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TOWN BOARD

COUNTY OF ALBANY

TOWN OF COLONIE

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TOWN BOARD MEETING

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THE STENOGRAPHIC MINUTES of the above  
entitled matter by NANCY STRANG-VANDEBOGART, a Shorthand  
Reporter, on January 22, 2015 7:21 p.m. at Memorial Town  
Hall, 534 Loudon Road, Newtonville, New York 12128

BOARD MEMBERS:

- PAULA A. MAHAN, SUPERVISOR
- WILLIAM E. 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 MS. DELTORTO: A Resolution appointing Ryan D.  
2 Leonardo to the position of Sewer Maintenance Worker,  
3 Grade 8 in the DPW Division of Pure Waters.

4 MR. ROSANO: So moved.

5 MR. HAAK: Second.

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

8 (The roll was called.)

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

10 SUPERVISOR MAHAN: The Resolution is adopted.

11 Congratulations, Ryan.

12 MS. DELTORTO: A Resolution reinstating Michael  
13 Ruggiero to the position of Heavy Equipment Mechanic,  
14 Grade 11 in the Division of Fleet Maintenance.

15 MR. ROSANO: 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 Welcome back.

23 (Whereas the meeting was adjourned to address the  
24 public comment session, public hearing and recommenced  
25 immediately after.)

1 MS. DELTORTO: A Resolution calling a public  
2 hearing pursuant to Article 12A of the Town Law of the  
3 State of New York in relation to the establishment of  
4 Extension No. 163 to the Latham Water District.

5 MR. ROWLEY: The public hearing will be held on  
6 February 12 in the amount of the proposal and not to  
7 exceed \$3,955.00. So moved.

8 MR. HAAK: Second.

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

11 (The roll was called.)

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

13 SUPERVISOR MAHAN: The Resolution is adopted.

14 MS. DELTORTO: A Resolution pursuant to Section  
15 219-a of the General Municipal Law approving the list  
16 of all volunteer members of the Fuller Road Fire  
17 Department, Incorporated, submitted and certified under  
18 oath by said Fire Department and identifying those  
19 volunteer members who have qualified for credit under  
20 the Service Award Program for 2014.

21 MR. CARL: So moved.

22 MR. GREEN: Second.

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

25 (The roll was called.)

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

2 SUPERVISOR MAHAN: The Resolution is adopted.

3 MS. DELTORTO: A Resolution pursuant to Section  
4 219-a of the General Municipal Law approving the list  
5 of all volunteer members of the Shaker Road/Loudonville  
6 Fire Department submitted and certified under oath by  
7 said Fire Department and identifying those volunteer  
8 members who have qualified for credit under the Service  
9 Award Program for 2014.

10 MR. CARL: 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 acceptance  
18 of a proposal from Arthur J. Gallagher Risk Management  
19 Services/Capital Bauer in connection with excess  
20 Workers Compensation Insurance coverage through  
21 Travelers for the Town.

22 MS. MURPHY: 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 authorizing acceptance  
5 of a proposal from Arthur J. Gallagher Risk Management  
6 Services/Capital Bauer to provide Volunteer Firefighter  
7 Benefit Law Policy Coverage through PERMA for the fire  
8 companies in the Towns' Fire Protection Districts.

9 MR. HAAK: This is the amount of \$340,376.00 which  
10 is then obtained through a bidding process by the  
11 broker. So moved.

12 MR. CARL: 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 and accept a proposal from Arthur  
20 J. Gallagher/Capital Bauer to provide Excess Liability  
21 Insurance coverage through Starr Indem.

22 MR. HAAK: Again, this is in the amount of  
23 \$238,300.00 and this was obtained through a bidding  
24 process. So moved.

25 MR. ROWLEY: 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 the  
7 Supervisor to enter into an Engineering Agreement with  
8 C.T. Male Associates in connection with the study,  
9 design and construction administration services  
10 associated with the Mohawk View Water Pollution Control  
11 Plant Paving and Drainage Improvement Project.

12 MR. ROSANO: This is a low quote in the amount of  
13 \$30,860.00 and this is a capital project. So moved.

14 MR. CARL: Second.

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

17 (The roll was called.)

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

19 SUPERVISOR MAHAN: The Resolution is adopted.

20 MS. DELTORTO: A Resolution authorizing the  
21 Supervisor to execute Change Order No. 1 to Contract 1  
22 with DLC Electric, Incorporated in connection with the  
23 Pump Station Alarm System Replacement Project.

24 MR. ROSANO: So moved.

25 MS. MURPHY: 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 the  
7 Supervisor to execute Change Order No. 1E to Contract 2  
8 with CDE Electric, Incorporated in connection with the  
9 Mohawk View Water Pollution Control Plant Screenings  
10 and Grit System Upgrade Project.

11 MR. ROSANO: 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 declaring obsolete  
19 wastewater pumping station alarm equipment surplus and  
20 authorizing the DPW/Division of Pure Waters to donate  
21 the surplus equipment to the City of Schenectady.

22 MR. ROSANO: 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 awarding the bid for  
5 Industrial Chemicals to Polydyne, Incorporated.

6 MR. ROSANO: This is the low bid. So moved.

7 MR. GREEN: Second.

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

10 (The roll was called.)

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

12 SUPERVISOR MAHAN: The Resolution is adopted.

13 MS. DELTORTO: A Resolution awarding the bid to  
14 ANJO Construction, Limited in connection with the Metro  
15 Park Road Sewer Rehabilitation Project.

16 MR. ROSANO: This is the low bidder; \$327,644.00.  
17 So moved.

18 MR. GREEN: Second.

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

21 (The roll was called.)

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

23 SUPERVISOR MAHAN: The Resolution is adopted.

24 MS. DELTORTO: A Resolution authorizing the  
25 Supervisor to execute the New York State Department of

1 Health Environmental Laboratory Approval Program  
2 Certification Renewal for Permit Year 2015-2016 for the  
3 Mohawk View Water Treatment Plant Laboratory for the  
4 DPW/Division of Latham Water.

5 MR. ROSANO: This is a yearly contract. So moved.

6 MR. HAAK: Second.

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

9 (The roll was called.)

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

11 SUPERVISOR MAHAN: The Resolution is adopted.

12 MS. DELTORTO: A Resolution authorizing the  
13 Supervisor to execute an Agreement with EMD Millipore  
14 in connection with the replacement of Type I water  
15 purification system at the Mohawk View Water Treatment  
16 Plant and various Town facilities.

17 MR. ROSANO: Not to exceed \$19,789.90. So moved.

18 MR. GREEN: Second.

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

21 (The roll was called.)

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

23 SUPERVISOR MAHAN: The Resolution is adopted.

24 MS. DELTORTO: A Resolution authorizing the  
25 Supervisor to execute an Engineering Agreement with

1 Foit-Albert Associates in connection with General  
2 Engineering Assistance for the year 2015.

3 MR. ROSANO: Not to exceed \$5,000.00. So moved.

4 MR. CARL: Second.

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

7 (The roll was called.)

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

9 SUPERVISOR MAHAN: The Resolution is adopted.

10 MS. DELTORTO: A Resolution authorizing the  
11 Supervisor to enter into Agreements with C.T. Male  
12 Associates, P.C., Fraser-A Weston & Sampson Company and  
13 Hershberg & Hershberg Consulting & Land Surveyors in  
14 connection with Construction Inspection of Town Roads  
15 for the year 2015.

16 MR. ROSANO: Not to exceed \$10,000.00. So moved.

17 MS. MURPHY: Second.

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

20 (The roll was called.)

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

22 SUPERVISOR MAHAN: The Resolution is adopted.

23 MS. DELTORTO: A Resolution authorizing the  
24 Supervisor to execute an Agreement with All Type Door  
25 Service in connection with providing labor and

1 materials to Town facilities.

2 MS. MURPHY: So moved.

3 MR. GREEN: Second.

4 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,  
5 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 an Engineering Agreement with  
11 Foit-Albert Associates in connection with the Update of  
12 Roadside Inventory for the year 2015.

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

14 MR. GREEN: Second.

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

17 (The roll was called.)

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

19 SUPERVISOR MAHAN: The Resolution is adopted.

20 MS. DELTORTO: A Resolution authorizing the  
21 Supervisor to renew Service Agreements with Fire  
22 Fighting Equipment Company, Incorporated, Northeast  
23 Petroleum Technologies and Life Safety in connection  
24 with the inspection and maintenance of fire  
25 extinguishers and fire suppression systems.

1 MR. CARL: So moved.

2 MR. GREEN: 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 enter into a Service Agreement with  
10 Unifirst Corporation in connection with dirt and dust  
11 control for 2015.

12 MS. MURPHY: This is not to exceed \$5,000.00. So  
13 moved.

14 MR. GREEN: Second.

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

17 (The roll was called.)

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

19 SUPERVISOR MAHAN: The Resolution is adopted.

20 MS. DELTORTO: A Resolution authorizing the  
21 Supervisor to enter into an agreement with the County  
22 of Albany for the III-E Caregivers Programming for  
23 assistance and counseling to elderly persons.

24 MS. MURPHY: This grant comes from Albany County  
25 for the period of January 1, 2015 to December 31, 2015.

1 The total grant amount is \$7,000.00. 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 awarding bid to  
9 Aquatic Renovations Systems in connection with the Pool  
10 Liner Replacement Project for the Parks and Recreation  
11 Department, authorizing the Supervisor to enter into an  
12 Agreement for same and further authorizing the General  
13 Services Director to advertise for bids for replacement  
14 pool covers for the Town Pool.

15 MS. MURPHY: Aquatic Renovations Systems was the  
16 low bidder and we will be re-bidding number 5; pool  
17 covers. So moved.

18 MR. ROWLEY: Second.

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

21 (The roll was called.)

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

23 SUPERVISOR MAHAN: The Resolution is adopted.

24 MS. DELTORTO: A Resolution authorizing the  
25 Supervisor to execute Lease Amendments with T-Mobile

1 Northeast, LLC for Modifications at 76 Loudon Road, 274<sup>14</sup>  
2 vly Road, 269A Osborne Road, and 76 Miller Road.

3 MR. ROWLEY: So moved.

4 MS. MURPHY: Second.

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

7 (The roll was called.)

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

9 SUPERVISOR MAHAN: The Resolution is adopted.

10 MS. DELTORTO: A Resolution authorizing settlement  
11 of a claim by T-Mobile Northeast LLC, successor to  
12 Omnipoint Communications, Incorporated.

13 MR. ROWLEY: This settles a litigation claim. So  
14 moved.

15 MR. GREEN: 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. 2 to Engineering  
23 Agreement #EN-1375 with O'Brien & Gere in connection  
24 with the Water System Security Upgrades.

25 MR. ROSANO: This is actually a reduction of

1           \$236,057.00.   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 awarding bids to  
9 Stephen Miller General Contractors, Incorporated and  
10 Brunswick Electric, Incorporated in connection with the  
11 Water System Security Upgrades Project and authorizing  
12 the Supervisor to enter into agreements for same.

13          MR. ROSANO:   All were the low bidders.   So moved.

14          MR. GREEN:   Second.

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

17          (The roll was called.)

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

19          SUPERVISOR MAHAN:   The Resolution is adopted.

20          MS. DELTORTO:   A Resolution requiring the Planning  
21 Board to review and consider an open development area  
22 at 629 Columbia Street.

23          MR. ROSANO:   So moved.

24          MS. MURPHY:   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 requiring the Planning  
6 Board to review and consider an open development area  
7 at 181 Troy-Schenectady Road.

8 MR. ROSANO: So moved.

9 MR. ROWLEY: 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 requiring the Planning  
16 Board to review and consider an open development area  
17 at 685 Watervliet Shaker Road.

18 MR. ROSANO: So moved.

19 MR. GREEN: Second.

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

22 (The roll was called.)

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

24 SUPERVISOR MAHAN: The Resolution is adopted.

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(Whereas the above entitled proceeding was  
concluded at 8:25 p.m.)

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.

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NANCY STRANG-VANDEBOGART

Dated February 28, 2015