



## Minutes of the Regular Meeting of the Town Board

Thursday, March 9, 2023

7:00 PM

Town Hall

1. **REGULAR TOWN BOARD MEETING – March 9, 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 |         |
| Veronika DeGiovine | Sr. Attorney | Present |         |
| Julie Gansle       | Town Clerk   | Present |         |

4. **Pledge of Allegiance**
5. **Personnel: Resolution No. 163**

A. Gail B. Vogel

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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. Joseph F. Murray

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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. John T. Dombroski

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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. Eric S. Patch

|                  |                                                      |
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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. Brandon M. Seney

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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. James Ainscoe III

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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 |

G. Kyleigh A. Belonga

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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 |

H. Victoria R. Bruni

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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 |

I. Kristen L. Craig

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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 |

J. Valarie J. Donahue

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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 |

K. Michelle M. Grant

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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 |

6. **Public Hearings**

**Public Hearing in connection to Article 12A of State of New York Town Law approving/not approving the Proposed Mixed-Use Development at 855-861 First Street – S.I.A. 2019-005.**

- \* Special District Counsel, Crystal Peck, Esq., provided details in connection with the sewer extension;
- \* no additional questions or comments received and the public hearing was closed.

**Resolution No. 164 of 2023**

Resolution Pursuant to Article 12A of State of New York Town Law approving the Proposed Mixed-Use Development at 855-861 First Street – S.I.A. 2019-005.

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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 |

**Public Hearing in connection to Article 12A of the New York State Town Law Approving/not approving the establishment of Extension No. 171 to the Latham Water District.**

- \* Special District Counsel, Crystal Peck, Esq., provided information and details in connection with the extension;
- \* no additional comments or questions received and the public hearing closed.

Resolution No. 165 of 2023

Resolution pursuant to Article 12A of the New York State Town Law Approving the establishment of Extension No. 171 to the Latham Water District.

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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 |

7. **Public Comment**

- \* Resident spoke in connection with bill for excessive water usage and request for assistance
- \* No addition comments received

## 8. Resolutions

Resolution No. 166 authorizing the Supervisor to execute an Agreement with the CSEA Employee Benefit Fund in connection with providing dental and vision care insurance to CSEA Unit D.

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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. 167 authorizing the Supervisor to execute an Agreement with the CSEA Employee Benefit Fund in connection with providing dental and vision care insurance to CSEA Unit B, C and non-bargaining unit employees.

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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. 168 pursuant to §219-a of the General Municipal Law, approving the list of all volunteer members of the Maplewood Volunteer 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. 169 authorizing expenditure of funds from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation.

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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. 170 declaring one (1) ambulance as surplus and authorizing the General Services Director to advertise for bids for the sale of the ambulance for the Emergency Medical Services 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. 171 declaring one (1) ambulance stretcher as surplus and authorizing the General Services Director to advertise for bids for the sale of the ambulance stretcher for the Emergency Medical Services 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. 172 authorizing acceptance of a proposal from Arthur J. Gallagher Risk Management Services, Inc. in connection with the retention of Cyber Liability insurance coverage for the Town through Cowbell.

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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. 173 awarding the bid for Turf Products for the year 2023 for the Parks & Recreation 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. 174 authorizing the Supervisor to enter into an Agreement for 2023 with the Albany Stratton VA Medical Center in connection with the use of the Town of Colonie Police Range and Training Facility located on Onderdonk Road.

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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. 175 authorizing the Supervisor to enter into an Agreement for 2023 with the East Greenbush Police Department in connection with the use of the Town of Colonie Police Range and Training Facility located on Onderdonk Road.

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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. 176 authorizing the Supervisor to enter into an Agreement for 2023 with the East Greenbush Police Department in connection with the use of the Emergency Vehicle Operations Course located on Onderdonk Road.

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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. 177 authorizing the General Services Director to approve contract renewals and authorizing the Supervisor to enter into service agreements with diverse vendors in connection with various goods and services 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. 178 approving an Open Development Area at 4 Wellness Way f/k/a 4 Autopark Drive.

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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. 179 approving an Open Development Area at 2 Taprobane Lane.

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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. 180 approving a negative declaration under SEQRA for the Unlisted Action in connection with the development of trails and small parking area at the proposed Sand Creek Road 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. 181 authorizing the Supervisor to declare an emergency in connection with repair of the sanitary sewer system at 5 Linton Avenue by ANJO Construction, Ltd. and authorizing the Comptroller to expend Emergency Repair Reserve funds for the 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. 182 authorizing the Supervisor to provide a written Fishing Access Verification to the NYS Department of Environmental Conservation for various parcels along the Lisha Kill Creek bordering the Town of Colonie Golf Course and the Lisha Kill Pocket 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. 183 awarding the bid to Twin Bridges Waste & Recycling Service in connection with Leaf and Brush Collection Services for 2023 and authorizing the Supervisor to execute an agreement 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. 184 authorizing the Supervisor to enter into a Service Agreement with United Construction & Forestry/John Deere in connection with the rental of a John Deere 624KBT loader for the Highway garage.

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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. 185 accepting the dedication of Edenfield Street, Trimble Street, Baylor Street, Delia Street and 1 Delia Street in the Cold Spring 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. 186 authorizing the General Services Director to advertise for bids in connection with hydro-raking of approximately 3.5 acres along the shoreline 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. 187 authorizing the General Services Director to advertise for bids in connection with a bathymetric survey of approximately 4 acres along the shoreline and in 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> | Jill Penn, Councilwoman                              |
| <b>AYES:</b>     | Crummey, Field, Jeffers, Futia, Penn, Madden, Gamble |

Resolution No. 188 approving an Open Development Area at 611 Troy Schenectady Road.

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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. 189 approving a grade adjustment for the position of Clerk to Town Justice in the Justice 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. 190 authorizing the Supervisor to amend an agreement with Alliance Risk Group, Inc. in connection with the provision of claims management services through 2025.

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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. 191 authorizing the Supervisor to execute an agreement with Colonie Senior Service Centers, Inc. to provide dining and transportation programs for the Senior Citizens of the Town of Colonie for the year 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 |