

RESOLUTION NO. 234 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution rescinding a portion of Local Law #7 of 1988.

WHEREAS, proof of notice having been furnished, the public hearing on a proposed local law was held at 7:00 PM on June 18, 2020; and

WHEREAS, the purpose of rescinding that portion of Local Law #7 of 1988 and Town Code Section 97-10 (HH) creating a fire lane at 1770 Central Avenue in the Village of Colonie is that the owner of the property claims that the fire lane is no longer needed;

THEREFORE, BE IT RESOLVED, that the portion of Local Law #7 of 1988 creating the fire lane at 1770 Central Avenue be, and hereby is, rescinded.

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 2020

A local law rescinding that portion of Local Law #7 of 1988 and Town Code Section 97-10 (HH) creating a fire lane at 1770 Central Avenue in the Village of Colonie.

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

SECTION 1.

That portion of Local Law #7 of 1988 and Town Code Section 97-10 (HH) creating a fire lane at 1770 Central Avenue in the Village of Colonie, be and hereby is, rescinded.

SECTION 2. SEQR

The Town Board hereby determines that rescinding a portion of Local Law 7 of 1988 is an unlisted action that will not have a significant effect on the environment and, therefore, no other determination or procedure under the State Environmental Quality Review Act ("SEQRA") is required.

SECTION 3. 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 2020 of the **Town of Colonie** was duly passed by the Town Board on _____ in accordance with the applicable provisions of law.

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

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

3. (Final adoption by referendum.)

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

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

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

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

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

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

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

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

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

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

(Seal)

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

STATE OF NEW YORK
COUNTY OF ALBANY

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

Signature Town of Colonie Town Attorney
Date:

RESOLUTION NO. 235 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution pursuant to Article 12A of the Town Law of the State of New York rescheduling the public hearing in connection with the 21 Green Mountain Drive Sewer Improvement Area – SIA #2019-003.

WHEREAS, the owner of certain property located at 21 Green Mountain Drive in the Town of Colonie desires to construct the proposed sewer improvement project extending municipal sewer service to 21 Green Mountain Drive (Tax Map Parcel No. 5.01-1-31) – SIA #2019-003, 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 21 Green Mountain Drive. The proposed sanitary sewer extension, known as SIA# 2019-003 will consist of installation of 435 lineal feet of 3" HDPE SDR21 force main sewer pipe and a force main flushing manhole at the intersection of Green Mountain Drive and Arrowhead Lane along with the installation of individual sewer laterals which will provide sanitary sewer service to the existing commercial building located at 21 Green Mountain Drive; the particulars of which 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 Hershberg & Hershberg, 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 Seventeen Thousand Eight Hundred and Seventy-Two Dollars and 00/100 (\$17,872.00) which will be paid entirely by the Developer for said Project; and

WHEREAS, a Resolution was duly adopted by said Board on the 27th day of February, 2020, pursuant to Article 12A of the State of New York Town Law calling for a public hearing on said map, plan and estimate of cost to be held at the Town Hall, Latham, New York on the 26th day of March, 2020, at 7:00 p.m. Local Time; and

WHEREAS, notice of such public hearing was duly published and posted in the manner required by State of New York Town Law; and

WHEREAS, due to the national public health crisis the public hearing did not take place on March 26, 2020; and

WHEREAS, a Resolution was duly adopted by said Board on the 9th day of April, 2020, adjourning the public hearing to a date to be established after the first Town Board meeting in June, 2020

WHEREAS, it is now desired to reschedule the public hearing, pursuant to the provisions of the State of New York Town Law to approve such construction and costs, to be held on the 23rd day of July, 2020 at 7:00 p.m. Local Time;

NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED, by the Town Board of the Town of Colonie, Albany County, New York, 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 23rd day of July, 2020 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 the State of New York Town Law.

Section 3. This resolution shall take effect immediately.

RESOLUTION NO. 236 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Agreement with the South Colonie Central School District for providing a Town Police Officer to act as a School Resource Officer.

WHEREAS, South Colonie Central School District will reimburse the Town forty thousand dollars (\$40,000.00) for providing a Town Police Officer to act as School Resource Officer; and

WHEREAS, the agreement shall be from September 1, 2020 through July 1, 2021;

BE IT FURTHER RESOLVED that the Supervisor be, and hereby is, authorized to execute the agreement with the South Colonie Central School District for providing a Town Police Officer to act as a School Resource Officer; and

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

RESOLUTION NO. 237 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Agreement with the North Colonie Central School District for providing a Town Police Officer to act as a School Resource Officer.

WHEREAS, North Colonie Central School District will reimburse the Town forty thousand dollars (\$40,000.00) for providing a Town Police Officer to act as School Resource Officer; and

WHEREAS, the agreement shall be from September 1, 2020 through July 1, 2021;

BE IT FURTHER RESOLVED that the Supervisor be, and hereby is, authorized to execute the agreement with the North Colonie Central School District for providing a Town Police Officer to act as a School Resource Officer; and

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

RESOLUTION NO. 238 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an agreement with Colonie Senior Services Center, Inc. in connection with providing scholarships for the adult day care program.

WHEREAS, the Town has been designated by the U.S. Department of Housing and Urban Development as an Entitlement Community under the Community Development Block Grant Program as authorized under Title I of the Housing and Community Development Act of 1974, and

WHEREAS, the 2020 Entitlement Action Plan provides for scholarships for adults from low/moderate income families so that they may attend the adult day care program provided by Colonie Senior Services Center, Inc.;

BE IT RESOLVED that the Supervisor be, and she hereby is, authorized to enter into an agreement with Colonie Senior Services Center, Inc. in connection with providing scholarships for the adult day care program from July 1, 2020 to June 30, 2021; and

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

RESOLUTION NO. 239 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with the Colonie Youth Center, Inc. in connection with providing scholarships for the School-Age childcare programs.

WHEREAS, the Town has been designated by the U.S. Department of Housing and Urban Development as an Entitlement Community under the Community Development Block Grant Program as authorized under Title I of the Housing and Community Development Act of 1974; and

WHEREAS, the 2020 Entitlement Action Plan provides for scholarships for children from low/moderate income families so that they may attend the before school and after school programs provided by Colonie Youth Center, Inc.;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with the Colonie Youth Center, Inc. in connection with providing scholarships for the School-Age childcare programs from July 1, 2020 to June 30, 2021; and

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

RESOLUTION NO. 240 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an amendment to the existing Contractor Agreement with Troy Belting to increase the expenditure limit for the DPW/Division of Pure Waters.

WHEREAS, the DPW/Division of Pure Waters requests that the expenditure limit with Troy Belting be increased to \$20,000.00; and

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute an amendment to the existing Contractor Agreement with Troy Belting to increase the expenditure limit for the DPW/Division of Pure Waters; and

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

RESOLUTION NO. 241 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution modifying the 2020 Pure Waters Fee Schedule.

WHEREAS, the DPW/Pure Waters Division would like to modify their 2020 Pure Waters Fee Schedule to allow for a 90-day extension without penalty to all permits which expired between March 20, 2020 and June 16, 2020;

BE IT RESOLVED that the 2020 Pure Waters Fee Schedule be, and hereby is, modified.

RESOLUTION NO. 242 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Engineering Agreement with Weston & Sampson, PE, LS, LA, PC in connection with the Pure Waters Collection Operational Facility for the DPW/Division of Pure Waters.

WHEREAS, the Engineering Agreement with Weston & Sampson, PE, LS, LA, PC shall not exceed the amount of \$577,000.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute an Engineering Agreement with Weston & Sampson, PE, LS, LA, PC in connection with the Pure Waters Collection Operational Facility for the DPW/Division of Pure Waters; and

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

RESOLUTION NO. 243 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Amendment No. 2 to the Engineering Agreement with Weston & Sampson in connection with the 2019 Sanitary Sewer Rehabilitation Project.

WHEREAS, Amendment No. 2 to the Engineering Agreement with Weston & Sampson shall not exceed the amount of \$5,050.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute Amendment No. 2 to the Engineering Agreement with Weston & Sampson in connection with the 2019 Sanitary Sewer Rehabilitation Project; and

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

RESOLUTION NO. 244 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Amendment No. 2 to the Engineering Agreement with Weston & Sampson in connection with the Albany Shaker Road Pumping Station Rehabilitation Project.

WHEREAS, during research under the design phase, it was discovered that a conservation easement was granted under the Albany County Maxwell Road Relocation Project which encumbers the pumping station facility which prohibited the Town from performing necessary improvements; and

WHEREAS, the Town has negotiated with the U.S. Army Corps of Engineers for an easement exchange which will allow the release of the restricted lands; and

WHEREAS, this exchange requires the preparation of new maps and descriptions by Weston & Sampson; and

WHEREAS, Amendment No. 2 to the Engineering Agreement with Weston & Sampson shall not exceed the amount of \$7,500.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute Amendment No. 2 to the Engineering Agreement with Weston & Sampson in connection with the Albany Shaker Road Pumping Station Rehabilitation Project; and

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

RESOLUTION NO. 245 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to reimburse for overestimated water usage at 3 Walnut Lane East.

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

Wayne Newcomb	3 Walnut Lane East	\$2,951.40
---------------	--------------------	------------

RESOLUTION NO. 246 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute a Service Agreement with Spectrum Enterprise in connection with High Speed Internet and Static IP at 269a Osborne Road.

WHEREAS, Spectrum Enterprise will supply High Speed Internet and Static IP at the Osborne Pump Station and Tank site at 269a Osborne Road and for Latham SCADA system in the amount of \$104.98 per month and a one-time install charge of \$99.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute a Service Agreement with Spectrum Enterprise in connection with High Speed Internet and Static IP at 269a Osborne Road; and

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

RESOLUTION NO. 247 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a Professional Services Agreement with Barton & Loguidice in connection with the construction contract administration phase for the new pavilion at Mohawk River Park.

WHEREAS, Barton & Loguidice will provide technical support answering contractor's questions, resolving design/construction issues during the construction of the project and preparing a report every day in which observation of the work in progress is conducted;

WHEREAS, the cost of these services shall not exceed \$3,400.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into a Professional Services Agreement with Barton & Loguidice in connection with the construction contract administration phase for the new pavilion at Mohawk River Park; and

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

RESOLUTION NO. 248 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Care Environmental Corp. in connection with Household Hazardous Waste Collection and Disposal for 2020 and authorizing the Supervisor to enter into an Agreement for same.

WHEREAS, pursuant to advertisement on February 26, 2020, the following two (2) bids were received for Household Hazardous Waste Collection and Disposal for 2020:

	VENDOR	BID PRICE
1.	Care Environmental Corp.	\$47,570.00
2.	MXI Environmental Services	\$73,606.00

WHEREAS, due to the Covid-19 pandemic, the town will only hold one collection in 2020 to take place in September; and

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

BE IT RESOLVED that the bid of Care Environmental Corp., low bidder, in an amount not to exceed \$47,570.00 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. 249 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution requiring the Planning and Economic Development Director to review and consider the proposed amendment of the Canterbury Crossings PDD to install an in-ground pool at 41 Buckingham Lane.

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

WHEREAS, the applicant seeks to install an in-ground pool at 41 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 Crossings PDD.

RESOLUTION NO. 250 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution requiring the Planning and Economic Development Director to review and consider the proposed amendment of the Canterbury Crossings PDD to install a deck roof at 43 Buckingham Lane.

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

WHEREAS, the applicant seeks to install a deck roof to be either 8'x10' or 10'x10' at 43 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 Crossings PDD.

RESOLUTION NO. 251 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the General Services Director to advertise for bids in connection with the purchase of a Multi-Breach Training Door and an Explosive Breaching Door Frame for the Police Department.

BE IT RESOLVED that the General Services Director be, and hereby is, authorized to advertise for bids in connection with the purchase of a Multi-Breach Training Door and an Explosive Breaching Door Frame for the Police Department.

RESOLUTION NO. 252 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution reappointing Peter Stuto as a member and Chairman of the Planning Board.

WHEREAS, Peter Stuto intends to resign from the Planning Board effective June 30, 2020;

BE IT RESOLVED that Peter Stuto be, and hereby is, reappointed as a member of the Planning Board from July 1, 2020 through December 31, 2022 at a salary set forth in the 2020 Budget; and

BE IT RESOLVED that Peter Stuto be, and hereby is, reappointed as Chairman of the Planning Board from July 1, 2020 through December 31, 2021 at a salary set forth in the 2020 Budget.

RESOLUTION NO. 253 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an Amendment to the Hydro-Electrical Operating Agreement with Gravity Renewables, Inc.

WHEREAS, the Town and Gravity Renewables previously entered into an Operating Agreement for the utilization of Hydroelectric power for the Town dated December 28, 2017; and

WHEREAS, pursuant to that Agreement Gravity entered into Agreements with Battenkill Hydro Associates, owners, of the Upper and Middle Greenwich Hydroelectric Plants, to provide renewable power for purchase by the Town; and

WHEREAS, National Grid denied Gravity's application for remote net metering at these Hydroelectric Plants, the Town and Gravity wish to remove these Plants from the original Operating Agreement; and

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute an Amendment to the Hydro-Electrical Operating Agreement with Gravity Renewables, Inc.; and

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

RESOLUTION NO. 254 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with RBM Guardian Fire Protection in connection with the Fire Sprinkler Systems Testing and Inspections for various Town locations.

WHEREAS, below are four (4) quotes received on March 10, 2020 in connection with the Fire Sprinkler Systems Testing and Inspections for various Town locations; and

<u>VENDOR</u>	<u>GRAND TOTAL</u>
RBM Guardian Fire Protection	\$2,320.00
Johnson Controls Fire Protection, LP	\$2,500.00
Davis Ulmer Fire Protection	\$3,270.00
Condor Fire Sprinkler, LLC	\$22,800.00

WHEREAS, RBM Guardian Fire Protection submitted the low quote of \$2,320.00; and

WHEREAS, the quote has a renewal clause for the years ending May 31, 2022 and May 31, 2023;

THEREFORE, BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with RBM Guardian Fire Protection; and

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

RESOLUTION NO. 255 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution creating the Colonie Comprehensive Police Practices Review Committee pursuant to Executive Order No. 203 and appointing the members thereto.

WHEREAS, each local government has a responsibility to ensure that all of its citizens are treated equally, fairly, and justly before the law; and

WHEREAS, Executive Order 203 requires each local government entity which has a police agency operating with police officers as defined under 1.20 of the criminal procedure law must perform a comprehensive review of current police force deployments, strategies, policies, procedures, and practices, and develop a plan to improve such deployments, strategies, policies, procedures, and practices, for the purposes of addressing the particular needs of the communities served by such police agency and promote community engagement to foster trust, fairness, and legitimacy, and to address any racial bias and disproportionate policing of communities of color; and

WHEREAS, Executive Order 203 requires each chief executive of such local government to convene the head of the local police agency, and stakeholders in the community to develop such plan, which shall consider evidence-based policing strategies, including but not limited to, use of force policies, procedural justice; any studies addressing systemic racial bias or racial justice in policing; implicit bias awareness training; de-escalation training and practices; law

enforcement assisted diversion programs; restorative justice practices; community-based outreach and conflict resolution; problem-oriented policing; hot spots policing; focused deterrence; crime prevention through environmental design; violence prevention and reduction interventions; model policies and guidelines promulgated by the New York State Municipal Police Training Council; and standards promulgated by the New York State Law Enforcement Accreditation Program;

THEREFORE, BE IT RESOLVED, that there be and hereby is created in the Town of Colonie the COMPREHENSIVE POLICE PRACTICES REVIEW COMMITTEE, whose duty shall be to comply with each and every term and condition of Executive Order 203 for 2020; and

BE IT RESOLVED, that the following individuals be and hereby are appointed to said committee:

Supervisor Paula Mahan, Co-Chair

Colonie Police Chief Jon Teale – Co-Chair

David Perry - South Colonie School District Superintendent

Kathleen McLean - North Colonie School District Resident

Melissa Jeffers – Former Albany County Immigration Dept. Staff

Martin Robinson – Colonie Resident

Rev. Geoffrey D. Burke – Our Lady of Assumption

Stephen Herrick – Head of the Albany County Public Defender’s Office

David Soares - Albany County District Attorney’s Office

BE IT FURTHER RESOLVED that the Town Attorney, Michael C. Magguilli, be and hereby is, appointed as counsel to said committee.

RESOLUTION NO. 256 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with John P. Furlong, P.E. in connection with expert property damage appraisal services in the matter of Fusco v. Town of Colonie.

WHEREAS, John P. Furlong, P.E. will provide expert property damage appraisal services in the matter of Fusco v. Town of Colonie;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with John P. Furlong, P.E. in connection with expert property damage appraisal services in the matter of Fusco v. Town of Colonie; and

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

RESOLUTION NO. 257 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

BOND RESOLUTION DATED JUNE 18, 2020

Resolution authorizing the undertaking of various highway and street reconstruction and paving projects in the Town of Colonie, authorizing the issuance of serial bonds in an aggregate principal amount not to exceed \$900,000 of the Town of Colonie, Albany County, New York, pursuant to the Local Finance Law to finance said purpose and delegating the power to issue bond anticipation notes in anticipation of the sale of such bonds to the Town Supervisor.

BE IT RESOLVED, by the Town Board of the Town of Colonie, Albany County, New York (the "Town") (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The Town is hereby authorized to finance the undertaking of various highway and street reconstruction and paving projects, including a guide rail replacement program, in the Town, including necessary equipment, machinery and apparatus and any site acquisition and improvement costs related thereto (hereinafter referred to as "purpose") for the foregoing purpose. The maximum cost of said purpose will not exceed \$900,000.

SECTION 2. The Town Board plans to finance the maximum estimated cost of said purpose by the issuance of serial bonds in an amount not to exceed \$900,000 of said Town, hereby authorized to be issued therefor pursuant to the Local Finance Law.

SECTION 3. It is hereby determined that the undertaking of various highway and street reconstruction and paving projects, including a guide rail replacement program, in the

Town, including necessary equipment, machinery and apparatus and any site acquisition and improvement costs related thereto, is an object or purpose described in subdivision 20(b) or 20(c) of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is at least ten (10) years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6. The faith and credit of said Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 21.00, Section 23.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Town Board pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town.

SECTION 8. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution. The Town then reasonably expects to reimburse such expenditure with the proceeds of the bonds or bond anticipation notes authorized by Section 2 of this resolution. This resolution shall constitute the declaration of the Town's "official intent" to reimburse the expenditures authorized by Section 1 hereof with the proceeds of the bonds and notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

SECTION 9. The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 10. The Town Supervisor is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 11. The Town has determined that the undertaking of various highway and street reconstruction and paving projects, including a guide rail replacement program, in the Town is a "Type II action" that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQR") is required.

SECTION 12. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(a) (1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

(2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

(b) Said obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 13. The Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in the official newspaper or newspapers of the Town.

SECTION 14. This resolution is adopted subject to permissive referendum pursuant to Section 35.00 of the Local Finance Law.

RESOLUTION NO. 258 FOR 2020

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 18th day of June, 2020 at 7:00 PM.

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

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution 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:									
Julie L Gansle		R10818781	Town Clerk	01/01/2020-12/31/2021	7	25.12	☐	Bi-Weekly	☐
Peter G Crummey		R10061755	Town Justice	01/01/2020-12/31/2024	7	22.75	☐	Bi-Weekly	☐
Appointed Officials:									
Frederick Altman		R10969010	Asst. Vehicle & Traffic Prosecutor	01/01/2020-12/31/2021	8	4.25	☐	Bi-Weekly	☐
David C. Rowley		R10948621	Asst. Vehicle & Traffic Prosecutor	01/01/2020-12/31/2021	8	3.91	☐	Bi-Weekly	☐
Donald Allard		R12076968	Conservation Advisory Council Member	01/01/2020-12/31/2021	8	.63	☐	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) (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 18 day of June, 2020 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 day of , 20 (Name of Employer)

(Signature of Secretary or Clerk)

Julie Gansle

Affidavit of Posting: I, being duly sworn, deposes and says that the posting of the Resolution began on

(Date)

 and continued for at least 30 days. That the Resolution was available to the public on the:

☒ Employer's website at: www.colonie.org

☒ Official sign board at: Memorial Town Hall, 1st Floor

☐ Main entrance Secretary or Clerk's office at:

(seal)

Please type or print clearly
in blue or black ink

Received Date

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

Employer Location Code

30081

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:									
							☐		☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
Appointed Officials:									
Laura Weed		R10180264	Conservation Advisory Council Member	01/01/2020-12/31/2021	8	.88	☐	Bi-Weekly	☐
Kathleen Marinelli		R10441693	Planning Board Counsel	01/01/2020-12/31/2021	8	1.54	☐	Bi-Weekly	☐
Peter Stuto		R10917138	Planning Board Chairperson	01/01/2020-12/31/2021	8	4.25	☐	Bi-Weekly	☐
Mandy Sheridan		R12008732	SEAMAB Member	01/01/2020-12/31/2020	8	.15	☐	Bi-Weekly	☐
Kyle Simmons		R10474796	SEAMAB Member	01/01/2020-12/31/2020	8	.31	☐	Bi-Weekly	☐
Patricia Miller		R11169048	Sign Review Board Member	01/01/2020-12/31/2024	8	.42	☐	Bi-Weekly	☐
James Campbell		R10741149	Zoning Board of Appeals Chairperson	01/01/2020-12/31/2020	8	.65	☐	Bi-Weekly	☐
Michael Gary		R11908470	Zoning Board of Appeals Counsel	01/01/2020-12/31/2021	8	4.21	☐	Bi-Weekly	☐
Kirk Huang		R12074826	Zoning Board of Appeals Member	01/01/2020-12/31/2024	8	.46	☐	Bi-Weekly	☐

Employer: Town of Colonie

Location Code: 30081

Page 2 of 3

(use with form RS 2417-A)

