

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 August 10, 2017 7:30 p.m. at Memorial Town Hall 534 Loudon Road, Newtonville, New York 12128

BOARD MEMBERS:

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

ALSO PRESENT:

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

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

3 MS. DELTORTO: A Resolution officially appointing
4 Christian, Ford to the position of Senior Real Property
5 Appraiser, grade 15 in the Assessor's office.

6 MR. GREEN: So moved.

7 MS. MURPHY: Second.

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

10 (The roll was called.)

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

12 SUPERVISOR MAHAN: The Resolution is adopted.
13 Congratulations, Christian.

14 MS. DELTORTO: A Resolution establishing one
15 position of Principal Clerk in the General Services
16 Department and appointing Jill Daly to same.

17 MS. MURPHY: 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 eyes have it, Madam Supervisor.

23 SUPERVISOR MAHAN: The Resolution is adopted.
24 Congratulations, Jill.

25 MS. DELTORTO: A Resolution appointing Joanne M.

1 McGuirk to the position of Typist part-time in the
2 Police Department.

3 SUPERVISOR MAHAN: So moved.

4 MR. GREEN: Second.

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

7 (The roll was called.)

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

9 SUPERVISOR MAHAN: The Resolution is adopted.

10 Congratulations, Joanne.

11 I would like to call up our EMS Chief, Peter Berry
12 for the next Resolutions.

13 MR. BERRY: Thank you, Madam Supervisor.

14 First of all, I would like to thank you and the
15 entire Town Board for your support of public safety.
16 Without your support, we would not be able to do all the
17 good things that we do here for the community. We really
18 appreciate your support.

19 To get here tonight it actually takes the
20 cooperation of several Town departments. I would just
21 like to thank some of those department heads that are
22 here tonight.

23 Chris Kelsey, Comptroller, without him and the
24 Budget Committee's support we would not be able to do
25 our mission. I really appreciate Chris.

1 Also, Mike Burick - we drive him and his staff
2 crazy every time we go to do a hiring. Every time I come
3 in there he is like oh no, shut the door. Without Mike's
4 incredible help with his staff, we would not be here
5 tonight. It is that teamwork that is fostered here
6 amongst all of the department heads that really helps us
7 complete our mission for the town and all the town
8 residents.

9 Tonight we have some great candidates for you.
10 They are really going to help us maintain our staffing
11 levels and do what we do best.

12 SUPERVISOR MAHAN: I understand that one is not
13 here tonight.

14 MR. BERRY: One is not here. He is a Troy
15 Firefighter, Jake Kardash, and she could not get here
16 tonight.

17 MS. DELTORTO: A Resolution permanently appointing
18 Jake A. Kardash to the position of Paramedic part-time
19 in the Emergency Medical Services Department.

20 MS. MURPHY: So moved.

21 MS. WHALEN: Second.

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

24 (The roll was called.)

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

1 SUPERVISOR MAHAN: The Resolution is adopted.

2 MS. DELTORTO: A Resolution permanently appointing
3 Richard A. Ellison to the position of Paramedic
4 part-time in the Emergency Medical Services Department.

5 MS. WHALEN: So moved.

6 MR. CAREY: Second.

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

9 (The roll was called.)

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

11 SUPERVISOR MAHAN: The Resolution is adopted.

12 Congratulations, Richard.

13 MS. DELTORTO: A Resolution establishing one
14 position of Paramedic part-time in the Emergency
15 Medical Services Department and permanently appointing
16 Ashley E. Brisee to same.

17 MS. MURPHY: So moved.

18 MR. CAREY: Second.

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

21 (The roll was called.)

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

23 SUPERVISOR MAHAN: The Resolution is adopted.

24 Congratulations, Ashley.

25 MS. DELTORTO: A Resolution establishing one

1 position of Emergency Medical Technician part-time in
2 the Emergency Medical Services Department and
3 permanently appointing Michael D. Berry to same.

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 eyes have it, Madam Supervisor.

10 SUPERVISOR MAHAN: The Resolution is adopted.

11 Congratulations, Michael.

12 MS. DELTORTO: A Resolution establishing one
13 position of Emergency Medical Technician PT in the
14 Emergency Medical Services Department and permanently
15 appointing Philip E. DiPompei to same.

16 MS. MURPHY: So moved.

17 MS. WHALEN: Second.

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

20 MS. DELTORTO: Councilman Rosano?

21 MR. ROSANO: Aye.

22 MS. DELTORTO: Green?

23 MR. GREEN: Aye.

24 MS. DELTORTO: Murphy?

25 MS. MURPHY: Before I vote, I just want to thank

1 Chief Berry for all the work that he puts into this
2 department. I know that he does a lot of maneuvering
3 and like he said, works with a lot of other department
4 heads and does an outstanding job with the department
5 and keeps everybody on their toes and is very efficient
6 and the Town is very proud of you.

7 So moved.

8 MR. BERRY: Thank you.

9 MS. WHALEN: I think that by maneuvering, you mean
10 that these are all budget neutral, also. he does a good
11 job of making sure that we stay within our budget
12 constraints. Thank you for that.

13 Aye.

14 MS. DELTORTO: Councilman Carey?

15 MR. CAREY: Aye.

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

17 SUPERVISOR MAHAN: The Resolution is adopted.

18 We have the finest EMS Department in the nation. We
19 get lots and lots of compliments all the time from
20 patients.

21 We will take public comment.

22 (Whereas the Board Meeting was adjourned to take
23 public comment and resumed immediately afterward.)

24 MS. DELTORTO: A Resolution calling a public
25 hearing in relation to the Albany Med Emurgent Care

1 Facility SIA#2017-004.

2 MR. ROSANO: The public hearing will be held
3 September 7th at 7 p.m. So moved.

4 MR. GREEN: Second.

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

7 (The roll was called.)

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

9 SUPERVISOR MAHAN: The Resolution is adopted.

10 MS. DELTORTO: A Resolution authorizing the
11 Supervisor to execute an Escrow Agreement in relation
12 to the Albany Med Emurgent Care Facility -
13 SIA#2017-004.

14 MR. ROSANO: 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 eyes 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. GREEN: So moved.

1 MS. WHALEN: Second.

2 SUPERVISOR MAHAN: The total amount is \$25,089.30.

3 Supervisor votes aye. Clerk, call the roll.

4 (The roll was called.)

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

6 SUPERVISOR MAHAN: The Resolution is adopted.

7 MS. DELTORTO: Resolution requiring the Planning
8 Board to review and consider an open development area
9 at 34 Denison Road.

10 MR. ROSANO: I move that we table this until
11 August 24th.

12 MR. GREEN: Second.

13 SUPERVISOR MAHAN: Also, for the record, we will
14 be obtaining some records from 2009 for review.

15 Supervisor votes aye. Clerk, call the roll.

16 (The roll was called.)

17 MS. DELTORTO: Councilman Rosano?

18 MR. ROSANO: Aye.

19 MS. DELTORTO: Green?

20 MR. GREEN: Aye.

21 MS. DELTORTO: Murphy?

22 MS. MURPHY: Aye.

23 MS. DELTORTO: Whalen?

24 MS. WHALEN: We will also be looking at the
25 allegations of tree removal also.

1 Aye.

2 MS. DELTORTO: Councilman Carey.

3 MR. CAREY: Aye.

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

5 SUPERVISOR MAHAN: The Resolution is adopted.

6 MS. DELTORTO: A Resolution authorizing settlement
7 or discontinuance, subject to judicial approval of the
8 same, pursuant to §68 of the Town Law, of various tax
9 certiorari proceedings.

10 MR. GREEN: This will result in a tentative town
11 refund \$2066.86. 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 eyes have it, Madam Supervisor.

17 SUPERVISOR MAHAN: The Resolution is adopted.

18 MS. DELTORTO: A Resolution authorizing the
19 Supervisor to enter into a Memorandum of Understanding
20 with North Colonie Central School District.

21 MR. GREEN: This is going to assist in offsetting
22 costs which the municipality shares with the school. So
23 moved.

24 MR. CAREY: Second.

25 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,

1 call the roll.

2 (The roll was called.)

3 MS. DELTORTO: The eyes have it, Madam Supervisor.

4 SUPERVISOR MAHAN: The Resolution is adopted.

5 MS. DELTORTO: A Resolution authorizing the
6 Supervisor to execute a Memorandum of Agreement with
7 the Colonie Police Benevolent Association.

8 MR. GREEN: This is with regard to the collective
9 bargaining agreement we just came to an agreement on
10 for the years 2017 through 2020. So moved.

11 MR. CAREY: Second.

12 SUPERVISOR MAHAN: Supervisor votes aye. Clerk,
13 call the roll.

14 (The roll was called.)

15 MS. DELTORTO: The eyes have it, Madam Supervisor.

16 SUPERVISOR MAHAN: The Resolution is adopted.

17 MS. DELTORTO: Resolution 341 the Resolution
18 authorizing the Supervisor to enter into an amended
19 agreement with the County of Albany for the III-E
20 Caregivers Programming for assistance and counseling to
21 elderly persons.

22 MS. MURPHY: This grant has been raised from
23 \$5000-\$13,000 and is for the III-E Caregivers
24 Programming. So moved.

25 MS. WHALEN: Second.

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

3 (The roll was called.)

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

5 SUPERVISOR MAHAN: The Resolution is adopted.

6 MS. DELTORTO: A Resolution authorizing the
7 Supervisor to execute a Partnership Agreement with the
8 Senior Services of Albany.

9 MS. MURPHY: So moved.

10 MS. WHALEN: Second.

11 SUPERVISOR MAHAN: This has to do is support for
12 health insurance information and counseling assistance
13 program.

14 Supervisor votes aye. Clerk, call the roll.

15 (The roll was called.)

16 MS. DELTORTO: The eyes have it, Madam Supervisor.

17 SUPERVISOR MAHAN: The Resolution is adopted.

18 MS. DELTORTO: A Resolution authorizing the
19 General Services Director to advertise for Request for
20 Proposals for Construction Inspection Services.

21 MS. WHALEN: 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 eyes have it, Madam Supervisor.

2 SUPERVISOR MAHAN: The Resolution is adopted.

3 MS. DELTORTO: A Resolution authorizing the
4 Supervisor to reimburse for overestimated water usage
5 at 194 Exchange Street.

6 MR. ROSANO: 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 eyes have it, Madam Supervisor.

12 SUPERVISOR MAHAN: The Resolution is adopted.

13 MS. DELTORTO: A Resolution awarding the bid to
14 Griffin Motor Sports, Incorporated for new 2017 Tandem
15 Axle Utility Trailer for the DPW/Division of Latham
16 Water.

17 MR. ROSANO: Low bid. 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 eyes have it, Madam Supervisor.

23 SUPERVISOR MAHAN: The Resolution is adopted.

24 MS. DELTORTO: A Resolution authorizing the
25 Supervisor to execute a Contractor Service Agreement

1 with MPR Excavation, LLC and to increase the
2 expenditure limit for same for use by the DPW/Division
3 of Latham Water and other various Town Departments
4 and/or Divisions.

5 MR. ROSANO: So moved.

6 MR. GREEN: Second.

7 SUPERVISOR MAHAN: This is an increase of \$5,000
8 which will bring the limit to \$20,000.

9 Supervisor votes aye. Clerk, call the roll.

10 (The roll was called.)

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

12 SUPERVISOR MAHAN: The Resolution is adopted.

13 MS. DELTORTO: Resolution authorizing the
14 Supervisor to execute an amendment to the existing
15 agreement with Advanced Sewer & Drain to increase the
16 expenditure limit by \$5,000.00 for the DPW/Division of
17 Pure Waters.

18 MR. ROSANO: So moved.

19 MR. GREEN: Second.

20 SUPERVISOR MAHAN: This will be a total of
21 \$15,000.

22 Supervisor votes aye. Clerk, call the roll.

23 (The roll was called.)

24 MS. DELTORTO: The eyes have it, Madam Supervisor.

25 SUPERVISOR MAHAN: The Resolution is adopted.

1 MS. DELTORTO: A Resolution authorizing the
2 Supervisor to declare an emergency in connection with
3 the repair of the sanitary sewer system at 601 8th
4 Avenue by Jake Burnett Excavating Company, Incorporated
5 and authorizing the Comptroller to expend Emergency
6 Repair Reserve funds for the same.

7 MR. ROSANO: The amount will be \$3,500. So moved.

8 MR. GREEN: Second.

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

11 (The roll was called.)

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

13 SUPERVISOR MAHAN: The Resolution is adopted.

14 MS. DELTORTO: A Resolution authorizing the
15 Colonie Police Department to enter into a Memorandum of
16 Understanding with the Albany County District
17 Attorney's Office.

18 MR. GREEN: This will allow the Colonie Police
19 Department to take title to a vehicle which was seized
20 during an arrest. So moved.

21 MS. WHALEN: Second.

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

24 (The roll was called.)

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

1 SUPERVISOR MAHAN: The Resolution is adopted.

2 MS. DELTORTO: A Resolution authorizing acceptance
3 of a proposal from Arthur J Gallagher Risk Management
4 Services to provide Inland Marine/Equipment insurance
5 coverage through Travelers Property Casualty Company of
6 America for the Town of Colonie.

7 MR. GREEN: So moved.

8 MS. WHALEN: Second.

9 SUPERVISOR MAHAN: The new policy will be \$39,796.
10 Supervisor votes aye. Clerk, call the roll.

11 (The roll was called.)

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

13 SUPERVISOR MAHAN: The Resolution is adopted.
14 Thank you, very much for coming tonight.

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17 (Whereas the above entitled proceeding was
18 concluded at 8:06 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 _____