

RESOLUTION NO. 442-A FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution establishing one (1) position of Clerk PT in the Assessor's Office and appointing Lynne A. Forner to same.

BE IT RESOLVED that one (1) position of Clerk PT in the Assessor's Office be, and hereby is, established; and

BE IT RESOLVED that Lynne A. Forner be, and hereby is, appointed to the position of Clerk PT in the Assessor's Office at an hourly salary of \$18.22, effective October 28, 2019.

RESOLUTION NO. 442-B FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution appointing Charles D. Hofer to the position of Sewer Maintenance Worker, Grade 8, in the DPW/Division of Pure Waters.

BE IT RESOLVED that Charles D. Hofer be, and hereby is, appointed to the position of Sewer Maintenance Worker, Grade 8, in the DPW/Division of Pure Waters at an hourly salary of \$19.38, effective November 12, 2019, pending satisfactory completion of a pre-employment physical.

RESOLUTION NO. 442-C FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution permanently promoting Stephen R. Cozzy to the position of Highway Signage Technician, Grade 10, in the DPW/Division of Highway.

BE IT RESOLVED that Stephen R. Cozzy be, and hereby is, permanently promoted to the position of Highway Signage Technician, Grade 10, in the DPW/Division of Highway at an hourly salary of \$26.04, effective October 28, 2019, pending satisfactory completion of a pre-employment physical.

RESOLUTION NO. 442-D FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution establishing one (1) position of Senior Water Meter Service Worker, Grade 28, in the DPW/Division of Latham Water and provisionally promoting James P. Howlan to same.

BE IT RESOLVED that one (1) position of Senior Water Meter Service Worker, Grade 28, in the DPW/Division of Latham Water be, and hereby is, established; and

BE IT RESOLVED that James P. Howlan be, and hereby is, provisionally promoted to the position of Senior Water Meter Service Worker, Grade 28, in the DPW/Division of Latham Water at an annual salary of \$61,562, effective October 25, 2019, pending the establishment of an appropriate eligible list.

RESOLUTION NO. 443 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing a contract with the Fuller Road Fire Department, Inc. for fire protection within the Fuller Road Fire Protection District.

WHEREAS, there have been duly established in the Town of Colonie fire protection districts embracing certain territories in said Town and such territories are more fully described in the resolution establishing such districts and previously duly adopted by this Board; and

WHEREAS, it is proposed that contracts be entered into with fire companies for the furnishing of fire protection to such districts pursuant to Town Law §184; and

WHEREAS, due notice having been given of public hearings to be held at the Town Hall on the 24th day of October 2019 to consider such contracts, the notice duly specifying the time and place of the hearings as aforesaid and giving in general terms the proposed contracts; and all persons interested and appearing having been heard;

BE IT RESOLVED that this Town Board does authorize a contract with the Fuller Road Fire Department, Inc. for the furnishing of fire protection to the Fuller Road Fire Protection District; and

BE IT FURTHER RESOLVED that said contract be executed on behalf of this Board by the Supervisor of the Town of Colonie; and

BE IT FURTHER RESOLVED that such terms of such agreement are subject to the review and approval of the Town Attorney's office; and

BE IT FURTHER RESOLVED that to the extent the requirements of Town Law §184(1-a) are not met, the requirements are hereby waived because the Fuller Road Fire Department, Inc. has provided fire protection service to the Town for over 90 years and has endeavored to meet the requirements by providing a property inventory.

RESOLUTION NO. 444 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing a contract with the Shaker Road-Loudonville Fire Department, Inc. for fire protection within the Shaker Road-Loudonville Fire Protection District.

WHEREAS, there have been duly established in the Town of Colonie fire protection districts embracing certain territories in said Town and such territories are more fully described in the resolution establishing such districts and previously duly adopted by this Board; and

WHEREAS, it is proposed that contracts be entered into with fire companies for the furnishing of fire protection to such districts pursuant to Town Law §184; and

WHEREAS, due notice having been given of public hearings to be held at the Town Hall on the 24th day of October 2019 to consider such contracts, the notice duly specifying the time and place of the hearings as aforesaid and giving in general terms the proposed contracts; and all persons interested and appearing having been heard;

BE IT RESOLVED that this Town Board does authorize a contract with the Shaker Road-Loudonville Fire Department, Inc. for the furnishing of fire protection to the Shaker Road-Loudonville Fire Protection District; and

BE IT FURTHER RESOLVED that said contract be executed on behalf of this Board by the Supervisor of the Town of Colonie; and

BE IT FURTHER RESOLVED that such terms of such agreement are subject to the review and approval of the Town Attorney's office; and

BE IT FURTHER RESOLVED that to the extent they are not met, the requirements of Town Law §184(1-a) are hereby waived because the Shaker Road-Loudonville Fire Department, Inc. has provided fire protection service to the Town for over 85 years and has endeavored to meet the requirements of Town Law §184(1-a) to the Town by providing significant documentation of financial condition and property inventory.

RESOLUTION NO. 445 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing a contract with the Maplewood Fire Department, Inc. for fire protection within the Maplewood Fire Protection District.

WHEREAS, there have been duly established in the Town of Colonie fire protection districts embracing certain territories in said Town and such territories are more fully described in the resolution establishing such districts and previously duly adopted by this Board; and

WHEREAS, it is proposed that contracts be entered into with fire companies for the furnishing of fire protection to such districts pursuant to Town Law §184; and

WHEREAS, due notice having been given of public hearings to be held at the Town Hall on the 24th day of October 2019 to consider such contracts, the notice duly specifying the time and place of the hearings as aforesaid and giving in general terms the proposed contracts; and all persons interested and appearing having been heard;

BE IT RESOLVED that this Town Board does authorize a contract with the Maplewood Fire Department, Inc. for the furnishing of fire protection to the Maplewood Fire Protection District; and

BE IT FURTHER RESOLVED that said contract be executed on behalf of this Board by the Supervisor of the Town of Colonie; and

BE IT FURTHER RESOLVED that such terms of such agreement are subject to the review and approval of the Town Attorney's office; and

BE IT FURTHER RESOLVED that to the extent they are not met, the requirements of Town Law §184(1-a) are hereby waived because Maplewood Fire Department, Inc. has provided fire protection service to the Town for over 75 years.

RESOLUTION NO. 446 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing a contract with the S. W. Pitts Hose Company of Latham, N.Y., Inc. for fire protection within the Latham Fire Protection District.

WHEREAS, there have been duly established in the Town of Colonie fire protection districts embracing certain territories in said Town and such territories are more fully described in the resolution establishing such districts and previously duly adopted by this Board; and

WHEREAS, it is proposed that contracts be entered into with fire companies for the furnishing of fire protection to such districts pursuant to Town Law §184; and

WHEREAS, due notice having been given of public hearings to be held at the Town Hall on the 24th day of October 2019 to consider such contracts, the notice duly specifying the time and place of the hearings as aforesaid and giving in general terms the proposed contracts; and all persons interested and appearing having been heard;

BE IT RESOLVED that this Town Board does authorize a contract with the S. W. Pitts Hose Co. of Latham, N.Y., Inc. for furnishing fire protection within the Latham Fire Protection District; and

BE IT FURTHER RESOLVED that said contract be executed on behalf of this Board by the Supervisor of the Town of Colonie; and

BE IT FURTHER RESOLVED that such terms of such agreement are subject to the review and approval of the Town Attorney's office; and

BE IT FURTHER RESOLVED that to the extent they are not met, the requirements of Town Law §184(a-1) are hereby waived because the S. W. Pitts Hose Co. of Latham, N.Y., Inc. has provided fire protection service to the Town for over 90 years and has endeavored to meet the requirements of Town Law §184(1-a) to the Town by providing significant documentation of financial condition and property inventory.

RESOLUTION NO. 447 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution adopting/not adopting a proposed local law amending Chapter 181 of the Code of the Town of Colonie - “Vehicles & Traffic” by amending the following schedule thereof: Schedule VII – “Speed Limit”.

WHEREAS, the public hearing on a proposed local law was held at 7:00 PM on October 24, 2019 with all persons desiring to be heard, having been heard;

THEREFORE, BE IT RESOLVED that a local law amending Chapter 181 of the Code of the Town of Colonie - “Vehicles & Traffic” to amend the following schedule thereof: Schedule VII – “Speed Limit” be, and hereby is, adopted/not adopted.

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 2019

A local law amending Chapter 181 of the Code of the Town of Colonie - "Vehicle & Traffic Codification" by amending Schedule VII (§181-35) entitled "Speed Limits".

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

SECTION 1.

Chapter 181 of the Code of the Town of Colonie, Schedule VII (§181-35) entitled "Speed Limits" is hereby amended by deleting the following:

Speed Limit

Delete

Name of Street

Speed Limit (MPH)

Location

Sand Creek Road

40

Between the Village of Colonie line and the intersection of Sand Creek Road with the Watervliet Shaker Road, a distance of 0.7 plus or minus mile

SECTION 2. EFFECTIVE DATE.

This local law shall take effect upon its proper filing with 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 2019 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. 448 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution adopting/not adopting a proposed local law of the Code of the Town of Colonie, thereof, amending Chapter 190 of the Town Code.

WHEREAS, proof of notice having been furnished, the public hearing on a proposed local law was held at 7:00 PM on September 12, 2019 and adjourned to October 24, 2019 at 7:00 PM with all persons desiring to be heard, having been heard;

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

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 2019

A local law amending Chapter 190-71 of the Code of the Town of Colonie to provide for administrative review of minor amendments to Planned Development Districts.

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

SECTION 1. AMENDMENT.

Chapter 190-71 (H) is hereby created as follows:

H. Post decision actions and limitations. After a PDD is approved, any subsequent development proposed which substantially complies with the density, location and uses of the approved PDD, for the sole benefit of any individual lot or unit on any minor amendment may be, after application to and referral by the Town Board, administratively reviewed for approval by the Director of the Planning and Economic Development Department without the need for additional public hearings.

SECTION 2. SEQR DETERMINATION.

The Town hereby determines that this amendment is a Type 1 action that will not have a significant effect on the environment and, therefore, no other determination or procedure under the State Environmental Quality Review Act ("SEQRA") is required.

SECTION 3. EFFECTIVE DATE.

This local law shall become effective upon its 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 2019 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. 449 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ 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 Safety-Kleen Sanitary Sewer Extension Project# 2019-002.

WHEREAS, the owner of certain property located at 17 Green Mountain Drive in the Town of Colonie desires to construct the proposed sewer improvement project extending municipal sewer service to 17 Green Mountain Drive – SIA #2019-002, pursuant to the provisions of Article 12-A 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 17 Green Mountain Drive. The proposed sewer improvement consists of construction of approximately 250 lineal feet of three-inch diameter HDPE SDR21 force main sanitary sewer pipe, 173 lineal feet of one and-a-quarter-inch HDPE SDR21 sanitary sewer lateral and related appurtenances and necessary testing for connection to an existing Town sewer line; 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 C.T. Male Associates, 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 Fifteen Thousand Nine Hundred Forty-Three Dollars and 00/100 (\$15,943.00) which will be paid entirely by the Developer for said Project; and

WHEREAS, it is now desired to call a public hearing pursuant to the provisions of Article 12-A 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, 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 November, 2019 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 Article 12-A of State of New York Town Law.

Section 3. This resolution shall take effect immediately.

RESOLUTION NO. 450 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to Execute an Escrow Agreement in relation to the Safety-Kleen Sanitary Sewer Extension Project# 2019-002.

WHEREAS, the owner of certain property located at 17 Green Mountain Drive in the Town of Colonie desires to construct the proposed sewer improvement project extending municipal sewer service to 17 Green Mountain Drive – SIA #2019-002, pursuant to the provisions of Article 12-A 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 17 Green Mountain Drive. The proposed sewer improvement consists of construction of approximately 250 lineal feet of three-inch diameter HDPE SDR21 force main sanitary sewer pipe, 173 lineal feet of one and-a-quarter-inch HDPE SDR21 sanitary sewer lateral and related appurtenances and necessary testing for connection to an existing Town sewer line; 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 C.T. Male Associates, 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 Fifteen Thousand Nine Hundred Forty-Three Dollars and 00/100 (\$15,943.00) which will be paid entirely by the Developer for said Project;

NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED, that Paula A. Mahan, Supervisor of the Town of Colonie is authorized to execute an Escrow Agreement between Safety-Kleen Corp. and the Town of Colonie in relation to project SIA# 2019-002 of the proposed Colonie Sewer District Improvement Area; and be it further

ORDERED RESOLVED AND DETERMINED, that this resolution shall take effect immediately.

RESOLUTION NO. 451 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor Paula A. Mahan
Councilwomen Linda J. Murphy
Melissa Jeffers VonDollen
Jennifer Whalen
Councilmen Christopher Carey
David Green
Paul L. Rosano

ABSENT: None

Councilman _____ 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 tort litigation.

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

<u>PAYEE</u>	<u>AMOUNT</u>
Elizabeth Neumeister	\$74.34
Camille Allen	\$322.92
Grady Quackenbush	\$323.99
Total	\$721.25

RESOLUTION NO. 452 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Phase III Services Authorization with Butler Rowland Mays Architects, LLP for the roof replacement project at the William K. Sanford Library.

WHEREAS, Butler Rowland Mays Architects, LLP will design and prepare documentation for the roof replacement project at the William K. Sanford Library;

WHEREAS, the cost will be \$84,000.00, plus reimbursables;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute Phase III Services Authorization with Butler Rowland Mays Architects, LLP for the roof replacement project at the William K. Sanford Library.

RESOLUTION NO. 453 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution requiring the Planning Board and/or the Planning and Economic Development Department to review and adopt/not adopt the proposed amendment of the Canterbury Crossings PDD.

WHEREAS, the Town Board recommends that the Planning Board and/or the Planning and Economic Development Department review the proposed amendment of the Canterbury Crossings Planned Development District; and

WHEREAS, the applicant seeks to build a deck at the home of 46 Preston Drive;

BE IT RESOLVED that the Planning Board and/or the Planning and Economic Development Department shall review, consider and adopt/not adopt the proposed amendment of the Canterbury Crossings PDD, in accordance with Article XIII of the Colonie Land Use Law.

RESOLUTION NO. 454 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution requiring the Planning Board and/or the Planning and Economic Development Department to review and adopt/not adopt the proposed amendment of the Canterbury Crossings PDD.

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

WHEREAS, the applicant seeks to build a deck at the home of 54 Preston Drive;

BE IT RESOLVED that the Planning Board and/or the Planning and Economic Development Department shall review, consider and adopt/not adopt the proposed amendment of the Canterbury Crossings PDD, in accordance with Article XIII of the Colonie Land Use Law.

RESOLUTION NO. 455 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution requiring the Planning Board and/or the Planning and Economic Development Department to review and adopt/not adopt the proposed amendment of the Canterbury Crossings PDD.

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

WHEREAS, the applicant seeks to build a deck and place a shed at the home of 31 Preston Drive;

BE IT RESOLVED that the Planning Board and/or the Planning and Economic Development Department shall review, consider and adopt/not adopt the proposed amendment of the Canterbury Crossings PDD, in accordance with Article XIII of the Colonie Land Use Law.

RESOLUTION NO. 456 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution requiring the Planning Board and/or Planning and Economic Development Department to review and adopt/not adopt the proposed amendment of the Maxwell Road Senior Citizen PDD.

WHEREAS, the Town Board recommends that the Planning Board and/or the Planning and Economic Development Department review the amendment of the Maxwell Road Senior Citizen Planned Development District; and

WHEREAS, the applicant seeks to build a deck at the home of 14 Jordan Court;

BE IT RESOLVED that the Planning Board and/or the Planning and Economic Development Department shall review, consider and adopt/not adopt the proposed amendment of the Maxwell Road Senior Citizen PDD, in accordance with Article XIII of the Colonie Land Use Law.

RESOLUTION NO. 457 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution requiring the Planning Board and/or Planning and Economic Development Department to review and adopt/not adopt the proposed amendment of the Canterbury Crossings PDD.

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

WHEREAS, the applicant seeks to install a fence, in ground pool and shed at the home of 22 Buckingham Lane;

BE IT RESOLVED that the Planning Board and/or the Planning and Economic Development Department shall review, consider and adopt/not adopt the proposed amendment of the Canterbury Crossings PDD, in accordance with Article XIII of the Colonie Land Use Law.

RESOLUTION NO. 458 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the levy upon 39 Dover Drive for Unpaid charges of the Department of Public Works.

WHEREAS, pursuant to Code of the Town of Colonie §62-49(A)(1) and Town Law §130(16), the Town of Colonie may assess delinquent charges in the amount of \$397.32, the cost of the clean up of overgrowth and debris at 39 Dover Drive in the Town of Colonie, against the property;

WHEREAS, Code of the Town of Colonie § 62-48 provides that the Town of Colonie shall be reimbursed for the cost of work necessary to remedy a violation of Chapter 62; and

WHEREAS, on September 28, 2018, the Building Department issued an Order to Remedy Violation with respect an unsecured, unmaintained, vacant property at 39 Dover Drive;

WHEREAS, the owners of record failed to comply with the Order to Remedy Violation within the time given by the Building Department; and

WHEREAS, after the period of time for compliance with the order passed, the Town personnel performed the work necessary to remedy the violations and secure the property; and

WHEREAS, the cost of that work totaled \$397.32;

NOW, THEREFORE BE IT RESOLVED that the Town Board ratifies the remediation of violations at 39 Dover Drive by Town personnel; and

BE IT FURTHER RESOLVED that charges in the amount of \$397.32 are hereby levied and assessed by the Town of Colonie against 39 Dover Drive; and

BE IT FURTHER RESOLVED, that \$397.32, being hereby levied against 39 Dover Drive, shall be placed on the 2020 tax roll of the Town of Colonie; and

BE IT FURTHER RESOLVED, that the Clerk of the Town of Colonie is directed to forward a certified copy of this resolution to the County of Albany.

RESOLUTION NO. 459 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the levy upon 12 Arrow Street for Unpaid charges of the Department of Public Works.

WHEREAS, pursuant to Code of the Town of Colonie §62-49(A)(1) and Town Law §130(16), the Town of Colonie may assess delinquent charges in the amount of \$441.36, the cost of the clean up of overgrowth and debris at 12 Arrow Street in the Town of Colonie, against the property;

WHEREAS, Code of the Town of Colonie § 62-48 provides that the Town of Colonie shall be reimbursed for the cost of work necessary to remedy a violation of Chapter 62; and

WHEREAS, on September 6, 2019 the Building Department issued an Order to Remedy Violation with respect an unsecured, unmaintained, vacant property at 12 Arrow Street;

WHEREAS, the owners of record failed to comply with the Order to Remedy Violation within the time given by the Building Department; and

WHEREAS, after the period of time for compliance with the order passed, the Town personnel performed the work necessary to remedy the violations and secure the property; and

WHEREAS, the cost of that work totaled \$441.36;

NOW, THEREFORE BE IT RESOLVED that the Town Board ratifies the remediation of violations at 12 Arrow Street by Town personnel; and

BE IT FURTHER RESOLVED that charges in the amount of \$441.36 are hereby levied and assessed by the Town of Colonie against 12 Arrow Street; and

BE IT FURTHER RESOLVED, that \$441.36, being hereby levied against 12 Arrow Street, shall be placed on the 2020 tax roll of the Town of Colonie; and

BE IT FURTHER RESOLVED, that the Clerk of the Town of Colonie is directed to forward a certified copy of this resolution to the County of Albany.

RESOLUTION NO. 460 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute an amendment to the existing Engineering Agreement with Barton & Loguidice in connection with the Mohawk View Water Pollution Control Plant Generator & Building Improvement Project for the DPW/Division of Pure Waters.

WHEREAS, during the construction phase of the project, additional services were required of (or “to be performed by) Barton & Loguidice in connection with the Mohawk View Water Pollution Control Plant Generator & Building Improvement Project for the DPW/Division of Pure Waters;

BE IT RESOLVED that the additional services are in the amount of \$4,103.27 for a total amount of \$124,103.27 for engineering services; and

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

RESOLUTION NO. 461 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to execute Change Order No. 1 to the contract with VMJR Companies in connection with the structural repairs for the Casparus Pruyn House Restoration Project.

WHEREAS, Change Order No. 1 is being made to revise the contract amount from \$662,000.00 to \$702,952.00 for an increase of \$40,952.00; and

WHEREAS, the contract is being modified due to additional unanticipated structural repairs needed for the Casparus Pruyn House Restoration Project;

THEREFORE, BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute Change Order No. 1 to the contract with VMJR Companies at the Pruyn House; and

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

RESOLUTION NO. 462 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the Supervisor to enter into a Contract with Capital District Physicians Health Plan in connection with a Medicare Advantage Health Insurance Plan for 2020.

WHEREAS, the monthly premium for the Medicare Advantage Health Insurance Plan will be \$309.12 per participant;

THEREFORE, BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into a Contract with Capital District Physicians Health Plan in connection with a Medicare Advantage Health Insurance Plan for eligible retirees for 2020; and

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

RESOLUTION NO. 463 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

**Resolution authorizing the acceptance of a donation of a 1999
Jacobsen HR5111 Rough Mower for the Town of Colonie Golf Course
from Hiawatha Trails Golf Course.**

BE IT RESOLVED that the donation of a 1999 Jacobsen HR511 Rough Mower for the Town of Colonie Golf Course from Hiawatha Trails Gold Course be, and hereby is, accepted.

RESOLUTION NO. 464 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to David Frueh Contracting, LLC in connection with demolition of 1366 Central Avenue and authorizing the Supervisor to execute an agreement for same.

WHEREAS, pursuant to advertisement on September 18, 2019, bids were received in connection with the demolition of 1366 Central Avenue:

Vendor	Total Cost
David Frueh Contracting LLC	\$38,900.00
Jackson Demolition Services, Inc.	\$41,000.00
Dan's Hauling & Demo, Inc.	\$42,800.00
Cristo Demolition, Inc.	\$46,000.00
DiTonna & Sons, LLC	\$48,000.00

WHEREAS, after review of the bids by the Town Attorney and the General Services Director;

BE IT RESOLVED that the bid will be awarded to the low bidder, David Frueh Contracting, LLC, in the amount of \$38,900.00; and

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

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute any additional documents necessary for this project including an agreement for Air Quality Monitoring; and

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

RESOLUTION NO. 465 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor Paula A. Mahan
Councilwomen Linda J. Murphy
Melissa Jeffers VonDollen
Jennifer Whalen
Councilmen Christopher Carey
David Green
Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution awarding the bid to Concept Print in connection with Town Printing Group 7 for the year 2020.

WHEREAS, pursuant to advertisement on October 2, 2019, bids were received in connection with Town Printing Group 7 for the year 2020:

Group #7- Labels & Decals

	VENDOR	GROUP 7
1.	Concept Print	\$39,015.50
2.	Talco Printing, Inc.	\$42,393.00
3.	Graphic Image, Inc.	\$144,965.00

WHEREAS, the bid is renewable for three one year terms for 2021, 2022 and 2023; and

WHEREAS, after review of the bids by the General Services Director;

BE IT RESOLVED that the bid will be awarded to the low bidder, Concept Print, in the amount of \$39,015.50.

RESOLUTION NO. 466 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing the acceptance of goods and services from the County of Albany as part of a Shared Services Grant.

WHEREAS, the Town of Colonie will accept goods and services from the County of Albany as part of a Shared Services Grant that has been awarded by New York State Archives, a unit of the New York State Department of Education, from the Local Government Records Management Improvement Fund.

RESOLUTION NO. 467 FOR 2019

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 24th day of October, 2019 at 7:00 PM.

PRESENT: Supervisor	Paula A. Mahan
Councilwomen	Linda J. Murphy
	Melissa Jeffers VonDollen
	Jennifer Whalen
Councilmen	Christopher Carey
	David Green
	Paul L. Rosano

ABSENT: None

Councilman _____ offered the following resolution and moved its adoption:

Resolution authorizing acceptance of a proposal from Arthur J. Gallagher & Co to provide Non-Owned Aircraft Liability Coverage for the EMS Flight Program through Allianz Global Risks US Insurance Co.

WHEREAS, Arthur J. Gallagher & Co has provided the Town of Colonie with proposals for Non-Owned Aircraft Liability Coverage with an annual premium of \$7,480 for the period of October 13, 2019 to October 13, 2020 from Allianz Global Risks US Insurance Co.; and

WHEREAS, the annual premium will be reimbursed by the New York State Police;

NOW, THEREFORE, BE IT RESOLVED that a proposal from Arthur J. Gallagher & Co to provide the Town of Colonie with Non-Owned Aircraft Liability Coverage be, and it hereby is, accepted; and

BE IT FURTHER RESOLVED that expenditure of funds in connection therewith be, and hereby is, authorized.