

January 8, 2015

2015-01) Authorize the approval of the Official Undertaking as to its form and manner of execution and the sufficiency of the insurance, as surety as prescribed by law.

2015-02) Regular meetings of the Town Board will generally be held at 7 p.m. on the second and fourth Thursdays of each month, at the Schodack Town Hall at 265 Schuurman Road unless otherwise duly noticed, as follows:

January 8	July 9
January 22	No second meeting scheduled for July
February 12	August 13
February 26	August 27
March 12	September 10
March 26	September 24
April 9	October 8
April 23	October 22
May 14	November 12
May 28	No second meeting scheduled for November
June 11	December 10
June 25	December 30 @ 6:00 PM/Close of Business

2015-03) Full-time employees (non-union) shall be given the following holidays for the year 2015:

<u>Date</u>	<u>Holiday</u>
January 19	Martin Luther King, Jr. Day
February 16	Presidents Day
May 25	Memorial Day
July 3	Independence Day Observance
September 7	Labor Day
October 12	Columbus Day
November 11	Veterans Day
November 26	Thanksgiving Day
November 27	Day after Thanksgiving
December 24	Christmas Eve
December 25	Christmas

2015-04) Designate Transfer Station holidays for year 2015 as follows:

<u>Date</u>	<u>Holiday</u>
May 26	Memorial Day Observance*
July 4	Independence Day
September 8	Labor Day Observance*
November 26	Thanksgiving Day
November 27	Day after Thanksgiving
December 25	Christmas Observance

*Transfer Station is closed on Mondays, therefore, pursuant to the Collective Bargaining Agreement, Monday holidays will be observed on Tuesday.

- 2015-05)** Designate the following banks as depositories for all Town funds for the calendar year 2015: Key Bank, N.A., First Niagara, and Pioneer.
- 2015-06)** Supervisor Dowds, being the Chief Fiscal Officer or the officer having custody of monies of the said Town of Schodack, has the authority to temporarily deposit or invest monies of the said Town of Schodack, not required for immediate expenditures, except proceeds of loans and monies the investment of which otherwise is provided by law, in special time deposit accounts or certificates of deposit issued by a bank or trust company located and authorized to do business in this State; provided, however, that such time deposit accounts or certificates of deposit be secured by a pledge of obligations of the State of New York or obligation of any municipal corporation, school district or district of the State of New York as authorized pursuant to the provisions of Section II of the General Municipal Law of the State of New York. Investment may also be made in obligations of the State of New York subject to conditions set forth in Section II of the General Municipal Law.
- 2015-07)** Pursuant to the Article III, Section 29 (15) of the Town Law, Supervisor Dowds hereby appoints Dawne M. Kelly, as Confidential Secretary to the Supervisor, at the annual salary set forth in resolution 2014-279.
- 2015-08)** Pursuant to the Arts and Cultural Affairs Law, Supervisor Dowds hereby appoints Diane Hutchinson, Town Historian at the annual salary set forth in resolution 2014-279.
- 2015-09)** Appoint David L. Gruenberg as Attorney to the Town, pursuant to retainer agreement dated January 28, 2010, remuneration as set forth in the Year 2015 adopted budget (\$24,000.00).
- 2015-010)** Appoint Walter Wheeler as Web-master, remuneration as set forth in the Year 2015 adopted budget (\$8,000.00) and further authorize Supervisor Dowds to execute an independent contractor agreement with Walter Wheeler as Web-master, subject to approval by Attorney to the Town as to form.
- 2015-011)** Appoint Kerrie D. Joiner as Part-time Human Resource Manager at an hourly rate as set forth in resolution 2014-279 effective Jan. 5, 2015.
- 2015-012)** Appoint Melissa A. Knights, Secretary to Director Planning/Zoning, at annual salary as set forth in resolution 2014-279.
- 2015-013)** Appoint Coleen Papas, Secretary to Building Inspector, at annual salary as set forth in resolution 2014-279.
- 2015-014)** Appoint Dominic DeFruscio III as Assistant Town Building Inspector/Code Enforcement Officer, at an hourly rate as set forth in resolution 2014-279

- 2015-015)** Appoint Jennifer L. Mulligan, CPA, as Comptroller at annual salary as set forth in resolution 2014-279.
- 2015-016)** Appoint Jennifer L. Mulligan, CPA, as Budget Officer at annual salary as set forth in resolution 2014-279.
- 2015-017)** Appoint Susan Pilipczuk as Accountant at the hourly rate as set forth in resolution 2014-279.
- 2015-018)** Appoint Laura Palmer as Assistant Comptroller on a part-time basis at the hourly rate set forth in resolution 2014-279.
- 2015-019)** Appoint Heather Bender as Secretary to Justice Court on a full-time basis at the hourly rate as set forth in resolution 2014-279.
- 2015-020)** Appoint William Dikant part-time Justice Court Officer for the calendar year 2015 at hourly rate set forth in resolution 2014-279.
- 2015-021)** Appoint Sheila Golden as Director of Youth and Recreation for the calendar year 2015 at salary set forth in resolution 2014-279.
- 2015-022)** Appoint Gene Paul Martel as the Dog Control Officer for the calendar year 2015 pursuant to the Year 2015 adopted budget.
- 2015-023)** Appoint Stuart McKnight to the position of Park Manager at the hourly rate set forth in resolution 2014-279.
- 2015-024)** Appoint Roland D. Ferris as Data Collector on a part-time basis as deemed appropriate by the Assessor at an hourly rate as set forth in resolution 2014-279.
- 2015-025)** Appoint Nicole A. Thomas as part-time janitorial staff at an hourly rate as set forth in resolution 2014-279.
- 2015-026)** Appoint Sandra Schell (13.06/hr.), Elizabeth Swahlan (\$12.52/hr.) and Michael Lubbers (\$12.52/hr.) as part-time Tax Clerks at an hourly rate as set forth in resolution 2014-279.
- 2015-027)** Appoint Stuart McKnight, Josh Walters, Jason Lorenzo, Thomas M. D. Jones, Clark Roehr, Keith M. Boniface, Ryen T. Boehme, and Gregory J. Leone as part-time police officers at an hourly rate as set forth in resolution 2014-279.
- 2015-028)** Appoint Karen A. Vecchione ADA Coordinator for the calendar year 2015 at no additional compensation.

- 2015-029)** Pursuant to Schodack Town Law Section 60.5 the Records Advisory Board shall consist of five members, being the Town Supervisor, the Town Historian, the Town Attorney, the Town Clerk and the Records Coordinator. Karen A. Vecchione is hereby appointed Records Coordinator at an hourly rate as set forth in the Year 2015 adopted budget.
- 2015-030)** Appoint Kerrie D. Joiner Affirmative Action Coordinator for the calendar year 2015 at no additional compensation.
- 2015-031)** Appoint James D. Shaughnessy as a member of the Planning Board. Term to expire on December 31, 2018. (remaining unexpired term of Church vacancy)
- 2015-032)** Appoint Denise Mayrer as a member of the Planning Board. Term to expire on December 31, 2021 and as pursuant to Town Law section 271 appoint Denise Mayrer as Chair of the Planning Board for the calendar year 2015.
- 2015-033)** Appoint Edward Brewer as a member of the Zoning Board of Appeals. Term to expire December 31, 2019.
- 2015-034)** Appoint David Calarco as Chairman of the Zoning Board of Appeals for the calendar year 2015.
- 2015-035)** Appoint Robert W. Linville, Esq., as Attorney for the Planning Board and Zoning Board of Appeals at salary as set forth in resolution 2014-279.
- 2015-036)** Appoint Philip Moldoff as a member of the Board of Assessment Review at salary as set forth in Year 2015 adopted budget. Term to expire September 30, 2019.
- 2015-037)** Authorize the following individual for appointment to the Winter Youth Recreation Program, as recommended by the Director of Youth and Recreation for Pee Wee Wrestling – Thomas Gibbons at salary as set forth in the Year 2015 adopted budget.
- 2015-038)** Appoint Philip Danaher, Esq., to act as Deputy Attorney to the Town (at no compensation) and to act as the Town/Traffic Prosecutor for Vehicle and Traffic matters at Schodack Justice Court, pursuant to retainer agreement dated January 2015, remuneration as set forth in the Year 2015 adopted budget (\$15,000.00).
- 2015-039)** Pursuant to professional services agreement dated January 1, 2015, appoint Tabner, Ryan and Keniry, LLP as Special District Counsel and based on per hour fee schedule dated December 30, 2014, Partners \$250.00, Associates \$170.00 and Paralegals \$95.00. This authorization shall not exceed \$7,500.00 without further board approval.

- 2015-040)** Authorize Supervisor Dowds to execute and administer professional services agreement with the Vincelette Law Firm as Counsel, for the year 2015, to represent the Town on assessment related matters at an hourly rate of \$175.00.
- 2015-041)** Authorize Supervisor Dowds to execute and administer professional services agreement with Executive Computing, LLC, for the year 2015, to provide information technology services to the Town at an hourly rate of \$106.00.
- 2015-042)** Authorize Supervisor Dowds to execute and administer professional services agreement with Purinton and Morris CPA's, LLC, for the year 2015, for accounting consulting services at an hourly rate of \$175.00.
- 2015-043)** Appoint Hiscock and Barclay, LLP as Bond Counsel with fees in accordance with letter dated December 19, 2013.
- 2015-044)** Pursuant to Chapter 32 Section 1 of the Code of the Town of Schodack, appoint Jeffrey Arno, Police Officer; Detective James Morgan; Peter D. Schweigert; Allison Signor; Gary Ziegler; Steven Kelly and Matthew Carner to the Town of Schodack Fire Investigation Unit for the calendar year 2015.
- 2015-045)** Appoint the following as Fire Marshals for 2015: Dawne M. Kelly - Town Hall; Stuart McKnight - Police Station; and Harry Duncan - Highway Garage.
- 2015-046)** Establish the mileage rate of 57.5 cents per mile pursuant to I.R.S. rate for the calendar year 2015.
- 2015-047)** Designate **The Record** as official Town newspaper for the calendar year 2015.
- 2015-048)** Authorize Supervisor Dowds to execute New York State Office of Children and Family Services, Individual Program Application, Agency Summary for Youth and Recreation for the Period of January 1 through December 31, 2015.
- 2015-049)** Approve contracts and authorize Supervisor Dowds to execute and administer contracts with Castleton Volunteer Ambulance Service, Inc., and Nassau Ambulance for provision of emergency medical services for 2015 as set forth in the Year 2015 adopted budget.
- 2015-050)** Authorize Supervisor Dowds to execute and administer contracts with Village of Castleton-on-Hudson, Castleton Fire Company, the Board of Commissioners of Nassau Fire District Number One, and the Board of Commissioners of the East Schodack Fire District for provision of fire and emergency services in each of the respective fire protection districts.

- 2015-051)** Approve contracts and authorize Supervisor Dowds to execute contracts with the Castleton Public Library (\$104,000.00), East Greenbush Community Library (\$266,098.00), and Nassau Free Library (\$25,000.00) as set forth in the Year 2015 adopted budget.
- 2015-052)** Authorize Supervisor Dowds to execute and administer a contract with the Peter J. Andrews VFW Post No. 7337 for the establishment, maintenance and operation of programs devoted, in whole or in part, to the welfare of veterans for an amount not to exceed \$5,000.00 Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance. (As budgeted)
- 2015-053)** Authorize Supervisor Dowds to execute contracts with the Edward C. Swartz Southern Tier Senior Center (\$5,000.00) and Castleton Senior Citizens (\$5,000.00) for the establishment, maintenance and operation of programs devoted, in whole or in part, to the welfare of the aged. The terms and conditions of said contracts are subject to the approval by Attorney to the Town. (As budgeted)
- 2015-054)** Authorize Supervisor Dowds to execute agreement on behalf of the Town of Schodack with the Rensselaer County STOP DWI program for the calendar year 2015.
- 2015-055)** Authorize Supervisor Dowds to execute and administer Addendum Number 2015-01 for professional services from the Laberge Group to assist the Town Board for 2015. Hourly rates for Planning and Zoning Board activities for 2015 are as follows: Principal/project manager \$173.00, Project Engineer \$118.00, Assistant Engineer \$89.00 and Administrative Assistant \$63.00, and Addendum Number 2015-01 for planning and zoning not to exceed \$5,000.00; Addendum Number 2015-02 for wastewater issues not to exceed \$5,000.00; Addendum Number 2015-03 for water issues not to exceed \$10,000.00; Addendum Number 2015-04 for Planning & Economic Development related issues not to exceed \$7,500.00 and Addendum Number 2015-05 for MS-4 administration (Municipal Stormwater Management) field work, coalition meetings and testing allowance services not to exceed \$35,800.00.
- 2015-056)** Town officials and/or personnel authorized by resolution of the Town Board to attend the Annual Meeting of the Association of Towns of New York State shall be reimbursed for expenses under Section 77-b of the General Municipal Law up to an amount of \$1,000.00. Such amount will reimburse all lodging, transportation, meals, and registration expenses. Those so authorized may obtain an advance of expenses as provided in subsection 6 of Section 77-b. Receipts must be obtained for all applicable expenses.
- 2015-057)** Authorize Supervisor Dennis Dowds to attend seminars for the Annual Meeting of the Associations of Towns of New York State February 15-18, 2015 with appropriate expenses to be borne by the Town.

- 2015-058)** Authorize Donna Conlin as the voting delegate for the Town of Schodack at the Annual Meeting of the Association of Towns of New York State.
- 2015-059)** Authorize Jennifer Mulligan, CPA, Comptroller to attend NYS GFOA Annual Conference March 25-27, 2015 in Albany, New York at a total estimated cost of \$437.00 broken down as follows: Registration fees of \$345.00 and estimated cost for mileage (\$92.00). [This is a budgeted item.]
- 2015-060)** Authorize Dominic DeFruscio III, Assistant Building Inspector to attend Northern Adirondack Code Officials Conference March 2-6, 2015 in Lake Placid, New York at estimated cost for the Conference, Seminar and Annual dues of (\$285.00), and estimated cost for lodging of (\$424.00) and estimated cost for meals (\$100.00) for a total estimated cost of \$709.00. [This is a budgeted item.]
- 2015-061)** Authorize Nadine Fuda, Director of Planning and Zoning to attend Northern Adirondack Code Officials Conference March 2-6, 2015 in Lake Placid, New York at estimated cost for the Conference and Seminar of (\$260.00), and estimated cost for lodging of (\$424.00) and estimated cost for meals (\$100.00) for a total estimated cost of \$684.00. [This is a budgeted item.]
- 2015-062)** Authorize Supervisor Dowds to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Konica Minolta Bizhub 600 copier on the third floor at the Town Hall, ID # 285CH, for the period February 2, 2015 to February 1, 2016 for \$1,461.00 annually. Contract includes 168,000 copies annually with an overage charge of \$0.00865 per copy.
- 2015-063)** Authorize Supervisor Dowds to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Muratec 2030D copier in the Court/Meeting room, ID#144CH, for the period February 2, 2015 to February 1, 2016 for \$669.00 annually. Contract includes 24,000 copies annually with an overage charge of \$0.02565 per copy.
- 2015-064)** Authorize Supervisor Dowds to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Xerox Work Centre M20 copier in the Justice Ct., ID#938CH, for the period February 2, 2015 to February 1, 2016 for \$715.00 annually. Contract includes 24,000 copies annually with an overage charge of \$0.02596 per copy.
- 2015-065)** Authorize Supervisor Dowds to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Xerox Work Centre 4150x copier in the Police Dept., ID#812CH, for the period February 2, 2015 to February 1, 2016 for \$834.00 annually. Contract includes 42,000 copies annually with an overage charge of \$0.01661 per copy.

2015-066) Authorize Supervisor Dowds to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Xerox Work Centre 5225p copier on the second floor (Assessor & Receiver of Tax Offices) at the Town Hall, ID # 973CH, for the period February 2, 2015 to February 1, 2016 for \$720.00 annually. Contract includes 30,000 copies annually with an overage charge of \$0.02076 per copy.

2015-067) **WITHDRAWN:** *“Authorize Supervisor Dowds to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Xerox Savin 8025 copier on the first floor (Town Clerk’s Office) at the Town Hall, ID # 655BA, for the period February 2, 2015 to February 1, 2016 for \$_____ annually. Contract includes _____ copies annually with an overage charge of \$0.0_____ per copy.”*

2015-068) **WHEREAS,** two parcels located on Route 9J in the Town of Schodack, and otherwise identified as tax map#’s 198.11-1-2.12 and 198.11-1-2.2 (hereafter, “the subject properties”); and

WHEREAS, Resurrection commenced judicial proceedings pursuant to Article 7 of the Real Property Tax Law (RPTL) seeking reductions of the 2013 and 2014 real property tax assessments of the subject properties; and

WHEREAS, the Town is represented by The Vincelette Law Firm; and

WHEREAS, counsel has recommended that these proceedings now be resolved by settlement; and

WHEREAS, the Town Board and the Town Assessor have reviewed the proposed settlement and find the terms of the proposed settlement to be in the best interests of the Town; now, therefore be it

RESOLVED, that the Town Board hereby approves the settlement, attached to and made part of this resolution; and, be it further

RESOLVED, that counsel is hereby authorized to sign the settlement on behalf of the Town Board.

2015-069) **WHEREAS,** a parcel located at 22 Hamilton Way in the Village of Castleton, Town of Schodack, and otherwise identified as tax map # 198.-4-1.11 (hereafter, “the subject property”); and

WHEREAS, Hamilton Industrial Corporation commenced judicial proceedings pursuant to Article 7 of the Real Property Tax Law (RPTL) seeking reductions of the 2014 real property tax assessments of the subject property; and

WHEREAS, the Town is represented by The Vincelette Law Firm; and

WHEREAS, counsel has recommended that these proceedings now be resolved by settlement; and

WHEREAS, the Town Board and the Town Assessor have reviewed the proposed settlement and find the terms of the proposed settlement to be in the best interests of the Town; now, therefore be it

RESOLVED, that the Town Board hereby approves the settlement, attached to and made part of this resolution; and, be it further

RESOLVED, that counsel is hereby authorized to sign the settlement on behalf of the Town Board.

2015-070) WHEREAS, the following Bond Resolutions were authorized by the Town Board of the Town of Schodack to finance certain capital projects and equipment:

<u>Resolution No.</u>	<u>Purpose</u>	<u>Amount Authorized to be Issued</u>	<u>Actual Amount Issued</u>	<u>Excess Authorization</u>
2006-296	Highway Water	2,175,000	2,072,442	102,558
2007-112	Town Hall	1,400,000	1,349,097	50,903
2007-321	East Schodack Sewer District No. 5	300,000	263,000	37,000
2007-387	2007 International Truck – Hwy Equip.	152,876	148,875	4,001
2008-439	Town Wellfield Development	1,750,000	1,562,805	187,195
2008-441	WD 2a & 8 Improvements and Major Water Transmission Facilities	4,870,000	4,649,807	220,193
2008-167	Schodack Landing Sewer No. 8	2,294,039	2,030,039	264,000
2008-275	Water District No. 9 Improvements	650,000	628,271	21,729
2009-370	Landfill Drainage	245,000	225,000	20,000

NOW THEREFORE, BE IT RESOLVED with respect to each of the forgoing resolutions, there is hereby repealed, that portion of the bond issuance authorization which is in excess of the aggregate principal amount of all bonds and bond anticipation notes issued for the purpose or purposes described in the resolution, excluding, however, the aggregate principal amount of all bonds and bond anticipation notes issued under the resolution to refund or renew bond anticipation notes previously issued under the resolution, effective December 31, 2014.

2015-071) Eliminate one Laborer position at Highway Department and add one Operator 2 position at Highway Department effective January 16, 2015.

- 2015-072)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #15-0001 to 15-0118 on Abstract No. 2015-01, in the amount of \$303,098.81, including the claims paid (\$93,038.61) since the previous town board meeting.
- 2015-073)** Authorize budget modifications, interfund loans and interfund transfers as recommended by the Comptroller.