John P. Reardon, III and Daniel J. Torpey to the positions of Laborer in the DPW/Division of Environmental Services.**

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

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