

TOWN BOARD

COUNTY OF ALBANY

TOWN OF COLONIE

PUBLIC COMMENT

THE STENOGRAPHIC MINUTES of the above entitled matter by NANCY L. STRANG, a Shorthand Reporter, on February 28, 2019 7:48 p.m. at Memorial Town Hall 534 Loudon Road, Newtonville, New York 12128

BOARD MEMBERS:

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

ALSO PRESENT:

- Michael C. Magguilli, Esq. Town Attorney
- Julie Gansle, Town Clerk
- Frank Kirby
- Jean Cowlan
- James McGinn
- Steve Chobin
- Cheryl Arcola
- Jonathan Teale, Chief of Police

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

3 MR. KIRBY: Basically, Council, I am back here for
4 the same reason. I was here last week. Are we on the
5 docket? Are we getting taken care of in 2024 2021 or
6 not?

7 MR. MAGGUILLI: Sir, can we have your name and
8 address for the record please?

9 MR. KIRBY: I'm sorry. My name is Frank Kirby.

10 SUPERVISOR MAHAN: Frank, we have been looking
11 into everything around there so we have more
12 information for you. Go ahead.

13 MR. KIRBY: If you have information, Madam
14 Supervisor, I would love to hear it if you wish to give
15 it.

16 MS. WHALEN: Can you refresh my recollection? What
17 neighborhood are you from again?

18 MR. KIRBY: The Burns/Whitney development in
19 Latham. It's right off of Forts Ferry Road. Actually,
20 right across from Forts Ferry School. Eileen and
21 Eleanor -

22 MS. WHALEN: The gentleman with the mom - he was
23 there with his mom. Was that you?

24 MR. KIRBY: Oh, I am the gentleman with the mom,
25 yes.

1 MS. WHALEN: Okay, now I know. You are wondering
2 where you are on the list?

3 MR. KIRBY: Jean, you have something that you
4 wanted to say?

5 MR. MAGGUILLI: Ma'am, if you would, we need for
6 you to use the microphone and please identify yourself
7 for our record.

8 MS. COWLAN: Jean Cowlan. I live on the lower end
9 of Perry Avenue which goes into Audrey Road. That
10 intersection is terrible. The road is so bad.

11 I often go to the medical building to mail letters
12 in the road is so poor - in such poor condition that I
13 take my late husband's cane in order to keep from
14 falling on the loose rocks in the road. It badly needs
15 to be replaced.

16 SUPERVISOR MAHAN: Thank you.

17 MR. KIRBY: Folks, those from the development, is
18 there anyone who wish to say anything before I do?

19 MR. MCGINN: My name is James McGinn and I live at
20 791 Troy Schenectady Road which is the service road. We
21 have been there for a year. My stepdaughter has been
22 there for eight years and the manhole - which I wasn't
23 able to print out, but I have them on my phone - the
24 manhole that's right out in front of our house probably
25 has eight different small repairs on it that are all

1 deteriorating and it's probably sunk down - I want to
2 say probably 4 to 5 inches which doesn't sound like a
3 lot, but if you're driving along and use way down and
4 at the end of the road by Whitney, we have a heap that
5 is probably a good 5 to 6 inches where it looks like it
6 has frost underneath it and it's probably been there -
7 I have to say a year and it's just never been
8 addressed. It is the same if you drive around and try
9 to go around the back to get out onto Forts Ferry as
10 opposed to getting out onto Route 7. The roads are just
11 - they need attention. I have a 2500 pickup truck and
12 it rocks your teeth when you drive over it. This is a
13 truck that goes off-road.

14 It's very bad and it just seems that it's never
15 been addressed. Like I said, it has been a year. I have
16 made phone calls - not documented - to DPW to ask about
17 it and they come out and put a patch. As I said, there's
18 probably eight patches in an area of 12 x 12 which is a
19 different patches where they could have just come in,
20 dug it all out, leveled it and done it the proper way. I
21 just think that the whole neighborhood needs attention.
22 Thank you, very much.

23 SUPERVISOR MAHAN: Thank you, sir.

24 MR. CHOBIN: My name is Steve Chobin and I
25 currently live at 13 David Road. I grew up in

1 Burns/Whitney. So, I have been in Burns/Whitney since
2 1952.

3 The roads are in the worst shape that they have
4 ever been in someone said that they said they resurfaced
5 in 1999. That's not true. They put in new storm drains
6 at that time but the roads were not resurfaced. The man
7 across the street at that time - the last time they were
8 resurfaced had a gravel driveway and when the Town did
9 the road, they wrote 1987 - they took stones and put
10 1987 next to the storm drain and until the storm drain
11 was recently repaired, that 1987 - I saw it every day.
12 So, I know that the road itself was not resurfaced in
13 1999. So, patching has not worked. You can only patch so
14 many times. That's all it got to say about it. I really
15 think that it should be resurfaced as soon as possible.
16 I know other areas have been resurfaced two or three
17 times. I was a mailman in Latham, so I know for a fact
18 that other areas were resurfaced - two and three times
19 since we have been resurfaced. So, thank you.

20 SUPERVISOR MAHAN: You're welcome.

21 MS. ARCOLA: My name is Cheryl Arcola I live at 22
22 Herald which is right where Whitney comes in to Herald.
23 So, I am really familiar with that area.

24 I've lived in the neighborhood for 44 years and I
25 agree with Steve. We have not been resurfaced since

1 1987. I don't know where 1999 came from. I have given up
2 my bicycle because it's too dangerous to ride a bicycle
3 on the street because they are so bad.

4 A couple years ago I slipped and fell going on my
5 driveway in the winter time. It was ice and snow on top
6 and I cracked my head because of a big culvert that was
7 right near the end of my driveway. I did call and again
8 the Town came and they filled it in, but they just keep
9 breaking out. There's stuff all over the place that just
10 keeps breaking up. They don't hold. The patching just
11 does not work. They need to be resurfaced.

12 There are no kids riding their bikes. I don't blame
13 him. I would ride my bike if I was a little kid on any
14 of those roads either because are dangerous. It's not
15 just the cars, it's walking. There's a hole down on
16 Charles Place that you could put goldfish in. I'm not
17 kidding. It's empty and huge and as big as this table.
18 Everywhere you go in our neighborhood needs to be
19 resurfaced. Thank you.

20 SUPERVISOR MAHAN: Thank you.

21 MR. KIRBY: I would just like to say one thing on
22 that. Cheryl says she doesn't know where '99 came from.
23 It came from the Highway Department when I called them
24 before the meeting last time. I just want to clarify
25 that. The Highway Department from the Town told me that

1 it was 1999. So, what is true and what is not, I don't
2 know. That's where '99 came from.

3 MR. MCGINN: Like I said, they redid the storm
4 drains.

5 MR. MAGGUILLI: Please address your comments, sir,
6 to the Town Board.

7 SUPERVISOR MAHAN: As far as records back to 1999
8 or whatever, I can't speak to that and none of us can
9 because we weren't here. We didn't get here until 2008.
10 Our Commissioner of Public Works is taking down all the
11 notes as far as what we're talking about. Again, we can
12 only go by what we can find here. A lot of the records
13 were not accurate we got here.

14 So, where the number - 99 came from - I do know
15 that because when I came in '08, the majority of the
16 roads hadn't been done in years. I also know because the
17 New York State Comptroller's office did an investigation
18 of the house finances back in '06 and '07 before I got
19 here and they did find that - - I don't know if you are
20 all aware of this, but in 2005 you were charged a
21 highway tax and that highway tax was pretty close and
22 equivalent to your property taxes. Unfortunately, when I
23 came on working with the State Comptroller's office we
24 addressed the situation that we inherited. We had to pay
25 back to the Highway Department 21 or 22 million dollars

1 that was used improperly by the previous administration.
2 So, that had to be paid back over a three-year period.

3 The reason for that is because the money - there is
4 a sales tax component in it and also the highway tax
5 itself hadn't been used properly according to the laws
6 and it was not. So, where that money went - I think a
7 lot of it was brought into maybe the General Fund to try
8 to keep things going. I know that was part of the
9 problem when the highway tax did not do what it was
10 supposed to do. Again, that's prior to this
11 administration and everybody here. That was one of the
12 problems.

13 Another one of the problems was that there was
14 \$500,000 taken out of the landfill fund illegally. You
15 can't borrow money from the landfill and then take it to
16 finish the road. That was done in the case of Wade Road
17 Extension. We talked about that the last time. It was a
18 very poor job that was done. So, that was \$500,000
19 thrown out the window. We also had to pay that \$500,000
20 back. We weren't the ones that took the money.

21 I was told that money would be put in the budget
22 for highway for paving and then the money was taken out
23 - a good portion of it to put into the General Fund
24 because the budgets weren't accurate and they didn't
25 have enough money to take care of that. So, that's an

1 awful lot of money that didn't go to the roads. What I
2 can tell you is I agree with you 100%. I know the
3 Burns/Whitney area very well. I live off of Forts Ferry
4 Road. I travel through there all the time. I travel all
5 around the Town.

6 The roads and potholes in things like this - just
7 about every road in the Town needs to be done. We've
8 been doing this now since 2010 with a paving plan that
9 annually in our budget - we have a little over \$2
10 million towards paving. It seems like a good amount of
11 money. When we say a little over \$2 million, to work
12 within the budget that we have that your taxes pay for
13 to keep everything balanced and keep within the budget,
14 that's what we can afford. Anything beyond that would
15 cost everybody else a lot more money. So, we are trying
16 to stay within that.

17 Some of the roads, themselves - we can pay for
18 \$40,000, \$50,000, \$60,000 and some of them cost over
19 \$200,000 to fix. We prioritize the list every year. We
20 only can do so much with that money and in that paving
21 season. You only have a certain window of time to do it.
22 When you look at 57 square miles across the whole Town
23 and just about every single road needing to be done, it
24 is a tough situation.

25 We had this conversation a couple weeks ago and

1 some of you spoke. One of the questions we talked about
2 was - I think there were some sewer problems that our
3 Pure Waters had identified. So, what we asked them to do
4 because were talking about old infrastructure as well -
5 is please check the area regarding the needs from the
6 Pure Waters Sewer Department and then also we have
7 Latham Water check, as well. Part of the problem is you
8 can't invest all that money in the road and then a year
9 later rip it all up and have them fix the water lines in
10 the sewer lines and things like that.

11 Correct me me if I'm wrong, Jack, but I think the
12 plan is they know a really good portion of the whole
13 area - it needs to be done for Pure Waters and Latham
14 Water. So, they put together a plan in place but there
15 is also a plan to carry through while this work is being
16 done which is going to be in phases and take time. It is
17 the age of the neighborhood and the lack of the revenue
18 and attention that was not put forth for many years that
19 just allowed it to deteriorate. So, we are in that
20 fixing mode to keep everybody within that budget so our
21 taxes are fair and all of that. It's a long-term phase
22 for the entire Town.

23 Jack, you can specifically speak for Pure Waters in
24 Latham Water.

25 MR. CUNNINGHAM: I can update you with where we

1 are since the last meeting.

2 I met with the Pure Waters Department which is the
3 sewer department - it is misnamed Pure Waters and not
4 sewage. They have already gone through and they have
5 cameraed all the sewer lines to the neighborhood. My
6 hope was that some of the sewer lines were in good
7 enough shape that we could pave some of the roads and
8 not worry about it, but every single sewer line in your
9 neighborhood needs some sort of repair. So, that project
10 was scheduled for four years from now and we have moved
11 that project up and we are starting that this year. That
12 means that if we start the project this year, work
13 probably won't start on the sewer line until next year.

14 In the meantime, I have also talked to the Water
15 Department regarding water main problems and we had a
16 lot of water main breaks in there. So, that project, I
17 have asked him to look at and moving it up and seeing
18 how much the costs are on that so we can start to plan
19 for that project next year. Then, with a paving people -
20 I have talked to them about the area. The issue is that
21 the roads in the neighborhood, as you said,
22 deteriorated. They need to basically be rebuilt from the
23 bottom. It's a very expensive process. We don't want to
24 go ahead and do that expensive process and then go back
25 in and rip up the sewer lines and the water lines. That

1 pushes all the paving out. We understand that there is a
2 big issue. So, my paving guys are looking at ways that
3 we can go in and do some repairs or maybe some overlays
4 then aren't overly expensive and at least improve some
5 of the area - the worst areas so that it's not
6 horrendous forever until we get these other projects
7 started. It is going to take a little time. I would ask
8 for everyone's patience. The Highway Department - if you
9 call and tell us what's wrong, we may not be able to
10 repair it right now.

11 One of the gentlemen stopped me in the hallway
12 because the storm drain is starting to cave-in. They
13 marked it and they know it's there. We can't repair it
14 right now because this is not the time of year to get in
15 and repair anything, but it is on our list and we will
16 get to it this spring.

17 You'll see us in and out of the neighborhood for
18 the next couple years. You going to get sick of seeing
19 us, but we will be over there and will keep trying to
20 get things moving along and we will keep the Board
21 updated as we get these projects outlined an estimated.
22 The funding comes to you guys.

23 MS. WHALEN: I have a question. So, we can't
24 really do anything on the roads until we get the sewer
25 in the water lines fixed?

1 MR. CUNNINGHAM: I just wouldn't recommend it
2 because it is an expensive process. If we rebuilt those
3 roads, which is very expensive process and we do it now
4 - first of all when you do a project like that, you
5 could disrupt the sewer lines in the water lines and
6 create problems because the pipes aren't really strong.
7 If we going to do that process now, were going to end
8 up ripping the streets up. So, basically were throwing
9 good money out for bad. So, we are trying to balance
10 the so that we don't spend a lot of money now on the
11 streets because they going to get ripped up.

12 MS. WHALEN: What about some of the streets? Do
13 some of the streets not have these issues?

14 MR. CUNNINGHAM: No, that's what I was hoping for
15 when I met with Pure Waters. If we could find some
16 streets that had no issues we could begin paving those,
17 but they actually televised all the sewer lines in
18 there and all of them have some degree of repair that
19 is necessary. Some of it is just lining which means
20 what they do is they basically go and through manholes
21 and blow a liner through the pipe that holds it. The
22 problem is if we do that and it breaks - sometimes that
23 can break a pipe - then, we're going to have to dig.
24 So, even on those streets we are reluctant to actually
25 get in and do any full blast repair until we get all

1 that lining done.

2 MS. WHALEN: I thought something was replaced in
3 1999. Someone was just saying -

4 MR. CUNNINGHAM: Our records indicate there was
5 overlay on the road in 1999. There have been no
6 underground repairs done.

7 MS. WHALEN: I think the gentleman back there said
8 something happened in 1999, but it wasn't overlay.

9 MR. CUNNINGHAM: In 1987 they repaired storm
10 drains.

11 MR. MCGINN: No, in 1999 they repaired the storm
12 drains. The last time I was resurfaced was in 1987. In
13 1999 they came through in many of the storm drains were
14 caving in. They repaired those and they put in more
15 they put in more towards the top of the hill because
16 all the water was coming down and there were no storm
17 drains to catch the water. So, we would get topsoil and
18 that would all wash out in the storm or whatever. So,
19 they made more storm drains on Audrey, Luella and
20 Whitney to catch the water that was coming down and
21 flooding on David and Charles.

22 SUPERVISOR MAHAN: You were saying that while the
23 sewer and water line work is being done that we can do
24 something to at least stabilize and make it a little
25 bit safer.

1 MR. CUNNINGHAM: Yes to stabilize what we've got
2 and try to improve some of the really bad areas at low
3 cost. Low cost means not to long term and not real
4 durable but it will be better than what you've got
5 right now.

6 MS. WHALEN: I remember four years ago I was
7 riding my bike through those streets because I like to
8 do that at certain times. The roads were bad back then
9 and the residents were telling me be careful on your
10 bike because the roads were bad. Is that because people
11 cut through from Route 7 to Forts Ferry? There are a
12 lot of cut-throughs?

13 MR. KIRBY: They are not yet, but they will be as
14 soon as you build this new building right here. I don't
15 know the specifics of it, but I know a new building is
16 going up very close to Burns, or so I was told. I don't
17 know. I was told from one of the neighbors and it's
18 definitely going to be a cut through because Route 7 is
19 a mess at 4:00 and 5:00 at night.

20 I do have a few questions myself that I would like
21 to ask.

22 I heard Madam Supervisor talking about the budget
23 and whatnot. That is what I would like to talk about is
24 about the funding. You said it was \$2.5 million - is the
25 budget. Does that include infrastructure work?

1 Underground work?

2 SUPERVISOR MAHAN: No.

3 MR. KIRBY: It does not. Where is the \$2.5 in the
4 budget? Where does one actually see it?

5 MR. CUNNINGHAM: Paving and storm water in the
6 Highway Department.

7 MR. KIRBY: It literally sits there and says \$2.5
8 million.

9 MR. CUNNINGHAM: The paving money is borrowed
10 money, so I don't know whether it shows up in that
11 budget or it shows up under borrowing. I'm not sure
12 exactly where it shows up.

13 MR. KIRBY: I've two questions. One question I
14 have - I'm curious. Where is the newfound money for the
15 savings that the Town is now going to reap from the
16 hydroelectric plant? Where is that going? It is
17 starting in 2019 - the savings. Where's the money
18 going?

19 SUPERVISOR MAHAN: The hydroelectric plant is a
20 project that we have engaged in. We are almost there
21 and it hasn't started yet. So, you can't just put out
22 arbitrary numbers and you can't put out fake numbers.
23 We will not do that. Were not going to play any kind of
24 shell game and put this Town in the situation that it
25 was in when I came here. It is not going to happen. You

1 were lied to before and were not going to lie to you.

2 It doesn't work that way.

3 You're asking about a brand-new energy-saving
4 project that we are working on now and we need to
5 establish a baseline asked to what those savings will
6 be. Once it gets started and we have a period of time
7 that we can establish that baseline - then we will feel
8 comfortable and we're hoping that this will start within
9 the next few months. Then we will feel more comfortable
10 when we go to the new budget cycle. Then, we can
11 establish what we can add to the budget. What is that
12 money go? Was that your question?

13 MR. KIRBY: That was my question. Where will it
14 go?

15 SUPERVISOR MAHAN: One of the places that it goes
16 to is - our health insurance in the last two years went
17 up \$900,000. So, let's say it's a \$300,000 savings. So,
18 we are going to have to come up with whatever the
19 health insurance increases, just like we did this year
20 and last year. So, with each 1% increase, you're
21 looking at about \$245,000. So, that means let's say the
22 tax cap allows us to get a 2% increase. This year what
23 they allowed us eight cents per \$1,000 assessed value;
24 eight cents and not \$8.00. So, when you add that up,
25 it's not much money. So, for 1% let's say we get 2% and

1 we've got about \$500,000. That insurance goes up
2 \$900,000, we still have to come up with additional
3 monies including maybe if we have a \$300,000 savings on
4 the energy. That's only one thing.

5 All the chemicals go up, all the products go up,
6 the salt goes up. We have our employees that have their
7 salaries. We did just settled the seven contracts. That
8 happens about every four years. We have to make up that
9 difference as well. Anything that goes up, we've got to
10 be able to cover that. If we can cover that within what
11 we gain and what the taxes would go up, then the only
12 other place to go is you have to lose services or
13 personnel. We don't want to do that. The other part of
14 that is the tax cap has a formula that the state puts
15 together; not us. So, once we meet that formula from the
16 calculations and they allow us the 2% - close to
17 \$500,000, there is, because of the economy in the Town
18 and the assessed value grows, you as residents benefit
19 from that.

20 What happens is we can't get it into our pool of
21 money as revenue. It goes to all the residents to keep
22 the taxes as low as possible. So, you get more pennies
23 off that as time goes on. That's how it works.

24 One year we actually had to lower the taxes 1/2%
25 because that's how the formula worked out. You have your

1 assessed value of your properties in the Town and as
2 that increases, that has an effect on the formula. There
3 is not a lot of money that comes in through the taxes
4 into the Town budget because of the fact that formula
5 allows only a certain amount. Our tax rate is up to
6 \$3.90 per thousand. So, if you calculate that \$3.90 per
7 thousand, any increase is on that. It is so low. Just to
8 give a good comparison, our school taxes are different.
9 You pay your school taxes to your school district. So,
10 the school taxes are up to \$26 or \$27 per thousand. So
11 \$26 and \$27 per thousand is coming in there. \$3.90 is
12 coming to the Town for taxes. So, if we were way up
13 there, yeah, we would bring in seven or eight times more
14 money every time. We are not in the business of making
15 money. Our budget is as lean as it could possibly get in
16 we cover everything at a very low rate. I know you have
17 a perception that there is all this money -

18 MR. KIRBY: I don't have any perception by any
19 means.

20 SUPERVISOR MAHAN: - or anything that comes in is
21 going to take care of everything.

22 MR. KIRBY: To be put towards it, is what I'm
23 asking, Madam Supervisor. Can it be put toward it? *Can
24 I ask you a question, please?

25 SUPERVISOR MAHAN: Yes.

1 MR. KIRBY: Why is the overtime budget for the
2 police so high? Why is that number so high? Did I read
3 my numbers wrong? Was the budget \$1,466,000 for
4 overtime for the police in 2017?

5 SUPERVISOR MAHAN: There is a lot of overtime -

6 MR. KIRBY: To take over by \$492,000 and 2017?

7 SUPERVISOR MAHAN: We had a lot of retirements -

8 MR. KIRBY: And now it's at \$1.7 million the
9 share. If we base it on 17, you're going to go over \$2
10 million in their overtime. Why is there \$2 million of
11 overtime in one department?

12 SUPERVISOR MAHAN: This is a very large Town to
13 cover. Again, it is 57 square miles; 83,000 people. If
14 another couple hundred thousand at least passing
15 through the Town every day that we have to also take
16 care of something happens. The consensus throughout the
17 entire Town -- surveys indicate that one of the top
18 priorities that people want - and I agree with it - is
19 a safe Town. So, it costs money to have a safe Town.

20 MR. TEALE: I'd be happy to answer some of those
21 questions, if you like.

22 MR. KIRBY: I would. I agree, we do want a safe
23 Town, but went you're getting clamoring from all four
24 corners of the Town that the roads need to be paved in
25 your putting \$1.7 million in overtime to the Police

1 Department, I have a hard time taking it.

2 SUPERVISOR MAHAN: I'm going to let the Chief
3 talk, but between our Police Department and our EMS
4 Department and our 12 volunteer Fire Departments - if
5 you talk to any of the people that have been in trouble
6 or they were ill and they were losing a loved one or
7 something happen that there was some type of crime or
8 whatever, or their house is burning down, they want to
9 make sure that the Town is covered for public safety.

10 MR. KIRBY: So, why don't we hire 10 more police
11 officers at \$70,000 and just pay \$700,000 more a year?
12 It doesn't make - - \$200 million more?

13 SUPERVISOR MAHAN: You've got another 55% of
14 benefits, so it's not \$70,000. That's why am saying you
15 can't put out arbitrary numbers.

16 MR. MAGGUILLI: It would be much more expensive.

17 SUPERVISOR MAHAN: I'm not trying to give you a
18 hard time. I'm just trying to make you aware of the
19 bigger picture.

20 I'm going to let the Chief speak.

21 MR. TEALE: As far as the overtime, there are two
22 major increases in the overtime. One was supplemental
23 services. That's where schools and companies hire
24 police officers for traffic control or security. We get
25 reimbursed on them all. So, even though the show says

1 overtime, we got a lot of that back. The second thing
2 was our overtime our overtime was up by communications
3 considerably by about 10,000 hours. That was due to
4 people leaving or retiring. It takes at least six
5 months to train a dispatcher. So, we were absent bodies
6 and we have to fill the seats. When you call in for EMS
7 or fire or police, somebody's gotta be there to answer
8 the phone. That's where the bulk of the overtime and
9 the Police Department was; supplemental services and
10 short shift or duty occasions. Is there also overtime
11 for court time? Absolutely. We have overtime for held
12 over - if we have a major case, it's beyond our
13 control. We are building up the Police Department. It
14 is expensive to have 105 officers? Absolutely.

15 MR. KIRBY: Detectives get their overtime and the
16 sergeants -

17 MR. TEALE: Yes.

18 MR. KIRBY: So, the Police Department is getting
19 over time and the Town is clamoring. Isn't there any
20 way we can cut \$2 million?

21 MR. MAGGUILLI: Can I rein this in a little bit?
22 This is public comment and not public debate. So, if we
23 could just put this back into a public comment mode -
24 let the speakers make their comments and then move on
25 please.

1 MR. GREEN: I like to thank our Town Attorney.
2 We're going to put this back into a public comment
3 mode. We usually exercise a three-minute window of
4 public comment. Once you wrap up what your comments
5 are? Which is going to hear your comments without
6 having interchange at this point. We will hear your
7 comments and let some other people speak. Thank you.

8 MR. KIRBY: Absolutely. Thank you.

9 I don't see really much need for my comments. I
10 just think more importantly it's questions that need to
11 be answered. So, if we are done answering questions, I
12 am done.

13 MR. GREEN: Why don't you put those questions in
14 the form of email in writing to the Town Attorney's
15 office and we will be more than happy to address them.
16 I think they are great questions. Some of them happen
17 to going to such great detail that they can't be
18 answered in this form. It is not practical and we don't
19 want to hold other people up if they want to speak
20 because budget questions are very complicated. It's not
21 as black-and-white as most might want to make it seem.
22 Certainly, Mike can explore this, but let's hear from
23 anyone else during public comment. Thank you for
24 attending tonight.

25 MS. ARCOLA: This is just a real quick question.

1 MR. MAGGUILLI: Again, this is public comment. If
2 you have a comment you would like to make, the Board
3 would be very happy to listen.

4 MS. ARCOLA: You had mentioned that there had been
5 a plan to do all of the roads. I know now that were
6 kind of backtracking because of our sewers in our
7 water, but where were we in the plan, do you know?

8 SUPERVISOR MAHAN: Yes, Jack, I believe that
9 Burns/Whitney -

10 MR. GREEN: It was four years out and now it's
11 only going to be two years out.

12 SUPERVISOR MAHAN: When did you last look?

13 MR. GREEN: No, Jack just said that moments ago.
14 They were four years out and now that they have been
15 bumped up, they are starting the planning this year in
16 the development and the plan will play out over the
17 next two years.

18 SUPERVISOR MAHAN: It has been expedited because
19 of the fact that we were talking and looking into the
20 sewers and water and everything else - it has been
21 expedited a couple years. Thank you.

22 MR. KIRBY: What does to date mean?

23 MR. MAGGUILLI: Again, this is public comment,
24 sir.

25 MR. KIRBY: I'm just curious. What does to date

1 mean? To date we have done this. To date we have done
2 that.

3 MR. GREEN: So far.

4 MR. KIRBY: I do understand that, Council. I'm
5 looking to be specific. When you say to date we have
6 put this much money in - when is that? From what date
7 is that?

8 MR. MAGGILLI: Again, sir, that is a question
9 that you can address in writing as the Town Board has
10 stated and then we would be happy to respond.

11 SUPERVISOR MAHAN: We did answer, Mike. We started
12 the paving planet 2010.

13 MR. KIRBY: So, to date means -

14 SUPERVISOR MAHAN: 2010 to where we are now.

15 MR. GREEN: Annually, Frank.

16 SUPERVISOR MAHAN: The budget that you're looking
17 for is I think in the Capital Plan budget.

18 Anyone else?

19 MR. KIRBY: I do have one last comment. I will
20 make one last comment, if I may. Just frustration,
21 folks. This is a national crisis. Colonie is becoming
22 part of the crisis. We have just fallen into - and how
23 we got here, I don't know. I believe that the
24 Supervisor is telling us how we got here. What are we
25 doing to get out of it anywhere in the country? What

1 are we doing here? That's really my question. What are
2 we doing to get out of this? You've got kids on their
3 bikes that can't read their bikes. You've got old
4 ladies that can't walk the streets and then I hear \$2
5 million here and I don't know - I don't know what I'm
6 talking about. I fully admit that. I am brand-new and I
7 need to learn and I am probably going to learn. How can
8 we sit here and accept the fact that their pink \$2
9 million in overtime and they're not doing anything to
10 the roads? It blows my mind.

11 MR. MAGGUILLI: Thank you, sir.

12 SUPERVISOR MAHAN: It's not the were not doing
13 anything to the roads. Were doing work all over the
14 Town. We've been through this before. I understand your
15 frustration.

16 MR. MAGGUILLI: Thank you.

17 SUPERVISOR MAHAN: Anyone else?

18 (There was no response.)

19 Okay, we will close public comment.

20 (Where's the above entitled proceeding was
21 concluded at 8:15 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 _____