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TOWN BOARD COUNTY OF ALBANY

TOWN OF COLONIE

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A PUBLIC HEARING AND SUBSEQUENT VOTE IN RELATION TO THE  
ON THE FARM ESTATES SEWER IMPROVEMENT PROJECT# 2018-001  
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THE STENOGRAPHIC MINUTES of the above entitled  
matter by NANCY L. STRANG, a Shorthand Reporter, on  
February 28, 2019 7:35 p.m. at Memorial Town Hall 534  
Loudon Road, Newtonville, New York 12128

BOARD MEMBERS:

- PAULA A. MAHAN, SUPERVISOR
- LINDA MURPHY, DEPUTY SUPERVISOR
- PAUL ROSANO
- DAVID GREEN
- CHRISTOPHER CAREY
- MELISSA JEFFERS-VONDOLLEN
- JENNIFER WHALEN

ALSO PRESENT:

- Michael C. Magguilli, Esq. Town Attorney
- Julie Gansle, Town Clerk
- Crystal Peck, Esq., Bailey Kelleher and Peck

1 MS. GANSLE: This public hearing is being held by  
2 order of the Town Board to here all persons in relation  
3 to the On the Farm Estates Sewer Improvement Project#  
4 2018-001. An engineer's report was prepared by advance  
5 engineering and has been on file in the Town Clerk's  
6 office.

7 Notice the public hearing has been published in  
8 official Town newspaper which is the Spotlight and has  
9 been posted on the Town Clerk's bulletin board. I have  
10 an affidavit for each. The Town Board will now hear all  
11 persons interested in this project.

12 MS. PECK: The project before the Board is to  
13 extend municipal sanitary sewer service to On The Farm  
14 Estates which is 63 residential homes that will be  
15 located along 261 and 261 a Troy Schenectady Road.  
16 Municipal sanitary sewer service that will be extended  
17 will consist of an eight-inch PVC sewer main that will  
18 discharge via gravity to an existing sanitary sewer  
19 gravity main along Troy Schenectady Road and Sylvan  
20 Avenue. The total project cost is to be paid entirely  
21 by the developer. The cost of the permit and  
22 installation to the residence are the responsibility of  
23 the developer.

24 The 2019 residential permit fee is \$240. With the  
25 2019 annual user charge for a typical single-family home

1 being \$276.37. Thank you.

2 SUPERVISOR MAHAN: Does the Board have any  
3 questions on the On The Farm Estates sewer improvement  
4 project?

5 MS. WHALEN: I just have a question. Is the money  
6 that the developer is paying in place already?

7 MS. PECK: Yes. What they do is they put up - they  
8 have to put up security before they ever get to the  
9 public hearing. So, I believe On the Farm Estates is  
10 actually a letter of credit, if I recall correctly.

11 MR. ROSANO: Yes.

12 MS. PECK: So, all that has been posted to the  
13 revocable letter of credit already.

14 MS. WHALEN: From?

15 MS. PECK: From the developer.

16 MS. WHALEN: But the letter of credit is from the  
17 developer or from the bank?

18 MS. PECK: It is from the bank. The developer puts  
19 a 10% cash deposit with the Town in escrow and then  
20 they also provide a letter of credit for the full  
21 project cost.

22 MS. WHALEN: In the letter that was provided  
23 demonstrates that the money is there from a bank  
24 somewhere.

25 MR. PECK: Actually with all three of these

1 projects, I have spoken directly with the banks on them  
2 because we reworked the letter of credit to make sure  
3 they would not expire and to make sure that the Town  
4 could draw on them at any time in case there was a  
5 problem with these projects.

6 MS. WHALEN: Okay, great. Thank you, Crystal.

7 SUPERVISOR MAHAN: Any other questions? Anyone  
8 from the audience?

9 (There was no response.)

10 We will close the public hearing.

11 MS. GANSLE: We have a Resolution pursuant to  
12 Article 12 A of State of New York Town Law approving  
13 the On the Farm Estates Sewer Improvement Project#  
14 2018-001.

15 MR. ROSANO: So moved.

16 MS. MURPHY: Second.

17 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,  
18 call the roll.

19 (The roll was called.)

20 MS. GANSLE: The ayes have it, Madam Supervisor.

21 SUPERVISOR MAHAN: The Resolution is adopted.

22 (Where is the above referenced proceeding was  
23 concluded at 7:39 p.m.)  
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CERTIFICATION

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I, NANCY L. STRANG, Shorthand Reporter and Notary Public in and for the State of New York, hereby CERTIFY that the record taken by me at the time and place noted in the heading hereof is a true and accurate transcript of same, to the best of my ability and belief.

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NANCY L. STRANG

Dated \_\_\_\_\_