

DATE: FEBRUARY 23, 2023

KIND OF MEETING: TOWN BOARD

WHERE HELD: SCHODACK TOWN HALL

CLERK: DEBRA L. CURTIS

PRESIDING OFFICER: CHARLES J. PETER

MEMBERS PRESENT: JAMES E. BULT
MICHAEL KENNEY
SCOTT SWARTZ
TRACEY REX

MEMBERS ABSENT:

ATTORNEY: CHRISTOPHER LANGLOIS, ESQ.

COMPTROLLER: PAUL HARTER

OTHERS PRESENT: DAWNE KELLY, CONFIDENTIAL SECRETARY TO THE
SUPERVISOR
FRANK CURTIS, ASSISTANT ASSESSOR
BRUCE GOODALL, DIRECTOR OF TRANSFER STATION
OPERATIONS
DAVID CALARCO, ZONING BOARD OF APPEALS CHAIRMAN

Supervisor Peter called the February 23, 2023 Town Board Meeting to order at 7:00 p.m. with the Pledge of Allegiance and dispensed with roll call. All present as noted above.

S. Peter asked to deviate from the agenda and consider resolution 2023-110.

Adoption of Resolution (Adopted out of Sequence)

C. Swartz made a motion to adopt the following resolution, seconded by C. Bult:

**NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD
OF THE TOWN OF SCHODACK DOES HEREBY:**

2023-110 Appoint Perry Natale as Police Chief, at an annual salary of \$97,000.00 effective February 27, 2023.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

S. Peter read the following statement regarding Chief Natale:

“Perry began his career in law enforcement in 1990 as an Officer for the NYPD and ultimately retired from his service to the City of New York after more than 31 years in January 2022 with the rank of Captain.

While Mr. Natale’s service while holding the rank of Captain, which he achieved in 2009, provided the Town with the utmost confidence in his ability to lead and oversee our

officers, it was especially his service time as Sergeant and Lieutenant that caught our attention. Mr. Natale's specialty at the time was in the field of training. Starting as a training Sergeants and eventually as the command training officer, Mr. Natale used his position to help mold and give officers the tools and skills necessary to grow into the best Officers they can be. It is this unique blend of command oversight experience and training expertise that makes this board confident that in the ever-changing world of law enforcement, our Police Department will be best adapted to face whatever challenges may come."

S. Peter wished to recognize the hard work and dedication of Sergeant Thomas Finn while the board conducted a thorough search for a Police Chief.

S. Peter welcomed Chief Perry Natale to the dais for the oath of office to be administered by the Town Clerk and a brief pinning ceremony, with a five-minute recess to follow.

Public Hearing
PLL5-2023, Amending Town Code Ch. 219 § 99(A)(1)

C. Rex made a motion to open the public hearing for Proposed Local Law 5-2023 at 7:07 p.m. The motion was seconded by C. Swartz.

The Town Clerk summarized the Affidavit of Publication seeking public comment on Proposed Local Law No. 5 of 2023 to amend Chapter 219 of the Schodack Town Code to permit residential garages in Highway Commercial Zones in the Town of Schodack. The legal notice was posted on the Town Clerk's signboard, the Town's website and was published in *The Record* on February 13, 2023.

D. Calarco, Chairman of the Zoning Board of Appeals noted that the matter addressed in PLL5-2023 was the primary reason why variances had been denied as residential construction was not permitted in a commercial zone. He added that by installing a garage for a residential purpose would constitute an expanded use, which is an even more difficult variance to be obtained. He expressed his support of the local law; however, he recommended the final line be removed and reference §219-20B.(2) instead. He reminded the board that the local law could not be passed without completing a 239 Referral to Rensselaer County Planning, consulting the Schodack Planning Board and informing adjacent municipalities of their intent.

Atty. Langlois agreed with the language change that Chairman Calarco suggested and recommended the change be made prior to submitting the local law to the County for referral. As this would be a minor change, the law could be adopted as amended.

Hearing no further board or public comment, C. Kenney made a motion to close the public hearing at 7:09 p.m. The motion was seconded by C. Rex.

Public Hearing
PLL6-2023, Amending Town Code Ch. 175 – Water Regulations

C. Kenney made a motion to open the public hearing for Proposed Local Law 6-2023 at 7:21 p.m. The motion was seconded by C. Rex.

The Town Clerk summarized the Affidavit of Publication seeking public comment on proposed local law No. 6 of 2023 to amend Chapter 175 entitled Water Regulations of the Schodack Town Code in the Town of Schodack. The legal notice was posted on the Town Clerk's signboard, the Town's website and was published in *The Record* on February 13, 2023.

Hearing no board or public comment, C. Bult made a motion to close the public hearing at 7:22 p.m. The motion was seconded by C. Swartz.

Presentation – Rensselaer County Conservation Alliance

F. Dingman, President of the Rensselaer County Conservation Alliance, explained that the alliance was incorporated in 1956 and is financially supported by Rensselaer County as well as through fundraising. Their primary goal was to educate the public on conservation through outdoor programs for youth, including youth hunts and educational outreach; fishing programs, including trout stocking and fishing tournaments and conservation programs including hunting, fishing, trapping and wildlife education. He added that the alliance also aided in wildlife habitat restoration by constructing bluebird and wood duck boxes along with bat houses. He was happy to announce that the bat houses which had been hung in the town park last year were inhabited.

Mr. Dingman said his main reason for addressing the board was to ask for their assistance, by drafting a letter in support of the stocking of trout on town property. By supporting the stocking, the town would be allowed to open town property for public fishing, creating Public Fishing Rights (PRF). S. Peter thanked the alliance for their work at the town park and agreed that it would be a great benefit to have trout stocked in the stream. He would work with counsel to have the letter drafted. All board members agreed.

Discussion Items

Music In the Park: S. Peter said the bands that had been chosen for the Music in the Park events would be announced at the next meeting.

Transfer Station Events: S. Peter stated that the dates for the Town of East Greenbush and the City of Rensselaer document shredding events had been established for April 29th (East Greenbush) and October 21st (Rensselaer) respectively. He added that Rensselaer County had set the dates for the Household Hazardous Waste Day Events, which will be May 13th in Troy, July 29th in Schodack, September 16th in Brunswick and October 14th in Bethlehem. It would be up to the board to decide the number of slots for town residents to sign up for at each event. B. Goodall noted that based upon the participation in 2022, he recommended reserving 150 slots for the town event on July 29th and five to ten slots for the other three events.

Viking Gym: S. Peter said an updated overview of the apparatus for the proposed Viking Gym had been received from the Rotary Club.

Youth Advisory Group: S. Peter mentioned that he was working with the members of the Youth Advisory Group for the upcoming Easter Egg Hunt on April 1st.

Auctions International: S. Peter noted that two items, the 2011 Ford Escape and the 1984 Caterpillar Grader were still up for bidding.

Police Update: S. Peter said they were still finalizing the union contract with the Police.

Local Waterfront Revitalization Project (LWRP): S. Peter said he had met with the Village of Castleton regarding open positions for the LWRP. He asked that board members forward names for any interested candidates to him.

Battery Storage Moratorium: S. Peter informed the board of a topic that was presented to him at the Association of Towns Conference. It was regarding proposed battery storage projects within the town. He was working with counsel to draft a moratorium until they could codify the law. It would be up to the board on how to handle applications for such projects from there.

Briefing of Resolution

S. Peter summarized the resolutions on the agenda. He noted that resolutions 2023-112 to 2023-114 pertained to Consolidated Water District 101, Extension 8 and resolution 2023-118 would need to be amended to reflect the next local law number. Per the public hearing for PLL5-2023 and advice of counsel, resolution 2023-117 would be withdrawn. In the event significant changes were made, a second public hearing would need to be scheduled. Atty. Langlois added that if any comments are received from the Rensselaer County Bureau of Planning, a second public hearing would also be warranted.

S. Peter asked that two resolutions be considered for addition to the agenda. Resolution 2023-120 would appoint B. Baptiste as Deputy Town Clerk and Resolution 2023-121 would adopt proposed local law 2 of 2023, approving the tax exemption for Volunteer Firefighters and Volunteer Ambulance Workers. He noted that a public hearing had been held on January 26, 2023 and as Rensselaer County had passed a similar law, he felt it would be best to pass the law for the town prior to the March 1st deadline for applications. He added that the town law differentiated from the County; however, an amendment could be made in the future. Once all taxing jurisdictions chose to either opt-in or opt-out, a meeting could be scheduled to amend the laws to contain the same criteria. Atty. Langlois agreed that the law could be passed and amended.

Public Comment: None.

Board Comment: None.

Adoption of Resolutions:

The resolution voted upon reflects additions, deletions and amendments approved by the consensus of the majority Board.

EXPLANATION: Bracketed and strikethrough indicates language that was stricken from the resolution when adopted. Underlined indicates language that was added to the resolution when adopted. A WITHDRAWN resolution is so noted and italicized.

2023-109 Adopted on pg. 67.

2023-110 Previously Adopted on pg. 55.

C. Bult made a motion to adopt the following resolution, seconded by C. Swartz:

**NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD
OF THE TOWN OF SCHODACK DOES HEREBY:**

2023-111 Authorize Supervisor Peter to submit a 211 Waiver Application for Police Chief Perry Natale to the New York State Civil Service Commission for approval.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Rex made a motion to adopt the following resolution, seconded by C. Kenney:

**NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD
OF THE TOWN OF SCHODACK DOES HEREBY:**

2023-112 WHEREAS, a map, plan and report has been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Schodack relating to the establishment of Consolidated Water District 101, Extension No. 8 in the Town of Schodack, County of Rensselaer, State of New York; and

WHEREAS, in connection with the creation of the Consolidated Water District 101, Extension No. 8 the Town of Schodack will need to review the environmental impact, if any, associated with the creation of the aforesaid District.

NOW, THEREFORE, IT IS:

RESOLVED, that the town board of the Town of Schodack be designated as lead agency with respect to the environmental review associated with the creation of the Consolidated Water District 101, Extension No. 8 pursuant to Part 617 of the State Environmental Quality Review Act; and it is further

RESOLVED, that the town supervisor be authorized to sign any and all documents associated with the environmental review regarding the creation of Consolidated Water District 101, Extension No. 8 pursuant to Part 617 of the State Environmental Quality Review Act.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Swartz made a motion to adopt the following resolution, seconded by C. Rex:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2023-113 WHEREAS, a map, plan and report has been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Schodack relating to the establishment of Consolidated Water District 101, Extension No. 8 in the Town of Schodack, County of Rensselaer, State of New York; and

WHEREAS, in connection with the creation of Consolidated Water District 101, Extension No. 8 the Town of Schodack will need to review the environmental impact, if any, associated with the creation of the aforesaid Extension.

WHEREAS, such map, plan and report was prepared by Laberge Group Ltd., competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed Consolidated Water District 101, Extension No. 8, the general plan of Consolidated Water District 101, Extension No. 8, and the various expenses to be charged for real property located within the Extension; and

WHEREAS, the establishment of Consolidated Water District 101, Extension No. 8, requires compliance with the provisions of the Environmental Conservation Law of the State of New York and regulations of the Department of Environmental Conservation, Part 617, State Environmental Quality Review Act, and the Town of Schodack has previously established that the Town Board act as lead agency in a coordinated review with the Involved Agencies and Interested Agencies for the review of plans and environmental impact, if any, of the proposed Consolidated Water District 101, Extension No. 8; and

WHEREAS, the Involved Agencies and Interested Agencies have been informed of the adoption by the Town of Schodack of a resolution dated December 8, 2022 in which the Town Board declared its intent to serve as Lead Agency in a coordinated manner with the Involved Agencies and Interested Agencies; and

WHEREAS, the Involved Agencies and Interested Agencies have either consented to the Schodack Town Board acting as the Lead Agency for this

project or have not responded within the required time frame to object to the Lead Agency designation by the Schodack Town Board.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board of the Town of Schodack as lead agency has determined that the establishment of Consolidated Water District 101, Extension No. 8 as described in the map, plan and report prepared by Laberge Group Ltd. is a Type 1 Action and that establishment of the proposed Consolidated Water District 101, Extension No. 8 will not result in any significant adverse environmental impacts, and that the Supervisor of the Town of Schodack be authorized to execute the Long Form Environmental Assessment Form with respect to the determination that the establishment of Consolidated Water District 101, Extension No. 8 is a Type 1 Action and that the establishment of Consolidated Water District 101, Extension No. 8 will not result in any significant adverse environmental impacts;
2. Based on its examination of the EAF, the criteria set forth in Sections 617.6 and 617.7 of the regulations, and such further investigation as the town board has deemed appropriate, no potential significant adverse environmental impacts are known;
3. Consent to proceed with the establishment of Consolidated Water District 101, Extension No. 8 will not cause a significant impact on the environment, and the town board will not require the preparation of an environmental impact statement;
4. A negative declaration is to be signed by the supervisor;
5. The Town Clerk of the Town of Schodack is hereby directed to cause to be filed and circulated the negative declaration in accordance with the requirements of SEQRA, a copy of the negative declaration shall be maintained in the Office of the Town Clerk in a file that will be readily accessible to the public, and the clerk shall mail copies, return receipt requested, to:
Office of the Commissioner
Department of Environmental Conservation
625 Broadway
Albany, New York 12233
and
Environmental Notice Bulletin
NYSDEC – Attn: Jack Nasca
625 Broadway, 4th Floor
Albany, New York 12233-1750
6. All subsequent notices concerning this project shall state that a negative declaration pursuant to SEQRA has been issued.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Kenney made a motion to adopt the following resolution, seconded by C. Bult:

**NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD
OF THE TOWN OF SCHODACK DOES HEREBY:**

2023-114 **WHEREAS**, a map, plan and report relating to the establishment of Town of Schodack Consolidated Water District 101, Extension No. 8 prepared by Laberge Group, Ltd., competent engineers, duly licensed by the State of New York, in manner and detail as determined by the Town Board of the Town of Schodack has been filed with the Town Clerk of the Town of Schodack in accordance with the requirements of the Town Law; and

WHEREAS, an Order was adopted by the Town Board of the Town of Schodack on December 8, 2022, reciting the filing of the map, plan and report, the boundaries of the proposed water district extension, the improvements proposed, the estimated expense thereof, the proposed method of financing, the fact that the map, plan and report are on file in the Town Clerk's Office in said Town for public inspection, and all other matters required by law to be stated; and

WHEREAS, the order set January 12, 2023, at 7:05 p.m. at the Schodack Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, as the date, time and place of the public meeting to consider the map, plan and report, and to hear all persons interested in the subject, and to take action as required and authorized by law; and

WHEREAS, such order was published and posted as required by law; and

WHEREAS, a hearing on the matter was held by the Town Board on the 12th day of January, 2023 beginning at 7:05 p.m. and the matter being fully discussed and all interested persons having been duly heard.

NOW, THEREFORE, IT IS RESOLVED AND DETERMINED:

- That the Notice of Public Hearing was published and posted as required by law and is otherwise sufficient;
- That all property and property owners within the limits of the proposed water district extension are benefitted thereby;
- That all property and property owners benefitted are included within the limits of the proposed water district extension;
- That it is in the public interest to establish said Town of Schodack Consolidated Water District 101, Extension No. 8;
- That the estimated cost of hookup fees shall equal Three Hundred and 00/100 (\$300.00) Dollars plus the purchase of an approved water meter; all constructions costs from the structure to the water tap are the responsibility of the property owners;

- That Rensselaer County is funding the capital costs for this project and as a result there will be no additional debt incurred by Consolidated Water District 101 with respect to the creation of this water district extension;
- That nine parcels located within the proposed Consolidated Water District 101, Extension 8 shall participate with the repayment of the existing debt within the aforesaid Consolidated Water District 101 based upon the equivalent dwelling unit methodology in effect for Consolidated Water District 101 in the first year following the creation of this water district extension;
- That one parcel located in this water district extension is unimproved and vacant, and as a result operation and maintenance expenses for 2023 for the remaining eight parcels located within the proposed Consolidated Water District 101, Extension 8 for the first year shall equal Forty-Five and 00/100 (\$45.00) Dollars per quarter for the first 18,000 gallons of water consumed and Three Dollars and 00/100 (\$3.00) Dollars per 1,000 gallons over 18,000 gallons in the first year following the creation of this water district extension, or shall be in accordance with the rates approved by the Town Board should connection not occur within 2023;
- That pursuant to Section 209-f of the Town Law, approval of the New York State Comptroller will not be required for establishing Consolidated Water District 101, Extension 8 because Rensselaer County is paying all capital costs associated with the creation of this water district extension and since no additional debt through the issuance of bonds, notes, certificates or other evidences of indebtedness will be incurred or paid by the town therefor and that no debt service is proposed to be assumed pursuant to subdivision 12 of Section 198 of the Town Law; and it is

FURTHER RESOLVED AND DETERMINED that the establishment of Town of Schodack Consolidated Water District 101, Extension No. 8, as set forth in the map, plan and report be approved and that the requested improvements be constructed and the necessary easements be obtained; and it is

FURTHER RESOLVED AND DETERMINED that this resolution shall be subject to a permissive referendum in the manner provided in Article Seven of the Town Law.

SCHEDULE A

Town of Schodack
Rensselaer County, New York

Water District Boundary Description
Consolidated Water District 101, Extension No. 8

The following is intended to describe the bounds of the proposed water district in the Town of Schodack, Rensselaer County, State of New York. This District is shown on the map entitled "Consolidated Water District 101, Extension No. 8 Proposed Boundary" prepared by Laberge Group, dated November 14, 2022. The parcels listed below by Rensselaer County

Tax Parcel Identification Number, as of November 2022, are proposed to be included in the proposed district extension:

<u>Lands N/F of</u>	<u>Tax Parcel ID</u>	<u>Acreage</u>
Skyview Motel/MNM Bros, LLC	220.-3-2.2	3.00
Pine Haven Owner LLC	210.-4-9	46.65
Pilot Travel Centers LLC #146	220.-2-14.1	7.54
Delhaize America Dist. LLC	220.-3-8.2	101.90
Pyle Corporation	220.-3-2.1	16.71
Delbert L. Bent	200.-9-30	1.13
Philip Meppen	210.-4-14.1	2.53
Hillcrest Tavern Partners LLC	200.-6-8	3.05
RDM Living Trust	227.-1-3	37.90

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Rex made a motion to adopt the following resolution, seconded by C. Swartz:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2023-115 Addendum from Richard Laberge: Authorize Supervisor Peter to execute and administer Addendum Number 2020051-03 for professional services from the Laberge Group to assist the Town of Schodack for the NYSEFC (NYWIIA) Grant - Battisti Project in an amount not to exceed \$20,000.00.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Bult made a motion to adopt the following resolution, seconded by C. Swartz:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2023-116 Appoint Barclay Damon LLP as Bond Counsel in accordance with 2023 fee schedule.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

2023-117 ***WITHDRAWN: WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack for public hearing to be held by said Town on February 23, 2023 at 7:15 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law No. 5 of 2023 Amending Chapter 219 § 99(A)(1) entitled Nonconforming uses in the Town of Schodack, and***

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's Sign Board on February 13, 2023 and advertised in the February 13, 2023 edition to THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on February 23, 2023 at 7:05 p.m. at the Schodack Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of, or in opposition to, said proposed local law or any part thereof, it is hereby

WHEREAS, that Town Board of the Town of Schodack, after due deliberation finds that it is in the best interest of the Town to adopt said local law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack hereby adopts Proposed Local Law Number 5 of 2023 (P5-2023) to be known as Local Law 2 of 2023 Nonconforming uses in the Town of Schodack, and

BE IT FURTHER RESOLVED, that the Town Clerk, be and is hereby directed to enter said local law into the Code of the Town of Schodack and to give due notice to said local law to the Secretary of State.

C. Kenney made a motion to adopt the following resolution, as amended, seconded by C. Rex:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2023-118 **WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Schodack for public hearing to be held by said Town on February 23, 2023 at 7:15 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law No. 6 of 2023 Amending **Chapter 175 entitled Water Regulations in the Town of Schodack, and**

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's Sign Board on February 13, 2023 and advertised in the February 13, 2023 edition to THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on February 23, 2023 at 7:15 p.m. at the Schodack Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of, or in opposition to, said proposed local law or any part thereof, it is hereby

WHEREAS, that Town Board of the Town of Schodack, after due deliberation finds that it is in the best interest of the Town to adopt said local law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack hereby adopts Proposed Local Law Number 6 of 2023 (P6-2023) to be known as Local Law 3 2 of 2023 Water Regulations in the Town of Schodack, and

BE IT FURTHER RESOLVED, that the Town Clerk, be and is hereby directed to enter said local law into the Code of the Town of Schodack and to give due notice to said local law to the Secretary of State.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Swartz made a motion to adopt the following resolution, seconded by C. Rex:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2023-119 Authorize Kerrie Joiner, Human Resource Manager to post internally the full-time positions of Secretary to Planning/Zoning/Building Departments for the Town of Schodack and allow the Supervisor to advertise in the official Town newspaper as necessary.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Bult made a motion to adopt the following resolution, seconded by C. Kenney:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2023-120 Pursuant to Article 3 Section 30 of the Town Law, the Town Clerk hereby appoints Bridget Baptiste Deputy Town Clerk at the hourly rate set forth in resolution 2022-344. Term to run concurrent with the term of Town Clerk and expires December 31, 2023. Effective March 6, 2023.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Swartz made a motion to adopt the following resolution, as amended, seconded by C. Rex:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2023-121 WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack for public hearing to be held by said Town on January 26, 2023 at 7:30 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law No. 2 of 2023 Tax Exemption for Volunteer Firefighters and Volunteer Ambulance Workers **in the Town of Schodack, and**

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's Sign Board on January 16, 2023 and advertised in the January 16, 2023 edition to THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on January 26, 2023 at 7:30 p.m. at the Schodack Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of, or in opposition to, said proposed local law or any part thereof, it is hereby

WHEREAS, that Town Board of the Town of Schodack, after due deliberation finds that it is in the best interest of the Town to adopt said local law,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack hereby adopts Proposed Local Law Number 2 of 2023 (P2-2023) to be known as Local Law 3 of 2023 Tax Exemption for Volunteer Firefighters and Volunteer Ambulance Workers in the Town of Schodack, and

BE IT FURTHER RESOLVED, that the Town Clerk, be and is hereby directed to enter said local law into the Code of the Town of Schodack and to give due notice to said local law to the Secretary of State.

4 Ayes 0 Noes. **MOTION CARRIED.** Ayes – M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – O. J. Bult abstained.

Executive Session

C. Swartz made a motion at 7:43 p.m. to enter into an Executive Session of the Board pursuant to Public Officers Law, Article 7 §105(1)(f) to discuss a personnel matter. Seconded by C. Rex.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

S. Peter said the only business to follow the executive session would be the board vote for resolution 2023-109.

C. Bult made a motion to adjourn the Executive Session at 8:02 p.m., seconded by C. Kenney.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

Adoption of Resolution (Adopted out of Sequence)

The resolution voted upon reflects additions, deletions and amendments approved by the consensus of the majority Board.

C. Swartz made a motion to adopt the following resolution, seconded by C. Bult:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2023-109 Ratify and affirm appointing Martha Reed as Assistant to Assessor, at an hourly rate of \$21.00 effective February 20, 2023.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

ADJOURNMENT

As there was no further business before the Board, C. Kenney made a motion to adjourn the 02/23/23 Town Board meeting at 8:02 p.m., seconded by C. Rex. Meeting adjourned.

Respectfully Submitted,

Debra L. Curtis
Schodack Town Clerk