



Minutes of the Regular Meeting of the Town Board

Thursday, July 15, 2021

7:00 PM

Town Hall

1. **REGULAR TOWN BOARD MEETING – July 15, 2021 - 7:00 PM**
2. **Agenda Review Session – 6:00 PM Supervisor Conference Room**
3. **Call to Order**

Attendee Name	Title	Status	Arrived
Paula Mahan	Town Supervisor	Present	
Jill Penn	Councilwoman	Present	
Danielle Futia	Councilwoman	Present	
Melissa Jeffers	Councilwoman	Present	
Linda J. Murphy	Councilwoman	Present	
Brian C. Austin	Councilman	Present	
Rick J Field	Councilman	Present	
Julie Gansle	Town Clerk	Present	
Michael C Magguilli	Town Attorney	Present	

4. **Pledge of Allegiance**
5. **Personnel: Resolution No. 262**

A. Shane D. Zyglewicz

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Jill Penn, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

B. Robert J. Diamond

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

C. James P. Howlan

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

D. Scott J. Meher

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jill Penn, Councilwoman
SECONDER:	Danielle Futia, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

E. Nikolas M. Faresta

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jill Penn, Councilwoman
SECONDER:	Danielle Futia, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

F. John A. Ekmalian

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Jill Penn, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

G. Dana L. VanVeghten

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jill Penn, Councilwoman
SECONDER:	Linda J. Murphy, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

H. Elizabeth A. Condon

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jill Penn, Councilwoman
SECONDER:	Danielle Futia, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

6. Public Hearings

Public Hearing in connection with Article 12A of State of New York Town Law approving/not approving the Ridgeview Meadows at North Colonie Wetherby Court – S.I.A. 2019-004.

* Ryan Bailey, Special Counsel, provided details of the project;
 * Roger Keating with The Chazen Companies provided clarification as to the number of residential lots and locations: 2 stormwater lots and 20 residential lots (15 on Wetherby Court and 5 on Nottingham Way);

Motion was made by Councilwomen Murphy and Seconded by Councilwoman Futia to amend the last sentence of the second "Whereas" clause of Resolution 263 of 2021, to read "The **twenty residential lots will connect directly to the 8-inch diameter gravity sewer main; the particulars of which are set forth in the engineer's report on file in the Town Clerk's Office; and "

Resolution No. 263 of 2021

Resolution Pursuant to Article 12A of State of New York Town Law approving the Ridgeview Meadows at North Colonie Wetherby Court – S.I.A. 2019-004.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jill Penn, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Motion made at the close of the public hearing to amend the resolution as follows: the last sentence of the second "Whereas" clause of the resolution to read:

"The **twenty** residential lots will connect directly to the 8-inch diameter gravity sewer main; the particulars of which are set forth in the engineer's report on file in the Town Clerk's Office; and "

Public Hearing (continuation) in connection with a local law amending Chapter 190 of the Town Code regarding permanent residence and short term rental and adding §190-20(f) short term rentals.

Resolution No. 264 of 2021

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

RESULT:	ADJOURNED [UNANIMOUS]
MOVER:	Melissa Jeffers, Councilwoman
SECONDER:	Danielle Futia, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

* adjourned without date

7. Public Comment

*Resident commented in connection with property located at 426 Albany Shaker Road;

*Resident spoke in connection with traffic safety concerns, personal damage suffered, and continued requests for Town Board action in connection with traffic control options on Homestead Drive

8. Resolutions

Resolution No. 265 calling a public hearing pursuant to Section 202b of the New York State Town Law in relation to the Mohawk View Water Pollution Control Plant Blower Rehabilitation Project.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 266 requiring the Planning and Economic Development Director to review and consider the proposed amendment of the Shelter Cove PDD at 8 Shore Lane.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Jeffers, Councilwoman
SECONDER:	Jill Penn, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 267 requiring the Planning and Economic Development Director to review and consider the proposed amendment of the Shelter Cove PDD at 9 Shore Lane.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Jeffers, Councilwoman
SECONDER:	Jill Penn, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 268 adopting updated GEIS Development Mitigation Costs.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brian C. Austin, Councilman
SECONDER:	Melissa Jeffers, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 269 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jill Penn, Councilwoman
SECONDER:	Melissa Jeffers, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 270 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brian C. Austin, Councilman
SECONDER:	Jill Penn, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 271 authorizing expenditure of funds from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Jeffers, Councilwoman
SECONDER:	Jill Penn, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 272 authorizing settlement or discontinuance, subject to judicial approval of the same, pursuant to §68 of the Town Law, of various tax certiorari proceedings.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Jeffers, Councilwoman
SECONDER:	Danielle Futia, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 273 authorizing the Supervisor to execute an Agreement with the Friends of the Pruyn House for the maintenance of the Pruyn House for 2021.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 274 authorizing the General Services Director to advertise for bids in connection with repairs to the Coronet Court and Public Safety Pumping Stations.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jill Penn, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 275 authorizing the Supervisor to execute an Engineering Agreement with Arcadis of New York, Inc. in connection with the Mohawk View Water Pollution Control Plant Disinfection Analyzer & Control System Replacement Project for the DPW/Division of Pure Waters.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 276 calling a public hearing in connection with a proposed local law of the Town of Colonie to opt out of on-site cannabis consumption premises pursuant to the Marijuana Regulation and Taxation Act and subject to a permissive referendum pursuant to Sections 90 and 91 of the New York State Town Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Jeffers, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 277 authorizing the Supervisor to enter into an Agreement with National Grid to participate in their Energy Conservation and Management Services.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jill Penn, Councilwoman
SECONDER:	Melissa Jeffers, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 278 awarding the bid to Star Roofing in connection with the North Colonie Baseball Complex Roof Replacement for the Parks & Recreation Department and authorizing the Supervisor to enter into an agreement for same.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 279 authorizing the Supervisor to enter into a contract with Systems Development Group, Inc. in connection with support for the Town of Colonie's Image Mate software in the Assessor's Office.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Danielle Futia, Councilwoman
SECONDER:	Melissa Jeffers, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 280 authorizing the Supervisor to execute a Memorandum of Agreement with the Colonie Police Supervisors Association.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jill Penn, Councilwoman
SECONDER:	Melissa Jeffers, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 281 authorizing the Supervisor to enter into an Agreement with Upstate Companies, LLC through the Gordian Group in connection with the installation of a new backup generator at Town Hall.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 282 authorizing the Supervisor to designate the Bureau of Engineering Civil Engineer, Katelyn Reepmeyer, as a designated primary user to access the NYSDOT web based reporting system named Equitable Business Opportunities.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Brian C. Austin, Councilman
SECONDER:	Jill Penn, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 283 awarding the bid for Sand for Ice Control to Joseph R. Wunderlich, Inc.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Brian C. Austin, Councilman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 284 authorizing a reduction of demolition permit fees for New York State Department of Environmental Conservation and its contractor, The Environmental Service Group, (NY) Inc. for the former Al Tech Steel site.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Jeffers, Councilwoman
SECONDER:	Danielle Futia, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution No. 285 authorizing the Supervisor to sign an updated Agreement with Infinity Med Solutions to add pediatric advanced life support training to their current contract under the Town's American Heart Association Training Center.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jill Penn, Councilwoman
SECONDER:	Danielle Futia, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field

Resolution no. 286 requiring the Planning Board to review and consider an open development area at 1 Alice Avenue.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Jeffers, Councilwoman
SECONDER:	Danielle Futia, Councilwoman
AYES:	Mahan, Penn, Futia, Jeffers, Murphy, Austin, Field