

RESOLUTION NO. 217-A FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution establishing one (1) position of Pruyn House Administrator, Grade 11, at the Pruyn House and provisionally promoting Tami A. Sherry to same.

BE IT RESOLVED that one (1) position of Pruyn House Administrator, Grade 11, at the Pruyn House be, and hereby is, established; and

BE IT RESOLVED that Tami A. Sherry be, and hereby is, provisionally promoted to the position of Pruyn House Administrator, Grade 11, at the Pruyn House at an annual salary of \$49,788, effective June 7, 2021, pending the establishment of an appropriate eligible list.

RESOLUTION NO. 217-B FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution appointing Matthew N. Buffett to the position of Highway Maintenance Worker, Grade 8, in the DPW/Division of Highway.

BE IT RESOLVED that Matthew N. Buffett be, and hereby is, appointed to the position of Highway Maintenance Worker, Grade 8, in the DPW/Division of Highway at an hourly rate of \$19.86, effective June 1, 2021, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 217-C FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution appointing Bryan M. McNamee to the position of Highway Maintenance Worker, Grade 8, in the DPW/Division of Highway.

BE IT RESOLVED that Bryan M. McNamee be, and hereby is, appointed to the position of Highway Maintenance Worker, Grade 8, in the DPW/Division of Highway at an hourly rate of \$19.86, effective June 1, 2021, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 217-D FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution permanently promoting Andrew T. Boyd to the position of Motor Equipment Operator, Grade 11, in the DPW/Division of Highway.

BE IT RESOLVED that Andrew T. Boyd be, and hereby is, permanently promoted to the position of Motor Equipment Operator, Grade 11, in the DPW/Division of Highway at an hourly rate of \$27.65, effective May 31, 2021, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 217-E FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution permanently promoting Christopher J. Landers to the position of Motor Equipment Operator, Grade 11, in the DPW/Division of Highway.

BE IT RESOLVED that Christopher J. Landers be, and hereby is, permanently promoted to the position of Motor Equipment Operator, Grade 11, in the DPW/Division of Highway at an hourly rate of \$27.65, effective May 31, 2021, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 217-F FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution permanently promoting John W. Nielsen IV to the position of Motor Equipment Operator, Grade 11, in the DPW/Division of Highway.

BE IT RESOLVED that John W. Nielsen IV be, and hereby is, permanently promoted to the position of Motor Equipment Operator, Grade 11, in the DPW/Division of Highway at an hourly rate of \$27.65, effective May 31, 2021, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 218 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution adopting/not adopting/adjourning a local law in connection with the Code of the Town of Colonie, thereof, amending Chapter 190 of the Town Code regarding permanent residence and short term rental and adding §190-20(f) short term rentals.

WHEREAS, proof of notice having been furnished, the public hearing on a proposed local law was held at 7:00 PM on May 27, 2021 with all persons desiring to be heard, having been heard;

THEREFORE, BE IT RESOLVED that the local law amending Chapter 190 of the Code of the Town of Colonie regarding permanent residence and short term rental and adding §190-20(f) short term rentals be, and hereby is, adopted/not adopted/adjourned.

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 2021**

A **local law** amending Chapter 190 of the Code of the Town of Colonie

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

SECTION 1: AMENDMENT

Chapter 190, section 190-6 is hereby amended as follows:

PERMANENT RESIDENCE – the occupancy of a dwelling unit by the same natural person or family for thirty (30) or more consecutive days.

SHORT TERM RENTAL - Any permanent single or multi-family residence that is advertised and/or rented for a period of less than thirty (30) days through an online platform or application, including, but not limited to, AirBNB, VRBO, HomeAway, HometoGo, FlipKey, Booking.com, 2nd Address.

SECTION 2: AMENDMENT

Chapter 190, Section 190-20(f) of such Land Use Law is hereby created as follows:

190-20(f): SHORT TERM RENTALS

Short term rentals as defined in §190-6 shall have the following requirements:

- A. Shall not be applicable to family members of the resident or property owner;
- B. A resident or property owner seeking to operate a short term rental in the Town of Colonie may do so pursuant to a use variance;
- C. A permit for a use variance must be obtained from the Building Department of the Town of Colonie;

D. A month-to-month tenancy shall not be considered a short term rental

SECTION 3. 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 4. SEQR DETERMINATION.

The Town Board hereby determines that this amendment is a Type 1 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 ("SEQRA") is required.

SECTION 5. 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 2021 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 I 9 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. 219 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution adopting/not adopting/adjourning a local law in connection with the Code of the Town of Colonie, thereof, amending Chapter 190 of the Town Code regarding accessory uses.

WHEREAS, proof of notice having been furnished, the public hearing on a proposed local law was held at 7:00 PM on May 27, 2021 with all persons desiring to be heard, having been heard;

THEREFORE, BE IT RESOLVED that the local law amending Chapter 190 of the Code of the Town of Colonie regarding accessory uses be, and hereby is, adopted/not adopted/adjourned.

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 2021**

A **local law** amending Chapter 190 of the Code of the Town of Colonie §§ 190-6, 190-19 and 190-20.

Be it enacted by the Town Board of the Town of Colonie as follows: (note: all underlined information is the new addition to the Town Code, anything that is stricken through shall be removed).

SECTION 1: AMENDMENT

Chapter 190, section 190-6 shall include the following definition:

FINISHED SPACE. An area in a structure that has been finished for living, bathing, sleeping, eating and cooking, including, but not limited to, bedrooms, living rooms, dining rooms, kitchens, closets, bathrooms, toilet rooms, hallways, storage or utility areas, garages and other similar finished spaces.

SECTION 2: AMENDMENT

Chapter 190, section 190-19 Permitted Accessory Uses is hereby amended as follows: (note: all underlined information is an addition to the Town Code, anything that is stricken through shall be removed).

- A. An accessory use shall be permitted if:
1. The use is customarily incident and accessory to the principal use and ~~located on the same lot therewith.~~ attached to the existing residence or building on the same lot.
 2. The use to which it is accessory is a lawful use pursuant to the provisions of this chapter.
 3. The use does not result in or exacerbate any violation of the provisions of this chapter.

- B. Any use listed as a permitted use in a district shall be permitted as an accessory use in that district, subject to the above provisions, and further provided that the combination of uses shall meet all other provisions of this Chapter.
- C. A private garage shall be permitted as an accessory use to a one- or two-family dwelling if used by the owners or occupants of the premises for nonbusiness uses only and so long as it is attached to the existing residence.
- D. In an OR, HCOR, NCOR or COR Zoning District, a parking lot shall be permitted on a separate parcel subject to a special use permit pursuant to § 190-57 as an accessory use to a primary business if used by the owners or employees of the business for employee parking only, where the parking lot parcel and the primary business parcel share a common owner and where the parking lot parcel is contiguous to the primary business parcel but for a secondary Town road which separates the parcels. If either use is changed or sold, this accessory use shall be extinguished.
- E. In an HCOR, NCOR or COR Zoning District, a motor vehicle storage yard shall be permitted subject to a special use permit pursuant to § 190-57 as an accessory use to a primary business if used by the business as a motor vehicle storage yard, where the motor vehicle storage yard parcel and the primary business parcel share a common owner and where the motor vehicle storage yard parcel is contiguous to the primary business parcel but for a secondary Town road which separates the parcels. If either use is changed or sold, this accessory use shall be extinguished.

SECTION 3: AMENDMENT

Chapter 190, section 190-22 is hereby amended as follows: (note: all underlined information is an addition to the Town Code, anything that is stricken through shall be removed).

(B) Dwelling unit, accessory. In any district, an accessory dwelling unit, if accessory to a single-family or two-family dwelling, shall be subject to the following provisions:

(1) General requirements.

(a) Accessory dwelling units shall be temporary and occupancy shall be restricted to individuals related to at least one owner-occupant of the single-family dwelling in which the unit is placed. For the purposes of this section, the relationship between the owner-occupant and the occupant(s) of the accessory unit shall be lawful family relationship or the functional equivalent thereof.

(b) An accessory dwelling unit shall require a building and zoning permit issued by the Building Department of the Town of Colonie. The applicant for an accessory dwelling unit shall be the owner-occupant of the principal dwelling unit. A permit issued for an accessory dwelling unit is temporary and shall cease when the applicant no longer meets the conditions for such use.

(c) A building and zoning permit for an accessory dwelling unit shall comply with the specific requirements enumerated in §§ 190-19, 190-20 and 190-21 of this article.

(d) In the event that the application for a building and zoning permit for an accessory dwelling unit does not comply with the specific requirements enumerated in §§190-19, 190-20, 190-21 and the 190-Attachment 2 Dimension Table, then the applicant shall be required to apply for a variance.

(2) Standards.

(a) Number: There shall only be one accessory dwelling unit per building lot. An accessory dwelling unit shall be attached to the single-family dwelling.

(b) Compliance with dimensional requirements: An accessory dwelling unit shall comply with the dimensional requirements that apply to the single-family dwelling in the zoning district in which it is located and shall include all finished space as defined in §190-6.

(c) Parking: Each dwelling unit shall have two designated off-street parking spaces meeting the standards of this chapter and conveniently located for access to the dwelling unit.

(d) Adequacy of services: Water supply and sewage disposal facilities must be sufficient to accommodate the additional demands of the additional unit where conversion is proposed. Installation of a second water meter shall not be permitted.

(e) Limits on use: A permit for an accessory dwelling unit is temporary and shall cease when the requirement of this section are no longer met. To meet the requirement of discontinuance of use, the applicant shall submit a decommission and restoration plan as part of his application for the building and zoning permit. This plan shall detail the work and cost of the work for all reconstruction and removal of improvements associated with discontinuance of the accessory dwelling unit.

(f) Discontinuance of use: The owner shall notify the Building Inspector in writing within 90 days once the accessory unit is no longer needed, the property is sold or if for some other reason the applicant no longer meets the condition for such use. Upon notification, the building and zoning permit for the accessory dwelling unit shall be terminated. The applicant shall then comply with the terms of the restoration plan within 90 days of the date of termination.

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 hereby determines that this amendment is a Type 1 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 ("SEQRA") 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 2021 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 I 9 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. 220 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to MXI Environmental Services in connection with Household Hazardous Waste Collection and Disposal for 2021 and authorizing the Supervisor to enter into an Agreement for same.

WHEREAS, pursuant to advertisement on April 21, 2021, the following bid was received for Household Hazardous Waste Collection and Disposal for 2021:

	VENDOR	BID PRICE
1.	MXI Environmental Services	\$87,430.00

WHEREAS, the bid has been reviewed by the General Services Director and the Department of Public Works Commissioner, and upon their recommendation;

BE IT RESOLVED that the sole bid of MXI Environmental Services in the amount of \$87,430.00 be, and hereby is, accepted; and

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

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

RESOLUTION NO. 221 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Guthrie Heli-Arc, Inc. in connection with the bid for various Vehicle and Equipment Parts #11 for the DPW/Fleet Maintenance Division.

WHEREAS, pursuant to advertisement on April 28, 2021, the following bid was received in connection with the bid for various Vehicle and Equipment Parts #11:

Company	Percentage off
Guthrie Heli-Arc Inc.	2% *

*Plus Freight

WHEREAS, after review of the bids and upon the recommendation of the General Services Director and the Commissioner of Public Works, and upon their recommendation;

BE IT RESOLVED that the sole bidder, Guthrie Heli-Arc, Inc., be, and hereby is, awarded the bid with the cost being a 2% discount off the manufacturers list price and to include freight charges per order.

RESOLUTION NO. 222 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ 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:

1. *Colonie RA Associates, LLC, v. Town of Colonie et al.*
Index No. 905346-20

1 Fuller Road, Tax Map Parcel No. 42.17-6-28

Assessment Roll Year	Present Assessment	Revised Assessment	Reduction
2020	\$1,700,000	\$1,500,000	\$200,000

Tentative Town Refund: \$1,241.56

Tentative School District Refund: \$5,599.54

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. 223 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution establishing a Standard Work Day and Reporting Resolution, pursuant to 2 NYCRR 315.4, for elected and appointed officials for membership and service credit in the New York State and Local Retirement System.

WHEREAS, Regulations of the New York State Comptroller set forth in 2 NYCRR 315.4 require the adoption of a “standard work day” by each municipality and impose additional reporting requirements for elected and appointed officials for membership and service credit in New York State and Local Retirement System;

NOW, THEREFORE, BE IT RESOLVED that the Town of Colonie hereby establishes the standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees’ Retirement System based upon the record of activities maintained and submitted by these officials to the Town Clerk of this body as set forth in Exhibit “A” attached hereto; and

BE IT FURTHER RESOLVED that the Town Clerk is hereby directed to post this resolution on the Town of Colonie website for a minimum of thirty (30) days and to file a certified copy of this resolution and affidavit of posting with the Office of the State Comptroller within forty-five (45) days of adoption.

Received Date

Standard Work Day and
Reporting Resolution for
Elected and Appointed Officials

Employer Location Code

30081

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

RS 2417-A

(Rev.11/19)

BE IT RESOLVED, that the Town of Colonie / 30081 hereby established the following standard work days for these titles and will report the officials to the New York State and Local Retirement based on their record of activities:

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
							☐		☐
							☐		☐
							☐		☐
Appointed Officials:									
Martin Robinson		R10980272	Conservation Advisory Council Member	11/20/2020-12/31/2021	8	.38	☐	bi-weekly	☐
							☐		☐
							☐		☐

I, Julie Gansle (Name of Secretary or Clerk), secretary/clerk of the governing board of the Town of Colonie (Name of Employer), of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the 27 day of May, 2021 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Colonie on this 27 day of May, 2021

(Signature of Secretary or Clerk) Julie Gansle being duly sworn, deposes and says that the posting of the Resolution began on May 27 and continued for at least 30 days. That the Resolution was available to the public on the:

(Date) May 27 on this 27 day of May, 2021

☒ Employer's website at: Colonie.org

☒ Official sign board at: Memorial Town Hall

☐ Main entrance Secretary or Clerk's office at: _____

Page 1 of 1 (for additional rows attach a RS 2417-R form)

RESOLUTION NO. 224 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution rescinding all prior resolutions pertaining to establishing positions and rates of pay for seasonal employees in various Town departments and adopting a new resolution establishing positions and rates of pay for seasonal employees in various Town Departments for 2021 and authorizing the Supervisor to make appointments to such positions.

WHEREAS, a new seasonal position of Roadside Debris Removal Worker in the DPW/Division of Highway has been added to the manning chart;

BE IT RESOLVED that all prior resolutions pertaining to establishing positions and rates of pay for seasonal positions in various Town departments be, and hereby are, rescinded; and

BE IT FURTHER RESOLVED that the schedules of positions and rates of pay for seasonal positions in various Town departments for 2021, attached hereto as Exhibit "A" and filed in the Office of the Town Clerk, be, and hereby are adopted; and

BE IT FURTHER RESOLVED that the Supervisor be, and hereby is, authorized to make appointments to these positions and, if necessary, assign the individuals appointed to various other town departments as may be needed.

2021 MANNING CHART

LOCATION	POSITION	NUMBER OF POSITIONS	RANGE OF PAY
TOWN CLERKS OFFICE	CLERICAL AIDE/SEASONAL	3	\$12.50/HR
DPW/HIGHWAY DIVISION	ROADSIDE DEBRIS REMOVAL WORKER	12	\$12.50/HR -\$14.00/HR
TOWN WIDE VARIOUS DEPARTMENTS	LABORER (INTERDEPARTMENTAL)	10	\$12.50- \$14.00/HR.
EMERGENCY MEDICAL SERVICES	EMS INSTRUCTOR I	3	\$30.00/HR.
EMERGENCY MEDICAL SERVICES	EMS INSTRUCTOR II	6	\$17.00/HR.
EMERGENCY MEDICAL SERVICES	EMS INSTRUCTOR III	10	\$15.00/HR.
EMERGENCY MEDICAL SERVICES	EMS POINT OF DISTRIBUTION AIDE	10	30.00/HR.
PRUYN HOUSE	PRUYN HOUSE PROGRAM AIDE	6	\$12.50/HR
CIVIL SERVICE DEPT	EXAMINATION MONITOR	15	\$12.50/HR
CIVIL SERVICE DEPT	TYPIST (INTERDEPARTMENTAL)	10	\$14.75-\$16.45/HR
CIVIL SERVICE DEPT	CLERICAL AIDE (INTERDEPARTMENTAL)	2	\$12.50-\$13.85/HR
DPW/DIVISIONS	PUBLIC SERVICE INTERN	1	\$12.50/HR

EXHIBIT "A"

SEASONAL MANNING CHART FOR 2021
EMS PROGRAMS

TITLE	# OF POSITIONS	PAY RATE
EMS Point of Distribution Aide	10	\$30.00/Hr.
EMS Instructor I	3	\$30.00/Hr.
EMS Instructor II	6	\$17.00/Hr.
EMS Instructor III	10	\$15.00/Hr.

RESOLUTION NO. 225 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution appointing Lieutenant Daniel Belles as the Police Department representative to the Employee Assistance Program Committee.

BE IT RESOLVED that Lieutenant Daniel Belles is hereby appointed to replace Deputy Chief Michael Woods as the Police Department representative to the Employee Assistance Program Committee.

RESOLUTION NO. 226 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Audio Video Corporation in connection with the purchase and installation of AV equipment at the Library.

WHEREAS, the AV equipment will be purchased under the New York State and National contracts and installed by Audio Video Corporation; and

WHEREAS, the cost for the purchase and installation shall not exceed \$25,043.59;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an agreement with Audio Video Corporation in connection with the purchase and installation of AV equipment at the Library; and

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

RESOLUTION NO. 227 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Mid-State Industries in connection with the Pruyn House Roof Project 2021 and authorizing the Supervisor to enter into an agreement for same.

WHEREAS, pursuant to advertisement on April 7, 2021, the following two (2) proposals were received in connection with the Pruyn House Roof Project 2021:

Vendor	Base Bid – Carriage House	Alternate 1 – Barn Cupola Repair	Alternate 2 – Restroom Roof	Sheet of CDX Plywood
Mid-State Industries	\$35,800.00	\$4,800.00	\$43,200.00	\$320.00
Titan Roofing, Inc.	\$48,700.00	\$4,500.00	\$32,900.00	\$125.00

WHEREAS, after review of the bids and upon the recommendation of the General Services Director it is proposed that the contract be awarded to the lowest bidder; and

WHEREAS, when the roof repair is started, it will then be determined if there is a need to purchase plywood at the price above;

BE IT RESOLVED that the low bidder, Mid-State Industries, be, and hereby is, awarded the bid in the amount of \$40,600.00 for the base bid and alternative 1; and

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

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

RESOLUTION NO. 228 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Contractor Service Agreement with Ayer Sales, Inc. in connection with the replacement and installation of a plastic storage day tank, stand, all associated fittings and couplings at the Mohawk View Water Treatment Plant and to be used by various Town Departments, as needed.

WHEREAS, the DPW/Division of Latham Water will use Ayer Sales, Inc. in connection with the replacement and installation of a plastic storage day tank, stand, all associated fittings and couplings at the Mohawk View Water Treatment Plant at a cost not to exceed \$4,940.00; and

WHEREAS, various Town Departments may use Ayer Sales, Inc., as needed, at a cost not to exceed \$5,000.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute a Contractor Service Agreement with Ayer Sales, Inc. in connection with the replacement and installation of a plastic storage day tank, stand, all associated fittings and couplings at the Mohawk View Water Treatment Plant and to be used by various Town Departments, as needed; and

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

RESOLUTION NO. 229 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Contractor Service Agreement with Corbett Industrial to increase the expenditure limit.

WHEREAS, the DPW/Division of Latham Water requests that the expenditure limit with Corbett Industrial be increased to a total of \$20,000.00; and

WHEREAS, the request for the increase is due to Corbett Industrial installing a plastic storage day tank, stand, all associated fittings and couplings at the Mohawk View Water Treatment Plant; and

WHEREAS, this would allow various Town Departments to use Corbett Industrial's services, as needed;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute a Contractor Service Agreement with Corbett Industrial to increase the expenditure limit to a total of \$20,000.00 for the DPW/Division of Latham Water and to be used by various Town Departments; and

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

RESOLUTION NO. 230 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Carbon Activated Corp. in connection with the Granular Activated Carbon Filter Media Removal and Replacement for 2021 and authorizing the Supervisor to enter into an Agreement for same.

WHEREAS, pursuant to advertisement on April 21, 2021, the following bids were received for Granular Activated Carbon Filter Media Removal and Replacement 2021:

Item #1 – Labor and Equipment for Three (3) Media Changes
Item #1a- Virgin GAC Material for Three (3) Filters
Item #2 – Sand Material for Four (4) Filters
Item #3 – Labor, Material and Equipment for Reactivation of One (1) Filter
Item #4 - Demobilize and Remobilize as needed

	VENDOR	ITEM 1	ITEM 1a	ITEM 2	ITEM 3	ITEM 4	TOTAL
1.	Carbon Activated Corp.	\$26,000.00	\$165,000.00	\$2,800.00	\$35,000.00	\$1,600.00	\$230,400.00
2.	Calgon Carbon Corp.	\$58,554.00	\$165,123.00	\$6,942.00	\$55,633.00	\$2,500.00	\$288,752.00

WHEREAS, the bids have been reviewed by the General Services Director and the Superintendent of Latham Water, and upon their recommendation;

BE IT RESOLVED that the low bidder, Carbon Activated Corp., for Items #1, 1a, 2, 3 and 4 in the amount of \$230,400.00 be, and hereby is, accepted; and

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

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

RESOLUTION NO. 231 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

**Resolution requiring the Planning and Economic Development
Director to review and consider the proposed amendment of 27
Preston Drive in 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 in the rear yard at 27 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. 232 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution appointing Mark Castiglione as the joint member of the First Prize Consolidated Planning Board.

BE IT RESOLVED that Mark Castiglione, be and hereby is, appointed as the joint member of the First Prize Consolidated Planning Board.

RESOLUTION NO. 233 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Stants Capital Combustion in connection with the Mohawk View Water Pollution Control Plant Boiler #1 Gasket Replacement and authorizing the Supervisor to enter into an Agreement for same.

WHEREAS, pursuant to advertisement on April 15, 2021, the following bids were received for the MVWPCP Boiler #1 Gasket Replacement:

	Stants Capital Combustion	Eckert Mechanical, LLC	Trojan Energy System	BPI Mechanical
Lump Sum	\$3,495.00	\$10,545.00	\$9,350.00	\$6,630.00
Crew Regular Time	\$125.00	\$98.00	\$140.00	\$103.00
Crew Over Time	\$180.00	\$134.00	\$210.00	\$145.00

WHEREAS, the bids have been reviewed by the General Services Director and the Superintendent of Pure Waters, and upon their recommendation;

BE IT RESOLVED that the low bidder, Stants Capital Combustion, for a lump sum price of \$3,495.00 be, and hereby is, accepted; and

BE IT RESOLVED that a crew for regular time at \$125.00 per hour for out of scope work and a crew for over time at \$180.00 per hour for out of scope work be, and hereby is, accepted; and

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

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

RESOLUTION NO. 234 FOR 2021

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 27th day of May, 2021 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to North Eastern Rescue Vehicles in connection with the bid for the purchase of two (2) emergency care vehicles for the Emergency Medical Services Department.

WHEREAS, pursuant to advertisement on April 21, 2021, the following bid was received in connection with the Emergency Care Vehicles:

Vendor	Total Cost for 2 Vehicles	Option 1 Transafe XRS2400	Option 2 Trade Unit 1116	Option 3 Trade Unit 1517	Additional Install Kit XRS2400
North Eastern Rescue Vehicles	\$390,608.00	\$10,800.00	(\$7,000.00)	(\$11,00.00)	\$4,025.00

WHEREAS, after review of the bids and upon the recommendation of the General Services Director and the Emergency Medical Services Department Chief, and upon their recommendation; and

WHEREAS, Trade Option #1 will happen immediately after this award due to the poor condition of the vehicle;

BE IT RESOLVED that the sole bidder, North Eastern Rescue Vehicles, be, and hereby is, awarded the base bid with Options 1, 2 and 3 and an additional install kit for a total amount of \$387,433.00.