

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 October 20, 2016 7:08 p.m. at Memorial Town Hall 534 Loudon Road, Newtonville, New York 12128

BOARD MEMBERS:

- PAULA A. MAHAN, SUPERVISOR
- DAVID ROWLEY, DEPUTY SUPERVISOR
- PAUL ROSANO
- LINDA MURPHY
- CHRISTOPHER CAREY
- DAVID GREEN
- JENNIFER WHALEN

ALSO PRESENT:

- Michael C. Magguilli, Esq. Town Attorney
- Elizabeth DelTorto, Town Clerk
- Jonathan Teal, Chief of Police

1 SUPERVISOR MAHAN: We're going to begin with
2 personnel.

3 Chief Teal, would you like to come up?

4 MR. TEAL: Good evening. I would like to thank
5 Supervisor Mahan having entire Town Board for their
6 continued support public safety. Allowing us to hire
7 new officers as soon as the vacancy occurs greatly
8 enhances our ability to provide timely and quality
9 service for our community. Tonight, we continue our
10 tradition hiring dedicated quality individuals with the
11 addition of Richard Bell.

12 Richard Bell is a lifelong resident of the Town and
13 graduated from Colonie Central High School has an
14 Associates degree in business administration. Richard
15 recently attended the Fort Plain Police Academy and
16 comes to us the Coeyman's Police Department. In
17 attendance tonight our parents Richard and Laura,
18 sisters McKenzie and autumn, brother Brian and
19 girlfriend Kelly Phillips.

20 MS. DELTORTO: A Resolution permanently appointing
21 Richard E. Bell to the position of Police Officer in
22 the Police Department.

23 SUPERVISOR MAHAN: 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 Congratulations, Richard.

6 SUPERVISOR MAHAN: We'll go on with our public
7 hearings.

8 (Whereas the meeting was adjourned to address the
9 public hearings of the evening and recommenced
10 immediately afterward.)

11 Does anyone have anything for public comment this
12 evening?

13 (There was no response.)

14 We will go on with the regular Resolutions.

15 MS. DELTORTO: A Resolution calling a public
16 hearing pursuant to Section 202b of the Town Law of the
17 State of New York in relation to the proposed Doorwood
18 Drive Pump Station Replacement Project.

19 MR. ROSANO: The public hearing will be held on
20 November 17. So moved.

21 MR. GREEN: Second.

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

24 (The will was called.)

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

1 SUPERVISOR MAHAN: The Resolution is adopted.

2 MS. DELTORTO: A Resolution directing a public
3 hearing upon the Preliminary Budget for the fiscal year
4 2017.

5 MR. GREEN: So moved.

6 MR. ROWLEY: Second.

7 SUPERVISOR MAHAN: The public hearing will be held
8 November 30th.

9 Supervisor votes aye. Clerk, call the roll.

10 (The will was called.)

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

12 SUPERVISOR MAHAN: The Resolution is adopted.

13 MS. DELTORTO: A Resolution requiring the Planning
14 Board to review and consider an open development area
15 at 4253 and 4259 Albany Street.

16 MR. ROSANO: So moved.

17 MR. GREEN: Second.

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

20 (The will 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 reimburse water usage charges to Ashley
25 Peacock of 32 Pheasant Ridge Drive.

1 MR. ROSANO: So moved.

2 MR. GREEN: Second.

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

5 (The will 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 an Engineering Service
10 Agreement with C.T. Male Associates in connection with
11 the Risk Management Plan Five Year Update for the
12 Mohawk View Water Treatment Plant.

13 MR. ROSANO: The amount will be \$4,620.00. So
14 moved.

15 MR. GREEN: Second.

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

18 (The will 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 declare an emergency in connection with
23 repair of the Raw Water Pump Failure at the Low Lift
24 Pump Station in the Mohawk View Water Treatment Plant
25 by Xylem, O'Connell Electric Company, Incorporated and

1 Emerick Associates and authorizing the Comptroller to
2 expend Emergency Repair Reserve funds for the same.

3 MR. ROSANO: Both are low bids. Some moved.

4 MR. GREEN: Second.

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

7 (The will 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 execute an Engineering Service Agreement
12 with C.T. Male Associates in connection with the
13 preparation of the 165th Extension Engineer's Report.

14 MR. ROSANO: The amount will be \$2,175.00. So
15 moved.

16 MR. GREEN: Second.

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

19 (The will 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 execute an Application for Dispensation
24 for Hours on behalf of Jett Industries, Incorporated in
25 connection with the River Road High Lift Pump Station

1 VFD/Pump Replacement Project located at 4071 River
2 Road.

3 MR. ROSANO: So moved.

4 MR. GREEN: Second.

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

7 (The will 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 an Agreement with Concepts in
12 Fitness Equipment, Incorporated in connection with
13 preventative maintenance service for equipment in the
14 workout room at the Public Safety Building.

15 MR. CAREY: So moved.

16 MR. GREEN: Second.

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

19 (The will 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 Service Agreement with
24 EWaste Plus Regional Computer Recycling and Recovery in
25 connection with the disposal and recycling of surplus

1 equipment.

2 MR. GREEN: So moved.

3 MR. CAREY: Second.

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

6 (The will 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 24 month Agreement with
11 Direct Energy Business to provide natural gas supply
12 for various Town facilities with National Grid accounts
13 as part of the MEGA, Municipal Electric & Gas Alliance.

14 MS. WHALEN: So moved.

15 MR. CAREY: Second.

16 SUPERVISOR MAHAN: This is to help us get the best
17 rate for providing the natural gas supply for our Town
18 facilities.

19 Supervisor votes aye. Clerk, call the roll.

20 (The will was called.)

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

22 SUPERVISOR MAHAN: The Resolution is adopted.

23 MS. DELTORTO: A Resolution awarding a bid to Key
24 Government Finance, Incorporated for a Lease Line of
25 Credit for 2017 and authorizing the Supervisor to enter

1 into a Master Agreement and Individual Equipment
2 Agreements.

3 MR. ROSANO: So moved.

4 MS. WHALEN: Second.

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

7 (The will was called.)

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

9 SUPERVISOR MAHAN: The Resolution is adopted.

10 MS. DELTORTO: A Resolution accepting the
11 dedication of Isabel Court and accepting land known as
12 1 Isabel Court, 22 Isabel Court and a 20 foot
13 Pedestrian Access in the Isabel Court Subdivision.

14 MR. ROSANO: So moved.

15 MR. GREEN: Second.

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

18 (The will was called.)

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

20 SUPERVISOR MAHAN: The Resolution is adopted.

21 MS. DELTORTO: A Resolution authorizing
22 expenditure of funds from the Insurance Reserve Fund
23 for payment of legal fees, expenses and/or settlement
24 in connection with tort litigation.

25 MR. ROWLEY: This is in the amount of \$206.32. So

1 moved.

2 MR. GREEN: Second.

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

5 (The will 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 an Agreement with Butler
10 Rowland Mays Architects, LLP in connection with the
11 planning and design services at the William K. Sanford
12 Library.

13 MR. ROWLEY: So moved.

14 MR. GREEN: Second.

15 SUPERVISOR MAHAN: This is in the beginning stages
16 where we will be making a lot of improvements to the
17 library. This is going to give us an overview of what
18 needs to be done and how we can accomplish those goals.
19 There are many important improvements to be done at the
20 library, moving forward.

21 Supervisor votes aye. Clerk, call the roll.

22 (The will was called.)

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

24 SUPERVISOR MAHAN: The Resolution is adopted.

25 MS. DELTORTO: A Resolution authorizing the

1 Supervisor to declare an emergency in connection with
2 the repair of the sanitary sewer system at 1 Herman
3 Street by Jake Burnett Excavating Co., Incorporated and
4 authorizing the expenditure of Emergency Repair Reserve
5 funds for the same.

6 MR. ROSANO: So moved.

7 MR. GREEN: Second.

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

10 (The will was called.)

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

12 SUPERVISOR MAHAN: The Resolution is adopted.

13 MS. DELTORTO: A Resolution rescinding Resolution
14 No. 448 for 2016 and adopting the Point System for the
15 Shaker Road - Loudonville Fire Protection District
16 Service Award Program pursuant to Article 11-A of the
17 General Municipal Law of the State of New York.

18 MS. WHALEN: So moved.

19 MR. CAREY: Second.

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

22 (The will was called.)

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

24 SUPERVISOR MAHAN: The Resolution is adopted.

25 MS. DELTORTO: A Resolution authorizing the

1 acceptance of a 23.75 plus or minus acre parcel of land
2 located at 1238 Loudon Road in connection with the
3 Northern Pass PDD.

4 MR. ROSANO: So moved.

5 MR. GREEN: Second.

6 SUPERVISOR MAHAN: This will be an additional
7 connection to the bike path.

8 Supervisor votes aye. Clerk, call the roll.

9 (The will was called.)

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

11 SUPERVISOR MAHAN: The Resolution is adopted.

12 MS. DELTORTO: A Resolution authorizing settlement
13 or discontinuance, subject to judicial approval of the
14 same, pursuant to Section 68 of the Town Law, of
15 various tax certiorari proceedings.

16 MR. ROWLEY: So moved.

17 MR. GREEN: Second.

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

20 (The will 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 enter into a Contract with Capital
25 District Physicians Health Plan in connection with

1 providing health insurance for 2017.

2 MR. ROWLEY: So moved.

3 MR. GREEN: Second.

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

6 (The will 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 Contract with Capital
11 District Physicians Health Plan in connection with a
12 Medicare Advantage Health Insurance Plan for 2017.

13 MR. GREEN: So moved.

14 MR. ROWLEY: Second.

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

17 (The will 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 an amendment with Delaware
22 Engineering in connection to the Lisha Kill Pump
23 Station Rehabilitation Project Engineering Agreement.

24 MR. ROSANO: So moved.

25 MR. GREEN: Second.

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

3 (The will was called.)

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

5 SUPERVISOR MAHAN: The Resolution is adopted.

6 That's all for tonight. Thank you all for coming.

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9 (Whereas the above entitled proceeding was

10 concluded at 7:35 p.m.)

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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 _____