

RESOLUTION NO. 395 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing acceptance of a proposal from Arthur J. Gallagher Risk Management Services, Inc. in connection with renewal of the Town's auto insurance coverage with Selective Insurance Company of New York in the amount of \$376,033.

WHEREAS, the Town of Colonie maintains certain insurance coverage, including policies providing auto coverage; and

WHEREAS, Arthur J. Gallagher Risk Management Services, Inc. ("Gallagher"), on July 25, 2023, provided a proposal detailing the options for such policies, which included a quote from Selective Insurance Company of New York to provide the required coverage at an annual premium cost to the Town of \$376,033.00; and

WHEREAS, the quote provided by Selective Insurance Company of New York offered a cost savings to the Town as compared to its expiring coverage and was within the Town's financial requirements for such policy as budgeted; and

WHEREAS, Selective Insurance Company of New York is the incumbent carrier for this policy, which has historically met the Town's needs for such coverage; and

WHEREAS such proposal was reviewed by the Town Attorney's Office and the Office of the Comptroller and, following such review the Town Attorney's Office and Office of the Comptroller have recommended that such coverage be bound with Selective Insurance Company

of New York based on the insurance product offered, the cost of same, and existing relationship with this carrier;

NOW THEREFORE BE IT RESOLVED that the proposal from Arthur J. Gallagher Risk Management Services, Inc. for auto coverage through Selective Insurance Company of New York is hereby accepted; and

BE IT FURTHER RESOLVED that the Supervisor is hereby authorized to take any action required to bind coverage for this policy with Selective Insurance Company of New York; and

BE IT FURTHER RESOLVED that any agreement required in connection with this resolution is subject to the review and approval of the Town Attorney's office; and

BE IT FURTHER RESOLVED that Town employees and/or staff are authorized to complete any documentation required to effectuate the terms of this resolution.

RESOLUTION NO. 396 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais Melissa Jeffers
Councilmen	Rick Field, Sr. Alvin Gamble Jeffrey Madden Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing acceptance of a proposal from Arthur J. Gallagher Risk Management Services, Inc. in connection with renewal of the Town's excess auto insurance coverage with Travelers Indemnity Company in the amount of \$150,746.

WHEREAS, the Town of Colonie maintains certain insurance coverage, including policies providing excess auto coverage; and

WHEREAS, Arthur J. Gallagher Risk Management Services, Inc. ("Gallagher"), on July 25, 2023, provided a proposal detailing the options for such policies, which included a quote from Travelers Indemnity Company to provide the required coverage at an annual premium cost to the Town of \$150,746.00; and

WHEREAS, the quote provided by Travelers Indemnity Company provided met the Town's financial requirements for such policy; and

WHEREAS, Travelers Indemnity Company is the incumbent carrier for this policy, which has historically met the Town's needs for such coverage; and

WHEREAS such proposal was reviewed by the Town Attorney's Office and the Office of the Comptroller and, following such review the Town Attorney's Office and Office of the Comptroller have recommended that such coverage be bound with Travelers Indemnity

Company based on the insurance product offered, the cost of same, and existing relationship with this carrier;

NOW THEREFORE BE IT RESOLVED that the proposal from Arthur J. Gallagher Risk Management Services, Inc. for excess auto coverage through Travelers Indemnity Company is hereby accepted; and

BE IT FURTHER RESOLVED that the Supervisor is hereby authorized to take any action required to bind coverage for this policy with Travelers Indemnity Company; and

BE IT FURTHER RESOLVED that any agreement required in connection with this resolution is subject to the review and approval of the Town Attorney's office; and

BE IT FURTHER RESOLVED that Town employees and/or staff are authorized to complete any documentation required to effectuate the terms of this resolution.

RESOLUTION NO. 397 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a Contractor Agreement with Apex Sewer and Drain Cleaning Service, Inc. in connection with providing sewer maintenance and/or repair for the remainder of 2023.

WHEREAS, Apex Sewer and Drain Cleaning Service, Inc. will provide maintenance and/or repair for the remainder of 2023 for the DPW/Division of Pure Waters; and

WHEREAS, the cost shall not exceed \$5,000.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into a Contractor Agreement with Apex Sewer and Drain Cleaning Service, Inc. in connection with providing sewer maintenance and/or repair for the remainder of 2023; and

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

RESOLUTION NO. 398 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with EDR in connection with SCADA upgrades at the Lisha Kill Pump Station and to restore connectivity between the Division of Pure Waters, Lisha Kill Pump Station and the Mohawk View Water Pollution Control Plant, all at a cost of \$54,000.

WHEREAS, EDR will perform SCADA upgrades at the Lisha Kill Pump Station and to restore connectivity between the Division of Pure Waters, Lisha Kill Pump Station and the Mohawk View Water Pollution Control Plant at a cost not to exceed \$54,000.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with EDR in connection with SCADA upgrades at the Lisha Kill Pump Station and to restore connectivity between the Division of Pure Waters, Lisha Kill Pump Station and the Mohawk View Water Pollution Control Plant; and

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

RESOLUTION NO. 399 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution appointing David M. Brickner, Esq. as Alternate Member to the Sign Review Board.

BE IT RESOLVED that David M. Brickner, Esq. be, and hereby is, appointed as Alternate Member to the Sign Review Board for a term to expire on December 31, 2023 at a salary as set forth in the 2023 budget.

RESOLUTION NO. 400 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor Peter G. Crummey
 Councilwomen Kristen Blais
 Melissa Jeffers
 Councilmen Rick Field, Sr.
 Alvin Gamble
 Jeffrey Madden
 Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing expenditure of funds from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation.

BE IT RESOLVED that expenditure from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation be, and it hereby is, authorized as follows:

<u>PAYEE</u>	<u>AMOUNT</u>
Cooper Erving & Savage LLP (Fusco, Lynch and Falace-Mayr)	\$1,145.87
Total	\$1,145.87

RESOLUTION NO. 401 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ 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 sixty one thousand dollars (\$61,000.00) for providing a Town Police Officer to act as School Resource Officer; and

WHEREAS, the agreement shall be from September 1, 2023 through July 1, 2024;

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. 402 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ 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 sixty one thousand dollars (\$61,000.00) for providing a Town Police Officer to act as School Resource Officer; and

WHEREAS, the agreement shall be from September 1, 2023 through July 1, 2024;

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. 403 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor Peter G. Crummey
 Councilwomen Kristen Blais
 Melissa Jeffers
 Councilmen Rick Field, Sr.
 Alvin Gamble
 Jeffrey Madden
 Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Tracey Road Equipment, Inc. in connection with the purchase of a 2024 Step Van for the DPW/Division of Latham Water.

WHEREAS, pursuant to advertisement on June 21, 2023, the following proposal was received in connection with the purchase of a 2024 Step Van for the DPW/Division of Latham Water:

VENDOR	TOTAL BID
Tracey Road Equipment, Inc.	\$199,999.00

WHEREAS, after review of the bid and upon the recommendation of the Director of Purchasing and General Services and Superintendent of the DPW/Division of Latham Water;

BE IT RESOLVED that the award go to the sole bidder, Tracey Road Equipment, Inc., for a total of \$199,999.00.

RESOLUTION NO. 404 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to declare an emergency in connection with the Pipe and Valve failure at the Mohawk View High Lift Pump Station for the DPW/Division of Latham Water and approving emergency repairs performed by FPI Mechanical, Inc., Ross Valve Manufacturing Co., R.M. Headlee and Matco Electric Corporation in the amount of \$98,800.03.

WHEREAS, repairs to the pipe and valve failure at the Mohawk View High Lift Pump Station have been done by FPI Mechanical, Inc., Ross Valve Manufacturing Co., R.M. Headlee and Matco Electric Corporation; and

WHEREAS, the total cost for repairs shall not exceed \$98,800.03;

BE IT RESOVLED that the Supervisor be, and hereby is, authorized to declare an emergency in connection with the pipe and valve failure at the Mohawk View High Lift Pump Station for the DPW/Division of Latham Water.

RESOLUTION NO. 405 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with LaBella Associates in connection with the Limited Subsurface Investigation at the Public Safety fuel island at a cost of \$10,145.

WHEREAS, two proposals were received in connection with the limited subsurface investigation at the Public Safety fuel island; and

WHEREAS, LaBella Associates submitted the low quote in the amount of \$10,145.00; and

WHEREAS, LaBella Associates will perform the investigation, including GPR, borings and environmental sampling, laboratory analysis and report to determine whether petroleum contamination is present in preparation for future repair/replacement of the existing fueling station at the Public Safety Building; and

WHEREAS, the cost for these services shall not exceed \$10,145.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with LaBella Associates in connection with the Limited Subsurface Investigation at the Public Safety fuel island; and

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

RESOLUTION NO. 406 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into an Agreement with Prop & Paint in connection with the fabrication and installation of decorations at the entrance of the Youth Services Section at the William K. Sanford Town Library at a cost of \$12,275.

WHEREAS, Prop & Paint will provide and install scenic elements and décor at the entrance of the Youth Services Section at the William K. Sanford Town Library; and

WHEREAS, the cost for their services shall not exceed \$12,275.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with Prop & Paint in connection with the fabrication and installation of decorations at the entrance of the Youth Services Section at the William K. Sanford Town Library; and

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

RESOLUTION NO. 407 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution approving the appointment by the Receiver of Taxes of Pamela Daniels as Deputy Receiver of Taxes, at an annual salary of \$74,099.

WHEREAS, the Deputy Receiver of Taxes is appointed by the Receiver of Taxes and shall serve at the pleasure of the Receiver of Taxes; and

WHEREAS, the Receiver of Taxes, Kimberly J. Cuva, has appointed Pamela Daniels as Deputy Receiver of Taxes effective August 21, 2023 to December 31, 2023;

NOW, THEREFORE, BE IT RESOLVED that the appointment of Pamela Daniels as Deputy Receiver of Taxes of the Town of Colonie be, and hereby is, approved, at an annual salary of \$74,099.

RESOLUTION NO. 408 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 10th day of August, 2023 at 7:00 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Madden
	Mark McCumber

ABSENT: None

Councilwoman _____ offered the following resolution and moved its adoption:

Resolution declaring an emergency in connection with repair and stabilization of the banks of the pond at the Crossings.

WHEREAS, the Town of Colonie maintains certain park facilities throughout the Town, including a park located at 580 Albany Shaker Road in the Town, which is known as the Crossings; and

WHEREAS, the Crossings features various park and recreation amenities including, among others, a pond that is surrounded by a paved multi-modal path; and

WHEREAS, the pond serves, among other things, a stormwater function for the Crossings and surrounding area; and

WHEREAS, the Town received record rainfall during the month of July 2023 that resulted in greater than average precipitation; and

WHEREAS, as a result of this increased rainfall and greater than average precipitation, the banks of the pond at the Crossings have experienced significant erosion and become unstable, which poses a threat to the structural integrity of the multi-modal path surrounding the pond and a safety risk for visitors to the Crossings; and

WHEREAS, the circumstances at the Crossings have been reviewed and evaluated by the Town of Colonie, Department of Public Works, Bureau of Engineering, which has determined

that such circumstances constitute an emergency within the meaning of N.Y. General Municipal Law § 103(4); and

WHEREAS, in accordance with N.Y. General Municipal Law § 103(4) and the Town of Colonie Purchasing Policy, the Town of Colonie, Department of Public Works, Bureau of Engineering, and after seeking quotes, has accepted a quote from J.H. Maloy, Inc. to perform certain repairs to stabilize the banks of the pond at the Crossings as necessary to prevent further erosion, damage to the multi-modal walking path, and injury to the public;

NOW THEREFORE BE IT RESOLVED that the circumstances at the Crossings are hereby declared an emergency; and

BE IT FURTHER RESOLVED that the Town of Colonie, Department of Public Works, Bureau of Engineering is hereby authorized to take any action required to address this emergency; and

BE IT FURTHER RESOLVED that all prior actions by the Town of Colonie, Department of Public Works, Bureau of Engineering to address this emergency are hereby ratified.