



Minutes of the Regular Meeting of the Town Board

Thursday, May 25, 2023

7:00 PM

Town Hall

1. **REGULAR TOWN BOARD MEETING – May 25, 2023 - 7:00 PM**
2. **Agenda Review Session – 6:00 PM Supervisor Conference Room**
3. **Call to Order**

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

4. **Pledge of Allegiance**
5. **Personnel: Resolution No. 296**

A. Anthony Carroll, Jr.

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

B. Charles J. Graham

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

C. Christopher J. Decker

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

D. Kathleen M. Torrey

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

E. Markus M. Diederich

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

6. Resolutions

Resolution No. 297 authorizing acceptance of a proposal from Arthur J. Gallagher Risk Management Services, Inc. in connection with renewal of the Town's Government Entity Crime Liability coverage with Travelers Casualty and Surety Company of America.

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

Resolution No. 298 authorizing the Supervisor to reimburse for overestimated water usage at 5 Country Ridge and 3 Tremont Drive.

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

Resolution No. 299 awarding the bid to Fort Orange Press, Inc. in connection with the Printing and Mailing of Water Meter Cards for the DPW/Division of Latham Water.

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

Resolution No. 300 awarding the bid to Anjo Construction LTD in connection with the Brookhill Drive, Cascade Terrace and Ashford Lane Water Main Replacement Project and authorizing the Supervisor to execute an agreement for same.

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

Resolution No. 301 authorizing expenditure of funds from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation.

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

Resolution No. 302 authorizing the Supervisor to enter into an Agreement with Aquatic Weed Harvesting LLC in connection with the mechanical harvesting of water chestnuts at the Colonie Mohawk River Park.

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

Resolution No. 303 authorizing the Director of Purchasing and General Services to advertise for bids in connection with the purchase of two (2) new 2023 One Ton Dump Trucks for the DPW/Division of Highway.

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

Resolution No. 304 for the Town Board to approve modifications to the 2023 operating budget.

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

Resolution No. 305 authorizing the renewal of the bid for PVC Pipe & Fittings to Core & Main.

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

Resolution No. 306 authorizing the Supervisor to execute Change Order No. 2E to the contract with Spring Electric, Inc. in connection with the Mohawk View Water Pollution Control Plant Clarifier Rehabilitation Project.

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

Resolution No. 307 authorizing the Supervisor to execute Amendment No. 4 with GHD in connection with the Mohawk View Water Pollution Control Plant Clarifier Rehabilitation Project.

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

Resolution No. 308 awarding the bid to Birdsall Excavation and Construction LLC in connection with the 2023 Sanitary Sewer Repair Program and authorizing the Supervisor to execute an agreement for same.

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

Resolution No. 309 authorizing the Supervisor to execute Change Order No. 2G to the contract with U.W. Marx, Inc. in connection with the Mohawk View Water Pollution Control Plant Clarifier Rehabilitation Project.

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

Resolution No. 310 authorizing the Supervisor to execute a Contract with Northeastern New York Section, Professional Golfers' Association of America in connection with the Home Site Lease Extension.

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

Resolution No. 311 authorizing settlement or discontinuance, subject to judicial approval of the same, pursuant to §68 of the Town Law, of various tax certiorari proceedings.

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

Resolution No. 312 appointing John B. Casey, Esq. to the position of Vehicle & Traffic Prosecutor.

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

Resolution No. 313 appointing Ryan Caponera, Esq. as a member and Chairman to the Sign Review Board.

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

Resolution No. 314 authorizing the Supervisor to enter into a Contract with APB Builders LLC in connection with the restoration of the Carriage House doors and windows at the Pruyn House.

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

A. Late Starters-During agenda review session a motion was made by Councilwoman Futia to enter Executive Session to discuss personnel, specifically the employment of a particular person, Councilman Madden seconded the motion and the board voted unanimously to enter Executive Session.

During Executive Session, a motion was made by Councilwoman Futia for two proposed resolutions, requiring the immediate attention of the Town Board, to be placed on the Town Board agenda for consideration and vote by the Town Board this evening. Councilwoman Penn seconded the motion and the board voted unanimously to place the resolutions on the agenda for consideration and vote.

1. Resolution No. 315 accepting the resignation of Town Board Member Danielle Futia

RESULT:	ADOPTED [6 TO 0]
MOVER:	Melissa Jeffers, Councilwoman
SECONDER:	Jill Penn, Councilwoman
AYES:	Crummey, Field, Jeffers, Penn, Madden, Gamble
ABSTAIN:	Danielle Futia

2. Resolution No. 316 appointing Kristen Blais to fill the vacancy as Town Board Member, effective May 27, 2023, for the balance of Danielle Futia's term.

RESULT:	ADOPTED [5 TO 2]
MOVER:	Danielle Futia, Councilwoman
SECONDER:	Jill Penn, Councilwoman
AYES:	Crummey, Field, Futia, Penn, Madden
NAYS:	Melissa Jeffers, Alvin Gamble

7. Public Comment

* Comments received from five speakers:

3 spoke in connection with local cannabis retail dispensary;

1 spoke in connection with the replacement of LED lighting;

1 spoke in connection with, and inquiry of, immigration policy and education costs of government entities and municipalities

*No additional comments received

8. Communications

A. Copies Attached

1. Proposed Resolutions for Consideration and Vote

RESOLUTION NO. _____ FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of May, 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 accepting the resignation of Town Board Member
 Danielle Futia.**

WHEREAS, Public Officers Law §31 provides that a public officer of a town may resign their office to the Town Clerk; and

WHEREAS, Danielle Futia has submitted her resignation as Town of Colonie Town Board Member effective Friday, May 26, 2023, to the Town Clerk;

THEREFORE, BE IT RESOLVED that effective Friday, May 26, 2023, a vacancy will exist in the Office of Town Board in the Town of Colonie due to the resignation of Danielle Futia who was elected for a term of four (4) years expiring on the 31st day of December, 2023.

RESOLUTION NO. _____ FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 25th day of May, 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 Kristen Blais to fill the vacancy as Town Board Member, effective May 27, 2023, for the balance of Danielle Futia's term.

WHEREAS, a vacancy exists, as of May 26, 2023, in the office of Town of Colonie Board Member for a term expiring on the 31st day of December 2023; and

WHEREAS, the Town Board may appoint a qualified person to fill the vacancy; and

WHEREAS, Town Law §64 provides that the person so appointed shall hold office until the commencement of the calendar year next succeeding the first annual election at which the vacancy may be filled;

THEREFORE, BE IT RESOLVED that Kristen Blais be, and hereby is, appointed as Colonie Town Board Member, effective May 27, 2023, to hold office until the 31st day of December, 2023.