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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 L. STRANG, a Shorthand
Reporter, on September 3, 2015 7:20 p.m. at Memorial
Town Hall, 534 Loudon Road, Newtonville, New York 12128

BOARD MEMBERS:

- PAULA A. MAHAN, SUPERVISOR
- WILLIAM 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 permanently
2 appointing Zach T. Harrison to the position of Plans
3 Examiner, Grade 14, in the Building and Fire Services
4 Department.

5 SUPERVISOR MAHAN: So moved.

6 MS. MURPHY: 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 Does anyone have any public comment?

13 (There was no response.)

14 Okay, we'll go to the regular agenda.

15 MS. DELTORTO: A Resolution awarding the bid to
16 T&T Sales, Incorporated in connection with one new dump
17 body for Parks and Recreation.

18 MS. MURPHY: The is the lowest bidder; T&T Sales,
19 Incorporated for the price of \$7,000.00. So moved.

20 MR. HAAK: 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: A Resolution for the Town Board to
2 approve budget modifications to the general Town wide
3 fund, Highway and Latham Water fund 2015 budgets.

4 SUPERVISOR MAHAN: This is all budget neutral. So
5 moved.

6 MR. CARL: 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 enter into an Agreement with Bond
14 Schoeneck & King, PLLC in connection with legal
15 services.

16 MR. ROWLEY: So moved.

17 MR. GREEN: 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 settlement
24 or discontinuance, subject to judicial approval of the
25 same, pursuant to Section 68 of the Town Law, of

1 various tax certiorari proceedings.

2 MR. ROWLEY: This is a settlement of a tax
3 assessment challenge brought by Trustco at 23 Wolf
4 Road. The Town refund is anticipated. So moved.

5 MR. GREEN: 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 MS. DELTORTO: A Resolution authorizing the
12 Supervisor to renew a bid with Joseph R. Wunderlich in
13 connection with sand for ice control.

14 MR. ROSANO: So 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.

21 MS. DELTORTO: A Resolution authorizing the
22 Supervisor to enter into an engineering agreement with
23 Barton & Loguidice, D.P.C. in connection with
24 engineering services for the Kromma Kill Trunk sewer
25 stabilization project.

1 MR. ROSANO: Not to exceed \$48,200.00. 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: Resolution authorizing the
9 Supervisor to execute an amendment to the existing
10 agreement with Jake Burnett Excavating, Incorporated to
11 increase the expenditure limit for the DPW/Division of
12 Pure Waters.

13 MR. ROSANO: The limit will be raised to
14 \$35,000.00. So 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.

21 MS. DELTORTO: A Resolution authorizing the
22 Supervisor to execute an amendment to the existing
23 agreement with Advanced Sewer & Drain to increase the
24 expenditure limit for the DPW/Division of Pure Waters.

25 MR. ROSANO: Total is \$15,000.00. So moved.

1 MR. HAAK: Second.

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

4 (The roll was called.)

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

6 SUPERVISOR MAHAN: The Resolution is adopted.

7 MS. DELTORTO: A Resolution authorizing the
8 Supervisor to execute an amendment to the existing
9 agreement with J. Ellrott Excavating, Incorporated to
10 increase the expenditure limit for the DPW/Division of
11 Pure Waters.

12 MR. ROSANO: The increase will be to \$35,000.00.
13 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 enter into an agreement with J and K
22 Fence, LLC in connection with the installation and
23 repair of site security fencing and gates at various
24 Town locations.

25 MS. MURPHY: So moved.

1 MR. GREEN: Second.

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

4 (The roll was called.)

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

6 SUPERVISOR MAHAN: The Resolution is adopted.

7 MS. DELTORTO: A Resolution authorizing the
8 Supervisor to execute a service agreement with Time
9 Warner Cable Business Class in connection with
10 providing communication services at various Latham
11 Water District and Pure Waters Division facilities.

12 MR. ROSANO: So moved.

13 MR. CARL: Second.

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

16 (The roll was called.)

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

18 SUPERVISOR MAHAN: The Resolution is adopted.

19 MS. DELTORTO: A Resolution authorizing the
20 Supervisor to reimburse for change from commercial
21 administrative fee to residential administrative fee to
22 various Town residents.

23 MR. ROWLEY: So moved.

24 MR. GREEN: 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 rejecting bids in
6 connection with the Osborne Road tank rehabilitation
7 project and authorizing the General Services Director
8 to re-advertise for same.

9 MR. HAAK: So moved.

10 MR. GREEN: 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 execute an easement to National Grid in
18 connection with electrical services at the Vly/Denison
19 high service area storage tank.

20 MR. HAAK: So moved.

21 MR. GREEN: Second.

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

24 (The roll was called.)

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

1 SUPERVISOR MAHAN: The Resolution is adopted.

2 MS. DELTORTO: A Resolution authorizing the
3 General Services Director to advertise for bids in
4 connection with the replacement of two existing vehicle
5 fuel pumps at the Public Operations Building.

6 MR. ROWLEY: 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 authorizing the filing
14 of an application for state assistance from the
15 Household Hazardous Waste State Assistance Program
16 signing of the associated state contract.

17 MR. HAAK: So moved.

18 MS. MURPHY: 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
25 expenditure of funds from the Insurance Reserve Fund

1 for payment of legal fees, expenses and/or settlement
2 in connection with tort litigation.

3 MR. ROWLEY: These are for legal fees in the
4 amount of \$1,557.00. So moved.

5 MR. GREEN: 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 MS. DELTORTO: A Resolution amending Resolution
12 No. 138 for 2015 to authorize additional acceptable
13 training for Planning Board and Zoning Board of Appeals
14 Members.

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 MS. DELTORTO: A Resolution calling a public
23 hearing in regard to the proposed rezoning of land
24 located at 11 Elks Lane from single family residential
25 to a planned development district and proposed open

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development area known as Colonie Senior Service Center
Housing Project.

MR. ROSANO: The public hearing will be held
September 17th. 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.

MS. DELTORTO: A Resolution 456 has been adjourned
to the meeting of September 17th, which is two weeks
from today.

A Resolution calling a public hearing in regard to
the recommendation for the open development area located
at 407 Albany Shaker Road.

MR. ROSANO: The public hearing will be September
17th. 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 Police

1 Department to apply for a New York State Division of
2 Homeland and Emergency Services Security Grant.

3 MR. CARL: So moved.

4 MR. HAAK: 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 Thank you very much for attending.

11
12 (Whereas the above entitled proceeding was
13 concluded at 7:34 p.m.)

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.

NANCY L. STRANG

Dated November 8, 2015