



## Minutes of the Regular Meeting of the Town Board

Thursday, February 2, 2023

7:00 PM

Town Hall

1. **REGULAR TOWN BOARD MEETING – February 2, 2023 - 7:00 PM**
2. **Agenda Review Session – 6:00 PM Supervisor Conference Room**
3. **Call to Order**

| Attendee Name     | Title         | Status  | Arrived |
|-------------------|---------------|---------|---------|
| Peter G. Crummey  | Supervisor    | Present |         |
| Rick J Field      | Councilman    | Present |         |
| Melissa Jeffers   | Councilwoman  | Present |         |
| Danielle Futia    | Councilwoman  | Present |         |
| Jill Penn         | Councilwoman  | Present |         |
| Jeffrey W. Madden | Councilman    | Present |         |
| Alvin Gamble      | Councilman    | Present |         |
| E. Guy Roemer     | Town Attorney | Present |         |
| Julie Gansle      | Town Clerk    | Present |         |

4. **Pledge of Allegiance**
5. **Personnel: Resolution No. 120**

A. Julia G. Cooney

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

B. Angel M. McMurphy

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

C. Ronald A. Brooke

|                  |                                                      |
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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

D. Dino M. Ferrarese

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

E. Charles A. Reckner

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

F. Caitlin R. Nolan

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| <b>RESULT:</b> | <b>WITHDRAWN [UNANIMOUS]</b>                         |
| <b>AYES:</b>   | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Item was pulled prior to Agenda Review Session

## 6. **Public Hearing**

**Public Hearing in connection to a proposed local law in connection with the Code of the Town of Colonie, thereof, amending Chapter 189A of the Town Code regarding small cell wireless facilities law.**

- \* Associate Attorney Vigars provided an overview, along with key factors, of the proposed amendments;
- \* No additional comments received;
- \* Public Hearing was closed

Resolution No. 121 of 2023

Resolution adopting a local law in connection with the Code of the Town of Colonie, thereof, amending Chapter 189A of the Town Code regarding small cell wireless facilities law.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

## 7. **Public Comment**

- \* Resident spoke in connection with request to reconsider/ replace 2 stop signs at Venus Dr. & Milo Ln.
- \* No additional comments

## 8. **Resolutions**

Resolution No. 122 authorizing acceptance of a proposal from Arthur J. Gallagher Risk Management Services, Inc. in connection with Professional Liability, including General Liability coverage for the Town's Emergency Medical Service providers through TDC Specialty Insurance Coverage (A XV).

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 123 referring a request for an extension of a PDD approval of Mohawk Riverfront Estates to the Planning Board for review and recommendation.

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| <b>RESULT:</b>   | <b>WITHDRAWN [UNANIMOUS]</b>                         |
| <b>MOVER:</b>    | Jill Penn, Councilwoman                              |
| <b>SECONDER:</b> | Danielle Futia, Councilwoman                         |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

During Agenda Review session Councilwoman Penn moved, seconded by Councilwoman Futia, to pull the Resolution

Resolution No. 124 authorizing the Supervisor to enter into an Agreement with the Albany County District Attorney's Office in connection with the use of the Emergency Vehicle Operations Course.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 125 authorizing the Supervisor to enter into an Agreement with Metro Cell in connection with radio maintenance at the Police Department.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 126 authorizing the Supervisor to enter into an Agreement with Med-Project in connection with the self-service kiosks in the Police Department lobby for disposal of un-wanted medications.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 127 authorizing the Supervisor to enter into an agreement with Stanley Convergent Security Solutions, Inc. in connection with maintenance of the door entry systems at the Public Safety Building.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 128 authorizing the Supervisor to enter into an Agreement with Guardian Alliance Technologies, Inc. in connection performing employment related background investigations for the Police Department.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 129 authorizing the Supervisor to reimburse for overestimated water usage at 10C Airline Drive.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 130 awarding the bid to K.J. Electric in connection with the High Lift Pump Station #4 Variable Frequency Drive and Matrix Filter Replacement for the DPW/Division of Latham Water.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 131 pursuant to §219-a of the General Municipal Law, approving the list of all volunteer members of the Shaker Road-Loudonville Fire Department submitted and certified under oath by said Fire Department and identifying those volunteer members who have qualified for credit under the Service Award Program for 2022.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 132 pursuant to §219-a of the General Municipal Law, approving the list of all volunteer members of the Fuller Road Fire Department submitted and certified under oath by said Fire Department and identifying those volunteer members who have qualified for credit under the Service Award Program for 2022.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 133 rescinding all prior resolutions pertaining to adopting a Fee Schedule for the Building Department/Fire Services and adopting a new Building Department/Fire Services Fee Schedule for 2023.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 134 authorizing the Supervisor to enter into a Rental Agreement with Promac Group in connection with the rental of an asphalt materials screener plant for the DPW/Division of Highway.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 135 accepting the dedication of Ridgeview Court, extension of Wetherby Court, 21 Wetherby Court and 22 Wetherby Court in the Ridgeview Meadows at North Colonie Subdivision.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 136 declaring items as surplus and authorizing the General Services Director to advertise the surplus auction and dispose of these items through Auctions International and authorizing the General Services Director to dispose of items that do not sell in the most appropriate manner including donations and disposal.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 137 authorizing the General Services Director to reject all bids received for the Mohawk River Park Courts and Parking Lot Replacement and authorizing the General Services Director to re-advertise for same.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 138 approving a negative declaration under SEQRA for the Unlisted Action of removing water chestnuts from the Mohawk River at the Colonie Mohawk River Park.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 139 calling a public hearing in regard to the proposed rezoning of land located at 4232 Albany Street from Industrial (IND) to Single Family Residential (SFR).

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

\* As amended during Agenda Review Session: Councilwoman Penn moved, Councilwoman Futia seconded, motion to amend the date of the public hearing to April 6, 2023 in the last paragraph of the resolution.

Resolution No. 140 authorizing the Supervisor and Town Attorney to effectuate settlement in the matter of Mauricia Walker v. Town of Colonie, et al.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Melissa Jeffers, Councilwoman                        |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 141 appointing Julie L. Gansle as Delegate to the Association of Towns Meeting to be held February 19-22, 2023.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                           |
| <b>MOVER:</b>    | Danielle Futia, Councilwoman                         |
| <b>SECONDER:</b> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |