

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 January 19, 2017 7:26 p.m. at Memorial Town Hall 534 Loudon Road, Newtonville, New York 12128

BOARD MEMBERS:

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

ALSO PRESENT:

- Michael C. Magguilli, Esq. Town Attorney
- Elizabeth DelTorto, Town Clerk
- Peter Berry, Chief, EMS

1 SUPERVISOR MAHAN: We are going to begin with the
2 state of the town this evening. Thank you all for being
3 here tonight. After the State of the Town we are going
4 to go into a personal agenda and then a public comment
5 and then a regular meeting.

6 (Where Board Meeting adjourned to for the
7 State of the Town address and recommenced
8 immediately after.)

9 We are going to begin with EMS tonight.

10 I'd like Chief Berry to say few words.

11 MR. BERRY: Thank you, Paula. First off, I would
12 like to thank the town supervisor, Paula Mahan and the
13 entire Town Board again for their very strong support
14 of public safety this evening. I would like to commend
15 Jon Teale, Chief of the Police Department and his
16 entire staff in the tremendous job that they do.
17 Congratulation to those being promoted tonight and
18 welcome to the new Police Officers.

19 Tonight in the EMS Department with a couple of
20 appointments and they wouldn't be possible without the
21 support of a couple of individuals in the room; Chris
22 Kelsey as Comptroller and Mike Burick the civil service
23 guy who I drive crazy every day.

24 Tonight the EMS has two appointments. The first is
25 kind of a special appointment. Kirsten M. Elling has

1 been a full-time paramedic with the Town of Colonie for
2 more than 20 years. She is making a little bit of a
3 transition with her family and relocating to Lake Placid
4 and she is now going to be transitioning from full-time
5 to part-time. She has been a tremendous asset to the
6 Town of Colonie and saved many lives. I congratulate her
7 on her future endeavors with her family.

8 I just learned tonight that Timothy B. LeBlanc,
9 our new full-time paramedic, actually became a part-time
10 paramedic in March 2016 and he took Kirsten's husband,
11 Bob's spot and now he's taking her spot as a full-time
12 paramedic. He comes to us with a wealth of experience.
13 He has worked for Life Net of New York as a flight
14 paramedic. He is going to make an awesome addition to
15 the EMS Department. Welcome Tim.

16 MS. DELTORTO: A Resolution permanently appointing
17 Kirsten M. Elling to the position of Paramedic PT in
18 the Emergency Medical Services Department.

19 MS. MURPHY: So moved.

20 MS. WHALEN: 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 permanently appointing
2 Timothy B. LeBlanc to the position of Paramedic in the
3 Emergency Medical Services Department.

4 MS. MURPHY: So moved.

5 MS. WHALEN: 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. As
11 we have stated earlier, we have some new fellas coming
12 onto the Police Department. At this time I would like
13 to call up Chief John Teal.

14 MR. TEALE: Good evening. I'm behalf of Deputy
15 Chiefs John Van Alstyne, Mike Woods and myself, I'd
16 like to thank everyone for coming out to support the
17 Police Department and the EMS Department. Tonight we
18 will be honoring two new officers and promoting for
19 more. All of us greatly appreciate the ongoing
20 commitment that supervisor Mahan and the entire Town
21 Board has shown in supporting of this department and
22 public safety.

23 I would like to start at this time when the new
24 officers. Michael Clough. Michael has a degree in
25 criminal justice from Hudson Valley community college

1 and is a lifelong resident of Colonie. In attendance
2 with Michael is his wife Megan, his father Michael, his
3 mother Dawn, his sister Megan, his brother Matthew, his
4 grandmother Lois Riley, his aunt and uncle Meredith and
5 Michael [SIC] Bull and his father-in-law Chris Beno.

6 MS. DELTORTO: A Resolution permanently appointing
7 Michael L. Clough to the position of Police Officer in
8 the Police Department.

9 MR. GREEN: 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 MR. TEALE: Ryan Howe. Brian was in Albany County
17 Deputy for the last two years. He has a criminal
18 justice degree from Hudson Valley community college. He
19 is a lifelong resident of Colonie. In attendance with
20 Brian is his father Terrance, his mother Marianne, his
21 sister and brother-in-law Shannon and Kyle Grigory,
22 their daughter Claire, his sister Tracy, his
23 grandfather Raymond Tracy and his great aunt Betty
24 Tracy and his girlfriend Marissa Cannon.

25 MS. DELTORTO: A Resolution permanently appointing

1 Ryan M. Howe to the position of Police Officer in the
2 Police Department.

3 MR. GREEN: So moved.

4 MR. ROWLEY: 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 MR. TEALE: The next for promotions are two
11 investigator and are not civil service positions and do
12 not require, but we would like to recognize all the
13 hard work.

14 First we start with investigator Edward Johnson
15 going to the Traffic Safety Division. Ed Johnson began
16 his career with the Colonie Police Department is a
17 public safety dispatcher where he served for 12 years
18 before becoming a Police Officer in 2003. He graduated
19 from Colonie Central High School and Hudson Valley
20 Community College. In attendance tonight are his wife
21 Michelle, his daughter Allison, his son Robert and his
22 parents met and Sue.

23 Investigator Nicholas Burns. Nicholas Burns is a
24 lifelong resident of the Town. He graduated from Colonie
25 Central High School. He earned his associates degree

1 from Hudson Valley Community College and his bachelors
2 degree from SUNY Plattsburgh. He has been with the
3 Colonie Police Department for 12 a half years. In
4 attendance tonight his wife Tracy who is also a Colonie
5 Police Officer, his sons Patrick and Matthew, his mother
6 Barbara, his father Owen, his stepmother Shelley and his
7 aunt Fran and uncle John.

8 Next is investigator Derek Breslin. Derek Breslin
9 is also a lifelong resident of the Town. He graduated
10 from Shaker High School in 2002, from Siena College in
11 2006. He joined the Colonie Police Department in July
12 2006. He served as a patrol officer and an advisor to
13 the Police Explorer Program and most recently a member
14 of the training division. Here tonight in support of
15 Derek ours parents Tom and Colleen, his brother Tom was
16 a sergeant with the Police Department, his sister Nicole
17 and her fiancé Jordan Rando was an officer with the
18 department, his father is also a member of the
19 department and retired. And also in attendance is
20 girlfriend Ashley.

21 The next promotion is investigator Nicholas Lane
22 removed from the Traffic Safety Division to the
23 Detective Division. Investigator Lane is also a lifelong
24 resident of the Town as well. He graduated from Shaker
25 High in 1998 and earned his masters from Marist College

1 in 2006. He joined the Colonie Police Department in July
2 2007 and promoted to investigator in the Traffic Safety
3 Division in 2012. Present tonight in support of Nick are
4 his wife Amy, his children Griffin, Gracie and Beth, his
5 grandfather Walt, his parents Steve and Nancy.

6 SUPERVISOR MAHAN: Does anyone have any public
7 comment?

8 (There was no response.)

9 Then, we will go right into the agenda.

10 MS. DELTORTO: A Resolution calling a public
11 hearing pursuant to Article 12A of the Town Law of the
12 State of New York in relation to the establishment of
13 165th Extension to the Latham Water District.

14 MR. ROSANO: The public hearing will be held
15 February 9. So moved.

16 MS. MURPHY: 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 pursuant to Section 202b of the Town Law of the
24 State of New York in relation to the proposed
25 Newtonville Standpipe Rehabilitation Project.

1 MR. ROSANO: Public hearing will be held February

2 9. 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 Final Resolution, Order and
10 Determination Approving the Dorwood Drive Pump Station
11 Replacement.

12 MR. ROSANO: So moved.

13 MR. GREEN: 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 rescinding all prior
20 resolutions pertaining to adopting a Fee Schedule for
21 the Parks and Recreation Department and adopting a new
22 Fee Schedule for Parks and Recreation for 2017.

23 MS. MURPHY: So moved.

24 MS. WHALEN: Second.

25 SUPERVISOR MAHAN: There is a small increase in

1 the Farmer's Market. 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 establishing date,
7 time and place for a public hearing on the Town of
8 Colonie's Community Development Block Grant and HOME
9 Programs.

10 MR. CAREY: So moved.

11 MS. WHALEN: Second.

12 SUPERVISOR MAHAN: That will be on March 1st at
13 7:00 p.m. Supervisor votes aye. Clerk, 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 settlement
18 or discontinuance, subject to judicial approval of the
19 same, pursuant to Section 68 of the Town Law, of
20 various tax certiorari proceedings.

21 MR. ROWLEY: This will result in a refund from the
22 town of \$283.89. So moved

23 MR. GREEN: 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 declare an emergency in connection with
6 repair of the sanitary sewer system at 10 Brook Hill
7 Drive by ANJO Construction, Ltd. and authorizing the
8 Comptroller to expend Emergency Repair Reserve funds
9 for the same.

10 MR. ROSANO: The amount will be \$10,546.87. This
11 is from the 2016 emergency repair reserve fund because
12 this occurred in 2016. So moved.

13 MR. GREEN: 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 execute an Engineering Agreement with GHD
21 Consulting Services, Inc. in connection with the
22 development of a Petroleum Bulk Storage Spill
23 Prevention Control and Countermeasure Plan for the
24 Lisha Kill Pump Station Rehabilitation Project.

25 MR. ROSANO: Not to exceed \$4,500.00. 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 awarding the bid to
8 Rifenburg Construction in connection with the Kromma
9 Kill Trunk Sewer Rehabilitation Project and authorizing
10 the Supervisor to enter into an agreement for same.

11 MR. ROSANO: Low bid. So moved.

12 MR. GREEN: 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 reimburse the Christian Biblical Council,
20 Inc. for a misread meter by the owner at 458 Old
21 Niskayuna Road.

22 MR. ROSANO: So moved.

23 MR. GREEN: 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 to
5 Emerick Associates, Inc. in connection with the Raw
6 Water Pump #3 Rebuild and authorizing the Supervisor to
7 enter into an agreement for same.

8 MR. ROSANO: This is a low bid on a base bid. So
9 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 enter into an Agreement with CHA
18 Consulting in connection with the response to comments
19 on the Town's Draft Local Solid Waste Management Plan.

20 MR. ROSANO: not to exceed \$7,500.00. 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 Request for
4 Proposals in connection with a Preservation Architect
5 for the restoration work necessary at the Pruyn House
6 Property.

7 MS. MURPHY: So moved.

8 MS. WHALEN: 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 rescinding all prior
15 resolutions pertaining to adopting a Fee Schedule for
16 the Building Department and adopting a new Building
17 Department Fee Schedule for 2017.

18 MS. MURPHY: So moved.

19 MS. WHALEN: 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.

25 MS. DELTORTO: A Resolution authorizing the

1 General Services Director to advertise for bids in
2 connection with two Ballistics Helmets for the Police
3 Department.

4 MS. WHALEN: 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 enter into a one-year extended warranty
13 coverage with ELSAG North America Selex ES in
14 connection with the maintenance of four fixed cameras
15 at Central Avenue and Fuller Road for the Police
16 Department.

17 MR. GREEN: So moved.

18 MS. WHALEN: 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 General Services Director to approve a contract renewal

1 with Graphic Image, Inc. in connection with the
2 printing of Golf Course Cards for the 2017 season.

3 MS. MURPHY: This cost is \$2,230.00. So moved.

4 MS. WHALEN: 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 an Agreement with Sneeringer,
12 Monahan, Provost, Redgrave Title Agency, Incorporated
13 in connection with title search services.

14 MR. ROWLEY: So 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 requiring the Planning
22 Board to review and consider the proposed rezoning of a
23 parcel of land located at 1126 Loudon Road from Single
24 Family Residential and Commercial Office Residential to
25 a Planned Development District.

1 MR. ROSANO: 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 rescinding Resolution
9 No. 53 for 2017 and appointing or reappointing members
10 of the Community Development Citizen Advisory
11 Committee.

12 MS. WHALEN: So moved.

13 MR. ROWLEY: Second.

14 SUPERVISOR MAHAN: Is anyone here tonight that is
15 on that committee?

16 (There was no response.) Supervisor votes
17 aye. Clerk, 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 a Joint Representation
23 Agreement with Bond, Schoeneck & King in connection
24 with the Area 7 Expansion Project at the Landfill.

25 MR. GREEN: So moved. This is at no cost to the

1 Town.

2 MS. MURPHY: Second.

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

5 MS. DELTORTO: Councilman Rosano?

6 MR. ROSANO: Aye.

7 MS. DELTORTO: Green?

8 MR. GREEN: Aye.

9 MS. DELTORTO: Rowley?

10 MR. ROWLEY: Aye.

11 MS. DELTORTO: Murphy?

12 MS. MURPHY: Aye.

13 MS. DELTORTO: Whalen?

14 MS. WHALEN: Aye.

15 MS. DELTORTO: Carey?

16 MR. CAREY: Abstain.

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 enter into an Engineering Agreement with
21 GHD Consulting Engineers, LLC for the DPW/Division of
22 Pure Waters.

23 MR. ROSANO: 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 Thank you all for coming.

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7 (Whereas the above entitle proceeding was

8 concluded at 8:02 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 _____