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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, on February 6, 2014 7:21 p.m. at Memorial Town
Hall, 534 Loudon Road, Newtonville, New York 12128

BOARD MEMBERS:

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

ALSO PRESENT:

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

1 SUPERVISOR MAHAN: Before we go into the regular
2 meeting, is there anyone with any public comment?

3 (There was no response.)

4 SUPERVISOR MAHAN: Okay, let's go onto the regular
5 agenda.

6 MS. DELTORTO: A Resolution calling a public
7 hearing pursuant to Section 202b of the Town Law of the
8 State of New York in relation to the Miller Road Tank
9 Rehabilitation Project for the Latham Water District.

10 MR. ROSANO: We made a change. The new date will
11 be on the 27th of February. So moved.

12 MS. MURPHY: Second.

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

15 (The roll was called.)

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

17 SUPERVISOR MAHAN: The Resolution is adopted.

18 MS. DELTORTO: A Resolution authorizing the
19 Supervisor to execute agreements with Fuller Road Fire
20 Department, Shaker Road Loudonville Fire Department and
21 Verdoy Fire Department to provide fuel storage space at
22 the Public Operations Center Fuel Storage Facility.

23 MS. MURPHY: So moved.

24 MR. ROWLEY: Second.

25 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,

1 call the roll.

2 (The roll was called.)

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

4 SUPERVISOR MAHAN: The Resolution is adopted.

5 MS. DELTORTO: A Resolution authorizing the
6 Supervisor to execute an Agreement with the Friends of
7 the Pruyn House for the maintenance of the Pruyn House
8 for 2014.

9 MS. MURPHY: So moved.

10 MR. ROWLEY: Second.

11 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,
12 call the roll.

13 (The roll was called.)

14 MS. DELTORTO: The ayes have it, Madam Supervisor.

15 SUPERVISOR MAHAN: The Resolution is adopted.

16 MS. DELTORTO: A Resolution authorizing the
17 Supervisor to enter into a contract with Next
18 Generation to complete the 2014 Flexible Spending
19 Account compliance package.

20 MR. HAAK: This is to ensure that we continue to
21 comply with the numerous Internal Revenue codes
22 regulations. This is at a cost of \$250. So moved.

23 MR. CARL: Second.

24 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,
25 call the roll.

1 (The roll was called.)

2 MS. DELTORTO: The ayes have it, Madam Supervisor.

3 SUPERVISOR MAHAN: The Resolution is adopted.

4 MS. DELTORTO: A Resolution rescinding a portion
5 of Resolution No. 554 for 2013 awarding bid to Henry
6 Schein in connection with medical supplies for Group
7 12, Item C and authorizing the award to Moore Medical.

8 MR. CARL: The original bid was not in compliance
9 with what we needed. So moved.

10 MR. ROWLEY: Second.

11 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,
12 call the roll.

13 (The roll was called.)

14 MS. DELTORTO: The ayes have it, Madam Supervisor.

15 SUPERVISOR MAHAN: The Resolution is adopted.

16 MS. DELTORTO: A Resolution authorizing the
17 Supervisor to enter into an Agreement with Colonie
18 Center for CPR Training space for the Emergency Medical
19 Services Department.

20 MR. CARL: February is heart health month and this
21 is for our hands-on training and it opens up Colonie
22 Center for training for walk-ins that want to come in
23 and take this course. It's extremely good. The EMS
24 Department puts on a great program. So moved.

25 MR. HAAK: Second.

1 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,
2 call the roll.

3 (The roll was called.)

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

5 SUPERVISOR MAHAN: The Resolution is adopted.

6 MS. DELTORTO: A Resolution authorizing
7 expenditure of funds from the Insurance Reserve Fund
8 for payment of legal fees, expenses and/or settlement
9 in connection with tort litigation.

10 MR. ROWLEY: These are fees that were incurred by
11 the Town for the defense of lawsuits brought against
12 the Town for civil litigation. Mostly it's comprised
13 of attorneys' fees. There are some expert fees and
14 there is a mediator and a steno fee. The total is
15 \$12,377.21. So moved.

16 MR. HAAK: Second.

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

19 (The roll was called.)

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

21 SUPERVISOR MAHAN: The Resolution is adopted.

22 MS. DELTORTO: A Resolution authorizing the
23 Supervisor to enter into a renewal agreement with
24 Joseph E. Mastrianni, Incorporated in connection with
25 the administration of the Section 8 Housing Assistance

1 Payments program.

2 MR. HAAK: So moved.

3 MR. ROWLEY: Second.

4 SUPERVISOR MAHAN: This is an annual agreement.

5 Supervisor votes aye. Clerk, call the roll.

6 (The roll was called.)

7 MS. DELTORTO: The ayes have it, Madam Supervisor.

8 SUPERVISOR MAHAN: The Resolution is adopted.

9 MS. DELTORTO: A Resolution authorizing the
10 Supervisor to enter into a professional service
11 agreement with Hershberg and Hershberg in connection
12 with Town wide surveying services for 2014.

13 MR. ROSANO: This is an annual agreement not to
14 exceed \$3,500. So moved.

15 MS. MURPHY: Second.

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

18 (The roll was called.)

19 MS. DELTORTO: The ayes have it, Madam Supervisor.

20 SUPERVISOR MAHAN: The Resolution is adopted.

21 MS. DELTORTO: A Resolution authorizing the
22 General Services Director to reject all bids in
23 connection with the PACL Bulk Storage Tank at the
24 Mohawk View Water Treatment Plant.

25 MR. ROSANO: The current bids came in too high.

1 We're going to rebid. So moved.

2 MR. HAAK: Second.

3 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,
4 call the roll.

5 (The roll was called.)

6 MS. DELTORTO: The ayes have it, Madam Supervisor.

7 SUPERVISOR MAHAN: The Resolution is adopted.

8 MS. DELTORTO: A Resolution authorizing the
9 Supervisor to execute a contractor agreement with
10 Security Integrations Technologies, Incorporated to
11 assess, test, clean and repair the fifteen security
12 cameras at the Mohawk View Water Treatment Plant and
13 for use by various Town facilities.

14 MR. ROSANO: Not to exceed \$5,000. So moved.

15 MS. MURPHY: Second.

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

18 (The roll was called.)

19 MS. DELTORTO: The ayes have it, Madam Supervisor.

20 SUPERVISOR MAHAN: The Resolution is adopted.

21 MS. DELTORTO: A Resolution authorizing the
22 Supervisor to execute Amendment No. 1 to Engineering
23 Agreement #EN-1375 with O'Brien and Gere for the
24 preparation of an application for potential funding
25 through New York State Hazard Mitigation Grant Program

1 for the Water System Security Upgrades.

2 MR. ROSANO: So moved.

3 MR. HAAK: Second.

4 SUPERVISOR MAHAN: This is not to exceed \$2,500.

5 Supervisor votes aye. Clerk, call the roll.

6 (The roll was called.)

7 MS. DELTORTO: The ayes have it, Madam Supervisor.

8 SUPERVISOR MAHAN: The Resolution is adopted.

9 MS. DELTORTO: Resolution 138 was tabled during
10 the agenda review session to allow the Board more time
11 to gather more information, as was Resolution 139.

12 Resolution 140 is a Resolution authorizing the
13 Supervisor to execute Allowance Credit No. 1 with the
14 Jersen Construction Group in connection with the
15 emergency filter repairs for Filter #2, 3 and 6 at the
16 Mohawk View Water Treatment Plant for the DPW/Division
17 of Latham Water.

18 MR. ROSANO: This final invoice came in under
19 budget for \$80,000. So moved.

20 MR. ROWLEY: Second.

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

23 (The roll was called.)

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

25 SUPERVISOR MAHAN: The Resolution is adopted.

1 MS. DELTORTO: Resolution 141 was also tabled to
2 allow the Board more time for gathering more
3 information.

4 Resolution 142 is a Resolution authorizing the
5 Supervisor to execute a dam safety annual certification
6 form with the New York State Department of Environmental
7 Conservation for the Stony Creek Reservoir Dam.

8 MS. MURPHY: So moved.

9 MR. HAAK: Second.

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

12 (The roll was called.)

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

14 SUPERVISOR MAHAN: The Resolution is adopted.

15 MS. DELTORTO: A Resolution authorizing the
16 Supervisor to execute the New York State Department of
17 Health Environmental Laboratory Approval program
18 certification renewal for permit year 2014-2015 for the
19 Mohawk View Water Treatment Plant Laboratory for the
20 DPW/Division of Latham Water.

21 MR. ROSANO: This is an annual certification. So
22 moved.

23 MR. ROWLEY: Second.

24 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,
25 call the roll.

1 (The roll was called.)

2 MS. DELTORTO: The ayes have it, Madam Supervisor.

3 SUPERVISOR MAHAN: The Resolution is adopted.

4 MS. DELTORTO: A Resolution authorizing the
5 Supervisor to execute a New York State Department of
6 Health renewal application in connection with the
7 Environmental Laboratory Accreditation Program for the
8 Mohawk View Water Pollution Control Plant for the
9 DPW/Division of Pure Waters.

10 MR. ROSANO: This is also an annual application
11 renewal. So moved.

12 MR. ROWLEY: Second.

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

15 (The roll was called.)

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

17 SUPERVISOR MAHAN: The Resolution is adopted.

18 MS. DELTORTO: A Resolution authorizing the
19 General Services Director to advertise for bids in
20 connection with the Fonda Road Pump Station
21 Rehabilitation Project for the DPW/Division of Pure
22 Waters.

23 MR. ROSANO: So moved.

24 MR. CARL: Second.

25 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,

1 call the roll.

2 (The roll was called.)

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

4 SUPERVISOR MAHAN: The Resolution is adopted.

5 MS. DELTORTO: A Resolution authorizing the
6 Supervisor to enter into an Engineering Agreement with
7 Foit-Albert Associates in connection with the update of
8 roadside inventory for the year 2014.

9 MR. HAAK: This is at a cost not to exceed
10 \$15,000. It's an annual agreement. So moved.

11 MS. MURPHY: Second.

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

14 (The roll was called.)

15 MS. DELTORTO: The ayes have it, Madam Supervisor.

16 SUPERVISOR MAHAN: The Resolution is adopted.

17 MS. DELTORTO: A Resolution authorizing the
18 Supervisor to enter into a Service Agreement with
19 LINSTAR for the Police Department video systems.

20 MR. CARL: This will be a cost of \$6,132. So
21 moved.

22 MR. HAAK: Second.

23 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,
24 call the roll.

25 (The roll was called.)

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

SUPERVISOR MAHAN: The Resolution is adopted.

MS. DELTORTO: A Resolution calling a public hearing in regard to a proposed Local Law changing front yard setbacks in the North Ridge Hollow Subdivision, formerly known as Rosetti Cluster Subdivision.

MR. ROSANO: The public hearing will be set for February 27th at 7:00 p.m. So moved.

MR. HAAK: Second.

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

(The roll was called.)

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

SUPERVISOR MAHAN: The Resolution is adopted.

MS. DELTORTO: A Resolution authorizing the Supervisor to execute the 2012 Mohawk River basin grant program state assistance contract No. T304784.

MS. MURPHY: So moved.

MR. ROWLEY: Second.

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

(The roll was called.)

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

SUPERVISOR MAHAN: The Resolution is adopted.

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MS. DELTORTO: A Resolution for the Town Board to
approve budget modifications to the General Town wide
and General Town-Outside-Villages 2014 budgets.

MR. ROSANO: So moved.

MR. CARL: Second.

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

(The roll was called.)

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

SUPERVISOR MAHAN: The Resolution is adopted.

MS. DELTORTO: A Resolution authorizing the
Supervisor to enter into a Sale and Purchase Agreement
with Verdoy Fire Department in connection with the
supply of salt for use during the winter.

MR. ROWLEY: So moved.

MR. CARL: Second.

SUPERVISOR MAHAN: This is at \$48.31 per ton.
Supervisor votes aye. Clerk, call the roll.

(The roll was called.)

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

SUPERVISOR MAHAN: The Resolution is adopted.

MS. DELTORTO: A Resolution accepting the
recommendation of the Planning Board regarding the
amendment to the open development area at the Village
of New Loudon.

1 MR. HAAK: So moved.

2 MR. ROWLEY: Second.

3 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,
4 call the roll.

5 (The roll was called.)

6 MS. DELTORTO: The ayes have it, Madam Supervisor.

7 SUPERVISOR MAHAN: The Resolution is adopted.

8 MS. DELTORTO: A Resolution authorizing acceptance
9 of a proposal from Capital Bauer/Arthur J. Gallagher to
10 provide the Emergency Medical Services Department with
11 general liability and professional liability coverage
12 through Colony Insurance Company.

13 MR. HAAK: This is at a cost of \$35,051.01. So
14 moved.

15 MR. CARL: Second.

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

18 (The roll was called.)

19 MS. DELTORTO: The ayes have it, Madam Supervisor.

20 SUPERVISOR MAHAN: The Resolution is adopted.

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22 (Whereas the above entitled proceeding was
23 concluded at 7:39 p.m.)

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CERTIFICATION

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I, NANCY STRANG-VANDEBOGART, 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.

NANCY STRANG-VANDEBOGART

Dated March 3, 2014