

DATE: JUNE 12, 2014

KIND OF MEETING: TOWN BOARD

WHERE HELD: SCHODACK TOWN HALL

CLERK: DONNA L. CONLIN

PRESIDING OFFICER: DENNIS E. DOWDS

MEMBERS PRESENT: FRANCIS CURTIS
JAMES E. BULT
MICHAEL KENNEY
SCOTT SWARTZ

MEMBERS ABSENT:

ATTORNEY: DAVID GRUENBERG
COMPTROLLER: JENNIFER MULLIGAN
OTHERS PRESENT: KEN HOLMES, HIGHWAY SUPERINTENDENT
SHELIA GOLDEN, YOUTH DIRECTOR

Supervisor Dowds called the June 12, 2014 meeting to order at 7:00 p.m. with the Pledge of Allegiance and dispensed with roll call. All present as noted above.

The Board digressed from the agenda and discussed resolution [2014-158].

S. Dowds asked the Board's and public indulgence in deviating from the agenda by acting on resolution [2014-158] first. The Supervisor noted that the resolution is amended to insert the word "Police" after the word Assistant.

Adoption of Resolution

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 A WITHDRAWN resolution is so noted and italicized.

C. Curtis 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:**

2014-158) Appoint Joseph Belardo as part-time Assistant Police Chief, under the direction of Bernard Peter, Police Chief, not to exceed 20 hours per week, at an hourly rate of \$20.13, effective June 13, 2014.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

The Board congratulated Officer Belardo on his new appointment. Chief Peter and former Schodack Police Chief, John Belardo, presented the new Assistant Chief with pins representing his current achievement. Chief Peter said Officer Belardo has served with distinction and honor. Asst. Chief Belardo thanked the Board for their vote of confidence in his abilities.

Departmental Reports

The following monthly departmental reports were read and/or posted and filed in the Office of the Town Clerk: Town Clerk, Building Department, Transfer Station, Historian and Police.

Briefing of Resolution Agenda

S. Dowds stated that resolution [2014-141] needs to be amended to include Victoria Roberts as the Arts and Craft Director. With respect to resolution [2014-147], the Supervisor explained that the temporary secretary will start 2 weeks prior to Ms. Loomis medical leave and will terminate 1 week after she returns to work. This will allow for a training and debriefing period. S. Dowds explained that the contract in resolution [2014-150] allows the consultant to do two things: update everything in relation to civil service and to have an objective and independent view of those employees who are either exempt or nonexempt according to FLSA. In relation to resolution [2014-151], the Supervisor explained that there is a new law that allows municipalities to purchase off county contracts as well as state contract. Further, the county does not have to be in New York State so this has broadened the ability for municipalities to save money by seeking out the lowest contracted price for the commodity they wish to purchase. Resolution [2014-152] simply establishes a capital reserve fund for purchase of police vehicles. Resolution [2014-153] authorizes a transfer into that fund. Resolutions [2014-154] – [2014-157] relate to the purchase of highway trucks. The Supervisor explained that the increase in the contract for Empire State Appraisal Consultants, resolution [2014-159], is because there are several large accounts that need extensive review. Resolutions [2014-160] and [2014-161] were discussed at the workshop. The Supervisor said it was determined that the settlements offered by the town's attorney should be approved by the Town Board. Atty. Gruenberg explained that Atty. Vincelette is handling the tax certiorari matters for the town and informed the Board that there is an opinion from the State that tax certiorari's should be treated the same way as other types of litigation and the best practice is to have the Town Board review and authorize the settlement. All other resolutions are self-explanatory.

Board Discussion on Resolution Agenda

C. Curtis asked where the money was coming from to put in the capital reserve fund. The Comptroller said contingency. She explained that there is a surplus in the general fund so it is a good time to designate some of those funds to a reserve account. C. Curtis asked if the insurance recovery check was going into the reserve fund. The Comptroller said no; that, along with the 2014 budgeted amount, will be used to purchase another vehicle at the end of the year. Peter Goold, Assessor, gave a brief status report regarding the appraisals and why an increase in the contract was needed. With regard to resolution [2014-150], C. Bult asked if the county civil service department could develop the job titles so the town wouldn't have to incur the cost of a consultant. S. Dowds said no, due to the process – they

have to discuss the position with the employee, then they develop the job description and finally they work with civil service on the job description developed. Additionally, the consultant would determine if the position is exempt or non-exempt in relation to FLSA. With respect to resolution [2014-149], C. Bult did not think that the Board had made a determination regarding the long-term payroll functions and questioned authorizing a 12-month contract if, in the end, the Board decides to fill the HR/payroll position. S. Dowds said if they decide to hire someone to do the payroll position, it was his opinion that they would still need a consultant because a qualified HR person would cost significantly more. C. Curtis said the HR/payroll clerk retired and the Board has been told that 90% of her time was doing payroll. He asked the approximate cost of having the consultant do the job titles. The Comptroller felt that a conservative estimate to perform those functions would be \$9800.00. C. Curtis said the Board has discussed moving the payroll to the Comptroller's Office, but have not made an ultimate decision. With respect to the HR functions, he felt that we need someone to take care of personnel matters - when someone retires, gets hurt, is hired, etc. and questioned the cost-effectiveness of outsourcing it vs. having an in-house person. Also, Board members had some concerns about how a consultant would address the day-to-day functions and whether the once a month on-site person would be the same. The Supervisor said it will essentially be one of two people so there would be some continuity. The Comptroller said most of the services will be remote. The Comptroller said the town has the opportunity to streamline an operation, gather efficiencies, strengthen an operation and save money. When you compare the payroll clerk's salary to restructuring the payroll, the town saves about \$7,000.00. She reminded the Board that a key factor in her proposal for absorbing the payroll function is streamlining the payroll cycles. C. Curtis agreed that efficiencies could be gained by doing that, but as it impacts a union contract, he questioned opening up the contract to discuss it. C. Kenney felt that before he agrees to do something with HR, the Board needed to know if the payroll function was going to be absorbed into the Comptroller's Office before. He said he agreed with C. Curtis about negotiating changes outside of the contract negotiation period. The Board has tried to establish a precedent not to do that. The Supervisor said negotiations in many organizations are an ongoing process, which is why contracts have side letters. Currently, the payroll function is in the comptroller's office and the Building Department has agreed to assume the water/sewer billing function. In order to have this work for the long-term, we need to have the ability to streamline the payroll cycles and have everyone on a bi-weekly basis. C. Kenney and C. Curtis and C. Kenney felt that since town hall employees will also be impacted, someone should discuss it with them. The Comptroller said it didn't make sense to talk to them if the union was not willing to do it. Further, if the Board is not willing to look at this until 2016 (when the contract expires) she can pretty much guarantee that absorbing these functions into her department will not work so they should fill the position of the payroll clerk. That aside, she still felt that the town needs to develop a sound HR function. She understands that employees may have concerns about bringing in an HR consultant, but it will provide consistency and possibly calm any issues that people have. C. Bult asked the status of the employee handbook the consultant was hired to do several years ago. The Supervisor said it is not completed but the consultant was not to blame for the delay. He believed they were in the process of finishing it and the Board should have it within a short period of time. The Comptroller said there could be an issue with finishing it under the contract since more revisions were made than identified in the contract so they might ask for more money. The Supervisor said he will talk with Jack Rogers (union

representative) to see if the police are willing to change their payroll cycle. C. Curtis asked if he would also talk with the town hall employees. The Supervisor said he will speak with Mr. Rogers first to see if they are willing to negotiate.

Public Comment

M. Sherwood asked if the Board had seen the proposed settlements noted in resolutions [2014-160] and [2014-161]. The Supervisor said yes. He explained that the Board is just ratifying the settlement based on the advice of counsel. M. Sherwood asked if the settlements were Foilable. The Supervisor said yes.

K. Stokem said he appreciated the in-depth discussion the Board held on the payroll/HR issues. He asked how a reserve fund saves money over the long term The Comptroller said you eliminate all borrowing costs - bond counsel fees, interest; essentially, we are our own bank.

R. Lemka asked if the summer grounds people will take care of the shrubbery around the town hall. The Supervisor said yes. On resolution [2014-151], he asked if the cost included all the equipment. The Supervisor said yes. The base price was around \$33,000.00. C. Bult added that there might be some additional expenses to install our radio, computer, etc., but believed they would be minimal. Mr. Lemka asked when the engineer was going to present the zoning changes that he was commissioned to do a few years ago. The Supervisor said it may be presented at the next meeting. Mr. Lemka felt that the engineer should include the zoning changes that are going to be proposed for the Town Center under his original contract. The Supervisor explained that the Town Center was an entirely different grant. Mr. Lemka felt even though the town is paying only 25%, the dollars still add up. He didn't think the Town should have to pay more money to do zoning changes for that small area. It should be part of the townwide zoning changes for which the engineer has already been paid. .

D. Kelley said even though the town hall employees are not the deciding factor on the bi-weekly payroll change, she thought they would appreciate having this discussed with them, rather than hearing about it after the Board speaks to the police.

Adoption of Resolutions

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.

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

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

2014-141) Authorize the following Town of Schodack Day Camp employees for the Summer Youth and Recreation Program as recommended by the Director of Youth and Recreation:

Site Directors: Becky Cioffi, Bryan Lussier, Kara Taylor and David Austin
Arts & Crafts Director: Victoria Roberts

Amended by [2014-168] on 6/26/14 & [2014-181] on 7/10/14

Assistant Directors: Katherine Rush, Amanda Richards, Paige Deitz and Pam Weidman

Transportation Director - Sarah Lussier

Pool/Summer School Supervisor - Patrick Austin

Water Safety Instructor - Anna Curtin

Lifeguards: Norman Bullinger, Ryan Krupa, Matthew Crist, Ricky Crist, Shannon McCormick and Michaela Rossetti

Bus Aides: Sierra Pizzola, Sierra Legge, Aubrey Racz, Nicholas Kern, Erin Spillman and Shelby Fierre

Counselors: Alexandra Hays, Tom Hoyle, Carolyn Morris, Kara Shaw, Logan Samarija, Sean Smith, Heather D'Angelo, Lena Rotella, Monica Strain, Jillian Flood, Dylan Kolb, Justin Smith, Caitlin Beebe, Rachel Larsen, Emily Fuller, Brad Tempel, Samantha Leahon, Kaitlyn McInerny, Cameron Renslow, Fahmeed Islam, Aiden Carney, Lauryn Krupa, Nicole Meddaugh, Kristy Tillman, Genesis Alvarado, Ethan Hayes, Alysia Brunner, Abby Fink, Alex Flood, Jake Hill, Anna Despart, Sarah Friess, Mike Martin, Abbey Hines, Elaine Herron, Hali Olsen, Elizabeth Roberts, Cody Seeberger, Jacob Parslow, Ryan Smith, Meghan Splain, Rachel Wright, Erin Duffy, Matthew Fuller, Alexis Pearsall, Heather Dugan, Eleanor Haase, Amanda Kern, Brendan Gerrain, Judsen Hoffman, Taylor Wood and Morgan Cooper

Substitute Counselors: Matthew Crawford, Sean Rafferty, Julia Keyoskey, John Hope, Reignan Stone, Patrick Lewis and Will Monty

Summer Soccer Instructor – Daniel Gillespie

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

2014-142) WITHDRAWN: *“Accept Stormwater Management Plan document dated May 2014.”*

C. Curtis made a motion to adopt the following resolution, seconded by S. Dowds:

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

2014-143) Authorize the agreement between the Town of Schodack and Sprint for seasonal charges for the cellular telephone lines for use with the Town of Schodack Youth and Recreation program's 13 cell phones (12 existing plus 1 added this year), as per the attached quote of \$259.66/month., based on NYS Contract No. PS63583. Service to be activated on June 17, 2014 and will run for approximately two billing cycles. Said phones to be utilized by the Camp Directors for the duration of the camp. (As budgeted)

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. 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:

- 2014-144)** Ratify and affirm appointing Dominic DeFruscio III as full-time Assistant Town Building Inspector/Code Enforcement Officer, at an hourly rate of \$20.00, effective May 13, 2014. Further, this is a provisional appointment which requires said appointee to take the next civil service exam offered for that title. [This position includes benefits as provided in the Town of Schodack Personnel Policy and Procedure Manual].
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

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:

- 2014-145)** Ratify and affirm appointing Susan Pilipczuk as full-time Accountant at an hourly rate as set forth in resolution 2013-302, effective May 12, 2014. Further, this is a provisional appointment which requires said appointee to take the next civil service exam offered for that title. [This position includes benefits as provided in the Town of Schodack Personnel Policy and Procedure Manual].
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

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

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

- 2014-146)** Appoint Lawrence J. Zink as Summer Grounds person, under the direction of Kenneth Holmes, Highway Superintendent effective June 16, 2014 at an hourly rate as set forth in resolution 2013-302.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

C. Curtis made a motion to adopt the following resolution, seconded by S. Dowds:

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

- 2014-147)** Appoint Deborah Coppola as temporary Secretary to the Town Justice Court, during the medical leave of absence of the present holder of the position, at the same hourly rate and for the same work hours as the present holder of the position, as set forth in the adopted 2014 budget, without any benefits, and with same supervisory responsibilities as the present holder of the position, for a period not to exceed 15 weeks, effective July 7, 2014, to include a period of two weeks before the commencement of the present holder's said medical leave and a period of one week following the present

holder's return from said medical leave.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

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:

2014-148) Approve listing the 1996 Ford F-350 Truck as a surplus vehicle and authorize Kenneth Holmes, Highway Superintendent to post said item on www.AuctionsInternational.com at no cost to the Town. (Bidders must be registered to bid. Cost of registration is \$10.00).

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

C. Curtis requested that the Supervisor speak with Jack Rogers about the police contract and talk to the town hall employees regarding the possible change to the payroll cycle

2014-149) **WITHDRAWN:** *“Authorize Supervisor Dowds to execute and administer a twelve month Professional Services Agreement with Public Sector HR Consultants, LLC. for professional human resource management services at a fee of \$1,600.00 per month plus travel mileage expenses with additional services, if needed, at an hourly rate of \$150.00 that will need separate authorization.”*

2014-150) **WITHDRAWN:** *“Authorize Supervisor Dowds to execute and administer Professional Services Agreement with Public Sector HR Consultants, LLC. for Job Descriptions at a fee of \$140.00 per job title.”*

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:

2014-151) Authorize the purchase of a 2015 Chevrolet Tahoe SSV 4WD from Joe Basil Chevrolet, Inc. from the Niagara County purchasing contract bid number 2014-03 at a cost not to exceed \$42,500.00, as budgeted.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

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

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

2014-152) RESOLVED, that pursuant to Section 6-c of the General Municipal Law, as amended, there is hereby established a capital reserve fund to be known as the “Police Vehicle Capital Reserve Fund” (hereinafter “Reserve Fund”). The purpose of this Reserve Fund is to accumulate moneys to finance the cost of

Amended by [2014-270] on 11/13/14

a type of equipment. The type of equipment to be financed from the Reserve Fund is the acquisition of police vehicles.

The chief fiscal officer is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The chief fiscal officer may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policy of the Town of Schodack. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The chief fiscal officer shall account for the Reserve Fund in a manner which maintains the separate identity of the Reserve Fund and shows the date and amount of each sum paid into the fund, interest earned by the fund, capital gains or losses resulting from the sale of investments of the fund, the amount and date of each withdrawal from the fund and the total assets of the fund, showing cash balance and a schedule of investments, and shall, at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve Fund. Except as otherwise provided by law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of this governing board and such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law or any other law, including a permissive referendum if required by subdivision 4 of Section 6-c.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

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:

2014-153) Authorize \$50,000.00 to be transferred into the Town-Wide (A Fund) Police Vehicle Capital Reserve Fund.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

C. Curtis 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:

2014-154) Rescind resolution 2014-077 and approve new resolution as follows: Authorize the appropriation of the Highway Equipment Capital Reserve Fund, established by Resolution 2010-422, in an amount not to exceed \$277,514.00 as follows:

Crew Cab Truck for \$62,143.00 with a period of probable usefulness of fifteen years, a Grounds Pick-up Truck for \$28,087.00 with a period of probable usefulness of ten years and a Dump/Plow Truck for \$187,284.00 with a period of probable usefulness of fifteen years. This resolution is subject to permissive referendum as specified in GML §6-c.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

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

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

2014-155) Authorize the purchase of a 2015 F-250 Pick-Up Truck 4x4 with plow attachment for the Highway Department Grounds Crew at a cost not to exceed \$28,086.10 from Henderson Ford pursuant to NYS Contract No. PC66390 contingent upon resolution #2014-154.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

C. Kenney 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:

2014-156) Authorize the purchase of a 2015 International Terrastar Crew Cab Truck with Everest Dump Body for the Highway Department at a cost not to exceed \$62,143.00 from Navistar, Inc. pursuant to County of Onondaga Purchasing Contract No. 7974, contingent upon resolution #2014-154.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

S. Dowds made a motion to adopt the following resolution, seconded by C. Curtis:

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

2014-157) Authorize the purchase of a 2015 International 7500 4x4 Single-Axle Truck with Everest Dump Body with material spreader, plow and wing attachments at a cost not to exceed \$187,284.00 from Navistar, Inc. pursuant to County of Onondaga Purchasing Contract No. 7823, contingent upon resolution #2014-154.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

C. Curtis 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:

2014-158) Appoint Joseph Belardo as part-time Assistant Police Chief, under the direction of Bernard Peter, Police Chief, not to exceed 20 hours per week, at an hourly rate of \$20.13, effective June 13, 2014.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

C. Curtis 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:

2014-159) Amend resolution 2014-119 as adopted on April 10, 2014 with Empire State Appraisal Consultants, Inc. (ESAC) to not to exceed \$8,000.00.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

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:

2014-160) **WHEREAS**, Albert Clarke (hereafter, “Clarke”), owns a parcel of land improved by a garage structure located in the Town of Schodack, and otherwise identified as tax map # 190.1-6-1 (hereafter, “the subject property”); and

WHEREAS, Clarke commenced judicial proceedings pursuant to Article 7 of the Real Property Tax Law (RPTL) seeking reductions of the 2013 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.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M.

Kenney, S. Swartz, D. Dowds. Noes – 0.

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

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

2014-161) WHEREAS, George Person (hereafter, “Person”), owns two Parcels of vacant land located on Boyce Road in the Town of Schodack, and otherwise identified as tax map #s 191.-1-1.1 and 191.-1-1.2 (hereafter, “the subject property”); and

WHEREAS, Person commenced judicial proceedings pursuant to Article 7 of the Real Property Tax Law (RPTL) seeking reductions of the 2013 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.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

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

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

2014-162) WHEREAS, it is the sense of the Schodack Town Board to act in accordance with its longstanding traditions, honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, Kathleen Blake has distinguished herself as a person of outstanding ability, establishing a high standard of integrity, and has imparted a sense of fairness, and compassion to her position of Payroll /Personnel and Human Resource Clerk in the Town of Schodack, and

WHEREAS, Kathy has been an 11 year resident of the Town of Schodack, and having previously lived and attended school in the Buffalo area and after her marriage subsequently moved about the state as an Army wife for 25 years settling ultimately in the Schodack area, and

WHEREAS, Kathy has taken several courses and attended several seminars over the years to enhance her skills, and

WHEREAS, Kathy was appointed to the position of Payroll/Personnel Clerk and Affirmative Action Coordinator with the Town of Schodack on July 23, 2007 and has served faithfully in her role under Supervisors: Beth Secor and Dennis Dowds until her retirement on May 15, 2014, and

WHEREAS, early on, Kathy has demonstrated her continuing commitment to the community as a volunteer usher at the Egg and Palace Theater and has served as Secretary to the Board of Assessment Review, and

WHEREAS, Kathy was always cheerfully greeting her fellow co-workers with Happy Monday!, Happy Tuesday!, Happy Wednesday!, Happy Thursday! And, of course, Happy Friday!, and

WHEREAS, Kathy has demonstrated her love of family by being the mother of Joseph Blake, grandmother to Colby Blake and Liam Blake and devoted wife of Hugh for over twenty-five years, and

WHEREAS, Kathy over the years has demonstrated her love of the outdoors, flowers, dark chocolate, and her special "Queen of the Roost" cat Gertie

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Kathleen Blake, who has given herself to this community in so many ways and distinguished herself throughout her career bringing great pride to her family, her peers, her associates and her community by being a person of commitment, integrity and an impressive role model for all, and be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack will pause in its deliberations on the 12th day of June, 2014 to acknowledge and honor Kathleen Blake, upon her retirement, for her 7 years of service to the Town of Schodack and a copy of this resolution, suitably engrossed, will be transmitted to her.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

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

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

2014-163)

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

C. Curtis 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:

2014-164)

WHEREAS, it is the sense of the Schodack Town Board to act in accord with its longstanding traditions, honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, Gary Ziegler has distinguished himself as a person of outstanding ability, establishing a high standard of integrity, and has imparted a sense of fairness and compassion to his position of Building Inspector in the Town of Schodack, and

WHEREAS, Gary has been a life-long resident of the Town of Schodack and a graduate of Maple Hill High School, class of 1970, and

WHEREAS, over the years, Gary has attended numerous Building, Code Enforcement and Judicial courses to further hone his skills, and

WHEREAS, Gary was appointed Assistant Building Inspector for the Town of Schodack on January 14, 1988, Gary resigned his position on May 20, 1993 to follow a dream, moving out west. His ties to Schodack soon brought him back. He was reinstated as Assistant Building Inspector on July 22, 1993 working thru Sept 15, 1993, leaving again to go back out west to work as the Building Inspector for Jackson Hole, Wyoming until October 1995, once again returning to Schodack and on June 28, 1999 he was reappointed as Assistant Building Inspector, advancing to the role of Building Inspector on November 1, 2010 serving faithfully in these roles under Supervisors: Beth Morgan, Jack Nelson, Michael Glavin, Joseph McCabe, Eileen Natoli, Beth Secor and Dennis Dowds until his retirement on June 30, 2014, and

WHEREAS, Gary has held the appointed position of Fire Investigator and served on the Town of Schodack Fire Investigation Unit for numerous years, and

WHEREAS, early on, Gary demonstrated his commitment to the community and country by serving in the United States Army as a Munitions Specialist from 1974-1976; as a member of the Castleton Volunteer Fire Company,

serving as Captain and Lieutenant; and as a member Castleton Volunteer Ambulance Inc., serving as President, Captain and in various other positions and continues serving our community as a life member in both Castleton Volunteer Fire Company and Castleton Volunteer Ambulance Inc., and

WHEREAS, Gary has further demonstrated his commitment to the community as a Justice for the Village of Castleton, he serving as substitute Justice for the Town of Schodack during Justice Albert Peter's term and serving as part-time Building Inspector for the Villages of Castleton and Nassau and also for the Town of Nassau, and

WHEREAS, on May 10, 2007 Gary put many of his skills into action when he noticed smoke coming out of a house vent on 2378 East Schodack Road and, without hesitation or fear of life or limb, armed with his fire extinguisher from the Town-owned vehicle, proceeded into the residence and knocked down the blaze which was already attacking the wall, cabinets, microwave and butcher block storing knives, successfully knocking the fire down, and

WHEREAS, Gary has demonstrated his love of family as the father of Michael, Brandi and Brian, grandpa to Kelcey and Lacey, great grandpa to Layla and devoted husband to Donna for over 41 years, and

WHEREAS, Gary, over the years, has demonstrated his love of camping, enjoying the great outdoors, fishing and relaxing

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Gary Ziegler, who has given himself to this community in so many ways and distinguished himself throughout his career bringing great pride to his family, his peers, his associates and his community by being a person of commitment, integrity and an impressive role model for all, and be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack will pause in its deliberations on the 12th day of June, 2014 to acknowledge and honor Gary Ziegler, upon his retirement, for his 20 years of service to the Town of Schodack and a copy of this resolution, suitably engrossed, will be transmitted to him.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. 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:

2014-165) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #14-0867 to 14-1031 on Abstract No. 2014-06, in the amount

of \$400,653.89, including the claims paid (\$184,132.17) since the previous town board meeting.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

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

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

2014-166) Authorize the following budget modifications, interfund loans and interfund transfers as recommended by the Comptroller:

BUDGET MODIFICATIONS				
	<u>Fund/ Department #</u>	<u>Fund / Department Name</u>	<u>Increase</u>	<u>Decrease</u>
39	A-960-1430.4000	Personnel Contractual	980.00	
	A-960-1430.1000	Personnel - Personnel Services		980.00
40	A-960-1430.4000	Personnel - Contractual	9,900.00	
	A-960-1430-1000	Personnel - Personal Services		1,107.00
	A-960-1990.4000	Contingency		8,793.00
41	A-960-7310.4000	Youth Programs - Contractual	5,000.00	
	A-960-7310.1000	Youth Programs - Personal Services		5,000.00
42	A-960-9060.8100	Health Insurance - Retiree	9,358.16	
	A-960-9060.8000	Health Insurance - Active		9,358.16
43	B-960-8020.4000	Planning Contractual	6,923.73	
	B-509-2115.9999	Planning Fees	6,923.73	
44	B-960-8340.2000	Water Trans. & Distribution - Equipment	6,750.00	
	B-509-2655.9999	Minor Sales	6,750.00	
45	DB-960-5130.2000	Machinery - Equipment	13,514.00	
	DB-512-9999.9999	Appropriated Capital Reserve	13,514.00	
46	DB-962-9999.9999	Provision for Capital Reserve	13,514.00	
	DB-599-9999.9999	Appropriated Fund Balance	13,514.00	
47	SW1-960-8340.2000	Transmission & Dist. - Equipment	435.76	
	SW1-960-8340.4000	Transmission & Dist. - Contractual		435.76

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

Before adjourning, C. Curtis proposed that resolution [2014-033] be amended to reflect the current changes in staffing of the Building Department. After a brief discussion, Board members concurred and added the following resolution:

C. Curtis 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:**

- 2014-167)** Amend resolution [2014-043] regarding the appointments to the Town of Schodack Fire Investigation Unit for the calendar year 2014 to change the title for Gary Ziegler from Code Enforcement Officer to Member as he will retiring from the position of Code Enforcement Officer on June 30, 2014 and appoint Dominic DeFruscio III, as the Code Enforcement Officer on said Unit.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, M. Kenney, S. Swartz, D. Dowds. Noes – 0.

ADJOURNMENT

As there was no further business before the Board, C. Bult made a motion to adjourn the 06/12/14 Town Board meeting at 8:30 p.m., seconded by S. Dowds. Meeting adjourned.

Respectfully Submitted,

Donna L. Conlin
Schodack Town Clerk/RMC/CMC