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TOWN BOARD

COUNTY OF ALBANY

TOWN OF COLONIE

TOWN BOARD MEETING

THE STENOGRAPHIC MINUTES of the above
entitled matter by NANCY STRANG-VANDEBOGART, a
Shorthand Reporter, commencing on October 23, 2014
7:15 p.m. at Memorial Town Hall, 534 Loudon Road,
Newtonville, New York 12128

BOARD MEMBERS:

- PAULA A. MAHAN, SUPERVISOR
- WILLIAM CARL, DEPUTY SUPERVISOR
- LINDA MURPHY
- PAUL ROSANO
- BRIAN HAAK
- DAVID GREEN
- DAVID ROWLEY

ALSO PRESENT:

- Michael C. Magguilli, Esq., Town Attorney's
Office
- Elizabeth DelTorto, Town Clerk

1 MS. DELTORTO: A Resolution appointing John T.
2 Dombrowski to the position of Working Foreman, Water
3 Department, Grade 26 in DPW Division of Latham
4 Water.

5 MR. ROSANO: So moved.

6 MR. HAAK: Second.

7 SUPERVISOR MAHAN: Supervisor votes aye.
8 Clerk, call the roll.

9 (The roll was called.)

10 MS. DELTORTO: The ayes have it, Madam
11 Supervisor.

12 SUPERVISOR MAHAN: The Resolution is adopted.
13 Congratulations, John.

14 MS. DELTORTO: A Resolution provisionally
15 appointing Wayne M. Spenziero as Senior Building
16 Inspector, Grade 17 in the Building and Fire
17 Services Department.

18 SUPERVISOR MAHAN: So moved.

19 MR. CARL: Second.

20 SUPERVISOR MAHAN: Supervisor votes aye.
21 Clerk, call the roll.

22 (The roll was called.)

23 MS. DELTORTO: The ayes have it, Madam
24 Supervisor.

25 SUPERVISOR MAHAN: The Resolution is adopted.

1 I don't think that Wayne is here.

2 MS. DELTORTO: A Resolution appointing Timothy
3 M. MacPherson as Attorney in the Town Attorney's
4 office.

5 SUPERVISOR MAHAN: So moved.

6 MR. ROWLEY: Second

7 SUPERVISOR MAHAN: Supervisor votes aye.

8 Clerk, call the roll.

9 (The roll was called.)

10 MS. DELTORTO: The ayes have it, Madam
11 Supervisor.

12 SUPERVISOR MAHAN: The Resolution is adopted.

13 Tim, congratulations. Would you come up and
14 be sworn in?

15 (Whereas Mr. MacPherson was sworn in by Mr.
16 Magguilli.)

17 SUPERVISOR MAHAN: Okay, we'll now move on to
18 our public hearings.

19 (Whereas the meeting was adjourned to address
20 the public hearing of the evening and recommenced
21 immediately after.)

22 MS. DELTORTO: The last two public hearings
23 have been tabled until our next meeting which is
24 November 6, 2014. The reason for that is that for
25 those of you who are our usual attendees to our

1 meetings know that I read the notice of the public
2 hearing and then I say that I have an affidavit of
3 publication as well as an affidavit of posting.
4 Unfortunately tonight we just have the affidavit of
5 posting. The Spotlight was unable to run the
6 publication. So, the meetings will be postponed
7 until our public can be involved.

8 SUPERVISOR MAHAN: Is there any public comment?

9 (There was no response.)

10 I know that we have visitors here this
11 evening.

12 Where are you from?

13 FROM THE FLOOR: Colonie High.

14 SUPERVISOR MAHAN: Thanks for being here.

15 We'll move onto the regular agenda.

16 MS. DELTORTO: A Resolution directing a public
17 hearing upon the preliminary budget for the fiscal
18 year 2015.

19 SUPERVISOR MAHAN: So moved.

20 MR. ROWLEY: Second.

21 SUPERVISOR MAHAN: Supervisor votes aye.

22 Clerk, call the roll.

23 (The roll was called.)

24 MS. DELTORTO: The ayes have it, Madam
25 Supervisor.

1 SUPERVISOR MAHAN: The Resolution is adopted.

2 MS. DELTORTO: A Resolution calling public
3 hearings in connection with Fire Protection District
4 contracts.

5 MS. MURPHY: So moved.

6 MR. CARL: Second.

7 SUPERVISOR MAHAN: This is for Fuller Road,
8 Shaker Road, Maplewood and Latham Fire Protection
9 Districts.

10 Supervisor votes aye. Clerk, call the roll.

11 (The roll was called.)

12 MS. DELTORTO: The ayes have it, Madam
13 Supervisor.

14 SUPERVISOR MAHAN: The Resolution is adopted.

15 MS. DELTORTO: A Resolution establishing a Town
16 of Colonie Middle School/Junior High School Youth
17 Advisory Board.

18 MS. MURPHY: We presently have a Senior High
19 School Advisory Board that has been hugely
20 successful and we are now going to have a Junior
21 High School Youth Advisory Board. The students will
22 be nominated by their school principal and approved
23 by the Town Board. Students will serve a one-year
24 term and will meet during the academic school year.
25 The Superintendents of both North and South Colonie

1 schools are highly in favor of this. So moved.

2 MR. CARL: Second.

3 SUPERVISOR MAHAN: Supervisor votes aye.

4 Clerk, call the roll.

5 MS. DELTORTO: Councilman Green?

6 MR. GREEN: Aye.

7 MS. DELTORTO: Rowley?

8 MR. ROWLEY: Aye.

9 MS. DELTORTO: Carl?

10 MR. CARL: Aye.

11 MS. DELTORTO: Murphy?

12 MS. MURPHY: Aye.

13 MR. ROSANO: Haak?

14 MR. HAAK: I'm going to vote aye. I wanted to
15 say that I'm in full support of this. It was
16 actually something similar to this that helped get
17 me started in this business so be careful what
18 you're doing. Aye.

19 MS. DELTORTO: Councilman Rosano?

20 MR. ROSANO: Aye.

21 MS. DELTORTO: The ayes have it, Madam
22 Supervisor.

23 SUPERVISOR MAHAN: The Resolution is adopted.

24 MS. DELTORTO: A Resolution declaring the food
25 supply left over from the Town of Colonie Pool

1 Concession as surplus and donating same to the
2 Regional Food Bank.

3 MR. CARL: So moved.

4 MR. ROWLEY: Second.

5 SUPERVISOR MAHAN: Supervisor votes aye.
6 Clerk, call the roll.

7 (The roll was called.)

8 MS. DELTORTO: The ayes have it, Madam
9 Supervisor.

10 SUPERVISOR MAHAN: The Resolution is adopted.

11 MS. DELTORTO: A Resolution authorizing an
12 Amendment to the Town of Colonie Health Insurance
13 Policy.

14 MR. HAAK: This will require new employees to
15 contribute 15 percent of their health insurance
16 premium. So moved.

17 MS. MURPHY: Second.

18 MS. DELTORTO: A Resolution authorizing the
19 Supervisor to sign an agreement with CSEA Employee
20 Benefit Fund in connection with providing dental and
21 vision care insurance to CSDA Unit B and C
22 employees.

23 MR. HAAK: This continues and is part of our
24 efforts to resolve our outstanding collective
25 bargaining agreements and provide reasonable

1 benefits to our employees at a reasonable cost to
2 our citizens and tax payers. So moved.

3 MR. CARL: Second.

4 SUPERVISOR MAHAN: Supervisor votes aye.

5 Clerk, call the roll.

6 (The roll was called.)

7 MS. DELTORTO: The ayes have it, Madam

8 Supervisor.

9 SUPERVISOR MAHAN: The Resolution is adopted.

10 MS. DELTORTO: A Resolution authorizing the
11 Supervisor to sign an Agreement with the CSEA
12 Employee Benefit Fund in connection with providing
13 dental and vision care insurance to CSEA Unit D and
14 non-bargaining unit employees.

15 MR. HAAK: I refer everyone to the speech that
16 I gave a moment ago. So moved.

17 MR. GREEN: Second.

18 SUPERVISOR MAHAN: Supervisor votes aye.

19 Clerk, call the roll.

20 (The roll was called.)

21 MS. DELTORTO: The ayes have it, Madam

22 Supervisor.

23 SUPERVISOR MAHAN: The Resolution is adopted.

24 MS. DELTORTO: A Resolution authorizing the
25 Supervisor to enter into a maintenance agreement

1 with Hitech Systems in connection with the Police
2 RMS and CAD systems.

3 MR. CARL: This is our annual maintenance
4 agreement with Hitech Systems for our record
5 management systems and CAD systems. It's
6 \$152,597.85. So moved.

7 MS. MURPHY: Second.

8 SUPERVISOR MAHAN: Supervisor votes aye.
9 Clerk, call the roll.

10 (The roll was called.)

11 MS. DELTORTO: The ayes have it, Madam
12 Supervisor.

13 SUPERVISOR MAHAN: The Resolution is adopted.

14 MS. DELTORTO: A Resolution awarding the bid
15 for the installation of aftermarket emergency
16 equipment for the patrol cars to Adamson Industries
17 Corporation for the Police Department.

18 MR. CARL: So moved.

19 MR. HAAK: Second.

20 SUPERVISOR MAHAN: Supervisor votes aye.
21 Clerk, call the roll.

22 (The roll was called.)

23 MS. DELTORTO: The ayes have it, Madam
24 Supervisor.

25 SUPERVISOR MAHAN: The Resolution is adopted.

1 MS. DELTORTO: A Resolution authorizing the
2 General Services Director to advertise for a request
3 for proposals for Animal Shelter Services for 2015.

4 MR. ROSANO: So moved.

5 MR. HAAK: Second.

6 SUPERVISOR MAHAN: Supervisor votes aye.
7 Clerk, call the roll.

8 (The roll was called.)

9 MS. DELTORTO: The ayes have it, Madam
10 Supervisor.

11 SUPERVISOR MAHAN: The Resolution is adopted.

12 MS. DELTORTO: A Resolution authorizing
13 expenditure of funds from the Insurance Reserve Fund
14 for payment of legal fees, expenses and/or
15 settlement in connection with tort litigation.

16 MR. ROWLEY: This is payment of a court
17 reporter fee in the amount of \$257.00 as well as
18 attorney's fees in the amount of \$2,198.80. So
19 moved.

20 MR. HAAK: Second.

21 SUPERVISOR MAHAN: Supervisor votes aye.
22 Clerk, call the roll.

23 (The roll was called.)

24 MS. DELTORTO: The ayes have it, Madam
25 Supervisor.

1 SUPERVISOR MAHAN: The Resolution is adopted.

2 MS. DELTORTO: A Resolution declaring items as
3 surplus and authorizing the General Services
4 Director to advertise the surplus auction and
5 dispose of these items through Auctions
6 International.

7 MR. ROSANO: So moved.

8 MR. CARL: Second.

9 SUPERVISOR MAHAN: Supervisor votes aye.
10 Clerk, call the roll.

11 (The roll was called.)

12 MS. DELTORTO: The ayes have it, Madam
13 Supervisor.

14 SUPERVISOR MAHAN: The Resolution is adopted.

15 MS. DELTORTO: A Resolution awarding bid to
16 Talco Printing, Incorporated in connection with the
17 Town Wide printing for 2015 for Groups 3, 4 and 5.

18 SUPERVISOR MAHAN: So moved.

19 MR. ROWLEY: Second.

20 SUPERVISOR MAHAN: Supervisor votes aye.
21 Clerk, call the roll.

22 (The roll was called.)

23 MS. DELTORTO: The ayes have it, Madam
24 Supervisor.

25 SUPERVISOR MAHAN: The Resolution is adopted.

1 MS. DELTORTO: A Resolution establishing a Town
2 resident electronics recycling fee schedule.

3 MR. ROSANO: So moved.

4 MS. MURPHY: Second.

5 SUPERVISOR MAHAN: Supervisor votes aye.

6 Clerk, call the roll.

7 (The roll was called.)

8 MS. DELTORTO: The ayes have it, Madam

9 Supervisor.

10 SUPERVISOR MAHAN: The Resolution is adopted.

11 MS. DELTORTO: A Resolution establishing new

12 landfill operating hours for Saturdays effective

13 November 1, 2014.

14 MR. ROSANO: So moved.

15 MR. CARL: Second.

16 SUPERVISOR MAHAN: Supervisor votes aye.

17 Clerk, call the roll.

18 (The roll was called.)

19 MS. DELTORTO: The ayes have it, Madam

20 Supervisor.

21 SUPERVISOR MAHAN: The Resolution is adopted.

22 MS. DELTORTO: A Resolution authorizing the

23 filing of an application for state assistance from

24 the Household Hazardous Waste State Assistance

25 Program and signing of the associated state

1 contract.

2 MR. ROSANO: So moved.

3 MR. GREEN: Second.

4 SUPERVISOR MAHAN: Supervisor votes aye.

5 Clerk, call the roll.

6 (The roll was called.)

7 MS. DELTORTO: The ayes have it, Madam

8 Supervisor.

9 SUPERVISOR MAHAN: The Resolution is adopted.

10 MS. DELTORTO: A Resolution authorizing the
11 Supervisor to apply to the United States Department
12 of the Interior, Fish and Wildlife Service for a
13 depredation permit in connection with seagull
14 control at the Landfill.

15 MR. ROSANO: So moved.

16 MR. CARL: Second.

17 SUPERVISOR MAHAN: Supervisor votes aye.

18 Clerk, call the roll.

19 (The roll was called.)

20 MS. DELTORTO: The ayes have it, Madam

21 Supervisor.

22 SUPERVISOR MAHAN: The Resolution is adopted.

23 MS. DELTORTO: Resolution 481 was tabled during
24 the agenda review session to allow more time for the
25 Town Attorney's office to investigate.

1 The next Resolution is authorizing the
2 Supervisor to enter into an agreement with T.J.
3 Bell Environmental, Incorporated in connection
4 with performing asbestos abatement services at
5 various locations in the Town of Colonie.

6 MR. ROSANO: Not to exceed \$15,000.00. So
7 moved.

8 MR. CARL: Second.

9 SUPERVISOR MAHAN: Supervisor votes aye.
10 Clerk, call the roll.

11 (The roll was called.)

12 MS. DELTORTO: The ayes have it, Madam
13 Supervisor.

14 SUPERVISOR MAHAN: The Resolution is adopted.

15 MS. DELTORTO: A Resolution authorizing the
16 Supervisor to declare an emergency in connection
17 with the repair of the sanitary sewer system at 7
18 Red Lane by ANJO Construction and authorizing the
19 Comptroller to expend Emergency Repair Reserve funds
20 for the same.

21 MR. ROSANO: The amount will be \$1,082.02 and
22 will come out of the emergency repair reserve. So
23 moved.

24 MR. GREEN: Second.

25 SUPERVISOR MAHAN: Supervisor votes aye.

1 Clerk, call the roll.

2 (The roll was called.)

3 MS. DELTORTO: The ayes have it, Madam
4 Supervisor.

5 SUPERVISOR MAHAN: The Resolution is adopted.

6 MS. DELTORTO: A Resolution authorizing the
7 Supervisor to enter into a professional service
8 agreement with Adirondack Environmental Services in
9 connection with the sampling and analysis of Glycol
10 for the Albany Airport de-icing season.

11 MR. ROSANO: So moved.

12 MR. HAAK: Second.

13 SUPERVISOR MAHAN: Supervisor votes aye.
14 Clerk, call the roll.

15 (The roll was called.)

16 MS. DELTORTO: The ayes have it, Madam
17 Supervisor.

18 SUPERVISOR MAHAN: The Resolution is adopted.

19 MS. DELTORTO: A Resolution authorizing the
20 Supervisor to reimburse Ajay Murthy for
21 overestimated water usage at 39 Schalren Drive in
22 the amount of \$577.18.

23 MR. ROWLEY: So moved.

24 MR. GREEN: Second.

25 SUPERVISOR MAHAN: Supervisor votes aye.

1 Clerk, call the roll.

2 (The roll was called.)

3 MS. DELTORTO: The ayes have it, Madam
4 Supervisor.

5 SUPERVISOR MAHAN: The Resolution is adopted.

6 MS. DELTORTO: A Resolution calling a public
7 hearing in regard to the recommendation for the open
8 development area located at 110A Fonda Road also
9 known as 5 Timothy Drive.

10 MR. ROSANO: The public hearing will be held on
11 November 6th. So moved.

12 MR. HAAK: Second.

13 SUPERVISOR MAHAN: Supervisor votes aye.
14 Clerk, call the roll.

15 (The roll was called.)

16 MS. DELTORTO: The ayes have it, Madam
17 Supervisor.

18 SUPERVISOR MAHAN: The Resolution is adopted.

19 MS. DELTORTO: A Resolution authorizing the
20 Supervisor to enter into a service agreement with
21 Northeast Petroleum Technologies in connection with
22 the installation of two fuel site controllers at the
23 Public Safety Building and Public Operations
24 Building.

25 MR. CARL: So moved.

1 MR. ROWLEY: Second.

2 SUPERVISOR MAHAN: Supervisor votes aye.

3 Clerk, call the roll.

4 (The roll was called.)

5 MS. DELTORTO: The ayes have it, Madam

6 Supervisor.

7 SUPERVISOR MAHAN: The Resolution is adopted.

8 MS. DELTORTO: A Resolution calling a public
9 hearing in connection with several proposed local
10 laws of the Code of the Town of Colonie, thereof,
11 amending Chapters 79, 135, and 190 of the Town Code.

12 MR. ROSANO: The public hearing will be held on
13 November 6th. So moved.

14 MS. MURPHY: Second.

15 SUPERVISOR MAHAN: Supervisor votes aye.

16 Clerk, call the roll.

17 (The roll was called.)

18 MS. DELTORTO: The ayes have it, Madam

19 Supervisor.

20 SUPERVISOR MAHAN: The Resolution is adopted.

21 MS. DELTORTO: We have one additional
22 Resolution to read.

23 MR. MAGGUILLI: A Resolution designating the
24 Times Union as the Town's official newspaper for
25 public notice required by Section 202 and 202a of

1 the Town Law of the State of New York regarding the
2 expense of maintenance and improvements of the
3 Colonie Sewer Improvement area.

4 MR. ROWLEY: So moved.

5 MR. GREEN: Second.

6 SUPERVISOR MAHAN: Supervisor votes aye.

7 Clerk, call the roll.

8 (The roll was called.)

9 MS. DELTORTO: The ayes have it, Madam
10 Supervisor.

11 SUPERVISOR MAHAN: The Resolution is adopted.

12 That's the end of our Resolutions. Thank you
13 all for coming.

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19 (Whereas the proceedings were concluded
20 at 7:36 p.m.)
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CERTIFICATION

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2
3 I, NANCY STRANG-VANDEBOGART, Shorthand
4 Reporter and Notary Public in and for the State of
5 New York, hereby CERTIFY that the record taken by
6 me at the time and place noted in the heading
7 hereof is a true and accurate transcript of same,
8 to the best of my ability and belief.
9

10 _____
11 NANCY STRANG-VANDEBOGART
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14 Dated November 25, 2014
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