



Minutes of the Regular Meeting of the Town Board

Thursday, October 24, 2019

7:00 PM

Town Hall

1. **REGULAR TOWN BOARD MEETING – October 24, 2019 - 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	
Paul L. Rosano	Councilman	Present	
Jennifer Whalen	Councilwoman	Present	
Melissa Von Dollen	Councilwoman	Present	
Linda J. Murphy	Councilwoman	Present	
David R. Green	Councilman	Present	
Christopher Carey	Councilman	Present	
Julie Gansle	Town Clerk	Present	
Michael C Magguilli	Town Attorney	Present	

4. **Pledge of Allegiance**
5. **Personnel: Resolution No. 442**

A. Lynne A. Forner

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	Jennifer Whalen, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

B. Charles D. Hofer

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	Linda J. Murphy, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

C. Stephen R. Cozzy

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	Jennifer Whalen, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

D. James P. Howlan

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	Christopher Carey, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

E. Personnel-Late Start

1. Arthur B. Himmelberger

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

6. Public Hearings

Public Hearings in connection with the Fire Protection District Contracts.

- *Town Attorney provided general comments in connection with the contracts;
- *No public comments made in connection with any of the Fire Protection District contracts

- A. Resolution No. 443 of 2019 Resolution authorizing a contract with the Fuller Road Fire Department, Inc. for fire protection within the Fuller Road Fire Protection District.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Von Dollen, Councilwoman
SECONDER:	Linda J. Murphy, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

- B. Resolution No. 444 of 2019 Resolution authorizing a contract with the Shaker Road-Loudonville Fire Department, Inc. for fire protection within the Shaker Road-Loudonville Fire Protection District.

RESULT:	ADOPTED [6 TO 0]
MOVER:	Melissa Von Dollen, Councilwoman
SECONDER:	Linda J. Murphy, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green
ABSTAIN:	Christopher Carey

- C. Resolution No. 445 of 2019 Resolution authorizing a contract with the Maplewood Fire Department, Inc. for fire protection within the Maplewood Fire Protection District.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Von Dollen, Councilwoman
SECONDER:	Jennifer Whalen, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

- D. Resolution No. 446 of 2019 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Von Dollen, Councilwoman
SECONDER:	Jennifer Whalen, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Public Hearing in connection with 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”.

- *Town Attorney provided comments in connection with the proposed changes;
- *Councilwoman expressed clarification relating to signage;
- *No additional comments from the public

Resolution No. 447 of 2019 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”.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	Melissa Von Dollen, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Public Hearing in connection with a proposed local law of the Code of the Town of Colonie, thereof, amending Chapter 190 of the Town Code.

- * Public hearing was held and closed on September 12, 2019, at which time the resolution was adjourned for a vote until such time that the Board received confirmation that the proposal had gone to the Albany County Planning Board;
- *Town Attorney commented on the notice received from the County

Resolution No. 448 of 2019 Resolution adopting/not adopting a proposed local law of the Code of the Town of Colonie, thereof, amending Chapter 190 of the Town Code.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	Linda J. Murphy, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

7. Public Comment

- * Resident spoke in connection with the pot holes and road conditions of her neighborhood;
- * Commissioner of Public Works, Jack Cunningham commented in response;
- * Village of Colonie resident spoke in connection with a project and sought clarification as to location to direct concerns (Town or Village)

8. Resolutions

Resolution No. 449 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	Jennifer Whalen, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 450 authorizing the Supervisor to Execute an Escrow Agreement in relation to the Safety-Kleen Sanitary Sewer Extension Project# 2019-002.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	Linda J. Murphy, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 451 authorizing expenditure of funds from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with tort litigation.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Von Dollen, Councilwoman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 452 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 453 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 454 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 455 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 456 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 457 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 458 authorizing the levy upon 39 Dover Drive for Unpaid charges of the Department of Public Works.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Von Dollen, Councilwoman
SECONDER:	Jennifer Whalen, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 459 authorizing the levy upon 12 Arrow Street for Unpaid charges of the Department of Public Works.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Von Dollen, Councilwoman
SECONDER:	Jennifer Whalen, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 460 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Paul L. Rosano, Councilman
SECONDER:	Linda J. Murphy, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 461 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 462 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.

RESULT:	ADOPTED [6 TO 0]
MOVER:	Melissa Von Dollen, Councilwoman
SECONDER:	Linda J. Murphy, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green
ABSTAIN:	Christopher Carey

Resolution No. 463 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda J. Murphy, Councilwoman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 464 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Von Dollen, Councilwoman
SECONDER:	Linda J. Murphy, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 465 awarding the bid to Concept Print in connection with Town Printing Group 7 for the year 2020.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christopher Carey, Councilman
SECONDER:	David R. Green, Councilman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 466 authorizing the acceptance of goods and services from the County of Albany as part of a Shared Services Grant.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jennifer Whalen, Councilwoman
SECONDER:	Melissa Von Dollen, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey

Resolution No. 467 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Melissa Von Dollen, Councilwoman
SECONDER:	Linda J. Murphy, Councilwoman
AYES:	Mahan, Rosano, Whalen, Von Dollen, Murphy, Green, Carey