

RESOLUTION NO. 103-A FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

**Resolution appointing Frank J. Ridner to the position of Laborer,
Grade 7, in the DPW/Division of Latham Water.**

BE IT RESOLVED that Frank J. Ridner be, and hereby is, appointed to the position of Laborer, Grade 7, in the DPW/Division of Latham Water at an hourly rate of \$19.09, effective March 15, 2021, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 103-B FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution appointing Keith E. Fogg to the position of Laborer, Grade 7, in the DPW/Division of Latham Water.

BE IT RESOLVED that Keith E. Fogg be, and hereby is, appointed to the position of Laborer, Grade 7, in the DPW/Division of Latham Water at an hourly rate of \$19.09, effective March 15, 2021, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 103-C FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution provisionally appointing Tracey E. Elliott to the position of Civil Service Aide I in the Civil Service Department.

BE IT RESOLVED that Tracey E. Elliott be, and hereby is, provisionally appointed to the position of Civil Service Aide I in the Civil Service Department at an hourly rate of \$18.28, effective March 15, 2021, pending the establishment of an appropriate eligible list.

RESOLUTION NO. 104 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

**Resolution Pursuant to Article 12A of the New York State Town Law
Approving/Not Approving the Establishment of Extension No. 169 to
the Latham Water District.**

WHEREAS, the Latham Water District has heretofore been created by the Town Board of the Town of Colonie, Albany County, New York; and

WHEREAS, the Latham Water District of the Town of Colonie proposes to extend the limits of the existing water district boundary; and

WHEREAS, a report, map, plan and estimate of cost relating to Extension No. 169 to the Latham Water District has been prepared by C.T. Male Associates, engineers duly licensed by the State of New York, and has been filed with the Town Clerk of the Town of Colonie in accordance with the requirements of the Town Law and is available for public inspection; and

WHEREAS, said extension shall include three (3) separate areas that are located throughout the Town of Colonie and contiguous to the existing Water District including one (1) area that presently serves outside users/individual lots which are adjacent to existing extensions; and

WHEREAS, the boundaries and descriptions of such areas are described in detail in the aforementioned engineer's report on file with the Town Clerk's Office of the Town of Colonie; and

WHEREAS, the proposed extension is to include the aforementioned areas in the Latham Water District so that all property served can be assessed for their proper share of the cost of operating the District; and

WHEREAS, requisite permits and approvals have been obtained from New York State Department of Environmental Conservation and New York State Health Department, as indicated in the aforementioned engineer's report; and

WHEREAS, the maximum amount to be expended for said Extension is Eight Thousand Dollars and 00/100 (\$8,000.00) to be paid for by excess water rents of the District; and

WHEREAS, a Resolution was duly adopted by said Board on the 21st day of January, 2021, pursuant to paragraph (b) of §8 of said Chapter 950 of the Laws of 1972 calling for a public hearing on said map, plan and estimate of cost to be held at the Town Hall, Latham, New York on the 11th day of February, 2021, at 7:00 p.m. Local Time; and

WHEREAS, notice of such public hearing was duly published and posted in the manner and within the time provided by Chapter 950 of the Laws of 1972; and

WHEREAS, due to COVID-19, the presentation of the Public Hearing was made on February 11, 2021 and time for public comment was held open until the next Town Board meeting held on February 25, 2021 and as all persons interested in the subject matter thereof were duly heard;

NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED, by the Town Board of the Town of Colonie, Albany County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby determined that the property and property owners located within Latham Water District are benefited by the proposed improvements.

Section 2. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to construct the aforesaid Expansion at an estimated maximum cost of Eight Thousand Dollars and 00/100 (\$8,000.00), of which all costs will be paid for with excess water rents of the District.

Section 3. This resolution is subject to Permissive Referendum.

RESOLUTION NO. 105 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

**Resolution Pursuant to Article 12A of State of New York Town Law
Approving/Not Approving the Capital Region BOCES Project Located
at 925 Watervliet Shaker Road – S.I.A. 2020-005.**

WHEREAS, CIBC Colonie II, LLC desires to construct the proposed sewer improvement project extending municipal sewer service to 925 Watervliet Shaker Road – S.I.A.# 2020-005, pursuant to the provisions of Article 12A of State of New York Town Law; and

WHEREAS, the Town Board of the Town of Colonie desires to extend municipal sanitary sewer service to 925 Watervliet Shaker Road. The proposed sanitary sewer extension, known as S.I.A.# 2020-005, consists of constructing two (2) buildings totaling 206,000± SF and 509 shared parking spaces, which will include installation of 2,807 lineal feet of 8” PVC and 13 manholes. The PVC and manholes will be placed within a public utility easement on private property; the particulars of which are set forth in the engineer’s report on file in the Town Clerk’s Office; and

WHEREAS, a report, map, plan and estimate of cost has been prepared by Hershberg & Hershberg, engineers duly licensed by the State of New York, the particulars of which are set forth in the engineer’s report on file in the Town Clerk’s Office; and

WHEREAS, the maximum amount proposed to be expended for said Project is One Hundred Seventeen Thousand Fifty-Six Dollars and 00/100 (\$117,056.00) which will be paid entirely by the owner, CIBC Colonie II, LLC and/or the Developer, BBL Construction Services, LLC for said Project; and

WHEREAS, a Resolution was duly adopted by said Board on the 7th day of January, 2021, pursuant to Article 12A of the State of New York Town Law calling for a public hearing on said map, plan and estimate of cost to be held at the Town Hall, Latham, New York on the 11th day of February, 2021, at 7:00 p.m. Local Time; and

WHEREAS, notice of such public hearing was duly published and posted in the manner required by State of New York Town Law; and

WHEREAS, due to COVID-19, the presentation of the Public Hearing was made on February 11, 2021 and time for public comment was held open until the next Town Board meeting held on February 25, 2021 and as all persons interested in the subject matter thereof were duly heard;

NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED, by the Town Board of the Town of Colonie, Albany County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby determined that the property owners within the proposed improvement area are benefited thereby and that said benefited property and property owners are included within the limits of the proposed improvement area.

Section 2. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to construct the aforesaid improvements at the maximum amount to be expended for the aforementioned improvements is One Hundred Seventeen Thousand Fifty-Six Dollars and 00/100 (\$117,056.00), which will be paid entirely by the Developer for said Project.

Section 3. This resolution shall take effect immediately.

RESOLUTION NO. 106 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an agreement with Schuyler Meadows Club, Inc. in connection with the annual D.A.R.E. Golf Tournament.

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute an agreement with Schuyler Meadows Club, Inc. in connection with the annual D.A.R.E. Golf Tournament on May 24, 2021; and

BE IT FURTHER RESOLVED that such agreement is subject to the review and approval of the Town Attorney's office.

RESOLUTION NO. 107 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authoring the Supervisor to enter into a Professional Services Agreement with Sage Engineering Associates, LLP in connection with the heating system replacement at the William K. Sanford Library.

WHEREAS, Sage Engineering Associates, LLP will provide Design Services for the heating system replacement at the William K. Sanford Library at a cost not to exceed \$25,400.00; and

WHEREAS, Sage Engineering Associates, LLP will provide Construction Phase Services for the heating system replacement at the William K. Sanford Library at a cost not to exceed \$5,000.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into a Professional Services Agreement with Sage Engineering Associates, LLP in connection with the heating system replacement at the William K. Sanford Library; and

BE IT FURTHER RESOLVED that such agreement is subject to the review and approval of the Town Attorney's office.

RESOLUTION NO. 108 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

**Resolution authorizing the Supervisor to enter into contracts with
CHA for the structural assessments for the main hall stairway and
carriage house at the Pruyn House.**

WHEREAS, CHA will assess the Pruyn House main hall stairway intermediate landing as to the structural condition at a cost not to exceed \$3,200.00; and

WHEREAS, CHA will assess the Pruyn House carriage house to observe the deficiencies and provide recommendations for remediation at a cost not to exceed \$3,150.00 which will be reimbursed by the Friends of the Pruyn House;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into contracts with CHA for the structural assessments for the main hall stairway and carriage house at the Pruyn House; and

BE IT FURTHER RESOLVED that such contracts are subject to the review and approval of the Town Attorney's office.

RESOLUTION NO. 109 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a contract with Ambient Environmental, Inc. in connection with the Heating System Replacement Hazardous Materials Survey at the William K. Sanford Library.

WHEREAS, Ambient Environmental Inc. will conduct a Heating System Replacement Hazardous Materials Survey on the three to four boilers in the basement of the William K. Sanford Library in connection with the replacement of the boilers at a cost of \$1,250.00 plus, sample analysis fees;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into a contract with Ambient Environmental, Inc. in connection with the Heating System Replacement Hazardous Materials Survey at the William K. Sanford Library; and

BE IT FURTHER RESOLVED that such contract is subject to the review and approval of the Town Attorney's office.

RESOLUTION NO. 110 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to renew the Landfill Gas Agreement with Aria Energy Corporation.

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to renew the Landfill Gas Agreement with Aria Energy Corporation (f/k/a Innovative Energy Systems, Inc.) in connection with the Landfill Gas to Electricity Project for a five (5) year term from March 9, 2021 until March 9, 2026; and

BE IT FURTHER RESOLVED that such Agreement is subject to the review and approval of the Town Attorney's office.

RESOLUTION NO. 111 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor Paula A. Mahan
Councilwomen Linda J. Murphy
Danielle Futia
Jill Penn
Melissa Jeffers
Councilmen Rick Field, Sr.
David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution amending Resolution No. 187 for 2020 for the purchase of two (2) ambulances for the Emergency Medical Services Department and declaring Unit 1516 as surplus and authorizing the City of Troy to purchase said vehicle.

WHEREAS, Resolution No. 187 for 2020 for the purchase of two (2) ambulances for the Emergency Medical Services Department included Option 2 as seen below:

Vendor	Total Cost for 2 Vehicles	Option 1 Upgraded Cot Mount	Option 2 Trade Unit 1516	Option 3 Trade Unit 1517
North Eastern Rescue Vehicles	\$334,878.00	\$22,375.00	(\$9,500.00)	(\$10,500.00)

WHEREAS, the Emergency Medical Services Department would like to remove Option 2 and declare vehicle Unit 1516 as surplus; and

WHEREAS, the City of Troy would like to purchase Unit 1516 at a cost of \$10,000.00 which is greater than the trade in amount in Option 2;

THEREFORE, BE IT RESOLVED that Resolution No. 187 for 2020 for the purchase of two (2) ambulances for the Emergency Medical Services Department be, and hereby is, amended to remove Option 2; and

BE IT RESOLVED that Unit 1516 be, and hereby is, declared as surplus; and

BE IT FURTHER RESOLVED that the City of Troy be, and hereby is, authorized to purchase Unit 1516 at a cost of \$10,000.00.

RESOLUTION NO. 112 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor Paula A. Mahan
Councilwomen Linda J. Murphy
Danielle Futia
Jill Penn
Melissa Jeffers
Councilmen Rick Field, Sr.
David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Pirri Builders, LLC in connection with the Fire Tower Repair Project for 2021 and authorizing the Supervisor to enter into an agreement for same.

WHEREAS, pursuant to advertisement on January 20, 2021, the following proposal was received in connection with the Fire Tower Repair Project for 2021:

	VENDOR	TOTAL BID
1.	Pirri Builders, LLC	\$44,300.00

WHEREAS, after review of the bids and upon the recommendation of the General Services Director and the Manager of the Building & Fire Services Department;

BE IT RESOLVED that the sole bidder, Pirri Builders, LLC, be, and hereby is, awarded the bid in the amount of \$44,300.00; and

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an agreement for same; and

BE IT FURTHER RESOLVED that such agreement is subject to the review and approval of the Town Attorney's Office.

RESOLUTION NO. 113 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of February, 2021 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Danielle Futia
	Jill Penn
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	David Green

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

**Resolution establishing the dates, times and places for public comment
on the Colonie Comprehensive Police Practices Review Committee's
Draft Report.**

WHEREAS, pursuant to Executive Order 203, each local government entity which has a police agency operating with police officers as defined under 1.20 of the criminal procedure law must perform a comprehensive review of current police force deployments, strategies, policies, procedures, and practices, and develop a plan to improve such deployments, strategies, policies, procedures, and practices, for the purposes of addressing the particular needs of the communities served by such police agency and promote community engagement to foster trust, fairness, and legitimacy, and to address any racial bias and disproportionate policing of communities of color; and

WHEREAS, the Town of Colonie has performed the comprehensive review of current police force deployments, strategies, policies, procedures, and practices as required by Executive Order 203; and

WHEREAS, such plan shall be offered for public comment to all citizens in the locality, and after consideration of such comments, shall be presented to the local legislative body in such political subdivision, which shall ratify or adopt such plan by local law or resolution, as appropriate, no later than April 1, 2021;

THEREFORE, BE IT RESOLVED, that the public is encouraged to review the draft report and provide written comments regarding the same in the following manner:

1. For those of you who do not have online access, copies of the draft report are available for review in the vestibule at Town Hall, 534 New Loudon Road, Latham, New York 12110. Copies of the said draft report are available at the above location during regular business hours together with forms for your written comments that may be delivered or mailed to Supervisor Paula A. Mahan, 534 New Loudon Road, Latham, New York 12110.
2. A public comment session is scheduled to be conducted on March 9, 2021 at the Public Meeting Room of The Crossings from 7:00 p.m. to 8:00 p.m. Due to COVID-19 attendance restrictions, the maximum number of members of the public that may gather in the Meeting Room is limited to fifty (50) individuals at any one time. Comments may be presented orally, in writing or both and COVID-19 Safety Precautions regarding face masks and social distancing shall be strictly enforced at all times.
3. A public comment session is scheduled to be conducted from 6:00 p.m.-7:00 p.m. immediately before the Town Board Meeting to be held on March 11, 2021 at Town Hall, 534 New Loudon Road, Latham, New York 12110. All of the COVID-19 Rules and Restrictions for the number of attendees and method of comment shall apply.

Non-residents as well as residents are encouraged to participate in the public comment sessions in order to provide a comprehensive response to the draft report.

Any questions regarding this resolution should be addressed to the Town Attorney, Michael C. Magguilli, Esq. by email addressed to magguillim@colonie.org or by telephone during normal business hours.