

**DATE:** DECEMBER 30, 2014

**KIND OF MEETING:** TOWN BOARD/  
CLOSE OF BUSINESS

**WHERE HELD:** SCHODACK TOWN HALL

**CLERK:** DONNA L. CONLIN

**PRESIDING OFFICER:** DENNIS E. DOWDS

**MEMBERS PRESENT:** FRANCIS CURTIS  
JAMES E. BULT  
SCOTT SWARTZ

**MEMBERS ABSENT:** MICHAEL KENNEY

**ATTORNEY:** DAVID GRUENBERG  
**OTHERS PRESENT:** JENNIFER MULLIGAN, COMPTROLLER  
LAURA PALMER, ASST. COMPTROLLER

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Supervisor Dowds called the December 30, 2014 Close of Business meeting to order at 6:05 p.m. and dispensed with roll call. All present as noted above.

#### **Briefing of the Resolution Agenda**

With respect to resolution [2014-296], the Supervisor explained the Comptroller requested temporary help as the accountant in her department will be out during that period due to a medical procedure. Resolution [2014-297] was necessary because the body only had one door and three doors are needed for blacktop. Zwack, Inc. said they would make the change for half-price. S. Dowds requested the Ms. Palmer, Asst. Comptroller, address the Board regarding resolution [2014-298]. All other resolutions are self-explanatory.

**Resolution [2014-298]:** Ms. Palmer explained that there are two different parts to the utility bills – supply and delivery. In our area we must use National Grid for delivery but there are many different supply providers. These energy supply companies are called ESCO's. Currently, our Delivery Supply Company, or ESCO, is National Grid. During the past year many different ESCOs contacted her seeking the town's business. Recently she was advised that the Association of Towns asked if municipalities would like to pool together to try to get better rates and they received positive responses from over a hundred towns. They hired a broker, ProStar, to analyze the different rates, terms, etc. of the ESCO companies. They are offering a proposed a rate of \$.07655/KWH for a term of 24 months with the ESCO company of Direct Energy. She explained that she analyzed the current rates and kilowatt hours on the town's bills and while it is a difficult commodity to evaluate due to the fluctuating factors, she believed the town could save money during the next 24 months. She felt comfortable because of the backing of the Association of Towns and the consortium of municipalities doing it. Also, this is eligible for tax freeze. A. Gruenberg asked what would happen if the chosen ESCO goes out of business. Ms. Palmer said she didn't know, but the Town would be contracting with the broker, not the ESCO. S. Dowds

said initially, he was somewhat skeptical, because at the end of the term there is no accurate way of evaluating whether we actually saved money (we won't know how National Grid determines the rate on the supply side because we will not be a customer). Board discussion ensued. C. Curtis said the highway garage has solar panels and asked if we produced more than we use or if the supplier gives cumulative credits? Ms. Palmer said she did not know the answer to the questions; however, she did know that the energy costs for that facility have decreased, but certainly not zeroed out. As the discussion evolved many factors were considered. It was felt that there was no right or wrong, but they felt the risk was minimal. The felt that it was worth joining the AOT program because: the risk factor is low; it will stabilize the rate over an extended period of time; having municipalities working together to control costs is a positive thing; there is eligibility for a tax freeze and administratively, it will be helpful because there are 28 different accounts with varying rates.

S. Swartz asked about the voucher for CDPHP on the abstract. The Comptroller explained that it is regarding the flexible spending account. Employees sign up for this and contribute pretax dollars which they use for copayments, child care, and other eligible expenses. It is the employee's money, not the towns. We simply act as an agent for the program, so it is considered a Trust and Agency Account.

#### **Public Comment on Resolutions**

R. Lemka asked about resolution [2014-195]. C. Bult explained that it is the district's money and is just being moved into a repair reserve account.

#### **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.**

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 THAT:**

**2014-295)** Authorize \$25,000 to be transferred into the Water District No. 1 Repair Reserve Fund (SW1).  
4 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, 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:**

**2014-296)** Authorize Supervisor Dowds to execute and administer professional temporary accounting staffing services with Accountemps for a duration not to exceed 10 weeks and in an amount not to exceed \$16,000.

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

C. Swartz 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:**

**2014-297)** Authorize the purchase of ancillary equipment from Zwack, Inc. for the 2015 International Terrastar Crew Cab Truck with Everest Dump Body, that was authorized in Resolution No. 2014-156, in an amount not to exceed \$1,965.00.

4 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, 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:**

**2014-298)** Authorize Supervisor Dowds to execute and administer Letter of Intent (Binding) with ProStar's Municipal Energy Program (MEP) to broker electricity supply at a price not to exceed \$.07655 per KWH for a term of 24 months, and further authorize Supervisor Dowds to execute and administer the electricity supply contract with the competitively selected ESCO by MEP, at a price not to exceed \$.07655 per KWH for a term of 24 months, subject to approval as to form by the Attorney to the Town.

4 Ayes 0 Noes. **MOTION CARRIED.** Ayes – F. Curtis, J. Bult, 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:**

**2014-299)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #14-1989 to 14-2026 on Abstract No. 2014-13, in the amount of \$110,191.26, including the claims paid (\$27,396.23) since the previous town board meeting.

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

**2014-300)** Authorize the following budget modifications, interfund loans and interfund transfers as recommended by the Comptroller:

<b>BUDGET MODIFICATIONS</b>				
	<b>Fund/ Department #</b>	<b>Fund / Department Name</b>	<b>Increase</b>	<b>Decrease</b>
<b>119</b>	A-960-1110.1000 A-960-1110.4000	Justice Court - Personal Services Justice Court - Contractual	500.00	500.00
<b>120</b>	A-960-3120.1000 (1011) A-509-2260.9999	Police - Personal Svs-DWI Crackdown Public Safety Svs - Other Gov'ts	4,001.00 4,001.00	
<b>121</b>	A-960-8160.1000 A-960-8189.1000 A-960-8160.4000 A-960-8189.4000	Refuse & Garbage - P. Services Recycling - P. Services Refuse & Garbage - Contractual Recycling - Contractual	3,000.00 1,200.00	3,000.00 1,200.00
<b>122</b>	B-960-9060.8100 B-960-1990.4000	Hospital & Medical - Retirees Contingency	506.00	506.00
<b>123</b>	DB-960-5130.2000 DB-960-5112.2000	Machinery - Equipment Road Construction - Capital Outlay	1,965.00	1,965.00
<b>124</b>	DB-960-9030.8000 DB-960-5112.2000	Social Security Road Construction - Capital Outlay	3,000.00	3,000.00
<b>125</b>	DB-960-9060.8000 DB-960-9060.8100 DB-960-5112.2000	Hospital & Medical - Active Hospital & Medical - Retirees Road Construction - Capital Outlay	1,089.00 202.00	1,291.00
<b>126</b>	EW-960-8310.4000 EW-960-1990.4000	Water Admin - Contractual Contingency	600.00	600.00
<b>127</b>	SS6-960-9030.8000 SS6-960-8130.2000	Social Security Sewage Treatment Capital Outlay	100.00	100.00

**Interfund Loans – None.**

**Interfund Transfers – None.**

As there was no further business before the Board, C. Swartz made a motion to adjourn the 12/30/14 Close of Business meeting at 6:43 p.m., seconded by C. Bult. Meeting adjourned.

Respectfully Submitted,

Donna L. Conlin  
Schodack Town Clerk/RMC/CMC

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