

DATE: MAY 11, 2017

KIND OF MEETING: TOWN BOARD

WHERE HELD: SCHODACK TOWN HALL

CLERK: DONNA L. CONLIN

PRESIDING OFFICER: DENNIS E. DOWDS

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

MEMBERS ABSENT:

ATTORNEY: DAVID GRUENBERG, ESQ.

COMPTROLLER: PAUL HARTER, COMPTROLLER

OTHERS PRESENT: KEN HOLMES, SUPERINTENDENT OF HIGHWAYS

Supervisor Dowds called the May 11, 2017 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.

Executive Session

C. Bult made a motion at 7:02 p.m. to enter into executive session to discuss the Assessor's appointment. Seconded by C. Rex.

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

C. Bult made a motion at 7:50 p.m. to adjourn the executive session. Seconded by C. Swartz.

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

The Supervisor digressed from the agenda to take action on Resolution [2017-144]. He said based on the Executive Session discussion, Karen Justus was being forwarded as the Sole Assessor appointee, for a term to commence May 12, 2017 with a salary of \$54,500.00.

Public Comment on Resolution [2017-144]

Karen Justus stated that some members of the Board had indicated to her that the term would commence May 1st. The Supervisor said the consensus of the Board was that it would be effective May 12, 2017.

Adoption of Resolution

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:**

2017-144) Appoint Karen Justus Sole Assessor effective May 12, 2017 at a salary of \$54,500.00 to fill the remainder of the unexpired term until September 30, 2019.

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

On behalf of the Board, S. Dowds offered congratulations on her appointment and wished her success in her new position. The Town Clerk administered the Oath of Office, after which Ms. Justus said she appreciated the Board's support and thanked everyone for attending the meeting.

Review of Resolutions

The Supervisor gave a brief overview of the resolutions. He asked the Highway Superintendent to address the Board regarding resolution [2017-141]. Mr. Holmes asked the Board to amend the resolution. He explained that he was waiting for information regarding the cost of the stone for chip-sealing roads which were not on the list and just received it the other day. He said they have found that after they "true and level" a road, if there are no problems, they can chip-seal it the following year. This cost-effective method has allowed the Town to get a more useful life out of the roads. The roads he wants to add for single-chip seal are: Veering Lane, McKnight Rd., Funk Rd., No. Schodack Rd., Reno Rd., Payne Rd., and Eleanor Drive for double-chip seal. Regarding resolution [2017-142], the Supervisor noted that the court finances were audited and everything was excellent. He thanked Judge Peter, Judge Wagner, Trish Loomis and Trudy Valli for their oversight and diligence. Resolution [2017-143] pertains to the old Hamilton Printing building which is now Hudson River Foods. Originally, they were charged 12 units for sewer. The new owners feel that the use has changed and has requested a reduction in the number of units. The Supervisor explained that the Town is expending some funds on a very preliminary review of the Battisti Water system (resolution [2017-145]), so to track the expenditures better they will be establishing a capital project. Resolutions [2017-149] – [2017-152] relate to water and sewer extensions for Questar and the distribution center proposed for the parcel off Schodack Valley Rd./Rt. 150 (Valente). The Board will be declared lead agency for the water/sewer extensions only. All other aspects of the proposed project come under the purview of the Planning Board. He noted that the first paragraph of resolution [2017-150] needs to be amended to indicate that it is a water district not a sewer district. Additionally, resolution [2017-154] needs to be amended to reflect that the cost will not exceed \$10,000.00, rather than \$25,000.00. All other resolutions are self-explanatory.

Board Discussion/Agenda: C. Bult wondered about the description of the property in Schedule A in resolutions [2017-149] and [2017-151] since the Lustanders no longer own that abutting property. The Supervisor explained that it was the legal description on record. The new owner has not been listed yet.

Departmental Reports: The following monthly departmental reports were read and/or posted and filed in the Office of the Town Clerk: Historian, Town Clerk, Building

Department, and Human Resources.

Review of Abstracts of Claims and Budget Amendments: The Board reviewed claims #17-0659 to #17-0828 on Abstract No. 2017-05 in the amount of \$302,193.74, including the claims paid prior (\$184,102.75).

Public Comment

Resolution [2017-141]: M. Sherwood suggested that Schuurman Rd. be added to the road list. The Supervisor said the road will be reviewed.

Resolution [2017-145]: M. Sherwood asked if the Board intended to have additional funding regarding the Battisti water district. S. Dowds explained that the owner of the water system (Keller) sent a letter to the Town which included a letter from the State outlining potential alternatives for the sale of the water system. One alternative is for the Town to take it over, but we are not obligated to do so. Other alternatives include, having the residents take it over, hire someone to run it or sell it to a commercial buyer. If the Town takes it over the system it would essentially have to be replaced so it would be quite costly for the residents currently serviced by the private water system. As it still is an option, they want to keep track of any monies expended. R. Lemka asked if the Battisti water district has been abandoned and if so, did the Town pay anything to acquire it. S. Dowds said it has not been abandoned. It is still privately owned.

Resolutions [2017-149] – [2017-152]: M. Sherwood asked if any costs would be borne by the Town for the extensions. S. Dowds said no. The developer is paying for the installation. She suggested that the Board should amend resolution [2017-150] to identify the water district (Water District 101). R. Lemka asked who the developer of the property was. S. Dowds said Roddy Valente. Mr. Lemka asked why it was listed as the Snook Materials Group, LLC. The Supervisor said because that is what is on the title of the property.

R. Lemka asked if the Town was paying any of the costs for the proposed sewer connection for Schodack Central Schools. The Supervisor said no. The school district is paying for the entire cost, which is estimated at 1.5 million dollars.

Resolution [2017-148]: R. Lemka asked when the Town Center report will be available to the public. S. Dowds said it will be on the website tomorrow.

Resolution [2017-154]: R. Lemka asked why additional money was being authorized for Laberge. S. Dowds explained that it was for additional work related to the Zoning Code revisions.

Judge Peter thanked the Town Board for the acknowledgement of the good work done in the Court Office. He added that since Trudy Valle is a fairly new employee, most of the recognition goes to Trish Loomis, the Senior Court Clerk, who was trained by her predecessor, Amy Harter.

F. Curtis (former Director of Real Property Services) informed the Board that a dash was missing in the second tax map No. listed in paragraph 1 of Schedule "A" of resolutions [2017-149] and [2017-151]. The Board thanked him for pointing that out and will amend the resolutions to change 189.10-40.132 to 189.-10-40.132.

He commended the Board for appointing Karen Justus as sole Assessor. He felt she was the best candidate for the position is ready for the challenge.

Adoption of Resolutions

The resolutions voted upon reflect 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. Kenney:

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

2017-139) **WHEREAS**, Sheila Golden, Director of Youth and Recreation, has recommended that the Summer Swim Program take place at the Sidney Albert Albany Jewish Community Center (SAAJCC) in Albany and stated the advantages of using this pool facility,

NOW, THEREFORE, BE IT RESOLVED that the Town Board approves the use of the pool at the Sidney Albert Albany Jewish Community Center (SAAJCC) for the summer camp program, subject to review as to form by the Attorney to the Town, and

BE IT FURTHER RESOLVED to authorize Sheila Golden, Director of Youth and Recreation, to execute a contract with Sidney Albert Albany Jewish Community Center (SAAJCC) for use of the swimming pool facility for Summer Recreation Program from July 10 to August 4, 2017 for the Schodack Youth and Recreation Department in an amount not to exceed \$4,850.00. A deposit of \$1,850.00 shall be payable by June 19, 2017 and the remaining \$3,000.00 shall be paid by July 31, 2017.

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

2017-140) Appoint Melissa Knights and Dawne M. Kelly as part-time Board of Assessment Review Secretaries with compensation of \$43.00 per meeting per 2017 Adopted Budget.

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

- 2017-141)** To approve the 2017 Road Program as proposed by the Superintendent of Highways to resurface with hot-mix asphalt on Pine Drive North, Pine Drive South, Mountain View Road, Boyce Road, portion of Thoroughbred Drive and South Old Post Road. Further, Crack Fill/Single Chip Seal treatments shall be applied on Veering Lane, McKnight Rd., Funk Rd., No. Schodack Rd., Reno Rd., Payne Rd., and Crack Fill/Double Chip Seal on Eleanor Drive.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, 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:

- 2017-142)** **WHEREAS**, the Town Board delegated its annual auditing responsibilities pursuant to Section 123 of Town Law to the Town Comptroller, and

WHEREAS, the Town Comptroller performed the audit in accordance with the guidelines provided by the New York State Office of the State Comptroller as published in the Local Government Management Guide – Fiscal Oversight Responsibilities,

NOW, THEREFORE, BE IT RESOLVED that the Town Board accepts the audit report submitted for Justice Court for the fiscal year 2016.

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

C. Bult 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:

- 2017-143)** Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs for Sewer District Number 7. Said hearing shall be held on Thursday, June 8, 2017 at 7:30 p.m. at the Schodack Town Hall, 265 Schuurman Road.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, D. Dowds. Noes – 0.

- 2017-144)** **ADOPTED OUT OF SEQUENCE. SEE PAGE 98.**

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:

- 2017-145)** Authorize the establishment of Capital Project No. H047 for Battisti Water Extension. With a budget as follows:

Initial appropriations in the amount up to 10,000.00 to be funded by an inter-fund loan from the General Town-wide Fund (A).

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

C. Rex 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:

- 2017-146)** Approve the following applications under Town Code § 147-5 and authorize the Town Clerk to issue the trailer renewals:

<u>Owner</u>	<u>Location</u>	<u>No. of Units</u>
Miller, Ed	1297 Brookview Station Rd.	3
Miller, Sue	1297 Brookview Station Rd.	1
Salzer, Adam	24 Brandt Rock Ave.	1
Schmitz, Peter & Mary	117 Albany Ave.	1

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

C. Bult 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:

- 2017-147)** WHEREAS, Mason Simone Slovak, son of Richard and Michelle Slovak, on the 6th of December in the year two thousand sixteen, was awarded the rank of Eagle Scout, the highest rank a boy can achieve in scouting; and

WHEREAS, Mason started his journey in scouting as a Cub Scout in 2009, with Pack 117, and

WHEREAS, Mason has earned the Arrow of Light award, the highest Cub Scout honor, and

WHEREAS, Mason is a member of Boy Scout Troop 114, and has earned 34 Merit Badges in his 6 years of Boy Scouting, and

WHEREAS, Mason has earned the Boy Scouts of America World Conservation Award, World Conservation, NOA - Camping Award, NOA -

Hiking Award, and has hiked over 450 miles with the troop.

WHEREAS, Mason has served the troop as Quartermaster, Senior Patrol Leader, and Patrol Leader, and

WHEREAS, as his Eagle Scout project, Mason with the assistance of other Scouts, Scout leaders and members of the community, reset seven gravestones that ranged in height from four feet to twelve with the largest gravestone weighing over five tons at the Woodlawn Cemetery located off Route 203 in Valatie, New York, and

WHEREAS, Mason is a Junior at Maple Hill High School and, after graduation from High School, plans to attend Hudson Valley Community College to pursue Environmental Studies,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack commends and congratulates Mason Simone Slovak upon the auspicious occasion of being awarded the rank of Eagle Scout, Boy Scouts of America; and

BE IT FURTHER RESOLVED that Supervisor Dowds will transmit a copy of this resolution, suitably engrossed to Mason Simone Slovak for his Court of Honor on June 3, 2017.

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

C. Rex 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:

2017-148) Accept Town Center, Form-Based Code, Draft as prepared by Laberge Group, dated April 2017 and presented to the Board on May 11, 2017.

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

2017-149) **WHEREAS**, a map, plan and report have been prepared in such manner and in such detail as is required by Article 12 of the Town Law of the State of New York and a petition pursuant to Article 12 of the Town Law of the State of New York, relating to the establishment of Consolidated Water District No. 101, Water District Extension #5, in the Town of Schodack, County of Rensselaer, State of New York, has been filed in the Town Clerk's Office; and

WHEREAS, said map, plan and report was prepared by Bergmann Associates, competent engineers, duly licensed by the State of New York, showing boundaries of the proposed District Extension, a general plan of the District Extension and an analysis showing the costs thereof and method of operation; and

WHEREAS, said map, plan and report shows all facilities, including water mains, gate valves, tees, and hydrants, among other things, together with the location and the general description of all public works required including lands and easements to be acquired; and

WHEREAS, the boundaries of the proposed District Extension are as described in Schedule "A" annexed hereto; and

WHEREAS, the maximum amount proposed to be expended for said improvements and/or acquisition of necessary lands is the sum of Seven Hundred Fifty-Four Thousand Nine Hundred Three and No/100 (\$754, 903.00) Dollars ; and

WHEREAS, approval of the New York State Comptroller is not required for the formation of Consolidated Water District No. 101, Water District Extension #5, inasmuch as debt will not be issued or assumed since the cost of the infrastructure improvements will be paid in full by the developer. The initial assessment and any assessments for future construction shall be on a benefit basis for all users; and

WHEREAS, said map, plan and report describing said improvements is on file in the Town Clerk's Office for public inspection; and

WHEREAS, the first year cost of debt repayment for typical properties within the District Extension is Eleven Thousand and 00/100 (\$11,000.00) Dollars, operation and maintenance charges are estimated at Twenty-Three Thousand Seven Hundred Fifty-Eight and 36/100 (\$23,758.36) Dollars. Hook up fees and the installation of water meters shall be paid by the property owner.

NOW, it is hereby **ORDERED**, that the Town Board of the Town of Schodack, shall meet and hold a public hearing at the Town of Schodack Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York 12033, in said Town, on the 8th day of June, 2017, at 7:10 p.m., local time, to consider said petition and the map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

SCHEDULE "A"

Legal Description
Consolidation Water District No. 101
Water Extension #5

Lands now or formerly of Snook Materials Group, LLC

All that piece or parcel of land situate in the Town of Schodack, County of Rensselaer and State of New York, (being tax parcels 189.-10-40.131, 189.-10-40.132) bounded and described on Schedule A attached hereto and made a part hereof.

BEGINNING at an iron rod located in the Town of Schodack, County of Rensselaer, State of New York on the south line of NYS Route 150 (SN 1422) and at the northeast corner of lands of Roy M. & Winifred H. Lustenader (1136/321): thence along the south line of NYS Route 150 the following four courses and distances:

N 89°54'17" E, 182.24' to a NYSDOT concrete marker
thence N 58°15'16" E, 558.13' to a NYSDOT concrete marker
thence N 80°21'54" E, 353.79' to a NYSDOT concrete marker
thence N 85°59'09" E, 384.98' to a point in the lands of Hannaford Bros. Co. (R57/P2259);
Thence along the lands of Hannaford Bros. Co. the following four courses and distances:

S 31°59'28" E, 289.17' to a point; thence 460 ± upstream along the center line of the intermittent stream as it twists and turns to a point (tie line is S 13°23'16" W, 456.98'); thence S 08°20'39" E, 170.96' to an iron rod; thence S 08°20'39" E, 25.57' to a point in the center of a drainage ditch at the lands of Nickolas (Nicholas) J. Lembo (1598/163) and at the lands of A. Sol Uman (1474/35); thence along the lands of Uman (marked by the center of a drainage ditch), N 64°33'40" W, 14.33' to a point; thence N 29°52'16" W, 9.63' to a point; thence S 52°25'21" W, 2485.38' (marked in places by the remains of a wire fence) to an iron pipe at the east line of Interstate Route 504-2-2 (1-90); thence along the east line of 1-90 the following four courses and distances:

N 20°04'41" W, 289.12' to a NYSDOT concrete marker; thence N 07°43'00" E, 905.79' to a NYSDOT concrete marker; thence N 30°54'29" W, 46.23' to a point; thence N 62°47'03" E, 150.25' to a point at the lands of Winifred H. Lustenader (1286/395) and lands of Roy M. & Winifred H. Lustenader (1136/321);

Thence along the lands of Roy M. & Winifred H. Lustenader the following nine courses and distances:

S 82°13'28" E, 143.80' to an iron rod
thence N 60°47'32" E, 94.50' to an iron rod
thence N 84°30'32" E, 68.60' to an iron pipe
thence S 83°07'28" E, 100.80' to an iron pipe
thence N 41°07'32" E, 106.90' to an iron pipe
thence N 20°54'32" E, 110.00' to an iron pipe
thence N 11°34'32" E, 87.60' to an iron pipe
thence N 11°30'28" W, 370.80' to an iron pipe

thence N 36°25'28" W, 91.82' to the point and place of beginning.
Containing 55.95± acres of land.

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

2017-150) WHEREAS, Snook Materials Group, LLC, as owner of the existing real property located at 1710 Schodack Valley Road, Castleton-on-Hudson, New York 12033, has requested to extend an existing water district to incorporate its property, and;

WHEREAS, the project entails the construction of 3,607 lineal feet of 12" DIP water mains, 357 lineal feet of 6" DIP water mains, one gate valve and six hydrants, among other things, and;

WHEREAS, the route of the proposed facilities is completely within and along public rights of way and town owned easements, depending upon the final construction alternative chosen, and;

WHEREAS, the proposed action is an Unlisted Action since it does not satisfy the Type I thresholds identified in part 617.4 of the State Environmental Quality Review Act.

NOW, IT IS THEREFORE, RESOLVED: The Town Board shall undertake a coordinated review with the Town of Schodack Planning Board with respect to the overall project, and it is further,

RESOLVED, the Town Board of the Town of Schodack is hereby designated as lead agency for the portion of the project concerning the water district extension pursuant to the State Environmental Quality Review Act.

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

2017-151) WHEREAS, a map, plan and report have been prepared in such manner and in such detail as is required by Article 12 of the Town Law of the State of New York and a petition pursuant to Article 12 of the Town Law of the State of New York, relating to the establishment of Sewer District No. 6, Sanitary Sewer District Extension #3, in the Town of Schodack, County of Rensselaer, State of New York, has been filed in the Town Clerk's Office; and

WHEREAS, said map, plan and report was prepared by Bergmann Associates, competent engineers, duly licensed by the State of New York, showing boundaries of the proposed District Extension, a general plan of the District Extension and an analysis showing the costs thereof and method of operation; and

WHEREAS, said map, plan and report shows all facilities, including piping and man holes, together with the location and the general description of all public works required including lands and easements to be acquired; and

WHEREAS, the boundaries of the proposed District Extension are as described in Schedule "A" annexed hereto; and

WHEREAS, the maximum amount proposed to be expended for said improvements and/or acquisition of necessary lands is the sum of Five Hundred Forty Thousand Nine Hundred Sixty-Seven (\$540, 967.00) Dollars; and

WHEREAS, approval of the New York State Comptroller is not required for the formation of Sewer District No. 6, Sanitary Sewer District Extension #3, inasmuch as debt will not be issued or assumed since the cost of the infrastructure improvements will be paid in full by the developer. The initial assessment and any assessments for future construction shall be on a benefit basis for all users; and

WHEREAS, said map, plan and report describing said improvements is on file in the Town Clerk's Office for public inspection; and

WHEREAS, the first year cost of debt repayment for typical properties within the District Extension is \$0, operation and maintenance charges are estimated at Forty-Three Thousand Six Hundred Seven and 21/100 (\$43,607.21) Dollars. Hook up fees in the amount of One Hundred Twenty-Two Thousand Seven Hundred Forty-Five and No/100 (\$122,745.00) Dollars shall be paid by the property owner.

NOW, it is hereby **ORDERED**, that the Town Board of the Town of Schodack, shall meet and hold a public hearing at the Town of Schodack Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York 12033, in said Town, on the 8th day of June, 2017, at 7:25 p.m., local time, to consider said petition and the map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

SCHEDULE "A"

Legal Description
Sewer District No. 6

Sanitary Sewer Extension #3

Lands now or formerly of Snook Materials Group, LLC

All that piece or parcel of land situate in the Town of Schodack, County of Rensselaer and State of New York, (being tax parcels 189.-10-40.131, 189.-10-40.132) bounded and described on Schedule A attached hereto and made a part hereof.

BEGINNING at an iron rod located in the Town of Schodack, County of Rensselaer, State of New York on the south line of NYS Route 150 (SN 1422) and at the northeast corner of lands of Roy M. & Winifred H. Lustenader (1136/321): thence along the south line of NYS Route 150 the following four courses and distances:

N 89°54'17" E, 182.24' to a NYSDOT concrete marker
thence N 58°15'16" E, 558.13' to a NYSDOT concrete marker
thence N 80°21'54" E, 353.79' to a NYSDOT concrete marker
thence N 85°59'09" E, 384.98' to a point in the lands of Hannaford Bros. Co. (R57/P2259);
Thence along the lands of Hannaford Bros. Co. the following four courses and distances:

S 31°59'28" E, 289.17' to a point; thence 460 ± upstream along the center line of the intermittent stream as it twists and turns to a point (tie line is S 13°23'16" W, 456.98'); thence S 08°20'39" E, 170.96' to an iron rod; thence S 08°20'39" E, 25.57' to a point in the center of a drainage ditch at the lands of Nickolas (Nicholas) J. Lembo (1598/163) and at the lands of A. Sol Uman (1474/35); thence along the lands of Uman (marked by the center of a drainage ditch), N 64°33'40" W, 14.33' to a point; thence N 29°52'16" W, 9.63' to a point; thence S 52°25'21" W, 2485.38' (marked in places by the remains of a wire fence) to an iron pipe at the east line of Interstate Route 504-2-2 (1-90); thence along the east line of 1-90 the following four courses and distances:

N 20°04'41" W, 289.12' to a NYSDOT concrete marker; thence N 07°43'00" E, 905.79' to a NYSDOT concrete marker; thence N 30°54'29" W, 46.23' to a point; thence N 62°47'03" E, 150.25' to a point at the lands of Winifred H. Lustenader (1286/395) and lands of Roy M. & Winifred H. Lustenader (1136/321);

Thence along the lands of Roy M. & Winifred H. Lustenader the following nine courses and distances:

S 82°13'28" E, 143.80' to an iron rod
thence N 60°47'32" E, 94.50' to an iron rod
thence N 84°30'32" E, 68.60' to an iron pipe
thence S 83°07'28" E, 100.80' to an iron pipe
thence N 41°07'32" E, 106.90' to an iron pipe
thence N 20°54'32" E, 110.00' to an iron pipe
thence N 11°34'32" E, 87.60' to an iron pipe
thence N 11°30'28" W, 370.80' to an iron pipe
thence N 36°25'28" W, 91.82' to the point and place of beginning.

Containing 55.95± acres of land.

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

2017-152) WHEREAS, Snook Materials Group, LLC, as owner of the existing real property located at 1710 Schodack Valley Road, Castleton-on-Hudson, New York 12033, has requested to extend an existing sewer district to incorporate its property, and;

WHEREAS, the project entails the construction of 2,826 lineal feet of 8 inch PVC, 14 manholes, and the installation of station pumps and controller upgrades, among other things, and;

WHEREAS, the route of the proposed facilities is completely within and along public rights of way and town owned easements, depending upon the final construction alternative chosen, and;

WHEREAS, the proposed action is an Unlisted Action since it does not satisfy the Type I thresholds identified in part 617.4 of the State Environmental Quality Review Act.

NOW, THEREFORE, IT IS RESOLVED: The Town Board shall undertake a coordinated review with the Town of Schodack Planning Board with respect to the overall project, and it is further,

RESOLVED, the Town Board of the Town of Schodack is hereby designated as lead agency for the portion of the project concerning the sewer district extension pursuant to the State Environmental Quality Review Act.

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

2017-153) 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 C308 copier at the Police Station, for the period February 2, 2017 to February 1, 2018 for \$474.00 annually. Contract includes 42,000 b/w copies and 3,000 color copies annually with an overage charge of \$0.007 and \$0.06 respectively per copy.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S.

Swartz, T. Rex, D. Dowds. Noes – 0.

C. Kenney 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:**

- 2017-154)** Authorize Supervisor Dowds to execute and administer Addendum Number 2017-07 for professional services from the Laberge Group to assist the Town of Schodack with Code Revisions not to exceed ~~\$25,000.00~~ \$10,000.00.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, 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:**

- 2017-155)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #17-0659 to 17-0828 on Abstract No. 2017-05, in the amount of \$302,193.74, including the claims paid (\$184,102.75) since the previous town board meeting.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, D. Dowds. 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:**

- 2017-156)** Authorize the following budget modifications, interfund loans and interfund transfers as recommended by the Comptroller:

BUDGET MODIFICATIONS

Fund/ Department #		Fund / Department Name	Increase	Decrease
2017				
24	B-960-8020.4000	Planning - Contractual	3,101.99	
	B-509-2115.9999	Planning Board Fees	3,101.99	
	To transfer funds for engineering fees related to Plan Board activity A Duie Pyle, Questar and Valente			
25	DB-960-5130.1351	Machinery - DB W/S work OT	130.36	
	DB-960-5130.1400	Machinery - DB Highway Police Work	198.65	
	DB-960-5130.1000	Machinery - Personal Svcs		
	To modify the budget to cover work on Water/Sewer and Police Vehicle			329.01

26	SS6-960-8130.1008	Pers. Svcs. - Dunkin Donuts punch list	124.60	
	SS6-960-8130.4008	Contractual - Dunkin Donuts punch list	272.50	
	SS6-960-9030.8008	Soc. Sec. - Dunkin Donuts punch list	9.53	
	SS6-960-9060.8008	Hosp. & Med. - Dunkin Donuts punch list	29.33	
	SS6-509-5031.9999	Exit 10 Sewer - Inerfund Transfer	435.96	
	To transfer funds for reimbursement of Dunkin Donut portion of pumpStator/Liner replacement, water testing charges and portion of Shawn health insurance for work performed.			
27	SS8-960-8130.1100	Sch. Land. Sewer #8 - Overtime	25.51	
	SS8-960-8130.1000	Sch. Land. Sewer #8 - Personal Svcs.		25.51
	To modify the budget to cover work performed at 551 River Rd.			

INTERFUND LOAN

	Fund/ Department #	Fund / Department Name	Increase	Decrease
28	A-391-9950.9000	General Fund - Due From other Funds	10,000.00	
	A-200	General Fund - Cash		10,000.00
	H047-200	Batiste Water Extension - cash	10,000.00	
	H047-630-5031.9999	Batiste Water Extension - Due To Other Funds		10,000.00
	Interfund loan from A fund to H047 fund for Capital Project expense			
	5 Ayes 0 Noes. MOTION CARRIED. Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, D. Dowds. Noes – 0.			

ADJOURNMENT

As there was no further business before the Board, C. Kenney made a motion to adjourn the 05/11/17 Town Board meeting at 8:24 p.m., seconded by C. Swartz. Meeting adjourned.

S. Dowds asked people to remain because he wanted to read a letter he received from Linda Gilbert, President of the New York State Town Clerk's Association. He said there was a very nice honor for our Town Clerk, Donna Conlin. President Gilbert informed him that Donna was awarded the designation of Registered Municipal Clerk. This prestigious award recognizes her professional competency of fulfilling the responsibilities of her office and is only granted after it is demonstrated that she has met the stringent education and experience requirements established by NYSTCA.

Respectfully Submitted,

Donna L. Conlin RMC/CMC
Schodack Town Clerk

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