

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 L. STRANG, a Shorthand Reporter, on August 25, 2016 7:03 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
- DAVID GREEN
- CHRISTOPHER CAREY

ALSO PRESENT:

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

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1 SUPERVISOR MAHAN: Does anyone have any public  
2 comment before we start?

3 (There was no response.)

4 Okay.

5 MS. DELTORTO: A Resolution permanently promoting  
6 Carol A Mahar to the position of Principal Clerk, Grade  
7 9, in the Emergency Medical Services Department.

8 MS. MURPHY: So moved.

9 MR. CAREY: 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 Carol is not here.

16 MS. DELTORTO: A Resolution authorizing the  
17 General Services Director to award the request for  
18 proposal to Ricoh USA, Incorporated in connection with  
19 the copier leases and maintenance and to authorize the  
20 Supervisor to execute agreements for same and any  
21 documents necessary to cancel any current lease  
22 agreements in connection with Copier Leases and  
23 Maintenance.

24 MR. CAREY: 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 General Services Director to award the bid to  
8 Southworth Milton, Incorporated and Partsway,  
9 Incorporated in connection with vehicle and equipment  
10 parts Part 8.

11 MR. GREEN: 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 settlement  
19 or discontinuance, subject to judicial approval of the  
20 same, pursuant to Section 68 of the Town Law, of  
21 various tax certiorari proceedings.

22 MR. ROWLEY: These are the settlement of three tax  
23 assessment cases. The first one will be \$389.04, the  
24 second one \$369.59 and the final one is at no charge to  
25 the Town. 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 rescinding Resolution  
8 324 for 2016 and awarding the bid for the emergency  
9 care vehicles to the same vendor, North Eastern Rescue  
10 Vehicles, including more options.

11 MS. MURPHY: With the inclusion of a third option  
12 rather than just the first two, the total cost is  
13 \$267,986.00. So moved.

14 MR. CAREY: 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 appointing William  
21 Carl as a member of the Zoning Board of Appeals, by  
22 filling the vacancy created by Karen Gomez's  
23 resignation.

24 SUPERVISOR MAHAN: So moved.

25 MR. ROSANO: Second.

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

3 MS. DELTORTO: Councilman Rosano?

4 MR. ROSANO: Aye.

5 MS. DELTORTO: Green?

6 MR. GREEN: Aye.

7 MS. DELTORTO: Rowley?

8 MR. ROWLEY: Aye.

9 MS. DELTORTO: Murphy?

10 MS. MURPHY: Aye.

11 MS. DELTORTO: Carey?

12 MR. CAREY: My vote is no on this Resolution with  
13 an explanation. I feel that submitting one name to the  
14 Board does not mean that we have the most qualified  
15 person to fill the vacancy and I'd like to see in the  
16 future that any of the Board vacancies that we have in  
17 the Town are posted to the Town newspaper which is the  
18 Colonie Spotlight and that we solicit interest parties,  
19 being Town residents, to fill those vacancies.

20 MS. DELTORTO: The ayes have it.

21 SUPERVISOR MAHAN: The Resolution is adopted.

22 If I just may add to that: The rationale is the  
23 resumes are submitted by any residents. In a Town of  
24 83,000 people, the Board seats have to be filled and  
25 they have to be filled in a timely manner or it will

1           upset the process. We have always had historically over  
2           the existence of the Town - the Board seats have been  
3           filled this way. Many of them are volunteers and some  
4           are very nominal compensation for a tremendous amount of  
5           work. We always encourage anyone that expresses  
6           interest to send in a resume and this is an efficient  
7           process to get somebody in a position so that the Board  
8           can continue to operate. Most of them operate twice a  
9           month so it's needs to be a very timely fashion. As I  
10          stated, this is how it's been done throughout the Town's  
11          history and anyone is welcome to put in a resume if they  
12          are interested in a Board. Typically people that are  
13          involved in the community and attend meetings and follow  
14          Town government are people that express an interest in  
15          sending the resumes.

16                 So, this particular candidate has eight years of  
17          government experience. He was on the Town Board as a  
18          Deputy Supervisor for eight years and always  
19          demonstrated professionalism. He is very well-balanced  
20          and very objective. Also, he served on the Budget  
21          Committee and very understanding of the Town's finances.  
22          In addition, he's very involved in the community and  
23          well deserving of the appointment.

24                 MR. CAREY: I'd like to add a comment also.

25                 Currently there is no way for anyone to know that

1           there is a vacancy and that vacancy exists on whether it  
2           be the Planning Board, the Zoning Board Appeals unless  
3           they are told by word of mouth. I think that part of the  
4           process is somewhat flawed and I don't think that we are  
5           able to get the most qualified person into these  
6           positions if no one knows about it.

7           SUPERVISOR MAHAN: If you have an interest in  
8           government and you've been around and you've been  
9           asking about different opportunities, that option is  
10          always there. As I said, it's always been done this  
11          way. It's always been effective and if someone is on a  
12          Board that is not fulfilling their responsibility, we  
13          have the right to remove them from that Board. That  
14          safety net is always there. Again, we have to have a  
15          process that works efficiently. It's the  
16          administration's propogative in these cases and that's  
17          the way that it's been through the Town's existence.

18          MS. DELTORTO: A Resolution authorizing the  
19          Supervisor to execute any and all documents pertaining  
20          to the New York State Library Construction Grant.

21          MS. MURPHY: So moved.

22          MR. ROWLEY: 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 The purpose of the library grants, if you are  
4 familiar with the Town Library -- we are at a point  
5 financially in Town after several years of catching up  
6 that we are able to put some money into our Town  
7 Library. So, we will be doing that via the Capital  
8 Project fund. We also seek grants that we can get. Our  
9 goal is to put three million dollars into the library  
10 over the next two to three years.

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

15 MR. ROWLEY: These fees are totaling \$12,753.03  
16 and it's for legal fees as well as for court reporting.  
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  
25 acceptance of a proposal from Capital Bauer/Arthur J.



1 Gallagher Risk Management Services to provide excess  
2 automobile insurance coverage for the Town of Colonie  
3 through Traveler's.

4 MR. ROWLEY: The total cost to the Town will be  
5 \$2,365.00 less than the last year. So moved.

6 MR. GREEN: 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  
13 acceptance of a proposal from Capital Bauer/Arthur J.  
14 Gallagher Risk Management Services to provide  
15 automobile insurance coverage for the Town of Colonie  
16 through Selective Insurance.

17 MR. ROWLEY: This is at the lowest cost available.  
18 The total is \$283,943.00 from Selective Insurance  
19 Company. So moved.

20 MR. GREEN: 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 Thank you all for coming.

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

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## CERTIFICATION

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

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10 NANCY L. STRANG

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