

RESOLUTION NO. 512-A FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 permanently appointing Kyla M. Zeilman to the position of Public Safety Dispatcher in the Police Department.

WHEREAS, the Personnel Officer has certified Kyla M. Zeilman as eligible for permanent appointment from Eligible List #23-989, established June 16, 2023;

BE IT RESOLVED that Kyla M. Zeilman be, and hereby is, permanently appointed to the position of Public Safety Dispatcher in the Police Department at an annual salary of \$46,633, effective December 4, 2023, pending the satisfactory completion of a pre-employment physical.

RESOLUTION NO. 512-B FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 permanently promoting Elissa L. Valente to the position of Library Director at the William K. Sanford Town Library.

WHEREAS, the Town of Colonie maintains a public library known as the William K. Sanford Town Library; and

WHEREAS, as of December 21, 2023 there will be a vacancy in the position of Library Director; and

WHEREAS, the Personnel Officer has certified Elissa L. Valente as eligible for permanent promotion from Eligible List #23-996, established August 30, 2023;

NOW THEREFORE BE IT RESOLVED that Elissa L. Valente be and hereby is permanently promoted to the position of Library Director at the William K. Sanford Town Library at an annual salary of \$89,510; and

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

RESOLUTION NO. 513 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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)	\$2,665.00
Thorn Gershon Tymann and Bonanni, LLP)Town v. City of NY, et al	\$5,812.50
Total	\$8,477.50

RESOLUTION NO. 514 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 repair of the sanitary sewer system at 1197 Central Avenue by ANJO Construction, Ltd. and authorizing the Comptroller to expend Emergency Repair Reserve funds for the same.

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to declare an emergency in connection with repair of the sanitary sewer system at 1197 Central Avenue by ANJO Construction, Ltd. for the DPW/Division of Pure Waters; and

BE IT FURTHER RESOLVED that the Comptroller be, and hereby is, authorized to expend \$17,097.92 from the Emergency Repair Reserve funds for the same.

RESOLUTION NO. 515 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 adopting a new fee schedule for the DPW/Division of Pure Waters for the year 2024.

BE IT RESOLVED that all prior resolutions in connection with the adoption of fees for the DPW/Division of Pure Waters be, and hereby are rescinded, effective at close of business on December 31, 2023; and

BE IT FURTHER RESOLVED that a new fee schedule for the DPW/Division of Pure Waters be, and it hereby is, adopted as set forth in the attached Exhibit "A", effective January 1, 2024.



Peter G. Crumme
Town Supervisor

TOWN OF COLONIE
DEPARTMENT OF PUBLIC WORKS
DIVISION OF PURE WATERS
347 Old Niskayuna Road
Latham, New York 12110

Telephone: (518) 783-2766 Ext 4
Fax: (518) 783-2883
www.colonie.org/departments/purewaters

2024_3 Pure Waters Permit and Fee Schedule

Sewer Connection Permits (new connections to existing public sewers)

Residential:	One, two and three family structures ¹ (Four or more units shall be classified as Commercial)	\$400.00 \$50.00	Formatted Table
Commercial:	Base Fee (Includes up to 20 Fixture Units)	\$900.00	800.00
	Additional Fixture Units ² (Per Fixture Unit)	\$18.00	16.00 /Fix. Unit
	External Oil/Water Separator Fee (Per System)	\$450.00	400.00
Industrial: ³	Base Fee (Includes up to 20 Fixture Units)	\$1,300.00	1,260.00
	Additional Fixture Units (Per Fixture Unit)	\$18.00	16.00 /Fix. Unit
	External Oil/Water Separator Fee (Per System)	\$450.00	400.00

Sewer Modification Permits (additions or alterations to existing private sewers)

Residential:	Repair (Replacement not associated with other construction)	No Fee	Formatted Table
	Demolition (Discontinuance of service)	\$90.00	80.00
	Addition / Relocation (Replacement resulting from other construction)	\$150.00	135.00
Commercial:	Repair (Replacement not associated with other construction)	No Fee	
	Demolition (Discontinuance of service)	\$185.00	165.00
	Addition / Relocation (Replacement resulting from other construction)	\$18.00 16.00 /Fix. Unit (\$185.00 165.00 minimum)	
	External Oil/Water Separator Fee (Per System)	\$450.00	400.00
Industrial:	Repair (Replacement not associated with other construction)	No Fee	
	Demolition (Discontinuance of service)	\$450.00	400.00
	Addition / Relocation (Replacement resulting from other construction)	\$18.00 16.00 /Fix. Unit (\$350.00 315.00 minimum)	
	External Oil/Water Separator Fee (Per System)	\$450.00	400.00

An Equal Opportunity Employer

EXHIBIT "A"

2024.3 Pure Waters Permit and Fee Schedule
(Continued)

Other Fees:

Permit Extension ⁴ (1 year increments)	Residential	\$50.00	35.00
	Commercial	\$75.00	60.00
	Industrial	\$150.00	135.00
Off Hours Inspections (staff permitting w/ 2 hour minimum)	All classes of permits	\$160.00 /hr or portion thereof	
Temporary Discharge ⁵	(In addition to connection and disconnection permit fees)	\$3.00	2.75 /1,000gal
Industrial User Program Fee ⁶	(Through Sewer Assessment)		3 SW006 Points

Notes:

1. Applies to single family homes, multi-family homes, condominiums and townhouses
2. Additional Fixture Units as per the attached schedule
3. All Industrial permits are subject to additional fees/conditions/limitations depending upon nature of discharge and available treatment capacity as per Local Law
4. All permits expire two (2) years after issuance; renewals available until permit expiration date after which a new permit will be required
5. Minimum charge based upon "normal sewage" as defined by Local Law; additional fees may be applied for high strength waste
6. SW006 "Points" as adopted by Town Board

Fees are non-refundable

2024_3 Pure Waters Permit and Fee Schedule
(Continued)

SANITARY DRAINAGE FIXTURE UNIT VALUE SCHEDULE

<u>Fixtures to be Installed or Provided for :</u>	<u>Fixture Unit Value</u>
Bathtub with 1 ½" trap.....	2
Bathtub with 2" trap.....	3
Bidet with 1 ½" trap	3
Combination sink and wash tray with 1 ½" trap	3
Combination sink and wash tray with food waste grinder unit	4
(separate 1 ½" trap for each unit)	
Dental unit or cuspidor	1
Dental lavatory	1
Drinking fountain.....	½
Dishwasher, domestic type	2
Floor drain.....	1
Kitchen sink, domestic type.....	2
Kitchen sink, domestic type with food waste grinder unit.....	3
Lavatory with 1 ½" waste plug outlet.....	2
Lavatory with 1 ¼" or 1 3/8" waste plug outlet.....	1
Lavatory (barber shop, beauty parlor or surgeons)	2
Lavatory, multiple type (wash fountain or wash sink) per each equivalent Unit	2
Laundry tray (one or two compartment)	2
Shower stall.....	2
Showers (group) units per head	3
Sink (surgeons).....	3
Sink (flushing rim type, direct flush valve)	8
Sink (janitor mop sink, service type with floor outlet trap standard)	3
Sink (service type with P trap).....	2
Sink (pot, scullery, or similar type)	4
Urinal (1" flush valve).....	8
Urinal (¾" flush valve).....	4
Urinal (flush tank)	4
Water closet (direct flush valve).....	8
Water closet (flush tank).....	4
Swimming pool, per each 1000 gallons of capacity.....	1
Unlisted fixture, 1 ½" or less fixture drain or trap size.....	1
Unlisted fixture, 1 ½" fixture drain or trap size	2
Unlisted fixture, 2" fixture drain or trap size	3
Unlisted fixture, 2 ½" fixture drain or trap size	4
Unlisted fixture, 3" fixture drain or trap size	5
Unlisted fixture, 4" fixture drain or trap size	6

Note: For continuous or intermittent flow into a drain, as from a pump, ejector, or similar equipment, a fixture unit value of 2 shall be assigned for each gallon per minute of flow at rated capacity.

RESOLUTION NO. 516 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 the maintenance of the SCADA system at the Mohawk View Water Pollution Control Plant for 2024.

WHEREAS, EDR will provide on-call assistance to the DPW/Division of Pure Waters to provide periodic updates, improvements, modifications and consultation for the SCADA and PLC facilities; and

WHEREAS, the cost of the services shall not exceed \$10,000.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with EDR in connection with the maintenance of the SCADA system at the Mohawk View Water Pollution Control Plant for 2024; and

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

RESOLUTION NO. 517 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 Engineering Agreement with Arcadis of New York, Inc. in connection with general engineering services for the DPW/Division of Pure Waters for 2024.

WHEREAS, Arcadis of New York, Inc. will provide general engineering services for the DPW/Division of Pure Waters for 2024 at a cost not to exceed \$15,000.00;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Engineering Agreement with Arcadis of New York, Inc. in connection with general engineering services for the DPW/Division of Pure Waters for 2024; and

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

RESOLUTION NO. 518 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 Change Order No. 2E with Spring Electric, Inc. in connection with the Mohawk View Water Pollution Control Plant Blower Rehabilitation Project.

WHEREAS, Change Order No. 2E is being made to the contract because times are being extended due to the blower delivery delays; and

WHEREAS, there is no additional cost for this change;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute Change Order No. 2E to the contract with Spring Electric, Inc. in connection with the Mohawk View Water Pollution Control Plant Blower Rehabilitation Project; 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. 519 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 Change Order No. 1G with J. Squared Construction Corp. in connection with the Mohawk View Water Pollution Control Plant Blower Rehabilitation Project.

WHEREAS, Change Order No. 1G is being made to the contract because times are being extended due to the blower delivery delays; and

WHEREAS, there is no additional cost for this change;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute Change Order No. 1G to the contract with J. Squared Construction Corp. in connection with the Mohawk View Water Pollution Control Plant Blower Rehabilitation Project; 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. 520 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 requiring the Planning and Economic Development Director to review and consider the proposed amendment of the Maxwell Road Senior PDD at 43 Justin Street.

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

WHEREAS, the applicant seeks to install a standby generator at 43 Justin Street;

BE IT RESOLVED that the Planning and Economic Development Director be, and hereby is, authorized to review and consider the proposed amendment of the Maxwell Road Senior PDD.

RESOLUTION NO. 521 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 requiring the Planning and Economic Development Director to review and consider the proposed amendment of the Maxwell Road Senior PDD at 45 Justin Street.

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

WHEREAS, the applicant seeks to install a home generator at 45 Justin Street;

BE IT RESOLVED that the Planning and Economic Development Director be, and hereby is, authorized to review and consider the proposed amendment of the Maxwell Road Senior PDD.

RESOLUTION NO. 522 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 Boght Veterinary Clinic in connection with animal shelter services for 2024.

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with Boght Veterinary Clinic in connection with animal shelter services for the Police Department for the year 2024; and

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

RESOLUTION NO. 523 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 the Watervliet Police Department in connection with the use of the Town's EVOC Track and usage of the restrooms located at the range.

WHEREAS, the Watervliet Police Department will use the Town's EVOC Track and restrooms located at the range; and

WHEREAS, the Watervliet Police Department will pay the Town \$200.00 per use/day;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to enter into an Agreement with the Watervliet Police Department in connection with the use of the Town's EVOC Track and usage of the restrooms located at the range; and

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

RESOLUTION NO. 524 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 various contracts and agreements pertaining to appraisal services or legal services in connection with real property tax matters for 2024.

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute the following agreements pertaining to appraisal services or legal services:

Bauer Appraisal Group, Inc. - Appraisal Services

De L. Palmer Appraisal Co. – Appraisal Services

GAR Associates – Appraisal Services

North East Appraisals – Appraisal Services

Jan Colabelli – Appraisal Services

Hafner Valuation Group – Appraisal Services

Hilco Real Estate Appraisal, LLC – Appraisal Services

Integrated Valuations, LLC – Appraisal Services

Schecter Valuation Services, LLC – Appraisal Services

Cooper Erving & Savage, LLP – Legal services/Tax assessment review matters

Daniel G. Vincelette, P.C. – Legal services/Tax Assessment review matters

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

RESOLUTION NO. 525 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 settlement or discontinuance, subject to judicial approval of the same, pursuant to §68 of the Town Law, of various tax certiorari proceedings.

WHEREAS, it has been tentatively agreed by the parties to reduce the assessment on the properties, in the amounts set forth below, or the Petitioner(s) has agreed to discontinue the proceeding(s) without cost to either party, as indicated below:

Mycek and Geden., v. Town of Colonie et al.
Index No. 906468-23

14 Oak Tree Lane; Tax Map Parcel No. 7.4-3-7

Assessment Roll Year	Present Assessment	Revised Assessment	Reduction
2023	168,000	160,000	8,000

Tentative Town Refund: N/A

Tentative School District Refund: N/A

THEREFORE, BE IT RESOLVED that settlement or discontinuance, pursuant to §68 of Town Law, of the above listed tax certiorari proceedings be, and it hereby is, authorized, subject to judicial approval.

RESOLUTION NO. 526 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 Rivkin Radler in connection with providing legal advice and counseling in connection with a pending litigation matter.

WHEREAS, Rivkin Radler will provide legal advice and counseling in connection with a pending litigation matter; and

WHEREAS, Rivkin Radler requires an initial retainer in the amount of \$15,000.00 to be applied towards any legal work or disbursements expended by Rivkin Radler;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute an Agreement with Rivkin Radler in connection with providing legal advice and counseling in connection with a pending litigation matter; and

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

RESOLUTION NO. 527 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 ET3 Model Annual Certification Form for the Performance Year January 1, 2023 through December 31, 2023 for the Emergency Medical Services Department.

WHEREAS, the certification form indicates that the participants performing functions or services related to the ET3 Model Interventions are in compliance with the model requirements;

BE IT RESOLVED that the Supervisor be, and hereby is, authorized to execute an ET3 Model Annual Certification Form for the Emergency Medical Services Department; and

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

RESOLUTION NO. 528 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 a payment plan agreement with Nasir Abbas in connection with amounts due to the Latham Water District for water usage at 3 Catalina Drive, Latham, NY 12110.

WHEREAS, the Town Board of the Town of Colonie (“Town Board”) is, among other things, authorized to set the rates for fees and services rendered by the Department of Public Works, which includes the Division of Latham Water (“Latham Water”); and

WHEREAS, in accordance with such authority the Town Board established the Water Bill Review Committee (“Committee”) to, among other things, review certain water bills upon the request of the property owner; and

WHEREAS, Latham Water recorded unusually high water usage at 3 Catalina Drive, Latham, NY 12110 (SBL: 19.1-4-63) (“Property”) during the billing period between February 2023 and August 2023; and

WHEREAS, in connection with such water usage, Nasir Abbas (“Property Owner”), by letter received August 24, 2023, requested assistance with the water bill for the Property; and

WHEREAS, the Committee met on November 2, 2023 to, among other things, discuss the request made by the Property Owner; and

WHEREAS, the Committee reviewed the Property Owner's request, as well as the information provided by Latham Water; and

WHEREAS, based on such review, the Committee has recommended that the Property Owner be offered a payment plan agreement to resolve the outstanding water bill for the Property; and

WHEREAS, the Property Owner likewise desires to enter into a payment plan agreement to resolve the outstanding water bill for the Property

NOW THEREFORE BE IT RESOLVED that the Town Board hereby accepts the recommendation of the Committee; and

BE IT FURTHER RESOLVED that the Supervisor be and hereby is authorized to execute a payment plan agreement with the Property Owner to resolve the outstanding water bill for the Property; and

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

BE IT FURTHER RESOLVED, that the employees/staff of the Town and/or Latham Water are authorized to take any action in furtherance of this resolution.

RESOLUTION NO. 529 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 amending the authority of the Water Bill Review Committee to change the billing threshold for the water bills subject to review.

WHEREAS, the Town Board of the Town of Colonie (“Town Board”), by resolution No. 266 of 2018, dated May 24, 2018, previously created the Water Bill Review Committee to provide recommendations to the Town Board regarding payment plan agreements to resolve amounts owed to the Latham Water District (“Latham Water”); and

WHEREAS, the Town Board, by resolution No. 485 of 2021, dated December 2, 2021, subsequently amended the authority of the Water Bill Review Committee to, among other things, authorize the Water Bill Committee to consider payment plans for residential accounts only with water bills in the amount of \$600.00 to \$2,500.00; and

WHEREAS, the Town Board, by resolution No. 569 of 2023, dated December 15, 2022, subsequently established new rates to be paid by customer of Latham Water, which, among other things, increased water rates for residential customers serviced by Latham Water; and

WHEREAS, in light of such rate increase, the Town Board now wishes to further amend the authority of the Water Bill Review Committee to increase the billing threshold for water bills subject to review by the Water Bill Review Committee; and

NOW THEREFORE BE IT RESOLVED that the Water Bill Review Committee is hereby authorized to consider payment plans for residential accounts only with water bills in the amount of \$850.00 or greater.

RESOLUTION NO. 530 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 amend an existing payment plan agreement with Joshua Callaghan in connection with amounts due to the Latham Water District for water usage at 2 Thames Drive, Niskayuna, NY 12309.

WHEREAS, the Town Board of the Town of Colonie (“Town Board”) is, among other things, authorized to set the rates for fees and services rendered by the Department of Public Works, which includes the Division of Latham Water (“Latham Water”); and

WHEREAS, in accordance with such authority the Town Board established the Water Bill Review Committee (“Committee”) to, among other things, review certain water bills upon the request of the property owner; and

WHEREAS, Latham Water recorded unusually high water usage at 2 Thames Drive, Niskayuna, NY 12309 (SBL: 7.4-5-49) (“Property”) during certain billing periods in 2022; and

WHEREAS, in connection with such water usage, Joshua Callaghan (“Property Owner”) requested assistance with the water bill for the Property; and

WHEREAS, the Town Board of the Town of Colonie (“Town Board”), based on the recommendation of the Committee, previously authorized an agreement with the Property Owner to resolve the outstanding water bill for the Property (“Existing Agreement”); and

WHEREAS, the Property Owner subsequently requested further assistance in making payments under the Existing Agreement; and

WHEREAS, the Committee met on November 2, 2023 to, among other things, discuss the request made by the Property Owner; and

WHEREAS, the Committee reviewed the Property Owner's request, as well as the information provided by Latham Water; and

WHEREAS, based on such review, the Committee has recommended that the Existing Agreement be amended to reduce the monthly payment for the Property Owner;

NOW THEREFORE BE IT RESOLVED that the Supervisor be and hereby is authorized to execute an amended payment plan agreement with the Property Owner; and

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

BE IT FURTHER RESOLVED, that the employees/staff of the Town and/or Latham Water are authorized to take any action in furtherance of this resolution.

RESOLUTION NO. 531 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 necessary documentation in connection with termination of the general construction contract between the Town and U.W. Marx Construction Inc. and authorizing payment to U.W. Marx Construction Inc. in the amount of \$189,300.34 in connection with such termination.

WHEREAS, the Town Board of the Town of Colonie (“Town Board”), by resolution No. 191 of 2021, dated April 29, 2021, previously awarded a general construction contract (“Contract”) to U.W. Marx Construction Inc. (“U.W. Marx”) in connection with the rehabilitation and refurbishment of clarifier tanks at the Mohawk View Water Pollution Control Plant (“Project”); and

WHEREAS, U.W. Marx has completed a portion of the work required under the Contract; and

WHEREAS, the Department of Public Works, Division of Pure Waters (“Pure Waters”) and U.W. Marx now mutually wish to discontinue the Project and cease all work required under the Contract;

WHEREAS, Pure Waters has determined that discontinuation of the Project and cessation of work is in the best interest of the Town based on Project timing considerations and the logistical and regulatory impacts of the Project on daily operations at the Mohawk View Water Pollution Control Plant; and

WHEREAS, based on the foregoing, Pure Waters has recommended that the Contract be terminated and that U.W. Marx be paid \$189,300.34, which reflects a portion of the total balance due under the Contract and represents payment for work actually completed thereunder;

NOW THEREFORE BE IT RESOLVED that recommendation of Pure Waters is hereby accepted; and

BE IT FURTHER RESOLVED that, based on and in accordance with the recommendation of Pure Waters, the Project be and hereby is discontinued and the Contract be and hereby is terminated; and

BE IT FURTHER RESOLVED that the Supervisor is hereby authorized to execute any and all documentation in connection with termination of the Contract and/or settlement of any and all claims that have or may arise thereunder; and

BE IT FURTHER RESOLVED that payment to U.W. Marx in the amount of \$189,300.34 is hereby authorized; and

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

RESOLUTION NO. 532 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 a payment plan agreement with Rikki Michel in connection with amounts due to the Latham Water District for water usage at 44 Maria Drive, Loudonville, NY 12211.

WHEREAS, the Town Board of the Town of Colonie (“Town Board”) is, among other things, authorized to set the rates for fees and services rendered by the Department of Public Works, which includes the Division of Latham Water (“Latham Water”); and

WHEREAS, in accordance with such authority the Town Board established the Water Bill Review Committee (“Committee”) to, among other things, review certain water bills upon the request of the property owner; and

WHEREAS, Latham Water recorded unusually high water usage at 44 Maria Drive, Loudonville, NY 12211 (SBL: 42.12-5-12) (“Property”) during the billing period between March 2023 and September 2023; and

WHEREAS, in connection with such water usage, Rikki Michel (“Property Owner”), by letter received October 6, 2023, requested assistance with the water bill for the Property; and

WHEREAS, the Committee met on November 2, 2023 to, among other things, discuss the request made by the Property Owner; and

WHEREAS, the Committee reviewed the Property Owner's request, as well as the information provided by Latham Water; and

WHEREAS, based on such review, the Committee has recommended that the Property Owner be offered a payment plan agreement to resolve the outstanding water bill for the Property; and

WHEREAS, the Property Owner likewise desires to enter into a payment plan agreement to resolve the outstanding water bill for the Property

NOW THEREFORE BE IT RESOLVED that the Town Board hereby accepts the recommendation of the Committee; and

BE IT FURTHER RESOLVED that the Supervisor be and hereby is authorized to execute a payment plan agreement with the Property Owner to resolve the outstanding water bill for the Property; and

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

BE IT FURTHER RESOLVED, that the employees/staff of the Town and/or Latham Water are authorized to take any action in furtherance of this resolution.

RESOLUTION NO. 533 FOR 2023

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 30th day of November, 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 adopting/not adopting a proposed local law of the Code of the Town of Colonie, thereof, amending Chapter 85 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 November 30, 2023 with all persons desiring to be heard, having been heard;

THEREFORE, BE IT RESOLVED that local law amending Chapter 85 of the Code of the Town of Colonie 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 2023

A local law amending Chapter 85 of the Code of the Town of Colonie

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

SECTION 1: AMENDMENT

Chapter 85, Section 85-5 shall be replaced in its entirety with the following:

Electrical inspectors, having practical and technical knowledge of the construction and operation of electrical wiring and work, as evidenced by certification with the International Association for Electrical Inspectors (IAEI) for electrical work and electrical code compliance, may apply to be added to the approved electrical inspector list to perform electrical inspections in the Town of Colonie. In order to be considered for the approved electrical inspector list, an electrical inspector must submit an application, together with proof of IAEI certification and a *curriculum vitae* to the Town of Colonie Commissioner of Public Works for consideration and recommendation to the Town of Colonie Town Board. The Town Board shall confirm the approved electrical inspector list annually. Approved electrical inspectors may perform electrical inspections in the Town of Colonie, outside the corporate limits of the Village of Colonie and Village of Menands.

SECTION 2. SEVERABILITY

If any clause, sentence or provision of this local law or the application thereof to any person or circumstance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity thereof shall not affect, impair or invalidate the remainder of the provisions of this local law or the application thereof to other persons and circumstances.

SECTION 3. EFFECTIVE DATE

This local law shall take effect upon its proper filing in the Office of the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2023 of the **Town of Colonie** was duly passed by the Town Board on _____, 2023 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: