

RESOLUTION NO. 207-A FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution appointing Paul F. Dillon to the position of Custodial Worker, Grade 3, in the General Services Department at an hourly rate of \$17.04.

BE IT RESOLVED that Paul F. Dillon be, and hereby is, appointed to the position of Custodial Worker, Grade 3, in the General Services Department at an hourly rate of \$17.04, effective April 10, 2023, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 207-B FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution permanently promoting Robert H. Bleichert to the position of Motor Equipment Operator, Grade 11, in the DPW/Division of Latham Water at an hourly rate of \$29.49.

BE IT RESOLVED that Robert H. Bleichert be, and hereby is, permanently promoted to the position of Motor Equipment Operator, Grade 11, in the DPW/Division of Latham Water at an hourly rate of \$29.49, effective April 10, 2023, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 207-C FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution permanently appointing Asim Malovcic to the position of Water Treatment Plant Operator, Grade 22, in the DPW/Division of Latham Water at an annual salary of \$56,031.

BE IT RESOLVED that Asim Malovcic be, and hereby is, permanently appointed to the position of Water Treatment Plant Operator, Grade 22, in the DPW/Division of Latham Water at an annual salary of \$56,031, effective April 10, 2023.

RESOLUTION NO. 207-D FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution permanently appointing Tyler J. Ferguson to the position of Water Treatment Plant Operator, Grade 22, in the DPW/Division of Latham Water at an annual salary of \$56,031.

BE IT RESOLVED that Tyler J. Ferguson be, and hereby is, permanently appointed to the position of Water Treatment Plant Operator, Grade 22, in the DPW/Division of Latham Water at an annual salary of \$56,031, effective April 10, 2023.

RESOLUTION NO. 207-E FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution provisionally promoting Keven A. Neville to the position of Water Maintenance Foreman, Grade 29, in the DPW/Division of Latham Water at an annual salary of \$73,062.

BE IT RESOLVED that Keven A. Neville be, and hereby is, provisionally promoted to the position of Water Maintenance Foreman, Grade 29, in the DPW/Division of Latham Water at an annual salary of \$73,062, effective April 10, 2023, pending the establishment of an appropriate eligible list.

RESOLUTION NO. 207-F FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution provisionally promoting Thomas J. Edwards to the position of Assistant Water Maintenance Supervisor, Grade 14, in the DPW/Division of Latham Water at an annual salary of \$80,368.

BE IT RESOLVED that Thomas J. Edwards be, and hereby is, provisionally promoted to the position of Assistant Water Maintenance Supervisor, Grade 14, in the DPW/Division of Latham Water at an annual salary of \$80,368, effective April 10, 2023, pending the establishment of an appropriate eligible list and pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 207-G FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution permanently promoting Ashley A. King to the position of Paramedic in the Emergency Medical Services Department at an annual salary of \$58,161.

WHEREAS, the Personnel Officer has certified Ashley A. King as eligible for permanent promotion from Eligible List #PM4-89, established March 7, 2023;

BE IT RESOLVED that Ashley A. King be, and hereby is, permanently promoted to the position of Paramedic in the Emergency Medical Services Department at an annual salary of \$58,161, effective April 10, 2023.

RESOLUTION NO. 207-H FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

**Resolution appointing Rebekah A. Hinckley to the position of
Emergency Medical Technician in the Emergency Medical Services
Department at an annual salary of \$43,382.**

WHEREAS, the Personnel Officer has certified Rebekah A. Hinckley as eligible for appointment from Eligible List #EMT-03, established March 18, 2022;

BE IT RESOLVED that Rebekah A. Hinckley be, and hereby is, appointed to the position of Emergency Medical Technician in the Emergency Medical Services Department at an annual salary of \$43,382, effective April 10, 2023.

RESOLUTION NO. 207-I FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution permanently promoting Michael L. Clough to the position of Police Sergeant in the Police Department at an annual salary of \$103,002.

WHEREAS, the Personnel Officer has certified Michael L. Clough as eligible for permanent promotion from Eligible List #22-966, established September 21, 2022;

BE IT RESOLVED that Michael L. Clough be, and hereby is, permanently promoted to the position of Police Sergeant in the Police Department at an annual salary of \$103,002, effective April 10, 2023.

RESOLUTION NO. 207-J FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution establishing one (1) position of Police Sergeant in the Police Department and permanently promoting William L. Guthrie to same at an annual salary of \$103,002.

WHEREAS, the Personnel Officer has certified William L. Guthrie as eligible for permanent promotion from Eligible List #22-966, established September 21, 2022;

BE IT RESOLVED that one (1) position of Police Sergeant in the Police Department be, and hereby is, established; and

BE IT RESOLVED that William L. Guthrie be, and hereby is, permanently promoted to the position of Police Sergeant in the Police Department at an annual salary of \$103,002, effective April 10, 2023.

RESOLUTION NO. 208 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution adopting/not adopting a local law for the rezoning of land located at 4232 Albany Street from Industrial (IND) to Single Family Residential (SFR).

WHEREAS, proof of notice having been furnished, the public hearing on a proposed local law was held on April 6, 2023 with all persons desiring to be heard, having been heard;

THEREFORE, BE IT RESOLVED that a local law for rezoning of land located at 4232 Albany Street from Industrial (IND) to Single Family Residential (SFR) be, and hereby is, adopted/not adopted.

NEW YORK STATE DEPARTMENT OF STATE
99 WASHINGTON AVENUE, ALBANY, NY 12231

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

Town of Colonie
Local Law No ____ of the year 2023

A local law rezoning an approximately 11.89 +/- acre area of land located at 4232 Albany Street from Industrial District to Single Family Residential District.

Be it enacted by the Town Board of the Town of Colonie of as follows:

SECTION 1. REZONING

The following described area consisting of approximately 11.89 +/- acres of land located at 4232 Albany Street, Albany NY 12205 (SBL: 29.03-1-1) in the Town of Colonie, shown on the attached survey map prepared by Hershberg & Hershberg and dated July 11, 2022, is hereby rezoned from Industrial District (IND) to Single Family Residential District (SFR):

ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Colonie, County of Albany, and State of New York more particularly bounded and described as follows:

BEGINNING at a point in the westerly line of Albany Street where the same intersects the southerly line of lands now or formerly of the People of New York State as described in a Deed filed as instrument No. 2019-2266; running thence, along the westerly line of Albany Street South 06°47'05" East, 342.94 feet to a point in the northerly line of the lands now or formerly of Ereh I LLC as described in a Deed filed as Instrument No. 2015-2254; Thence along the same South 79°07'30" West, 1124.17 feet to a point in the easterly line of lands now or formerly of New York Central & Hudson R.R. Company; Thence along the same North 29°30'00" West, 544.06 feet to a point in the southwest corner of lands now or formerly of the People of New York State as described in a Deed filed as instrument No. 2019-2266; thence along the southerly line of the lands now or formerly of the People of New York State North 86°36'00" East, 1333.72 feet to the point or place of beginning.

Containing 518,086 Square Feet or 11.89 Acres of land more or less.

SECTION 2. ZONING MAP

Section 190-17 (A) of the Code of the Town of Colonie is hereby amended modifying the map entitled “Town of Colonie Zoning Map” as described therein to reclassify those lands described in Section 1 above from IND to SFR. Said map shall be modified and a copy of the revised map shall be filed with the Town Clerk of the Town of Colonie.

SECTION 3. CONDITIONS

This rezoning shall be subject to any conditions of approval as articulated by the Town Board of the Town of Colonie and filed with the office of the Town Clerk.

SECTION 4. SEVERABILITY

If any clause, sentence or provision of this local law or the application thereof to any person or circumstance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity thereof shall not affect, impair or invalidate the remainder of the provisions of this local law or the application thereof to other persons and circumstances.

SECTION 5. SEQR DETERMINATION

The Town Board of the Town of Colonie hereby determines that this amendment is an Unlisted action that will not have a significant effect on the environment and, therefore, no other determination or procedure under the State Environmental Quality Review Act is required.

SECTION 6. EFFECTIVE DATE

This local law shall take effect upon its proper filing in the Office of the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 2023 of the **Town of Colonie** was duly passed by the Town Board on _____ in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer'.)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 20__ of the (Town) ____ of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not disapproved)(repassed (Name of Legislative Body) after disapproval) by the _____ and was deemed duly adopted on _____ 20__ in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 20__ of the (____)(Town)(____ of _____ was duly passed by the _____ on _____ 20__, and was (approved)(not disapproved)(repassed after (Name of Legislative Body) disapproval) by _____ on _____ 20__. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on 19 in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. ____ of 20__ of the (____)(Town)(____ of _____ was duly passed by the (Name of Legislative Body) on _____ 20 and was (approved)(not disapproved)(repassed after (disapproval) by the _____ on _____ 20. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of 20 in accordance with the applicable provisions of law.

***Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.**

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20__, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____, 20__, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

Clerk of the Town or officer designated by local legislative body
Date:

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF ALBANY

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature Town of Colonie Town Attorney
Date:

RESOLUTION NO. 209 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution Calling a Public Hearing Pursuant to Article 12A of State of New York Town Law in Relation to the Proposed Day Care Facility 1214 Loudon Road – S.I.A. 2020-001 and Authorizing Supervisor to Execute Escrow Agreement in Connection with S.I.A. 2020-001.

WHEREAS, Tralongo Builders, Inc. desires to construct the proposed sewer improvement project to provide municipal sewer service to the proposed Day Care Facility at 1214 Loudon Road – S.I.A.# 2020-001, 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 provide municipal sanitary sewer service to the proposed Day Care Facility at 1214 Loudon Road – S.I.A.# 2020-001. The proposed Sewer Improvement Area will provide service to a newly constructed building consisting of a single-story Office Building (12,675 SF); a covered area for outdoor activities; and complimentary outdoor play area for children. The proposed sanitary sewer extension will consist of the installation of a 12-inch by 6-inch tee connected to the existing 12-inch main and connection to the existing 2-inch diameter HDPE force main with a combination of 1-1/4-inch and 2-inch small diameter low pressure HDPE force main. The particulars of the proposed improvements 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 Advance Engineering & Surveying, PLLC, 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 Twenty-Seven Thousand, Two Hundred Nineteen Dollars and 00/100 (\$27,219.00) which will be paid entirely by the developer; and

WHEREAS, it is now desired to call a public hearing pursuant to the provisions of Article 12A of State of New York Town Law to approve such construction and costs;

NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED, by the Town Board of the Town of Colonie, Albany County, New York, that Peter G. Crummey, Supervisor of the Town of Colonie, is authorized to execute an Escrow Agreement between Tralongo Builders, Inc., the developer for said Project, and the Town of Colonie in relation to project SIA# 2020-001 of the proposed Colonie Sewer District Improvement Area; and

IT IS FURTHER ORDERED, RESOLVED AND DETERMINED as follows:

Section 1. A meeting of the Town Board of the Town of Colonie, Albany County, New York shall be held at the Town Hall, Latham, New York on the 11th day of May, 2023 at 7:00 o'clock p.m., local time, for the purpose of conducting a public hearing on the aforesaid report, map, plan and estimate of cost, at which time and place said Town Board will hear all persons interested in the subject matter thereof.

Section 2 The Town Clerk is hereby authorized and directed to cause a notice of said public hearing to be given by publishing and posting a copy of this resolution in the manner provided by Article 12A of State of New York Town Law.

RESOLUTION NO. 210 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor Peter G. Crummey
Councilwomen Danielle Futia
Melissa Jeffers
Jill Penn
Councilmen Rick Field, Sr.
Alvin Gamble
Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing settlement or discontinuance, subject to judicial approval of the same, pursuant to §68 of the Town Law, of various tax certiorari proceedings.

WHEREAS, it has been tentatively agreed by the parties to reduce the assessment on the properties, in the amounts set forth below, or the Petitioner(s) has agreed to discontinue the proceeding(s) without cost to either party, as indicated below:

KRE HIP Garden Albany Owner, LLC, v. Town of Colonie et al.
Index No. 905149-22

Hilton Garden Inn, Tax Map Parcel No. 18.1-43-32

Assessment Roll Year	Present Assessment	Revised Assessment	Reduction
2022	\$8,000,000	\$5,700,000	\$2,300,000

Tentative Town Refund: \$10,531.54

Tentative School District Refund: \$66,040.47

Puccinelli Development, LLC v. Town of Colonie, et al.
Index No. 905580-22

1 Wall Street, Tax Map Parcel No. 29.2-1-43.2

Assessment Roll Year	Present Assessment	Revised Assessment	Reduction
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2022	\$3,750,000	\$3,386,800	\$363,200
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Tentative Town Refund: \$1,663.07

Tentative School District Refund: \$10,428.65

THEREFORE, BE IT RESOLVED that settlement or discontinuance, pursuant to §68 of Town Law, of the above listed tax certiorari proceedings be, and it hereby is, authorized, subject to judicial approval.

RESOLUTION NO. 211 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution pursuant to §219-a of the General Municipal Law, approving the list of all volunteer members of the S.W. Pitts Hose Company, Inc. 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.

BE IT RESOLVED, pursuant to §219-a of the General Municipal Law, that the list of all volunteer members of the S.W. Pitts Hose Company, Inc. 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 be, and hereby is, approved; and

BE IT FURTHER RESOLVED that such approved list be returned to said Fire Department and posted for at least thirty (30) days for review by its members.

RESOLUTION NO. 212 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor Peter G. Crummey

Councilwomen Danielle Futia

Melissa Jeffers

Jill Penn

Councilmen Rick Field, Sr.

Alvin Gamble

Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to reimburse for incorrectly billed water usage at 48 Delatour Road.

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to reimburse the following for incorrectly billed water usage:

Society of Sisters of St. Joseph	48 Delatour Road	\$1,376.02
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RESOLUTION NO. 213 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor Peter G. Crummey
Councilwomen Danielle Futia
Melissa Jeffers
Jill Penn
Councilmen Rick Field, Sr.
Alvin Gamble
Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing expenditure of funds from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation.

BE IT RESOLVED that expenditure from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation be, and it hereby is, authorized as follows:

<u>PAYEE</u>	<u>AMOUNT</u>
Cooper Erving & Savage LLP (Fusco)	\$4,480.50
Harris Beach, PLLC (Falace-Mayr)	\$8,413.99
Total	\$12,894.49

RESOLUTION NO. 214 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution requiring the Planning and Economic Development Director to review and consider the proposed amendment of the Canterbury Crossing PDD.

WHEREAS, the Town Board recommends that the Planning and Economic Development Director review the amendment of the Canterbury Crossing Planned Development District; and

WHEREAS, the applicant seeks to install a pavilion and patio at 2 Buckingham Lane;

BE IT RESOLVED that the Planning and Economic Development Director be, and hereby is, authorized to review and consider the proposed amendment of the Canterbury Crossing PDD.

RESOLUTION NO. 215 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution requiring the Planning and Economic Development Director to review and consider the proposed amendment of the Canterbury Crossing PDD.

WHEREAS, the Town Board recommends that the Planning and Economic Development Director review the amendment of the Canterbury Crossing Planned Development District; and

WHEREAS, the applicant seeks to install a deck at 51 Preston Drive;

BE IT RESOLVED that the Planning and Economic Development Director be, and hereby is, authorized to review and consider the proposed amendment of the Canterbury Crossing PDD.

RESOLUTION NO. 216 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Renewal Agreement with Chemung Supply Corporation in connection with the bid for culvert pipe, arch pipe and dimple bands.

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute a Renewal Agreement through March 31, 2024 with Chemung Supply Corporation in connection with the bid for culvert pipe, arch pipe and dimple bands.

RESOLUTION NO. 217 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor Peter G. Crummey

Councilwomen Danielle Futia

Melissa Jeffers

Jill Penn

Councilmen Rick Field, Sr.

Alvin Gamble

Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Director of Purchasing and General Services to advertise for bids for a new 2023 Dynapac Pavement Roller for the DPW/Division of Highway.

BE IT RESOLVED that the Director of Purchasing and General Services be, and hereby is, authorized to advertise for bids for a new 2023 Dynapac Pavement Roller for the DPW/Division of Highway.

RESOLUTION NO. 218 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor Peter G. Crummey
Councilwomen Danielle Futia
Melissa Jeffers
Jill Penn
Councilmen Rick Field, Sr.
Alvin Gamble
Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Callanan Industries, Inc. in connection with In Place Asphalt Concrete Paving for the year 2023 and authorizing the Supervisor to execute an agreement for same.

WHEREAS, pursuant to advertisement on March 1, 2023, bids were received in connection with In Place Asphalt Concrete Paving for the year 2023:

	VENDOR	BASE BID - A	OPTION - B	OPTION - C	TOTAL BID
1.	Callanan Industries, Inc.	\$5,557,200.00	\$600,750.00	\$45,175.00	\$6,203,125.00
2.	New Castle Paving, LLC	\$6,107,700.00	\$334,370.00	\$105,500.00	\$6,547,570.00
3.	Jointa Lime Company	\$7,505,800.00	\$1,629,550.00	\$147,500.00	\$9,282,850.00

WHEREAS, after review of the bids by the Public Works Operations Supervisor and the Director of Purchasing and General Services;

BE IT RESOLVED that the bid will be awarded to the low bidder, Callanan Industries, Inc., for a base bid in the amount of \$5,557,200.00, Option B for \$600,750.00 and Option C for \$45,175.00 for a grand total of \$6,203,125.00; and

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute 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. 219 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with H.U.R.B. Landscaping in connection with the Removal and Hauling of Road Millings for the year 2023.

WHEREAS, the Town of Colonie will be paving miscellaneous Town roads and H.U.R.B. Landscaping has agreed to provide drivers and equipment to the Town for removal and hauling of millings at no charge to the Town in exchange for the milled road material; and

WHEREAS, the value of the milled road material is equal to or less than the hourly rate the Town would be required to pay for trucking and removal of the milled road material and, therefore, the Town will not incur any costs and also will save manpower and avoid the use of Town equipment;

THEREFORE, BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with H.U.R.B. Landscaping in connection with the Removal and Hauling of Road Millings for the year 2023; and

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

RESOLUTION NO. 220 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor Peter G. Crummey
 Councilwomen Danielle Futia
 Melissa Jeffers
 Jill Penn
 Councilmen Rick Field, Sr.
 Alvin Gamble
 Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Campito Plumbing & Heating in connection with the Replacement of one (1) Cooling Tower and authorizing the Supervisor to execute an agreement for same.

WHEREAS, pursuant to advertisement on January 18, 2023, bids were received in connection with the replacement of one (1) cooling tower at the Public Operations Center:

Item #1: Cooling Tower – Public Operations Center
Option #1: Cooling Tower – Public Safety Center

VENDOR	ITEM #1	ALT #1 Pulse Pure Unit	ALT #2 Glycol Coolant Lines	OPTION #1	ALT #1 Pulse Pure Unit	ALT #2 Glycol Coolant Lines
Campito Plmb/Htg.	\$231,075.00	\$50,480.00	\$44,730.00	\$229,130.00	\$50,480.00	\$52,925.00
DiGesare Mech.	\$247,000.00	\$42,500.00	\$60,000.00	\$246,000.00	\$42,500.00	\$55,000.00
BPI Piping	\$282,000.00	No Bid	\$65,000.00	\$294,000.00	No Bid	\$65,000.00
Eckert Mech.	\$345,200.00	\$62,472.00	\$164,863.00	\$345,200.00	\$62,472.00	\$164,864.00

WHEREAS, after review of the bids by the Public Works Operations Supervisor and the

Director of Purchasing and General Services;

BE IT RESOLVED that the bid will be awarded to the low bidder, Campito Plumbing & Heating, for Item #1, at a cost of \$231,075.00 and Alternate #2 in the amount of \$44,730.00 for a total cost of \$275,805.00; and

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute 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. 221 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement for 2023 with the New York State Police (Special Operations Response Team) in connection with the use of the Emergency Vehicle Operations Course located on Onderdonk Road.

WHEREAS, the New York State Police (Special Operations Response Team) will use the Emergency Vehicle Operations Course (EVOC Track) located on Onderdonk Road for 2023 for a maintenance fee of \$200.00 per usage/day;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement for 2023 with the New York State Police (Special Operations Response Team) in connection with the use of the Emergency Vehicle Operations Course located on Onderdonk Road; and

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

RESOLUTION NO. 222 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement for 2023 with the New York State Police (Special Operations Response Team) in connection with the use of the Town of Colonie Police Range and Training Facility located on Onderdonk Road.

WHEREAS, the New York State Police (Special Operations Response Team) will use the Town of Colonie Police Range and Training Facility located on Onderdonk Road for 2023 for an annual maintenance fee of \$500.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement for 2023 with the New York State Police (Special Operations Response Team) in connection with the use of the Town of Colonie Police Range and Training Facility located on Onderdonk Road; and

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

RESOLUTION NO. 223 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with HiTech Systems (Pulsiam) in connection with 24/7 phone and web support for three (3) servers at the Police Department.

WHEREAS, HiTech Systems (Pulsiam) will provide 24/7 phone and web support for three (3) servers at the Police Department; and

WHEREAS, the cost of this service will be \$3,773.94 from May 1, 2023 through April 30, 2024;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with HiTech Systems (Pulsiam) in connection with 24/7 phone and web support for three (3) servers at the Police Department; and

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

RESOLUTION NO. 224 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Micro Focus Government Solutions, LLC in connection with a one-year extended warranty for the maintenance of a Data Protector Starter Pack for Linux SW-E-LTU.

WHEREAS, Micro Focus Government Solutions, LLC will provide a one-year extended warranty for the maintenance of a Data Protector Starter Pack for Linux SW-E-LTU; and

WHEREAS, the extended warranty will cost \$376.79 for the period of August 1, 2023 to July 31, 2024;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with Micro Focus Government Solutions, LLC in connection with a one-year extended warranty for the maintenance of a Data Protector Starter Pack for Linux SW-E-LTU.

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

RESOLUTION NO. 225 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to amend an existing agreement with New Cingular Wireless PCS LLC d/b/a AT&T for lease of certain Town-owned property at 269A Osborne Road in connection with the installation and operation of a wireless telecommunications facility at such location.

WHEREAS, the Town of Colonie (“Town”) owns certain real property throughout the Town; and

WHEREAS, the Town has historically made such real property available for lease by wireless telecommunications companies to install wireless telecommunications infrastructure; and

WHEREAS, as part of such leasing program, the Town leases certain real property located at 269A Osborne Road, Loudonville, New York, 12211 to New Cingular Wireless PCS, LLC d/b/a AT&T (“AT&T”) for the installation and operation of a wireless telecommunications facility at that location; and

WHEREAS, AT&T now seeks to install additional antennas, associated cables, and other communications instruments at that location, which requires an amendment of the existing lease between AT&T and the Town; and

WHEREAS, the Town, through its wireless consultant, has negotiated with AT&T for an amendment of the existing lease between AT&T and the Town;

NOW THEREFORE BE IT RESOLVED that the Supervisor is hereby authorized to execute an amendment of the existing lease with AT&T that authorizes the work contemplated by AT&T; and

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

BE IT FURTHER RESOLVED that Town employees and/or staff are authorized to complete any documentation required to effectuate the terms of this resolution.

RESOLUTION NO. 226 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to amend an existing agreement with New Cingular Wireless PCS LLC d/b/a AT&T for lease of certain Town-owned property at 534 New Loudon Road in connection with the installation and operation of a wireless telecommunications facility at such location.

WHEREAS, the Town of Colonie (“Town”) owns certain real property throughout the Town; and

WHEREAS, the Town has historically made such real property available for lease by wireless telecommunications companies to install wireless telecommunications infrastructure; and

WHEREAS, as part of such leasing program, the Town leases certain real property located at 534 New Loudon Road, Latham, New York 12110 to New Cingular Wireless PCS, LLC d/b/a AT&T (“AT&T”) for the installation and operation of a wireless telecommunications facility at that location; and

WHEREAS, AT&T now seeks to install additional antennas, associated cables, and other communications instruments at that location, which requires an amendment of the existing lease between AT&T and the Town; and

WHEREAS, the Town, through its wireless consultant, has negotiated with AT&T for an amendment of the existing lease between AT&T and the Town;

NOW THEREFORE BE IT RESOLVED that the Supervisor is hereby authorized to execute an amendment of the existing lease with AT&T that authorizes the work contemplated by AT&T; and

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

BE IT FURTHER RESOLVED that Town employees and/or staff are authorized to complete any documentation required to effectuate the terms of this resolution.

RESOLUTION NO. 227 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a Lease Agreement with DLL Financial Solutions Partner in connection with the lease of two (2) Ventrac compact tractors supplied by Grassland Equipment & Irrigation for the Town of Colonie Golf Course.

WHEREAS, Grassland Equipment & Irrigation will supply the Town of Colonie Golf Course with two (2) Ventrac compact tractors to be financed through DLL Financial Solutions Partner; and

WHEREAS, the lease will be five (5) payments of \$27,212.70 and the total cost shall not exceed \$136,063.50;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into a Lease Agreement with DLL Financial Solutions Partner in connection with the lease of two (2) Ventrac compact tractors supplied by Grassland Equipment & Irrigation for the Town of Colonie Golf Course; and

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

RESOLUTION NO. 228 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution approving the appointment of Joseph Styno to the Accident Review Committee as the Unit C representative.

BE IT RESOLVED that the appointment of Joseph Styno as Unit C representative, to the Accident Review Committee, filling the vacancy created by the retirement of John MacDaniel, be, and hereby is, approved.

RESOLUTION NO. 229 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution calling a public hearing in connection with a proposed local law of the Code of the Town of Colonie, thereof, amending and replacing Chapter 162 of the Town Code entitled “Streets and Sidewalks” and Chapter 190 of the Town Code entitled “Stormwater Management and Erosion and Sediment Control”.

BE IT RESOLVED that a public hearing be, and it hereby is, scheduled for April 20, 2023 at 7:00 PM in Memorial Town Hall in connection with a proposed local law of the Code of the Town of Colonie, thereof, amending and replacing Chapter 162 entitled “Streets and Sidewalks” and Chapter 190 entitled “Stormwater Management and Erosion and Sediment Control”.

RESOLUTION NO. 230 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with the Electric City Bombers in connection with the Lisha Kill Sports Complex Lease for 2023.

WHEREAS, the Electric City Bombers will hold softball practices and host games at the Lisha Kill Sports Complex in 2023; and

WHEREAS, the Electric City Bombers will pay \$4,000.00 to lease the softball fields for the 2023 season from April 1, 2023 to October 31, 2023;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an agreement with the Electric City Bombers in connection with the Lisha Kill Sports Complex Lease for 2023; and

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

RESOLUTION NO. 231 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 6th day of April, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Danielle Futia
	Melissa Jeffers
	Jill Penn
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a Contract with Stephen Kay, LLC in connection with the development of a Master Plan for the Town of Colonie Golf Course.

WHEREAS, Stephen Kay, LLC will develop a Master Plan for the Town of Colonie Golf Course at a cost not to exceed \$47,500.00; and

WHEREAS, the Master Plan will guide the Park & Recreation Committee's Infrastructure Investment Strategy for the golf course;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into a Contract with Stephen Kay, LLC in connection with the development of a Master Plan for the Town of Colonie Golf Course; and

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