

Town of Schodack Town Board Meeting November 9, 2017

Public Session - 7 p.m.

Call to Order

Pledge of Allegiance

Roll Call

Review of Abstracts and Vouchers – Comptroller

Public Hearing – 7:15 p.m. – to seek input on Proposed Local Law 3 of 2017 relating to adding a Chapter entitled SORA Motels and Hotels of the Code of the Town of Schodack

Public Comment

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

2017-271) Based on November 2nd 2017 budget discussions, adopt the following changes to the 2018 Preliminary Budget

Town of Schodack					
Preliminary to Adopted Budget Analysis*					
2018					
	APPROPRIATIONS	LESS	LESS	AMOUNT TO	
	PROVISIONS	ESTIMATED	UNEXPENDED	BE RAISED	
		REVENUE	BALANCE	BY TAXES	
Preliminary Budget	12,729,795.00	5,135,137.00	800,008.00	6,794,650.00	
SF 1 Nassau Lake West	25,000.00	23,216.00	-	1,784.00	
SF2 Castleton Fire Protection District	25,000.00	23,216.00		1,784.00	
Adopted Budget per 11/02/17 TB mtg	12,779,795.00	5,181,569.00	800,008.00	6,798,218.00	
Preliminary to Adopted Tax Rates	A Fund	DB Fund	Combined	SM Fund	
Preliminary Tax Rate	2.14%	-4.47%	0.16%	1.26%	
Adopted Tax Rate	2.14%	-4.47%	0.16%	1.26%	

2017-272) WHEREAS, the Town Board met on Thursday, November 2, 2017 at the Schodack Town Hall, as specified in the Notice of Public Hearing for the 2018 Preliminary Budget, with said notice appearing in the October 26, 2017 edition of The Record,

and was posted on October 26, 2017, and

WHEREAS, said public hearing was held on November 2, 2017 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 Preliminary Budget or any part thereof,

NOW, THEREFORE, BE IT RESOLVED that the 2018 Preliminary Budget, as modified, and as hereinafter set forth, is hereby adopted.

2017-273) Authorize the appropriation of SS2 – Castleridge Sewer District repair reserves towards 2017 Koester Voucher # 17-1666 for Supply & Installation of a NE152 Controller & A1000 Submersible Transducer on 9/14/17 paid on 10/13/17 in the amount of \$5,040.00.

2017-274) **WHEREAS**, the Town Building Inspector has reported to the Town Board that a building or structure known as 19 Overlook Drive South (Tax Map 202.12-1-19) should be removed; and

WHEREAS, the Town Board wishes to proceed pursuant to Chapter 99 of the Schodack Code, relating to Unsafe Buildings

NOW, THEREFORE, be it resolved that the Building Inspector shall, pursuant to §99-2(B) forward a notice with the particulars required therein to the owner, directing the owner to commence the removal of the buildings within 30 days and to complete such removal within 60 days; and it is further

RESOLVED, that a copy of this notice shall be filed in the office of the Rensselaer County Clerk, pursuant to the provisions of §99-2(D); and it is further

RESOLVED, that a hearing shall be held before the Town Board in this matter on December 14 at 7:15 p.m., to determine whether the owner has complied with such notice, and to take such other and further actions as may be authorized by Chapter 99.

2017-275) Amend resolution 2016-290 as adopted December 8, 2016 to include Household Hazardous Waste Director at an annual salary of \$1,500.00 and further appoint Bruce Goodall, Director of Transfer Station Operation to administer said Hazardous Waste program for the year 2017 at annual salary as set forth above.

2017-276) **WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Schodack for a public hearing to be held by said Town on November 9, 2017 at 7:15 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law 3 of 2017 relating to adding a Chapter entitled SORA Motels and Hotels of the Code of the Town of Schodack to allow for the promotion of public health, safety and general welfare of guests of hotels and motels located with the town and that of the general citizenry of the town, and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on October 30, 2017 and advertised in the October 30, 2017 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on November 9th 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 hereof, and

WHEREAS, that the 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 hereby adopts Proposed Local Law Number 3 of 2017 (P3 of 2017) to be known as Local Law 2 of 2017 of the Town of Schodack, and

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

2017-277) WHEREAS, The Town Board, after due consideration, has determined that it is desirable and in the public interest to submit an application to Empire State Development for a Round 5 Restore NY Communities Initiative Program grant; and

WHEREAS, the proposed project is in accordance with Town and Regional planning objectives; and

WHEREAS, the proposed financing is appropriate for the specific project; and

WHEREAS, the proposed project facilitates effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources; and

WHEREAS, where applicable, the project seeks to attract, create, and sustain employment opportunities; and

WHEREAS, the Town Board hereby authorizes and directs the Supervisor Dowds to submit an application for financial assistance under Round 5 Restore NY Communities Initiative Program; and

WHEREAS, a public hearing is required pursuant to the Restore NY Grant; and

NOW, THEREFORE, IT IS RESOLVED, by the Members of the Town Board: That the Town Clerk is hereby authorized to publish a Notice of Public Hearing to be held on December 14, at 7:30 p.m. at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, NY to provide an opportunity for the Town of Schodack to accept comment on the property listed in the Property Assessment List, whereon the existing structures are proposed to be demolished and a new building constructed.

BE IT FURTHER RESOLVED, that the Supervisor Dowds by and hereby is authorized to execute and file an application on behalf of the Town of Schodack with the Empire State Development for a Restore NY Round 5 grant on behalf of the Town; and

BE IT FURTHER RESOLVED, that the Supervisor Dowds is hereby authorized and designated as the representative and to act as such in connection with the application to provide additional information as may be required including all understandings and assurances contained in the application; and

BE IT FURTHER RESOLVED, that the Supervisor Dowds is hereby authorized and directed to execute any contract and/or agreement with the Empire State Development in connection with the Application and his designee is further authorized to request and expend funds from New York State to said contract and/or agreement; and

BE IT FURTHER RESOLVED, to the extent all or any actions hereby authorized have been executed and/or performed by the Supervisor all are hereby ratified and affirmed and this Resolution take effect immediately.

2017-278) Ratify and affirm authorizing Supervisor Dowds to execute and administer Intermunicipal Agreements with East Schodack Fire District, Nassau Fire District, Schodack Landing Fire District, Schodack Valley Fire District, South Schodack Fire District and the Village of Castleton for the process for consolidation of Fire Districts, grant applications and conducting a feasibility study.

2017-279) **WHEREAS**, the Town Board, after due consideration, has determined that it is desirable and in the public interest to undertake the necessary activities for the submittal of a grant application under the 2017 Local Government Citizens Reorganizations Empowerment Grant (LGCREG) Program to conduct a feasibility study relative to Fire District Consolidation, and

WHEREAS, the Town Board is hereby committed to using municipal funds to provide a local cash match of fourteen and one-third percent (14.33%) or 1/7th of the total project cost. The proposed Consolidation project will not exceed a cost of \$50,000.00, with a maximum Town match of \$3,572.00. Additional meeting and public presentations not included in proposed project plan shall be added at an additional cost and additional expenses will be borne equally (1/7th) per participating agency.

IT IS HEREBY RESOLVED, that the Town Board authorizes and directs Supervisor Dowds to submit an application for a Fire District Consolidation Feasibility Study under LGCREG Program. He is authorized to execute all other documents necessary for the implementation of this work, and is also authorized to execute all financial and/or administrative processes relating to the grant program.

- 2017-280)** Authorize Supervisor Dowds to transfer a maximum amount of \$500,000.00 from the General Fund's unassigned, unappropriated fund balance to purchase a 6-month short term treasury bill yielding approximately 1.120% through the Town's investment advisor at Key Bank, NA, at no additional risk to the Town.
- 2017-281)** Amend resolution 2017-214 as adopted on October 12, 2017 authorizing the selection of NYSHIP Empire Plan Insurance for Health Insurance coverage effective January 1, 2018, to **retired** employees hired prior to September 28, 2006.
- 2017-282)** **WHEREAS**, one parcel located on Phillips Road in the Town of Schodack, and otherwise identified as tax map 188.-3-1.1 (hereafter, "the subject property"); and
- WHEREAS**, Michael Pogoda and Wendi Crosby commenced judicial proceedings pursuant to Article 7 of the Real Property Tax Law (RPTL) seeking reductions of the 2017 real property tax assessments of the subject properties; and
- WHEREAS**, the Town is represented by The Vincelette Law Firm; and
- WHEREAS**, counsel has recommended that these proceedings now be resolved by settlement; and
- WHEREAS**, the Town Board and the Town Assessor have reviewed the proposed settlement and find the terms of the proposed settlement to be in the best interests of the Town; now, therefore be it
- RESOLVED**, that the Town Board hereby approves the settlement, attached to and made part of this resolution; and, be it further
- RESOLVED**, that counsel is hereby authorized to sign the settlement on behalf of the Town Board.
- 2017-283)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #17-____ to 17-____ on Abstract No. 2017-11, in the amount of \$_____, including the claims paid (\$_____) since the previous town board meeting.
- 2017-284)** Authorize budget modifications, interfund loans and interfund transfers as recommended by the Comptroller.

Motion to Adjourn

Pursuant to the regulation of the Americans with Disabilities Act (Public Law 101-336), the Town of Schodack will provide auxiliary aids or special services for persons with disabilities. Please notify the Town Clerk's Office at 477-7590 so arrangements can be made for requested services.

Please forward correspondence regarding Town matters to:
 Supervisor Dennis Dowds
 Town of Schodack, 265 Schuurman Road
 Castleton-on-Hudson, New York 12033-9622
 or call the Supervisor at 518-477-7918

12:32