

RESOLUTION NO. 193 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall and telephonically on the 7th day of May, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ 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, Niedbalec, McMillan, Pisarski)	\$7,888.00
CHA (Fusco)	\$7,227.50
Total	\$15,115.50

RESOLUTION NO. 194 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall and telephonically on the 7th day of May, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Amendment to the Flexible Spending Account Administrative Agreement.

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute an Amendment to the Flexible Spending Account Administrative Agreement to add a 77 day grace period to the Dependent Care Flexible Spending Account; and

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

RESOLUTION NO. 195 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall and telephonically on the 7th day of May, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

**Resolution awarding the bid to F.W. Webb, Core & Main and
Ferguson Waterworks for Pipe, Fittings and Hydrants for 2020.**

WHEREAS, pursuant to advertisement placed on March 18, 2020, the following proposals were received in connection with Pipe, Fittings and Hydrants for 2020 for the DPW/Division of Latham Water as set forth in Exhibit "A" attached hereto; and

WHEREAS, after review of the bid by the General Services Director and the Superintendent of Latham Water, and upon their recommendation;

WHEREAS, no bids were awarded for Category 10;

BE IT RESOLVED that the bid be awarded to F.W. Webb for Categories 1, 3, 5 and 8, awarded to Core & Main for Categories 2, 4, 7, 9 and 11 and awarded to Ferguson Waterworks for Category 6.

Latham Water District - Pipes and Hydrants 2020

	F.W. Webb Company	Core & Main LP	Ferguson Waterworks	Ti-Sales Inc.
Category 1 - Brass Fittings	\$7,080.08	\$7,723.16	\$9,341.50	No Bid
Category 2 - Curb Boxes	\$8,895.45	\$6,775.98	\$8,417.08	No Bid
Category 3 - Ductile Iron Pipe	\$4,893.41	\$4,954.87	No Bid	No Bid
Category 4 - Fittings	\$15,214.20	\$13,146.49	\$18,670.93	No Bid
Category 5 - Repair Sleeves	\$72,177.50	\$90,384.26	\$77,168.13	\$72,933.54
Category 6 - Soft Copp Tubing	\$24.11	\$25.00	\$20.76	No Bid
Category 7 - Valves	\$258,344.60	\$257,398.50	Not Complete	No Bid
Category 8 - Fire Hydrants	\$41,060.15	\$41,741.64	\$42,212.26	No Bid
Category 9 - Fasteners	\$8,080.00	\$4,505.50	No Bid	No Bid
Category 10 - PCC Fittings	No Bid	No Bid	No Bid	No Bid
Category 11 - Pres. Red. Valves	No Bid	\$321.44	No Bid	No Bid

EXHIBIT "A"

RESOLUTION NO. 196 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall and telephonically on the 7th day of May, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ 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 2019.

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 2019 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. 197 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall and telephonically on the 7th day of May, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to Advertise for Requests for Proposals for the Sale of all or a portion of the real property located at, near or surrounding the Stony Creek Reservoir.

WHEREAS, the Town of Colonie, Division of Latham Water, is the owner of certain parcels of land located at or near Grooms Road, Vischer Ferry Road and Englemore Road, Clifton Park, New York that is located at or near the Stony Creek Reservoir, and the Town of Colonie, Division of Latham Water is considering selling same;

NOW, THEREFORE, BE IT RESOLVED, that the General Services Director be, and hereby is, authorized to advertise for requests for proposals for the purchase and sale of the real property described aforesaid.

RESOLUTION NO. 198 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall and telephonically on the 7th day of May, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution calling a Public Hearing in connection with rescinding a portion of Local Law #7 of 1988.

WHEREAS, on October 13, 1988 Local Law #7 was adopted as set forth in Exhibit "A" attached hereto regarding the creation of certain Fire Lanes; and

WHEREAS, the portion of Local Law #7 of 1988 pursuant to Section 97-10 (HH) creating a Fire Lane at 1770 Central Avenue in the Village of Colonie is no longer needed for the public health, safety and welfare and should therefore be rescinded;

BE IT RESOLVED that a public hearing be, and it hereby is, scheduled for June 18, 2020 at 7:00 PM in Memorial Town Hall in connection with rescinding that portion of Local Law #7 of 1988 creating the fire lane at 1770 Central Avenue.

(Please Use this Form for Filing your 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.

~~County~~
~~City~~
Town of Colonie
~~Village~~
Local Law No. 7 of the year 19 88

to amend the Code of the Town of Colonie, Chapter 97, thereof
A local law
entitled Fire Lanes. (Insert title)

Town Board
Be it enacted by the of the
(Name of Legislative Body)

~~County~~
~~City~~
Town of Colonie
~~Village~~ as follows:

SECTION 1

Chapter 97 of the Code of the Town of Colonie, Section 97-10 is hereby amended to read as follows:

§97-10

GG. 189 Wolf Road, (presently known as Albany Marriott Hotel) with the following description:

- (1) Starting at a point 567'±, east of the northeast intersection of Wolf Road and Beltrone Drive, an area 26'± wide, and extending for a distance of 245'± in a northerly direction, then continuing in a northerly direction an area 13'± wide for a distance of 145'±.
- (2) Starting at a point 43'± west of the most northwesterly corner of the structure, an area 13'± wide, and extending for a distance of 80'± in a northeasterly direction.

HH. 1770 Central Avenue, (presently known as Village Square) with the following description:

- (1) Starting at a point 111'± from the eastern most side of Karner Road at the northwest curb cut to the building, an area 13'± wide and extending for a distance of 775'± in an easterly direction.

SECTION 2.

This local law shall become effective upon its proper filing with the Secretary of State.

(If additional space is needed, please attach sheets of the same size as this and number each)

(1)

EXHIBIT "A"

(Complete the certification in the paragraph which applies to the filing of this local law and strike out the matter therein 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.7.... of 19 ..88..
~~County~~
of the ~~City~~ of ...~~Collegia~~... was duly passed by theTown Board.....
~~Town~~ (Name of Legislative Body)
~~Village~~
on ..October..13..... 19 ..88.... in accordance with the applicable provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
~~County~~
of the ~~City~~ of was duly passed by the
~~Town~~ (Name of Legislative Body)
~~Village~~
on 19 not disapproved
and was approved by the
repassed after disapproval Elective Chief Executive Officer*
and was deemed duly adopted on 19, 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 19

~~County~~
of the ~~City~~ of was duly passed by the
~~Town~~ (Name of Legislative Body)
~~Village~~
on 19 not disapproved
and was approved by the
repassed after disapproval Elective Chief Executive Officer*
on 19 Such local law was submitted to the people by reason of a
mandatory referendum, and received the affirmative vote of a majority of the qualified electors voting
permissive
thereon at the special election held on19, in accordance with the applicable
general
annual
provisions of law.

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

I hereby certify that the local law annexed hereto, designated as local law No. of 19

~~County~~
of the ~~City~~ of was duly passed by the
~~Town~~ (Name of Legislative Body)
~~Village~~
on 19 not disapproved
and was approved by the
repassed after disapproval Elective Chief Executive Officer*
on 19 Such local law was subject to a permissive referendum and
no valid petition requesting such referendum was filed as of 19,
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 power to approve or veto local laws or ordinances.

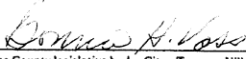
5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. of 19.....
of the City of having been submitted to referendum pursuant to the
provisions of ~~§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
..... 19..... 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 19.....
of the County of, State of New York, having been submitted to the Electors at the
General Election of November, 19....., 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 certifica-
tion.)

I further certify that I have compared the preceding local law with the original on file in this office
and that the same is a correct transcript therefrom and of the whole of such original local law, and was
finally adopted in the manner indicated in paragraph ... above.


Clerk of the ~~County legislative body, City, Town or Village Clerk or~~
officer designated by local legislative body

Date: October 14, 1988

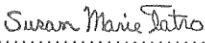
(Seal)

(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.


Susan Marie Tatro ^{Signature}
Town Attorney
Title

Date: October 14, 1988

~~County~~
~~City~~ of ...Colonie
Town
~~Village~~

RESOLUTION NO. 199 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall and telephonically on the 7th day of May, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Edmunds Gov Tech in connection with the Tax Collection Software and authorizing the Supervisor to enter into an agreement for same.

WHEREAS, pursuant to advertisement placed on January 1, 2020, the following proposals were received in connection with the Tax Collection Software:

Vendor	Total Cost Hosted Solution	Total Cost Cloud Based Solution
Applied Business Systems Inc.	N/A	\$3,950.00
Edmunds GovTech	\$122,740.00	\$130,240.00
Tyler Technologies Inc.	\$375,512.00*	\$297,157.00*
ATC/Taxes	No Bid	No Bid

*Excludes Travel Expenses

WHEREAS, after review of the bid by the General Services Director and the Receiver of Taxes, and upon their recommendation; and

WHEREAS, Applied Business Systems, Inc. did not provide a hosted solution which was required in the bid; and

WHEREAS, the amount awarded is the result of post bid negotiations with Edmunds Gov Tech regarding the data conversion and software fees once they had a better understanding of the Tax Operations;

BE IT RESOLVED that the bid be awarded to the low bidder that met the specifications, Edmunds Gov Tech, in the amount of \$92,620.00; and

BE IT FURTHER 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. 200 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall and telephonically on the 7th day of May, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Engineering Agreement with JMT of New York, Inc. in connection with engineering services for the Pipe Bridge Rehabilitation Project-Dry River Trestle No. 3 Replacement.

WHEREAS, the engineering agreement with JMT of New York, Inc. will complete the project at a cost not to exceed \$90,000.00;

BE IT RESOLVED that the Supervisor be, and hereby is authorized to enter into an Engineering Agreement with JMT of New York, Inc. in connection with engineering services for the Pipe Bridge Rehabilitation Project-Dry River Trestle No. 3 Replacement; and

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

RESOLUTION NO. 201 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall and telephonically on the 7th day of May, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution allowing the installation of a Generac Emergency Generator at 38 Braintree Street.

WHEREAS, Mr. Vincent Belardo is a disabled 93 year old Honorably Discharged World War II Veteran residing at 38 Braintree Street in the Town of Colonie who served his country honorably and well; and

WHEREAS, Due to the nature of Mr. Belardo's disability he requires an emergency Generac generator to be installed at his said residence; and

WHEREAS, The Town of Colonie requires a hearing before the Zoning Board of Appeals before approval can be granted to install an emergency generator at a residence in the Town of Colonie; and

WHEREAS, Due to the Pause established by Governor Andrew Cuomo there are no Zoning Board Meeting scheduled to take place in the near future and it would be best for Mr. Belardo if the Generac emergency generator would be installed as soon as possible;

THEREFORE, BE IT RESOLVED, that for the reasons set forth above, the Town of Colonie hereby waives the requirement that Mr. Belardo first obtain approval from the Zoning Board of Appeals for the installation of the emergency generator at his real property located at 38 Braintree Street, Colonie, New York; and

IT IS FURTHER RESOLVED, that the Building Department immediately issue a permit to Mr. Belgardo or his contractor designee for the installation of the said emergency Generac generator; and

IT IS FURTHER RESOLVED, that pursuant to New York State Town Law Section 64, that all permit fees be and hereby are waived by the Town of Colonie in light of Mr. Belgardo's service to his country.

RESOLUTION NO. 202 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall and telephonically on the 7th day of May, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing Change Orders to the Paving Program and the Brush and Leaf Program Contracts.

WHEREAS, as part of the Town of Colonie 2020 Paving Program and Brush and Leaf Removal Program, the Town of Colonie entered into an agreement with Callanan Industries and Hurb Landscaping; and

WHEREAS, the Town of Colonie 2020 Paving Program requires the collection and removal of millings as part of road preparations; and

WHEREAS, the cost to the Town of Colonie for the removal of millings to support the above task is budgeted at \$75,000.00; and

WHEREAS, Callanan Industries and Hurb Landscaping has agreed to provide drivers and trucks to the town to support removal and hauling of milling at no charge to the town in exchange for milled road material; and

WHEREAS, the Town of Colonie usually sells the said millings and realizes approximately \$30,000.00 from the sale of these milling materials; and

WHEREAS, the Town of Colonie will realize a net savings of approximately \$45,000.00 if it consents to change the terms of the aforesaid contracts to allow Callanan Industries and Hurb Landscaping to provide the personnel necessary for the Paving and Brush and Leaf Programs in return for the said millings;

NOW, THEREFORE BE IT RESOLVED, that the Supervisor be and hereby is authorized to execute a change order to the Paving and Brush and Leaf Program contracts with Callanan Industries and Hurb Landscaping to allow the aforesaid exchange of labor for milling materials as more particularly set forth above; and

BE IT FURTHER RESOLVED, that the terms and conditions of said change orders are subject to the review and approval of the Town Attorney's Office.