

RESOLUTION NO. 292-A FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Clerical Aide, Grade 1, in the Town Clerk's Office and appointing Assunta M. Audino to same.

BE IT RESOLVED that one (1) position of Clerical Aide, Grade 1, in the Town Clerk's Office be, and hereby is, established; and

BE IT RESOLVED that Assunta M. Audino be, and hereby is, appointed to the position of Clerical Aide, Grade 1, in the Town Clerk's Office at annual salary of \$29,114, effective July 7, 2022.

RESOLUTION NO. 292-B FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 appointing Valarie J. Donahue to the position of Typist, Grade 6, in the Justice Department.

BE IT RESOLVED that Valarie J. Donahue be, and hereby is, provisionally appointed to the position of Typist, Grade 6, in the Justice Department at annual salary of \$34,609, effective June 21, 2022, pending the establishment of an appropriate eligible list.

RESOLUTION NO. 292-C FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 appointing Victoria R. Bruni to the position of Typist, Grade 6, in the Justice Department.

BE IT RESOLVED that Victoria R. Bruni be, and hereby is, provisionally appointed to the position of Typist, Grade 6, in the Justice Department at annual salary of \$34,609, effective June 21, 2022, pending the establishment of an appropriate eligible list.

RESOLUTION NO. 292-D FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Todd C. Gardner to the position of Sewer Maintenance Foreman, Grade 29, in the DPW/Division of Pure Waters.

BE IT RESOLVED that Todd C. Gardner be, and hereby is, provisionally promoted to the position of Sewer Maintenance Foreman, Grade 29, in the DPW/Division of Pure Waters at annual salary of \$67,257, effective June 20, 2022, pending the establishment of an appropriate eligible list and pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 292-E FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Joseph F. Murray to the position of Custodial Worker, Grade 3, in the General Services Department.

BE IT RESOLVED that Joseph F. Murray be, and hereby is, appointed to the position of Custodial Worker, Grade 3, in the General Services Department at an hourly rate of \$16.62, effective July 5, 2022, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 292-F FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Ryan P. Brannigan to the position of Highway Maintenance Worker, Grade 8, in the DPW/Division of Highway.

BE IT RESOLVED that Ryan P. Brannigan 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 \$20.67, effective June 21, 2022, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 292-G FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Olivia A. St. Gelais to the position of Emergency Medical Technician PT in the Emergency Medical Services Department.

WHEREAS, the Personnel Officer has certified Olivia A. St. Gelais as eligible for permanent appointment from Eligible List #EMT-03, established February 23, 2022;

BE IT RESOLVED that Olivia A. St. Gelais be, and hereby is, permanently appointed to the position of Emergency Medical Technician PT in the Emergency Medical Services Department at an hourly rate of \$19.61, effective June 21, 2022, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 292-H FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Rebekah A. Hinckley to the position of Emergency Medical Technician PT in the Emergency Medical Services Department.

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

BE IT RESOLVED that Rebekah A. Hinckley be, and hereby is, permanently appointed to the position of Emergency Medical Technician PT in the Emergency Medical Services Department at an hourly rate of \$19.61, effective June 21, 2022, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 292-I FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Nathaniel VanPatten to the position of Paramedic PT in the Emergency Medical Services Department.

WHEREAS, the Personnel Officer has certified Nathaniel VanPatten as eligible for permanent appointment from Eligible List #PM4-89, established March 16, 2022;

BE IT RESOLVED that Nathaniel VanPatten be, and hereby is, permanently appointed to the position of Paramedic PT in the Emergency Medical Services Department at an hourly rate of \$26.28, effective June 21, 2022, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 292-J FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Keenan C. Cosgrove to the position of Paramedic PT in the Emergency Medical Services Department.

WHEREAS, the Personnel Officer has certified Keenan C. Cosgrove as eligible for permanent promotion from Eligible List #PM4-89, established April 7, 2021;

BE IT RESOLVED that Keenan C. Cosgrove be, and hereby is, permanently promoted to the position of Paramedic PT in the Emergency Medical Services Department at an hourly rate of \$26.28, effective June 20, 2022.

RESOLUTION NO. 292-K FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Richard J. Langford to the position of
Emergency Medical Technician in the Emergency Medical Services
Department.**

WHEREAS, the Personnel Officer has certified Richard J. Langford as eligible for appointment from Eligible List #EMT-03, established May 17, 2022;

BE IT RESOLVED that Richard J. Langford be, and hereby is, appointed to the position of Emergency Medical Technician in the Emergency Medical Services Department at annual salary of \$40,779, effective June 20, 2022.

RESOLUTION NO. 292-L FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Eryn G. Brady to the position of Emergency Medical Technician in the Emergency Medical Services Department.

WHEREAS, the Personnel Officer has certified Eryn G. Brady as eligible for appointment from Eligible List #EMT-03, established September 8, 2021;

BE IT RESOLVED that Eryn G. Brady be, and hereby is, appointed to the position of Emergency Medical Technician in the Emergency Medical Services Department at annual salary of \$40,779, effective June 20, 2022.

RESOLUTION NO. 292-M FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Water Meter Service Worker, Grade 9, in the DPW/Division of Latham Water and permanently promoting Jesse A. Kean to same.

BE IT RESOLVED that one (1) position of Water Meter Service Worker, Grade 9, in the DPW/Division of Latham Water be, and hereby is, established; and

BE IT RESOLVED that Jesse A. Kean be, and hereby is, permanently promoted to the position of Water Meter Service Worker, Grade 9, in the DPW/Division of Latham Water at hourly rate of \$26.73, effective June 20, 2022, pending the establishment of an appropriate eligible list.

RESOLUTION NO. 293 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Minor Subdivision – S.I.A. 2021-002 and Authorizing Supervisor to Execute Escrow Agreement in Connection with S.I.A. 2021-002.

WHEREAS, John Paul Builders, LLC. desires to construct the proposed sewer improvement project extending municipal sewer service to the proposed subdivision located at 44 Waterford Avenue – S.I.A.# 2021-002, 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 extend municipal sanitary sewer service to the proposed subdivision located at 44 Waterford Avenue. The sewer main extension for the proposed subdivision, known as S.I.A.# 2021-002, will consist of 8-inch diameter PVC sewer main that will discharge via gravity to a proposed sanitary sewer gravity main that will be constructed along the project frontage and connect to an existing manhole (MH#6571) located at the intersection of Waterford Avenue and Waterford Avenue East. The proposed gravity sewers will be 8-inch diameter pipe installed at a minimum grade of 0.50% or greater so as to yield the required minimum cleaning velocity of 2 feet per second. The length of any line between manholes is 400 feet or less. The minimum cover is approximately 6 feet. 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-Eight Thousand Three Hundred Nine Dollars and 00/100 (\$28,309.00) which will be paid entirely by the owner; 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 John Paul Builders, LLC, the developer for said Project, and the Town of Colonie in relation to project SIA# 2021-002 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 21st day of July, 2022 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 New York State Town Law Article 12A.

RESOLUTION NO. 294 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Town Assessor to take the necessary steps with the Albany County Director of Real Property Tax Services and otherwise, to process the necessary corrections for the commercial customers impacted by the misapplication of water consumption figures, including the issuance of refunds.

WHEREAS, the Town of Colonie Department of Pure Waters services a significant portion of the residences and businesses in the Town of Colonie; and

WHEREAS, a portion of the charges for commercial users of the Pure Waters services is based upon a computation of points and units (known as the “Benefit Assessment Roll”) using water consumption figures for the particular commercial users; and

WHEREAS, the 2022 Pure Waters District Benefit Assessment Roll, as adopted by the Town Board on November 4, 2021 and which subsequently was incorporated into the 2022 Town tax bills, was based upon water consumption figures reflected on billings from 2020 as opposed to 2021; and

WHEREAS, when the 2021 water usage year is applied, 466 parcels are owed refunds totaling \$573,456.24 and 317 parcels have been undercharged a total of \$297,064.58; and

WHEREAS, residential customers are not impacted by last year’s incorrect application of the 2020 figures because the rates for residential customers are not based upon water consumption; and

WHEREAS, the aforementioned refunds shall be made out of Sewer District Funds and not the General Fund of the Town; and

WHEREAS, the necessary cross-checks have been added to the development of future Benefit Assessment Rolls to ensure the most current water consumption data is used for the commercial customers;

NOW, THEREFORE, BE IT RESOLVED that the Town Assessor take the necessary steps including the filing of form RP-556-b (correction of multiple parcel errors) with the Albany County Director of Real Property Tax Services, to process the necessary corrections for the impacted commercial customers through the issuance of refunds to the 466 commercial customers that wound up being overcharged as a result of the use of erroneous consumption figures; and further to authorize a omitted sewer unit charge be levied on the January, 2023 general property tax for the 317 commercial users that were undercharged as a result of the use of the outdated water consumption figures. Notice of the omitted sewer unit charge will be mailed to those commercial property owners that were undercharged.

RESOLUTION NO. 295 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 implementation, and funding in the first instance of the State Multi-Modal Program-aid and State administered federal program-aid eligible costs, of a capital project, and appropriating funds therefor.

WHEREAS, a Project for the drainage improvements in the vicinity of Wolf Road and Central Avenue, P.I.N. 1MA508.30A (the “Project”) is eligible for funding [under Title 23 U.S. Code, as amended, and] New York States Multi-Modal Program administered by the NYS Department of Transportation (NYSDOT); and

WHEREAS, the Town of Colonie desires to advance the Project by making a commitment of advance funding of the non-local share and funding of the full local share of the costs of the Project; and

NOW, THEREFORE, the Town Board, duly convened does hereby

RESOLVE that the Town Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Town Board hereby authorizes the Town of Colonie to pay in the first instance 100% of the federal and non-federal share of the cost of \$189,500.00 work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$64,500.00 is hereby appropriated from Stormwater Capital Borrowing and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the recognized amount of \$189,500 above, the Town of Colonie shall convene as soon as possible to appropriate said excess amount immediately upon notification thereof, and it is further

RESOLVED, that the Supervisor of the Town of Colonie be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Multi-Modal Program Funding on behalf of the Town of Colonie with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and all Project costs that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, that a Certified Copy of this Resolution be filed with the Commissioner of Transportation of the State of New York by attaching it to any required and/or appropriate Agreements executed in connection with the project between the Town of Colonie and the State of New York; and it is further

RESOLVED, that this Resolution shall take effect immediately.

RESOLUTION NO. 296 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 a Marriage Officer pursuant to §11-c of the Domestic Relations Law.

WHEREAS, §11-c of Domestic Relations Law permits the Town Board to appoint marriage officers who shall have the authority to solemnize marriages within the Town of Colonie; and

WHEREAS, Frank Mauriello has previously been appointed a marriage officer numerous times in the past and has expressed a desire to be appointed as marriage officer for the month of September, 2022;

NOW, THEREFORE, BE IT RESOLVED that Frank Mauriello be, and hereby is, appointed pursuant to Domestic Relations Law §11-c to serve as Marriage Officer, without compensation from the Town of Colonie, for the month of September, 2022.

RESOLUTION NO. 297 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 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.

Office of the New York State Comptroller
NYSLRS
New York State and Local Retirement System
110 State Street, Albany, New York 12244-0001
Please type or print clearly
in blue or black ink

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:									
Peter G. Crumme			Town Supervisor	01/01/22-12/31/23	7	28.28	☐	Bi-Weekly	☐
Julie Gansle			Town Clerk	01/01/22-12/31/23	7	25.12	☐	Bi-Weekly	☐
Melissa Jeffers VonDollen			Town Board Member	01/01/22-12/31/25	8	2.91	☐	Bi-Weekly	☐
Appointed Officials:									
Dennis Irwin			Assistant V & T Prosecutor	01/01/22-12/31/22	8		☐	Bi-Weekly	☒
Matthew Millea			Assistant V & T Prosecutor	01/01/22-12/31/22	8	10.84	☐	Bi-Weekly	☐
Kevin Bronner, Jr.			Planning Board Member	01/01/22-12/31/24	8	1.04	☐	Bi-Weekly	☐

I, Julie Gansle, secretary/clerk of the governing board of the Town of Colonie, of the State of New York,
(Name of Secretary or Clerk) (Circle one) (Name of Employer)

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 16 day of June, 2022 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 16 day of June, 2022.
(Name of Employer)

(Signature of Secretary or Clerk)

Affidavit of Posting: I, Julie Gansle being duly sworn, deposes and says that the posting of the Resolution began on and continued for at least 30 days. That the Resolution was available to the public on the:
(Date)

- ☒ Employer's website at: www.colonie.org
☒ Official sign board at: Memorial Town Hall
☒ Main entrance Secretary or Clerk's office at: Memorial Town Hall

(seal)

EXHIBIT "A"

Please type or print clearly
 in blue or black ink

Employer Location Code

3 0 0 8 1

Received Date

**Standard Work Day and Reporting
 Resolution for Elected and
 Appointed Officials Continuation Form**

RS 2417-B

(Rev.04/20)

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:									
Norman Massry			Town Justice	01/01/22-12/31/25	7	21.95	☐	Bi-Weekly	☐
Andrew Sommers			Town Justice	01/01/22-12/31/25	7	16.68	☐	Bi-Weekly	☐
C. Michele Zilgme			Receiver of Taxes	01/01/22-12/31/25	7	22.04	☐	Bi-Weekly	☐
James A. Gamble			Town Board Member	01/01/22-12/31/25	8	3.32	☐	Bi-Weekly	☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
Appointed Officials:									
Timothy Barnard			CAC/Member	01/01/22-12/31/23	8	1.42	☐	Bi-Weekly	☐
Benjamin Garry			SEAMAB/Member	01/01/22-12/31/22	8		☒	Bi-Weekly	☐
Deborah Banks-Turner			SEAMAB/Member	01/01/22-12/31/22	8		☒	Bi-Weekly	☐
							☐		☐
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Employer: Town of Colonie

Location Code: 30081

Page 2 of 2

(use with form RS 2417-A)

RESOLUTION NO. 298 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Benjamin Stevens to the Highway Safety Committee.

BE IT RESOLVED that the appointment of Benjamin Stevens to the Highway Safety Committee for the remainder of 2022, filling the vacancy created by the resignation of Joseph Bisognano be, and hereby is, approved.

RESOLUTION NO. 299 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Consent to Assignments of the Plan Sponsor Agreement in connection with the Deferred Compensation Plan.

WHEREAS, NextCapital Group, Inc. is the present investment advisor to the Town's Deferred Compensation Plan; and

WHEREAS, NextCapital Group, Inc. will assign their agreement to The Goldman Sachs Group, Inc. with no change to the services or fee;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute a Consent to Assignments of the Plan Sponsor Agreement in connection with the Deferred Compensation Plan; and

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

RESOLUTION NO. 300 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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:

EJ Del Monte Corp. & Penfield Hotel LP, v. Town of Colonie et al.

Index No. 904888-20; 905974-21

168 Wolf Road, Tax Map Parcel No. 30.4-1-6.1-99

Assessment Roll Year	Present Assessment	Revised Assessment	Reduction
2020	\$3,200,000	\$2,609,000	\$591,000
2021	\$3,200,000	\$2,590,000	\$610,000

Tentative Town Refund: \$6,948.91

Tentative School District Refund: \$31,699.14

Parko Holdings 4, LLC , v. Town of Colonie et al.

Index No. 905964-21

2071 Central Ave, Tax Map Parcel No. 17.13-1-12

Assessment Roll Year	Present Assessment	Revised Assessment	Reduction
2020	\$1,600,000	\$1,600,000	0
2021	\$1,600,000	\$1,600,000	0

Tentative Town Refund: \$0

Tentative School District Refund: \$0

E. Stewart Jones Jr. & Kimberly Sanger Jones, v. Town of Colonie et al.

Index No. 906334-21

46 Schuyler Road, Tax Map Parcel No. 43.4-4-28

Assessment Roll Year	Present Assessment	Revised Assessment	Reduction
2021	\$1,062,000	\$722,750	\$339,250

Tentative Town Refund: \$1,986.69

Tentative School District Refund: \$8,974.38

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. 301 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Chapter 46 of the Town Code entitled “Alarm Systems”.

BE IT RESOLVED that a public hearing be, and it hereby is, scheduled for July 21, 2022 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 Chapter 46 entitled “Alarm Systems”.

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 2022

A local law amending Chapter 46 of the Code of the Town of Colonie, entitled “Alarm Systems.”

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

SECTION 1: AMENDMENT

Chapter 46 of the Code of the Town of Colonie, entitled “Alarm Systems,” is repealed in its entirety and replaced with the following local law, which regulates alarm systems in the Town of Colonie.

§ 46-1. Purpose.

The purpose of this Local Law is to promote the health, safety, and general welfare of the residents of the Town of Colonie by reducing the number of avoidable Nuisance Alarms. Nuisance Alarms result in unnecessary and ineffective use of police, ambulance, fire and rescue emergency personnel and equipment.

§ 46-2. Definitions.

Alarm System: A device or an assembly of equipment which, when activated, is intended to transmit a signal directly or indirectly to request fire, police, ambulance, or rescue services to respond on an emergency basis. An “Alarm System” shall also include a device or an assembly of equipment that emits an audible or visual signal, or both, at or near the exterior of the protected premises which is intended to alert persons outside of a premises to the existence of a hazard or emergency; or that transmits a request for police, ambulance, fire or rescue services to a central station or answering service for the purpose of reporting such alarms to an emergency agency or transmitting a request for emergency services to an emergency agency. This definition does not include any alarm device installed in any motor vehicle, nor any single station detector of smoke, heat, fire or carbon monoxide.

Nuisance Alarm: The activation of an alarm system which results in a response by fire, police, or ambulance personnel to any place within the Town of Colonie (outside of the Village of Colonie and the Village of Menands) where no fire, police, ambulance, or rescue

services are required, as determined by such personnel, including, but not limited to, activation of an alarm system arising from improper use or operation of the alarm system, defective installation of an alarm system, the failure to repair or maintain an alarm system, or the use of defective equipment in connection with an alarm system. Nuisance alarms shall also include alarms in dwelling units and on premises that are triggered as a result of cooking smoke, steam, dust or vapor. A nuisance alarm shall not include:

- A. The activation of an alarm system which results from hurricane, gale, tornado or other violent weather condition, or any major disruption of public utility transmission;
- B. The activation of an alarm system where the activator reasonably believes that an emergency situation exists; or
- C. An activation of a medical alert system.

Medical Alert System: means an alarm system, which, when activated, is specifically intended to result in a response from an emergency medical services agency.

§ 46-3. Alarm Permits.

- A. A person or entity that occupies premises upon which an Alarm System is installed or operated shall obtain a permit for each Alarm System by submitting an application for an alarm permit to the Town Clerk within 45 days of the initial installation of the Alarm System or, for an existing Alarm System, within 45 days of the effective date of this local law. The permit shall be valid for a period of two years from the date of its issuance and a renewal application shall be required on a biannual basis thereafter. It shall be the responsibility of the permit holder to submit a renewal application prior to the expiration date of the existing permit.
- B. Commercial establishments with fire alarm systems shall be required to submit an inspection report to the compliance engine utilized by the Town. The inspection report must be completed by a third-party firm alarm company approved by the Town of Colonie. A list of approved alarm companies may be obtained from the Department of Fire Services.
- C. Alarm permit fees shall be established by the Town Board. All fees are nonrefundable. No fee shall be required for a permit application for which a medical alert system is the only alarm installed in the dwelling unit or premises.
- D. Upon written request addressed to the Town Clerk, the permit fee shall be waived for any person over the age of 62, who occupies premises upon which an Alarm System is installed or operated, provided that the intended alarm system shall be residential and not used in connection with any commercial or business purpose.
- E. An alarm permit shall not be transferable to another person or location. All permits shall be deemed terminated upon the sale or transfer of possession of the affected premises to a new owner or occupant.

- F. The permit holder shall notify the Town Clerk of any change to the information provided in their application for an Alarm Permit within thirty (30) days of such change.
- G. The application for an alarm permit shall be made on the form prescribed by the Town Clerk and shall provide at least the following information:
 - (1) The name, address and home and cell phone number of the intended permit holder;
 - (2) The address of the premises upon which the Alarm System is located;
 - (3) The address to which notices required under this Chapter will be sent, if different from the alarm location;
 - (4) The name and home and cell phone number of three local persons who may be contacted, at any time of the day or night, who are authorized by the person who owns or leases the premises upon which an alarm system is installed or operated to enter the premises, ascertain the status thereof, and if the person determines such premises are safe and secure, deactivate or silence the alarm; and
 - (5) Such other information as may be required by the Town of Colonie.

§ 46-4. Notice of Nuisance Alarms.

The permit holder of the premises which received an emergency response by reason of a Nuisance Alarm shall be notified, in writing, by certified mail of all alarms which Fire Services or Police deemed to be a nuisance. The notification shall inform the owner or lessee of the times and types of emergency responses provided to the address location.

§ 46.5. Administrative Review.

- A. Request for administrative review. To challenge the classification of an alarm as a Nuisance Alarm, the permit holder shall, within 30 days of service of the notice of the nuisance alarm, submit a written request for a hearing, setting forth the basis for the appeal, to Town of Colonie Fire Services. As used in this section, “service” shall mean the mailing by first-class mail or personal delivery of any notice referenced herein. The failure to submit a timely request for a hearing shall be deemed a waiver of the right to have the determination reviewed.
- B. Administrative review. The Alarm Review Board shall be comprised of the Deputy Police Chief, the Senior Fire Protection Specialist and a Town Attorney. The Board shall meet on a quarterly basis to hear matters as requested by permit holders. A permit holder notified of a nuisance alarm on their premises shall have the opportunity to present evidence to the contrary to the Board. The Alarm Review Board shall hold a hearing and make a written determination concerning the classification of the alarm. A copy of the determination shall be mailed to the permit holder. If the Board determines that an alarm was not a nuisance, the permit holder shall not be required to pay a fee. If the alarm is deemed to have been a nuisance, the permit holder shall have 30 days to pay the fee from the date of the determination. The Alarm Review Board’s determination shall be reviewable only pursuant to Article 78 of the Civil Practice Law and Rules.

§ 46-6. Fees for Nuisance Alarms.

- A. The permit holder for the premises to which an emergency agency responds as a result of a Nuisance Alarm arising from such premises shall pay a fee for each emergency agency response in each calendar year, as follows.
 - i. First 3 Nuisance Alarms in any calendar year: no fee.
 - ii. Every Nuisance Alarm over three in any calendar year shall incur a fee pursuant to the fee schedule adopted by the Town Board.
- B. Multiple Dwelling Unit Premises. An emergency response to a nuisance alarm for a multiple dwelling unit building or complex shall be calculated for each unit giving rise to the nuisance alarm as if that unit were its own premises, rather than aggregated across all dwelling units within the premises. The permit holder for the multiple dwelling unit premises is responsible for the fee as provided above.
 - i. For purposes of this section, a “dwelling unit” consists of one or more rooms with private bath and kitchen facilities used exclusively for residential occupancy.
 - ii. Common Areas. Any part of a multiple dwelling unit premises that is not a dwelling unit shall be treated as a “common area.” Emergency agency responses to Nuisance Alarms arising from any common area in such premises shall be aggregated.
- C. Failure to remit fee. Failure of the permit holder to pay the Nuisance Alarm fee within 30 days following service of the notice of the amount due, or if challenged, within 30 days following the date of the Alarm Review Board’s determination, is a violation of this chapter and is punishable as set forth in section 46-7 below.
- D. Payment of fee. Nuisance Alarm fees shall be submitted to the Town of Colonie Town Clerk at 534 New Loudon Road, Latham, NY 12110, and shall be made payable to the “Town of Colonie.”

§ 46-7. Penalties and fines.

- A. A person or entity who owns or leases the premises upon which an alarm system is installed or operated without a valid permit issued by the Town Clerk or who fails to provide notice of a change to the information provided in an application as required by section 46-3 above, or who violates section 46-6 above, shall be guilty of a violation punishable upon conviction in Colonie Justice Court by a fine in accordance with the Police and Fire Services fee schedules, or imprisonment not exceeding 15 days, or both. Each day such offense continues shall be a separate violation and subject to a separate fine, imprisonment or combination thereof.

- B. Any person who fails to pay the Nuisance Alarm penalty fee as established and set forth in section 46-4 above shall be subject to a fine, not to exceed \$500, in addition to the initial penalty. Each day such offense shall continue shall be a separate violation and subject to a separate fine.

§ 46-8. Silencing of Alarms.

All alarm systems which employ an audible signal, flashing light beacon or similar audible or visual response, indicating a hazard or emergency and intended to summon law enforcement, must be silenced within 15 minutes. Every permit holder shall, at the time such alarm system is installed, or in the case of existing alarm systems, by the effective date of this local law, install or cause to be installed an automatic timing device which shall deactivate and silence such alarm within 15 minutes.

§ 46-9. Liability.

The Town of Colonie shall not be liable for any defects in operation of emergency alarm systems, for any failure to respond appropriately, or for any erroneous response upon receipt of any emergency alarm signal. Nor shall the Town of Colonie be liable for the failure or defect of any installation, operation, or maintenance of equipment, the transmission of alarm signals or messages, or the relaying of such signals or messages.

§ 46-10. Enforcement.

The Police Department and Fire Services shall enforce this chapter and are authorized to issue and serve citations and appearance tickets for nuisance alarms.

§46-11. Additional rules and regulations.

The Chief of Police may promulgate such rules, regulations and standards applicable to alarm systems and owners or lessees of premises on which an alarm system is installed or operated, which are necessary for the purpose of effective administration of this chapter. Such rules, regulations and standards shall be set forth, in writing, and filed with the Town Clerk and copies shall be made available without charge to all applicants for an alarm permit.

§46-12. Severability.

If any section, subsection, sentence or clause of this Local Law, or the application thereof, is for any reason held to be invalid by any court of competent jurisdiction, the invalidity thereof shall not affect the validity of the remaining sections, clauses or provisions of this Local Law or the application thereof.

§46-13. Effective Date.

This Local Law shall become effective upon its filing in the Office of the Secretary of State.

SEQR Determination:

The amendment of this local law as set forth herein, including the revision of definitions, alarm registration requirement, prohibition against nuisance alarms, and provisions exempting the Town of Colonie from liability, is hereby determined to be a Type 1 action which will not have a significant effect on the environment.

PROPOSED FEE SCHEDULE

Police Department response: (police department shall maintain and possess all police-related alarm response documentation until the quarterly Board meeting)

Number of Nuisance Alarms Fee In Calendar Year	
1-3	No fee
4	\$50
5	\$100
6 or more	\$200

Response by a fire company, fire district or multiple agencies: (fire services shall maintain and possess all fire-related alarm response information documentation until the quarterly Board meeting).

Number of Nuisance Alarms Fee In Calendar Year	
1-3	No fee
4	\$100
5	\$250
6 or more	\$500

ALARM PERMIT APPLICATION FEE

\$25/two years

(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 2022 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. 302 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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, adding Chapter 189A of the Town Code entitled “Small Cell Wireless Facilities Law”.

BE IT RESOLVED that a public hearing be, and it hereby is, scheduled for July 21, 2022 at 7:00 PM in Memorial Town Hall in connection with a proposed local law of the Code of the Town of Colonie, thereof, adding Chapter 189A entitled “Small Cell Wireless Facilities Law”.

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 2022

A local law adding Chapter 189A, to the Code of the Town of Colonie to be titled “Small Cell Wireless Facilities Law”, the purpose of which is to recognize the need to ensure widespread availability of telecommunications services in order to promote commerce, public safety and otherwise further the public interest.

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

SECTION 1: §189A-1: Title.

This chapter shall be known and may be cited as the “Town of Colonie Small Cell Wireless Facilities Law”.

SECTION 2. §189A-2: Definitions

Chapter 189A shall adopt the definitions from Chapter 189-4 and include the following definitions for purposes of this Chapter only:

- **Abandoned facility** – any wireless telecommunication facility which has not been operational for six consecutive months.
- **Agreement** – a license, right-of-way or other contract with a telecommunications provider or wireless service provider for use of the Town’s rights-of-way
- **Antenna location permit** – a permit issued by the Department of Public Works in accordance with the requirements of Chapter 189A for the placement of small cell wireless facilities.
- **Applicable law** or “law” – any applicable State or Federal law, rule, regulation, tariff, administrative order, certificate, and all applicable laws, codes, rules, regulations and other requirements of the Town, including all applicable judicial decisions.
- **Collocation** – mounting or installing an antenna facility on a structure, pole or tower that already hosts an antenna facility and/or modifying a structure for the purpose of mounting or installing additional antenna facilities on that structure.
- **Deployment** – placement, construction or modification of a personal wireless service facility.
- **Eligible Support Structure** – any tower, pole, structure or base station as defined in this section that exists at the time an application is filed with the Town for a small wireless facility.
- **Existing Pole** – any pole, utility pole, Town pole or structure in the Town’s ROW that is in existence prior to any license or right-of-way agreements executed pursuant to this Chapter.
- **Facility or Facilities** – any tangible component of the telecommunications system, including, but not limited to, an antenna, pole, wire, cable, electrical conductor, conduit, equipment

enclosure, cabling, manhole, handhole, junction box and terminal block, fixture, appliance and apparatus or other device that is used to provide telecommunication service.

- **Noncompliant structure or noncompliant use** – a structure or use that does not conform to the regulations of the Town or area in which it is situated.
- **Pole** – a legally constructed pole, such as a utility, lighting, traffic, or similar pole made of wood, concrete, metal or other material, located or to be located within the public right-of-way. For purposes of this subdivision, a pole does not include a tower or structure.
- **Provider** – a telecommunications service provider or a wireless services provider, including any person who owns and/or operates any communications facilities, wireless facilities, poles built for the sole or primary purpose of supporting communications facilities or towers within the public ROW.
- **Replacement Pole** – the replacement of an existing pole, support structure or tower shall be substantially similar in design, size, height, scale and location to the existing structure and in conformance with this Chapter and any other Town regulations. A replacement pole shall not exceed thirty (30) feet in height and shall conform to the surrounding area and neighborhood so as to blend seamlessly and be camouflaged.
- **Right-of-Way or “ROW”** – any right-of-way owned or maintained by the Town of Colonie
- **Small Cell Wireless Facility or Small Cell** – a wireless telecommunications facility that meets each of the following conditions:
 1. The facilities:
 - a) Are mounted on structures that are 50 feet or less in height, including their antennas; or
 - b) Are mounted on structures no more than 10% taller than other adjacent structures; or
 - c) Do not extend existing structures on which they are located to a height of more than 50 feet or by more than 10% above its preexisting height as a result of the location of new antenna facilities; and
 2. Each antenna (excluding associated antenna equipment) is no more than three cubic feet in volume; and
 3. All antenna equipment associated with the facility (excluding antennas) are cumulatively no more than 28 cubic feet in volume; and
 4. The facility does not require antenna structure registration under applicable federal regulations; and
 5. The facility does not result in human exposure to radiofrequency radiation in excess of the applicable safety standards specified in 47 C.F.R. 1.1307(b)
- **Small Cell Network** – one or more small cell facilities connected by a fiber to a carrier switching system or other means of interconnection for provision of wireless service within a limited geographic area or structure.
- **Small Cell Wireless Facility Permit** – a permit issued by the Department of Public Works allowing a provider to deploy a small cell wireless facility.
- **Structure or Tower** – any structure built for the sole or primary purpose of supporting any FCC-licensed or authorized antenna(s) and their associated facilities, including structures that are constructed for wireless communications services, including, but not limited to, private, broadcast, and public safety services, as well as unlicensed wireless services and fixed

wireless services. Street light poles, public utility and traffic light poles without an attached approved wireless telecommunications facility or right-of-way structures shall not be considered a tower.

SECTION 3. §189A-3: Controlling Authority

The Federal Communications Commission (FCC) issued a Declaratory Ruling and Third Report and Order, adopted on September 26, 2018 which provides the legal background, regulations, and guidance on small cell wireless facility deployment and collation.

SECTION 4. §189A-4: Access to Public ROW

A. Provider shall request permission from the Town of Colonie Town Board to enter into a right-of-way agreement expressly authorizing the provider's non-exclusive use of the public ROW for the sole purpose of deploying small cell communications facility(ies). A ROW agreement shall be in effect prior to the provider deploying any facilities in the Town's right of way.

1. If the pole, tower or structure is not owned by the Town, the provider shall provide the Town with proof that it has the license or authority from the pole, tower or structure owner to use an existing pole, tower or structure in the public ROW for a small cell wireless facility. The deployment of a facility on a third-party owned structure must comply with the Town's structural and aesthetic requirement as set forth in this Chapter.
2. The terms and conditions set forth in this Chapter are not exclusive and the Town reserves the right to require additional terms and conditions in the ROW agreement.

SECTION 5. §189A-5: Highway Work Permits.

A. Highway work permit applications.

1. An application for a small cell wireless facility shall require review and approval by the Town of Colonie Department of Public Works (DPW).
2. No person, business, corporation or other entity may construct, maintain or perform any other work in the public ROW related to telecommunications facilities, poles built for the sole or primary purpose of supporting said facilities or towers without first receiving a highway work permit to the extent required in this Chapter, and any other permit or authorization required by applicable laws.
3. The Town shall only issue a highway work permit where the applicant, or provider on whose behalf the applicant is constructing facilities, has executed a license/ROW agreement as required by this Chapter, and has paid all applicable fees. The Applicant must provide the Town with proof of proper structure and emissions of each facility to be deployed in the Town's right of way.
4. Any telecommunications provider that wishes to deploy a small cell facility within the Town of Colonie must follow all provisions of this Chapter.

B. The provider shall submit an application to DPW for a highway work permit. The application shall include:

1. The applicant's name, address, telephone number(s) and email address, including emergency contact information for the applicant.
2. The names, addresses, telephone numbers and email addresses of all representatives acting on behalf of the applicant with respect to the filing of the application.
3. A description of the proposed work and the purpose and intent of the proposed facility sufficient to demonstrate compliance with the provisions of this Chapter.
4. If applicable, a copy of the authorization for use of the property from the pole, tower or support structure owner on which the facility will be placed or attached.
5. Stamped drawings completed by a professional engineer:

- i. Containing a certification that the pole, tower or support structure upon which the proposed facility is to be located is, and shall remain, structurally sound after the deployment of the facility.
- ii. For any new facilities or structures, accurate visual depictions or representations, if not included in the construction drawings.
- iii. If new construction, a plan demonstrating the pole, tower or support structure would be possible for other providers who may wish to deploy small cell technology in the geographic area of the subject application.
- iv. A comprehensive plan of any and all maintenance that shall be performed by the provider on an annual basis to ensure that the small cell wireless facility is properly and safely functioning.

- 6. Proposed location(s) for each small cell wireless facility to be deployed including the numbers of poles, towers or structures, or, if numbers are not available the metes and bounds of each location. Each proposed location of a facility must be reviewed and approved by DPW prior to the issuance of a highway work permit.
- 7. Insurance as required by Chapter 189A-6(G);
- 8. Performance bond as required by Chapter 189A-6(G); and
- 9. Applicable fees as required by the DPW fee schedule.

C. DPW shall review applications within the following time frames:

- 1. 10 days to review a small cell wireless facility application to deploy a small cell wireless facility using an existing pole or structure. DPW shall notify the applicant of missing documents or information within the 10-day time frame;
- 2. 10 days to review a resubmission and notify the applicant of any missing documents or information. This notification shall toll the shot clock until all missing information is submitted.

D. A highway work permit is valid for 180 days after issuance and may be extended for an additional 180 days upon written request of the applicant if the failure to complete construction is a result of circumstances beyond the applicant's control.

E. An applicant may simultaneously submit up to five (5) applications for small cell wireless facilities, provided that the proposed communications facilities are to be deployed on the same type of structure using similar equipment and within an adjacent, related geographic area of the Town. If the applicant files a consolidated application, the applicant shall pay the application fee calculated as though each facility were a separate application. No applicant shall submit more than one consolidated application in a six-month period, but may submit applications for individual facilities. Priority shall be given to providers who seek to deploy small cell wireless facilities on existing poles, towers or support structures in the public ROW.

F. The Town shall review applications either under administrative or discretionary review, and, if the application conforms with the provisions of this Chapter, DPW shall issue the highway work permit subject to the design standard as set forth in §§ 189A-5(F)(5) and 189A-6 of this Chapter.

1. Administrative review

- i. The following use within the public ROW shall be permitted, subject to administrative review and issuance of a highway work permit as set forth in this Chapter. This use shall be in accordance with all other applicable

provisions of this Chapter. Administrative review will not be available for consolidated applications or simultaneous applications for more than five (5) communication facilities.

- a) Modification of a pole, tower or support structure or replacement of a pole for the deployment of a communications facility where the modification or replacement qualifies as an eligible facilities request.

2. Discretionary review and approval

- i. DPW shall have the sole discretion to consult with a third-party professional engineer to review specifications within an application. If a third-party engineer is required, DPW shall notify the provider in writing of the need to employ a third-party engineer and the reasons for said employment. The cost of the review shall be the responsibility of the applicant and must be paid before issuance of the highway work permit.

3. Except as otherwise provided by applicable law, the Town shall:

- i. Within 10 days of receiving an application, the Town shall notify the applicant if the application is incomplete and identify the missing information. The applicant may resubmit the completed application within 30 days without additional charge, in which case the Town shall have 10 days from the receipt of the resubmitted application to verify the application is complete, notify the applicant that the application remains incomplete, or, in the Town's sole discretion, deny the application; and
- ii. Make its final decision to approve or deny the application within 90 days for any new structure, after the application is complete (or deemed complete in the event the Town does not notify the applicant that the resubmitted application is incomplete).
- iii. The Town shall advise the applicant in writing of its final decision.

4. In determining the deployment or placement of communication facilities, the Department of Public Works shall consider the following criteria and its impact on the surrounding neighborhood during the site plan review process:

- i. The aesthetic standards as set forth in 189A-10 of this Chapter;
- ii. The compatibility of further deployments and their potential impact on the surrounding neighborhood; and
- iii. The density fulfillment needs of the neighborhood.

5. Aesthetics (height, setback and design requirements)

- i. The Department of Public Works (DPW) shall inspect and approve the aesthetic design of each small cell wireless facility proposed to be deployed in the Town as well as any new or replacement poles, towers or structures.
- ii. Any replacement poles within the Town shall be substantially similar in height, diameter and design to the poles that they will replace. Replacement poles shall not exceed 34 feet in height inclusive of the installed facilities.
- iii. No antenna or any other transmitting or receiving device used in conjunction with a small cell wireless facility may extend more than four (4) feet above

the top of the structure upon which it is placed. This height shall be measured from the bottom of the antenna assembly (including any masts, supports, etc., used to affix an antenna to a pole, tower or support structure) to the top of the antenna.

- iv. Any additional electrical requirements, including, but not limited to, wires, lines, boxes, meters, generators, etc., shall be concealed and camouflaged.
- v. All small cell wireless facilities must be of a neutral color and similar material that is identical to, or closely compatible with, the color and material of the supporting structure so as to make the facility and antenna as visually unobtrusive as possible. Concealment of facilities and antennas within existing poles, towers or support structures should be used where possible to reduce visual impacts as determined by DPW.
- vi. Existing on-site vegetation shall be preserved or improved, and the disturbance of the existing topography shall be minimized.
- vii. Small cell wireless facilities shall not obstruct sight lines to drivers, pedestrians or bicyclists.
- viii. No signage or other identifying markings of a commercial nature shall be permitted upon any pole, tower or support structure, except those required by the FCC.
- ix. All cables or wires associated with a facility shall be concealed within a sleeve.
- x. DPW may, at its sole discretion, attach additional conditions and safeguards to any small cell wireless facility and site development plan as it feels necessary to ensure the initial and continued conformance to all applicable Town standards.

SECTION 6. §189A-6: General ROW installation requirements

A. The permittee shall employ due care and safety during the installation, maintenance or any other work in the public ROW, and shall comply with all safety and public ROW protection requirements of applicable laws, Town Codes and commonly accepted safety and public ROW protection standards.

B. Unless otherwise specified in the highway work permit, the permittee shall erect a barrier around the perimeter of any excavation and provide appropriate traffic control devices, signs and lights to protect, warn and guide the public through the work zone.

C. The permittee shall not interfere with any existing facilities or structures in the public ROW and shall locate its lines and equipment in such a manner so as not to interfere with the usual traffic patterns (vehicular or pedestrian) or with the rights or reasonable convenience of owners of property that abuts any public ROW.

D. If a small cell wireless facility is found to interfere with the Town's public safety communications, or communications of other governmental entities, the provider shall, within forty-eight (48) hours of receiving notice—written or oral—take all steps reasonably necessary to correct and eliminate the interference. If the interference continues for a period in excess of forty-eight (48)

hours after the provider attempted to correct the interference, the Town may reduce power to or remove the facility, or require the provider to cease operation of the facility until it can be repaired or replaced. If the facility is unable to be repaired so as to eliminate interference, the facility shall be removed within thirty (30) days of such determination by DPW.

E. Providers shall only install facilities and supporting equipment that is of the type and frequency approved by the FCC so as not to interfere with existing public safety communications or utilities.

F. Before beginning any excavation, the permittee shall comply with Dig Safely New York, Inc.

G. Bond, indemnification and insurance

1. No highway work permit shall be issued until an adequate bond in a sum to be fixed by the Permit Authority, but in no case less than \$1,000,000, is provided by the applicant. The bond shall be conditioned for the payment of all damages which may be caused to a person or persons or to property by reason of the any acts of the permittee, sponsor, operator, or its agents, employees, contractors or subcontractors. Such bond shall run to the Town of Colonie and shall be for the use and benefit of any such person or persons, or any such owner or owners of any property so injured or damaged. Any such person or persons, or such owner or owners are hereby authorized to maintain an action on such bond, which right of action shall also accrue to the heirs, executors, administrators, successors or assigns of such persons or owners.

2. The telecommunications provider or wireless service provider shall keep and maintain liability insurance in the amount of \$3,000,000 for each incident and an umbrella policy in the amount of \$5,000,000 for each communication facility in the public ROW. The Town shall be named as an additional insured on each policy on a primary, noncontributory basis. The provider shall provide the Town with proof of insurance together with the submission of its application.

3. The telecommunications provider or wireless service provider shall indemnify, defend and hold the Town, its employees, officers, elected officials, agents and contractors ("indemnified parties") harmless from and against all injury, loss, damage, liability, costs or expenses arising from any third-party claims resulting from the highway work permit holder's use or breach of the license agreement. The provider's indemnity shall not apply to any liability resulting from the negligence or willful misconduct of the Town or other indemnified parties. The Town shall give prompt written notice to the provider of any claim for which the Town seeks indemnification. The provider shall have the right to investigate these claims and shall not settle any claim without the consent of the Town Attorney's office, unless the settlement (i) will be full funded by the provider without seeking reimbursement from the Town, and (ii) does not contain an admission of liability or wrongdoing by any indemnified parties. Neither party will be liable for consequential, special, punitive, or indirect damages, whether under theory of contract, tort (including negligence), strict liability or otherwise.

H. Annual reporting requirements.

1. Each small cell wireless facility in the public ROW shall be inspected by the provider on an annual basis to ensure that it is properly functioning and safely mounted.
2. A highway work permit shall not be required for ordinary maintenance and repair.

3. The provider shall submit a report to the Town each year which shall include the following information:
 - i. Contact information for the person(s) primarily responsible for operating and maintaining the facility;
 - ii. The status of all pending projects involving the ROW, including estimated timetables and completion dates;
 - iii. Summary of all work that was completed in the previous 12-month period, including installation, maintenance, repair or replacements;
 - iv. Proof that all facilities are safely mounted and functioning properly;
 - v. List of the facilities in the Town's right of way and their compliance with Federal emissions regulations;
 - vi. Proposal for any work the provider intends, or deems necessary, to complete;
 - vii. Proof of compliance with insurance and bond requirements; and
 - viii. A list of all active and inactive facilities in the public ROW.
4. The provider shall submit an annual report to the Town no later than January 30th of each calendar year for the prior calendar year. If the provider fails to submit an annual report to the Town, it shall be considered in default and will have sixty (60) days to cure. In the event that the provider does not cure the default, the Town may terminate the provider's access to the Town's right-of-way and terminate any ROW agreement existing between the Town and provider.

I. Abandoned or unsafe facilities

1. If a small cell wireless facility has been abandoned for a period of 6 consecutive months or more, the highway work permit for said facility shall be immediately revoked and the telecommunications provider shall remove the facility together with all of its components within 30 days of revocation of the permit.
2. If the installed wireless facilities no longer supports technological advances and the next generation of mobile networks, the installed facilities shall be considered abandoned and must be removed.
2. If a small cell wireless facility has become unsafe, the Town shall notify the permit holder and the latter shall have 5 days to repair and reinforce the facility or remove the facility and all of its components.
3. In the event that a small cell wireless facility is not removed within the prescribed time frame stated above, the Town may remove the facility and seek reimbursement from the former permit holder for reasonable costs and fees associated with said removal.

SECTION 7. §189A-7: Penalties for offenses.

1. Any person, entity or corporation that attempts to erect, construct, deploy or substantially modify a wireless telecommunications facility without having first obtained the necessary work permits or permissions described in this Chapter shall be deemed in violation of this Chapter and Town of Colonie Town Code. Any responsible party or other persons convicted by a court of competent jurisdiction of having violated any provision of this Chapter shall be punished by a fine not to exceed ten thousand dollars (\$10,000) for the first violation, fifteen thousand dollars (\$15,000) for the second violation and twenty thousand dollars (\$20,000) for each violation thereafter.
2. If any structure is erected, constructed, reconstructed, deployed, altered, repaired, converted or maintained in violation of this chapter, or without obtaining the required permits or permissions, or if any building, structure or land is used in violation of this chapter, the Town Attorney, in addition to any other remedies, may institute proceedings to prevent such unlawful

violation or to correct or abate such violations. Each day that such violation continues may be deemed a separate offense.

3. Any other violations of this Chapter shall be punishable with a civil penalty of \$500 for each violation. Each day that a violation occurs or is permitted to exist by the applicant or provider shall constitute a separate offense.

SECTION 8. 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 9. 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 10. 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 2022 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. 303 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 RDM Asphalt & Construction in connection with sealcoating Town Hall parking lot.

WHEREAS, RDM Asphalt & Construction will sealcoat Town Hall parking lot at a cost not to exceed \$11,099.58;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an agreement with RDM Asphalt & Construction in connection with sealcoating Town Hall parking lot; and

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

RESOLUTION NO. 304 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Landscape, Inc. in connection with the repair of the block wall at the Loudon Green Park.

WHEREAS, Landscape, Inc. supplied a quote to repair the block wall at the Loudon Green Park in an amount not to exceed \$7,320.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with Landscape, Inc. in connection with the repair of the block wall at the Loudon Green Park; and

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

RESOLUTION NO. 305 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Board to review and consider an open development area at 861 First Street.

WHEREAS, pursuant to Town Law §280-a (4) the Town Board is authorized to refer matters in connection with open development areas to the Planning Board for its review; and

WHEREAS, the Town Board would like to recommend that the Planning Board review the proposed project located at 861 First Street as a possible open development area;

BE IT RESOLVED that the Planning Board shall review and consider the proposed project located at 861 First Street as a possible open development area and provide the Town Board with its findings, conclusions and recommendation thereon.

RESOLUTION NO. 306 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Board to review and consider the proposed rezoning of parcels of land located at 45 Forts Ferry Road from Office Residential (OR) to a Planned Development District (PDD).

WHEREAS, the Town Board recommends that the Planning Board review the proposed rezoning of parcels of land located at 45 Forts Ferry Road from Office Residential (OR) to a Planned Development District (PDD); and

BE IT RESOLVED that the Planning Board shall review and consider the proposed rezoning of parcels of land located at 45 Forts Ferry Road from Office Residential (OR) to a Planned Development District (PDD).

RESOLUTION NO. 307 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 Albany Medical Center Hospital in connection with the purchase of medications for the Emergency Medical Services Department.

WHEREAS, the Emergency Medical Services Department will purchase medications from Albany Medical Center Hospital from January 1, 2022 through December 31, 2023;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an agreement with Albany Medical Center Hospital for the purchase of medications for the Emergency Medical Services Department; and

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

RESOLUTION NO. 308 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 10'x12' shed at 25 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. 309 FOR 2022

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 16th day of June, 2022 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 donation from Twin Bridges Waste & Recycling for leaf pickup in the Town on June 21, 2022.

WHEREAS, Twin Bridges Waste & Recycling has offered to donate to the Town leaf pickup in the Town on June 21, 2022.

BE IT RESOLVED that the donation from Twin Bridges Waste & Recycling for leaf pickup in the Town on June 21, 2022, be and hereby is, accepted.