

January 5, 2017

ORGANIZATIONAL MEETING – JANUARY 5, 2017

PRESENT: Supervisor
Councilwomen

Councilmen

Paula A. Mahan
Linda J. Murphy
Jennifer Whalen
Christopher Carey
David Green
Paul L. Rosano
David C. Rowley

ABSENT: None

ALSO PRESENT:

Town Clerk
Town Attorney
Chief of Police
Public Works Commissioner
Accounting Supervisor
Town Historian
Emergency Medical Services Deputy Chief
General Services Director
Planning and Economic Development Director
Human Resources Director
Community development Manager

Elizabeth A. DeTorto
Michael C. Magguilli
Jonathan M. Teale
John Cunningham
P. Christopher Kelsey
Kevin Franklin
Peter Berry
Douglas Sippel
Joseph LaCivita
Rosemary Newton
Nancy J. Andriano

RESOLUTION NO. 1 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution appointing Peter Stuto as Chairman of the Planning Board.

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

RESOLUTION NO. 2 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution appointing Kathleen Marinelli, Esq. as counsel for the Planning Board.

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

RESOLUTION NO. 3 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution appointing Michael J. Garry, Esq. as Counsel for the Zoning Board of Appeals.

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

RESOLUTION NO. 4 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution appointing Stanley Segal, Esq. and Frederick Altman, Esq. as Assistant Vehicle and Traffic Prosecutors.

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

January 5, 2017

RESOLUTION NO. 5 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution appointing Kevin Franklin as Town Historian for one year, effective January 1, 2017.

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

RESOLUTION NO. 6 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution authorizing the appointment of Bingo Inspectors for the 2017 calendar year.

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

RESOLUTION NO. 7 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution approving the appointment by the Town Clerk of the Deputy Town Clerk.

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

RESOLUTION NO. 8 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution appointing a Registrar of Vital Statistics.

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

RESOLUTION NO. 9 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution designating official newspaper.

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

RESOLUTION NO. 10 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution fixing amounts of bonds of town officers, clerks and employees.

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

January 5, 2017

RESOLUTION NO. 11 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute agreements for 2017 to allow students from licensed, accredited institutes of higher learning or from local high schools in programs acceptable to the Town to participate in internships with the Town.

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

RESOLUTION NO. 12 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to take all steps necessary to pursue disciplinary actions as necessary and to appoint Hearing Officers pursuant to Section 75 of the Civil Service Law of the State of New York for 2017.

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

RESOLUTION NO. 13 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor and Comptroller or Acting Comptroller to refund, reimburse, adjust, approve changes, and pay and disburse up to and including \$200 for overcharges, overpayments, clerical errors, other billing mistakes and cancellation of participation in Town programming or use of Town property.

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

RESOLUTION NO. 14 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution authorizing the Town Board to allow the Town Comptroller or Acting Comptroller to make necessary budget transfers that do not increase the overall budget prior to Town Board authorization during the year 2017.

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

RESOLUTION NO. 15 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution authorizing mileage allowance for the use of private cars for Town purposes and adopting Per Diem rates for the Town of Colonie Travel Policy.

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

January 5, 2017

RESOLUTION NO. 16 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution adopting a Town of Colonie Investment Policy and Procedure for the Town of Colonie Service Award Program for the 2017 fiscal year.

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

RESOLUTION NO. 17 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution confirming and designating depositories of Town Funds for the 2017 fiscal year and authorizing the Supervisor to transfer accounts as deemed necessary.

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

RESOLUTION NO. 18 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into agreements in connection with the Comptroller's Office for 2017.

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

RESOLUTION NO. 19 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution adopting a Town of Colonie Investment Policy for the 2017 fiscal year.

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

RESOLUTION NO. 20 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution adopting Post-Issuance Tax Compliance Procedures for Tax-Exempt Bonds and Notes.

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

RESOLUTION NO. 21 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution adopting the Town of Colonie Securities Exchange Commission Driven Continuing Disclosure Compliance Procedures for the 2017 fiscal year.

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

January 5, 2017

RESOLUTION NO. 22 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution authorizing an increase in salary of the Emergency Medical Services Department's Medical Director.

BE IT RESOLVED that an increase in salary to \$27,750.00 of the Emergency Medical Services Department's Medical Director be, and hereby is, authorized.

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

RESOLUTION NO. 23 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Release of Easements for 2017.

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

RESOLUTION NO. 24 FOR 2017

Councilman Carey offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Right of Entry Agreements for 2017.

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

RESOLUTION NO. 25 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Hold Harmless Agreements for 2017.

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

RESOLUTION NO. 26 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Temporary Access and Construction Agreements during the year 2017.

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

RESOLUTION NO. 27 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute License Agreements for 2017.

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

January 5, 2017

RESOLUTION NO. 28 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Construction Inspection Escrow Agreements for 2017.

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

RESOLUTION NO. 29 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Stormwater Facilities Maintenance Agreements for 2017.

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

RESOLUTION NO. 30 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Mitigation Fee Installment Payment Agreements for 2017.

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

RESOLUTION NO. 31 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an agreement with the Village of Menands to provide fire inspection services to any buildings located within the Village for the year 2017.

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

RESOLUTION NO. 32 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution authorizing the Town Board to approve the Town Procurement Policy and to approve a revision to the Town Procurement Policy and Procedure to incorporate the list of Town Employees responsible for purchasing pursuant to General Municipal Law Section 104-b.

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

RESOLUTION NO. 33 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for bids in connection with goods and services during 2017.

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

January 5, 2017

RESOLUTION NO. 34 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution adjusting the annual salary of the Confidential Administrative Aide in the Town Supervisor's Office.

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

RESOLUTION NO. 35 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution rescinding Resolution No. 422 for 2011 and authorizing the Supervisor or her designees to reimburse water usage charges and penalty fees not exceeding \$1,000.00 to Town residents.

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

RESOLUTION NO. 36 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an agreement with Paul McElligott for Town Band Librarian services, for the year 2017.

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

RESOLUTION NO. 37 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Managemymarket.com in connection with the Farmer's Market.

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

RESOLUTION NO. 38 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution rescinding all prior resolutions pertaining to the fee schedule for the Youth Services Division and rental/use of the Colonie Community Center and adopting a new fee schedule for the Youth Services Division and rental/use of the Colonie Community Center for 2017.

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

RESOLUTION NO. 39 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution rescinding all prior resolutions pertaining to Land Use Review Fees and adopting a new Planning and Economic Development Land Use Review Fee Schedule for 2017.

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

January 5, 2017

RESOLUTION NO. 40 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution rescinding all prior resolutions pertaining to the fee schedule for the Police Department and adopting a new fee schedule for the Police Department.

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

RESOLUTION NO. 41 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an agreement with Colonie Senior Service Centers, Inc. to provide services for the Senior Citizens of the Town of Colonie for the year 2017.

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

RESOLUTION NO. 42 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into agreements with various senior citizens clubs for 2017.

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

RESOLUTION NO. 43 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute business associate agreements with persons who perform functions, activities, or services on behalf of, or for the Town of Colonie that involve the use or disclosure of individually identifiable health information.

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

RESOLUTION NO. 44 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a professional service agreement with Bailey, Johnson, DeLeonardis & Peck, P.C. to provide legal services for the Pure Waters and Latham Water Districts and other legal services as needed for the year 2017.

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

RESOLUTION NO. 45 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to issue Self-Insurance and Indemnification letters throughout the calendar year 2017.

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

January 5, 2017

RESOLUTION NO. 46 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to accept gifts or donations to the Town of Colonie with a value of \$1,000.00 or less.

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

RESOLUTION NO. 47 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor, in consultation with the appropriate department heads, to enter into agreements with the other municipalities for the performance of municipal functions pursuant to General Municipal Law § 119-o for 2017.

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

RESOLUTION NO. 48 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor, in consultation with the appropriate department heads, to execute agreements, applications, permits, certifications and other documents as required by various state and county agencies.

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

RESOLUTION NO. 49 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution approving the appointment or reappointment of members to the Accident Review Committee.

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

RESOLUTION NO. 50 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Animal Control Committee.

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

Supervisor	Paula A. Mahan	Aye
Councilwomen	Linda J. Murphy	Aye
	Jennifer Whalen	Aye
	Christopher Carey	Aye
Councilmen	David Green	Aye
	Paul L. Rosano	Abstained
	David C. Rowley	Aye

January 5, 2017

RESOLUTION NO. 51 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution appointing or reappointing members of the Board of Ethics.

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

RESOLUTION NO. 52 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Communications Review Committee.

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

Supervisor	Paula A. Mahan	Aye
Councilwomen	Linda J. Murphy	Aye
	Jennifer Whalen	Aye
Councilmen	Christopher Carey	Aye
	David Green	Aye
	Paul L. Rosano	Abstained
	David C. Rowley	Aye

RESOLUTION NO. 53 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Community Development Citizen Advisory Committee.

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

RESOLUTION NO. 54 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to and designating the Chairman of the Conservation Advisory Council.

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

Supervisor	Paula A. Mahan	Aye
Councilwomen	Linda J. Murphy	Aye
	Jennifer Whalen	Aye
Councilmen	Christopher Carey	Aye
	David Green	Aye
	Paul L. Rosano	Abstained
	David C. Rowley	Aye

January 5, 2017

RESOLUTION NO. 55 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Executive Safety Committee.

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

Supervisor	Paula A. Mahan	Aye
Councilwomen	Linda J. Murphy	Aye
	Jennifer Whalen	Aye
	Christopher Carey	Aye
Councilmen	David Green	Aye
	Paul L. Rosano	Aye
	David C. Rowley	Abstained

RESOLUTION NO. 56 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Farmers' Market Committee.

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

RESOLUTION NO. 57 FOR 2017

Councilwoman Whalen offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Freedom of Information Committee.

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

Supervisor	Paula A. Mahan	Abstained
Councilwomen	Linda J. Murphy	Aye
	Jennifer Whalen	Aye
	Christopher Carey	Aye
Councilmen	David Green	Abstained
	Paul L. Rosano	Aye
	David C. Rowley	Abstained

RESOLUTION NO. 58 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Highway Safety Committee for the calendar year 2017.

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

RESOLUTION NO. 59 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution appointing or reappointing members of the Industrial Development Agency.

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

January 5, 2017

RESOLUTION NO. 60 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution reappointing Kimberly Fannif to the Library Board of Trustees.

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

RESOLUTION NO. 61 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution appointing or reappointing members of the Town of Colonie Local Development Corporation.

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

RESOLUTION NO. 62 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution appointing a Marriage Officer pursuant to §11-c of the Domestic Relations Law.

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

RESOLUTION NO. 63 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Planning Board.

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

RESOLUTION NO. 64 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Senior Citizens Club Committee.

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

RESOLUTION NO. 65 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution reappointing the Chairperson to the Sign Review Board.

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

RESOLUTION NO. 66 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution appointing or reappointing members and Chairman to the Significant Environmental Areas Management Appeals Board (SEAMAB) and the Flood Plains Management Appeals Board for the calendar year 2017.

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

January 5, 2017

RESOLUTION NO. 67 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Solid Waste Alternative Planning Committee.

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

RESOLUTION NO. 68 FOR 2017

Councilwoman Murphy offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Youth Services Division Youth Advisory Board.

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

RESOLUTION NO. 69 FOR 2017

Councilman Rowley offered the following resolution and moved its adoption:

Resolution appointing or reappointing members to the Junior High School Youth Advisory Board.

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

Supervisor	Paula A. Mahan	Aye
Councilwomen	Linda J. Murphy	Abstained
	Jennifer Whalen	Aye
Councilmen	Christopher Carey	Aye
	David Green	Aye
	Paul L. Rosano	Aye
	David C. Rowley	Aye

RESOLUTION NO. 70 FOR 2017

Councilman Rosano offered the following resolution and moved its adoption:

Resolution appointing members to and designating the Chairman of the Zoning Board of Appeals.

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

RESOLUTION NO. 71 FOR 2017

Councilman Green offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an annual maintenance agreement with Hewlett-Packard Company in connection with the HPE Hardware/Software Maintenance Onsite Support at the Police Department.

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

Respectfully submitted,

Elizabeth A. DelTorto

Colonie Town Clerk