

**Town of Schodack  
Town Board Meeting  
January 9, 2020**

Public Session - 7 p.m.

Call to Order

Pledge of Allegiance

Roll Call

Public Hearing 7:10 p.m. – to seek public comment on application submitted by Season’s East Landscaping LLC to operate a clean landfill disposal at Route 9 pursuant to §137 of Town Code of the Town of Schodack

Executive Session – Personnel

Public Comment

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

**2020-01)** Authorize the approval of the Official Undertaking as to its form and manner of execution and the sufficiency of the insurance, as surety as prescribed by law.

**2020-02)** Regular meetings of the Town Board will generally be held at 7 p.m. on the second and fourth Thursdays of each month, at the Schodack Town Hall at 265 Schuurman Road unless otherwise duly noticed, as follows:

January 9	July 9
January 23	No second meeting scheduled for July
February 13	August 13
February 27	August 27
March 12	September 10
March 26	September 24
April 9	October 8
April 23	October 22
May 14	November 12
May 28	No second meeting scheduled for November
June 11	December 10
June 25	December 30 Close of Business

**2020-03)** Full-time employees (non-union) are given the following holidays for the year 2020:

<u>Date</u>	<u>Holiday</u>
January 1	New Year's Day
January 20	Martin Luther King, Jr. Day
February 17	Presidents Day
May 25	Memorial Day
July 3	Independence Day Observance
September 7	Labor Day
October 12	Columbus Day
November 11	Veterans Day
November 26	Thanksgiving Day
November 27	Day after Thanksgiving
December 24	Christmas Eve [instead of Day after x-mas]
December 25	Christmas

**2020-04)** Designate Transfer Station holidays for year 2020 as follows:

<u>Date</u>	<u>Holiday</u>
January 1	New Year's Day
May 25	Memorial Day Observance*
July 4	Independence Day
September 7	Labor Day Observance*
November 3	Election Day (Union Only)
November 26	Thanksgiving Day
November 27	Day after Thanksgiving
December 25	Christmas [Friday]
December 26	Day after Christmas (non-union) [Saturday]

Floating Holidays consist of: Union Employee Birthday, Martin Luther King's Day (non-union), Presidents' Day, Columbus Day and Veteran's Day

\*Transfer Station is closed on Mondays, therefore, pursuant to the Collective Bargaining Agreement, Monday holidays will be observed on Tuesday.

**2020-05)** Designate the following banks as depositories for all Town funds for the calendar year 2020: Key Bank, N.A., National Union Bank of Kinderhook and Pioneer.

- 2020-06)** Supervisor Harris, being the Chief Fiscal Officer or the officer having custody of monies of the said Town of Schodack, has the authority to temporarily deposit or invest monies of the said Town of Schodack, not required for immediate expenditures, except proceeds of loans and monies the investment of which otherwise is provided by law, in special time deposit accounts or certificates of deposit issued by a bank or trust company located and authorized to do business in this State; provided, however, that such time deposit accounts or certificates of deposit be secured by a pledge of obligations of the State of New York or obligation of any municipal corporation, school district or district of the State of New York as authorized pursuant to the provisions of Section II of the General Municipal Law of the State of New York. Investment may also be made in obligations of the State of New York subject to conditions set forth in Section II of the General Municipal Law.
- 2020-07)** Supervisor's appointments:
- As the post of Deputy Supervisor was created by the Town Board during 2002, pursuant to §42 of the Town Law, Supervisor Harris appoints James Bult Councilman as Deputy Supervisor;
- Pursuant to the Article III, Section 29 (15) of the Town Law, Supervisor Harris hereby appoints Dawne M. Kelly, as Confidential Secretary to the Supervisor, at the annual salary set forth in resolution 2019-336. Term to run concurrent with the term of the Supervisor and expires December 31, 2021.
- Pursuant to the Arts and Cultural Affairs Law, Supervisor Harris hereby appoints Diane Hutchinson, Town Historian at the annual salary set forth in resolution 2019-336. Term to run concurrent with the term of the Supervisor and expires December 31, 2021.
- 2020-08)** Pursuant to Town Law § 150 (2), appoint Supervisor Harris as Police Commissioner. Term to run concurrent with the term of Supervisor and expires on December 31, 2021
- 2020-09)** Appoint Charles Peter as Public Information Officer at salary as set forth in resolution 2019-336.
- 2020-010)** Appoint Christopher Langlois, Esq of Girvin & Ferlazzo, P.C. as Attorney to the Town, at a remuneration of \$24,000.00.
- 2020-011)** Appoint Kenneth Holmes as Superintendent of Highways, at the salary as set forth in resolution 2019-336. Term to run concurrent with the term of the Supervisor and expires December 31, 2021.
- 2020-012)** Appoint Kerrie D. Joiner as Human Resource Manager at an hourly rate as set forth in resolution 2019-336.
- 2020-013)** Appoint Nadine Fuda, Director Planning/Zoning, at annual salary as set forth in resolution 2019-336.

- 2020-014)** Appoint Melissa A. Knights, Secretary to Director Planning/Zoning, at annual salary as set forth in resolution 2019-336.
- 2020-015)** Appoint Martha Reed, Secretary to Building Inspector, at annual salary as set forth in resolution 2019-336.
- 2020-016)** Appoint Gary Ziegler, Part-time Temporary Town Building Inspector/Temporary Code Enforcement Officer, at the hourly rate as set forth in resolution 2019-336.
- 2020-017)** Appoint Joseph Tremblay as Town Building Inspector/Code Enforcement Officer, at an annual salary as set forth in resolution 2019-336.
- 2020-018)** Appoint Michelle Slovak as Assistant to the Assessor at the hourly rate as set forth in resolution 2019-336.
- 2020-019)** Appoint Paul Harter, as Comptroller at annual salary as set forth in resolution 2019-336.
- 2020-020)** Appoint Michael Slawson, as Temporary Comptroller, subject to final approval by the Rensselaer County Civil Service Commission, not to exceed 20 hours per week, at an hourly rate of \$45.00 per hour, to be effective January 13, 2020.
- 2020-021)** Appoint Paul Harter, as Budget Officer at annual salary as set forth in resolution 2019-336.
- 2020-022)** Appoint Susan Pilipczuk as Accountant at the hourly rate as set forth in resolution 2019-336.
- 2020-023)** Appoint Laura Palmer as Assistant Comptroller on a part-time basis at the hourly rate set forth in resolution 2019-336.
- 2020-024)** Pursuant to Article 3, Section 20(1)(a) of Town Law, the Justices hereby appoint Gertrude Valli as Secretary to Justice Court on a full-time basis at the hourly rate as set forth in resolution 2019-336.
- 2020-025)** Appoint Sheila Golden as Director of Youth and Recreation at salary set forth in resolution 2019-336.
- 2020-026)** Appoint Mark Geracitano as Dog Control Officer for the year 2020. The Acting Dog Control Officer will serve when needed to cover for sick time or vacation time. The rate of payment shall be \$50.00 per call.
- 2020-027)** Appoint Roland D. Ferris as Data Collector on a part-time basis as deemed appropriate by the Assessor at an hourly rate as set forth in resolution 2019-336.
- 2020-028)** Appoint Nicole A. Thomas as part-time janitorial staff at an hourly rate as set forth in resolution 2019-336.

- 2020-029)** Pursuant to Article 3, Section 30 of the Town Law, the Tax Receiver hereby appoints Rena Peter (17.88/hr.) as Deputy Tax Receiver at an hourly rate as set forth in resolution 2019-336.
- 2020-030)** Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints Kelly Kendrick (\$13.75/hr.) as part-time Tax Clerk at an hourly rate as set forth in resolution 2019-336.
- 2020-031)** Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints Jill Bonesteel (\$13.75/hr.) as part-time Tax Clerk at an hourly rate as set forth in resolution 2019-336.
- 2020-032)** Appoint Stuart McKnight, Josh Walters, Keith M. Boniface, Anthony Belardo and Bobbisue Garvansites as part-time police officers at an hourly rate as set forth in resolution 2019-336.
- 2020-033)** Appoint Melissa Knights and Dawne M. Kelly as part-time Board of Assessment Review Secretaries with compensation of their hourly rate per meeting per 2020 Adopted Budget
- 2020-034)** Authorize Supervisor Harris to execute and administer professional services agreement with Thomas MD Jones, for the year 2020, to provide information technology services to the Town Police Department at an hourly rate of \$50.00.
- 2020-035)** Pursuant to Article 3 Section 30 of the Town Law, the Town Board hereby appoints Lois Ciccolella Deputy Town Clerk at the annual salary set forth in resolution 2019-336. Term to run concurrent with the term of Town Clerk and expires December 31, 2023.
- 2020-036)** Pursuant to Article 3 Section 30 of the Town Law, the Town Clerk hereby appoints Melissa Hulsopple Deputy Town Clerk at the hourly rate set forth in resolution 2019-336. Term to run concurrent with the term of Town Clerk and expires December 31, 2023.
- 2020-037)** Appoint Debra Curtis as Registrar of Vital Statistics, Melissa Hulsopple as Deputy Registrar of Vital Statistics and Lois Ciccolella as Sub-Registrar of Vital Statistics pursuant to Section 4122 of the Public Health Law at salary set forth in resolution 2019-336.
- 2020-038)** Appoint Debra L. Curtis ADA Coordinator for the calendar year 2020 at no additional compensation.
- 2020-039)** Appoint Daniel Garvansites as part-time snow/ice remover for Town Hall at hourly as set forth in resolution 2019-336.

- 2020-040)** Pursuant to Schodack Town Law Section 60.5 the Records Advisory Board shall consist of five members, being the Town Supervisor, the Town Historian, the Town Attorney, the Town Clerk and the Records Coordinator. Karen A. Vecchione is hereby appointed Records Coordinator at an hourly rate as set forth in resolution 2019-336.
- 2020-041)** Appoint Kerrie D. Joiner Affirmative Action Coordinator for the calendar year 2020 at no additional compensation.
- 2020-042)** Appoint Stephanie Leonard as a member of the Planning Board. Term to expire on December 31, 2026.
- 2020-043)** Appoint Denise Mayrer as Chair of the Planning Board for the calendar year 2020. (Town Law §271).
- 2020-044)** Appoint Edward Brewer as a member of the Zoning Board of Appeals. Term expires on December 31, 2024.
- 2020-045)** Appoint David Calarco as Chairman of the Zoning Board of Appeals for the calendar year 2020.
- 2020-046)** Appoint Craig Crist, Esq., as Attorney for the Planning Board at a remuneration of \$20,142.96
- 2020-047)** Appoint Craig Crist, Esq., as Attorney for the Zoning Board of Appeals at a remuneration of \$13,428.30
- 2020-048)** **WHEREAS**, the Town Board wishes to designate and authorize an alternate to attend and to serve as attorney at Planning Board and/or Zoning Board of Appeals meetings in the event that the appointed Attorney is unable to attend such meeting;
- NOW, THEREFORE, IT IS HEREBY RESOLVED**, that Christopher Langlois, Esq., is hereby designated and authorized to attend and serve as Attorney at Planning Board and/or Zoning Board of Appeals meetings in the event that the appointed Attorney is unable to attend such meeting, at no additional compensation.
- 2020-049)** Appoint Phillip Moldoff as a member of the Board of Assessment Review at salary as set forth in Year 2020 adopted budget. Term to expire September 30, 2024.
- 2020-050)** Appoint Joseph Belardo as Police Chief, at an annual salary as set forth in resolution 2019-336.
- 2020-051)** Appoint John Hourigan as part-time Assistant Police Chief subject to final approval by the Rensselaer County Civil Service Commission, under the direction of Joseph Belardo, Police Chief, not to exceed 20 hours per week, at an hourly rate of \$30.00 to be effective January 20, 2020.

- 2020-052)** Authorize the following individual for appointment to the Winter Youth Recreation Program, as recommended by the Director of Youth and Recreation for Pee Wee Wrestling – Thomas Gibbons at salary as set forth in resolution 2019-336.
- 2020-053)** Appoint Philip Danaher, Esq., to act as Deputy Attorney to the Town (at no compensation) and to act as the Town/Traffic Prosecutor for Vehicle and Traffic matters at Schodack Justice Court, pursuant to retainer agreement dated January 6, 2020, remuneration as set forth in the Year 2020 adopted budget (\$15,000.00).
- 2020-054)** Pursuant to professional services agreement dated January 7, 2020, appoint Tabner, Ryan and Keniry, LLP as Special District Counsel and based on per hour fee schedule as follows: Partners \$275.00, Associates \$170.00 and Paralegals \$95.00. This authorization shall not exceed \$7,500.00 without further board approval.
- 2020-055)** Authorize Supervisor Harris to execute and administer professional services agreement with the Vincelette Law Firm as Counsel, for the year 2020, to represent the Town on assessment related matters at an hourly rate of \$175.00.
- 2020-056)** Authorize Supervisor Harris to execute and administer a professional services agreement with Executive Computing, LLC, for the year 2020, to provide information technology services to the Town at an hourly rate of \$116.00.
- 2020-057)** Appoint Barclay Damon LLP as Bond Counsel with fees in accordance with letter dated December 19, 2013.
- 2020-058)** Appoint Girvin & Ferlazzo, P.C. as Labor Counsel to the Town, pursuant to retainer agreement dated January 3, 2020. This authorization shall not exceed \$10,000.00 without further board approval.
- 2020-059)** Pursuant to Chapter 32 Section 1 of the Code of the Town of Schodack, Supervisor Harris appoints Jeffrey Arno, Police Officer; Alan Roehr Jr., Police Officer; Jordan Harrington, Police Officer; Peter D. Schweigert; Allison Signer; Gary Ziegler; Steven Kelly and Matthew Carner to the Town of Schodack Fire Investigation Unit for the calendar year 2020.
- 2020-060)** Appoint the following as Fire Marshals for 2020: Dawne M. Kelly - Town Hall; Stuart McKnight - Police Station; and Harry Duncan - Highway Garage.
- 2020-061)** Establish the mileage rate of 0.575 cents per mile pursuant to I.R.S. rate for the calendar year 2020.
- 2020-062)** Designate **The Record** as official Town newspaper for the calendar year 2020.
- 2020-063)** Authorize Supervisor Harris to execute Individual Program Application, Agency Summary for Youth and Recreation with New York State Office of Children and Family Services for the Period of January 1 through December 31, 2020. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.

- 2020-064)** Approve contracts and authorize Supervisor Harris to execute and administer contracts with Castleton Volunteer Ambulance Service, Inc., and Nassau Ambulance for provision of emergency medical services for 2020 as set forth in the Year 2020 adopted budget. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2020-065)** Authorize Supervisor Harris to execute and administer contracts with Village of Castleton-on-Hudson, Castleton Fire Company, the Board of Commissioners of Nassau Fire District Number One, and the Board of Commissioners of the East Schodack Fire District for provision of fire and emergency services in each of the respective fire protection districts as set forth in the Year 2020 adopted budget. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2020-066)** Approve contracts and authorize Supervisor Harris to execute contracts with the Castleton Public Library (\$146,786.00), East Greenbush Community Library (\$311,313.00), and Nassau Free Library (\$30,000.00) as set forth in the Year 2020 adopted budget. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2020-067)** Authorize Supervisor Harris to execute and administer a contract with the Peter J. Andrews VFW Post No. 7337 for the establishment, maintenance and operation of programs devoted, in whole or in part, to the welfare of veterans for an amount not to exceed \$5,000.00 Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance. (As budgeted)
- 2020-068)** Authorize Supervisor Harris to execute contracts with the Edward C. Swartz Southern Tier Senior Center (\$5,000.00) and Castleton Senior Citizens (\$5,000.00) for the establishment, maintenance and operation of programs devoted, in whole or in part, to the welfare of the aged. The terms and conditions of said contracts are subject to the approval by Attorney to the Town as to form and substance. (As budgeted)
- 2020-069)** Authorize Supervisor Harris to execute contract with the Anchor (\$1,000.00) for establishment, maintenance and operation of programs devoted, in whole or in part, to the welfare of the needy citizens of the Town of Schodack. The terms and conditions of said contract are subject to the approval by Attorney to the Town as to form and substance. (As budgeted)
- 2020-070)** Authorize Supervisor Harris to execute agreement on behalf of the Town of Schodack with the Rensselaer County STOP DWI program for the calendar year 2020. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.



- 2020-071)** Authorize Supervisor Harris to execute and administer Addendum Number 2020-01 for professional services from the Laberge Group to assist the Town Board for 2020. Hourly rates for Planning and Zoning Board activities for 2020 are as follows: Principal/project manager \$200.00, Project Engineer \$139.00, Assistant Engineer \$104.00 and Administrative Assistant \$74.00, and Addendum Number 2020-01 for planning and zoning which is reimbursed through engineering escrow; Addendum Number 2020-02 for wastewater issues not to exceed \$10,000.00; Addendum Number 2020-03 for water issues not to exceed \$10,000.00; Addendum Number 2020-04 for Planning & Economic Development related issues not to exceed \$12,000.00 and Addendum Number 2020-05 for MS-4 administration (Municipal Stormwater Management) field work, coalition meetings and testing allowance services not to exceed \$48,500.00.
- 2020-072)** Recommend Roland Ferris be appointed to the Rensselaer County Fire Advisory Board. Oath is to be taken at Rensselaer County Clerk's office. Term to expire December 31, 2020.
- 2020-073)** Authorize Supervisor Harris to execute and administer a shelter agreement with Mohawk Hudson Humane Society for the 2020 calendar year to satisfy the requirements of the New York State Department of Agriculture and Markets Law. It is the policy of the Town that owners, if located, shall be responsible for charges incurred at Mohawk Hudson Humane Society when pets are claimed, as may be allowed by law. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2020-074)** Authorize David B. Harris, to attend seminars for the Annual Meeting of the Associations of Towns of New York State February 17-20, 2020 with appropriate expenses to be borne by the Town.
- 2020-075)** Authorize David B. Harris as the voting delegate for the Town of Schodack at the Annual Meeting of the Association of Towns of New York State.
- 2020-076)** **WHEREAS**, 35 Empire State Properties, LLC and the Town of Schodack are desirous of having certain assessment issues resolved as to property owned by 35 Empire State Properties, LLC in the Town of Schodack, and
- WHEREAS**, a settlement proposal resolving tax certiorari litigation was recommended by the Vincelette Law Firm, special counsel to the Town of Schodack, and reviewed by the Schodack Town Board at its regular monthly meeting, and
- WHEREAS**, such a proposed settlement would present the parties with an expeditious and economic alternative to further litigation so as to resolve issues between the parties, and
- WHEREAS**, the Town Board has determined that the proposed settlement is in the best interests of the Town; now

**THEREFORE BE IT RESOLVED**, that the Town Board does hereby accept a proposed settlement for the 2018 and 2019 tax certiorari proceedings filed by 35 Empire State Properties, LLC in which the 2018 proceeding shall be discontinued and the 2020 assessed value of the subject property shall be reduced as follows:

<u>Year</u>	<u>Parcel No.</u>	<u>Prior Assessed Value</u>	<u>New Assessed Value</u>	<u>Reduction</u>
2020	178.-12-31.2	\$3,655,000	\$3,500,000	\$155,000

Real Property Tax Law §727 shall apply, and the assessment shall remain unchanged for the 2020, 2021 and 2022 assessment rolls.

and it is further

**RESOLVED** that 35 Empire State Properties, LLC shall be entitled to a refund of excess taxes, waiving statutory interest, paid based upon the above revision;

and it is further

**RESOLVED**, that the Town Board does hereby adopt this resolution to end the litigation between 35 Empire State Properties, LLC and the Town of Schodack as to the above referenced assessment.

**2020-077)** Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on application submitted by Reliable Properties LLC to operate a clean landfill disposal at 950 NY Route 9 pursuant to §137 of Town Code of the Town of Schodack, the Town Board shall hold said public hearing on February 13, 2020 at 7:10 p.m. at the Town Hall, 265 Schuurman Road.

**2020-078)** Authorize Supervisor Harris to execute Memorandum of Agreement with the United Public Service Employees Union UPSEU Bargaining Unit (Schodack Police Department) and Dispatcher Michelle Dellavechia regarding compensatory time pursuant to Article 3.6 of the Collective Bargaining Agreement.

**2020-079)** Ratify and affirm authorizing Supervisor Harris to execute and administer professional temporary accounting staffing with Accountemps for a duration not to exceed 20 weeks and in an amount not to exceed \$32,000.00.

**2020-080)** Amend resolution 2019-224 as adopted September 12, 2019 **to increase the not to exceed amount**, as follows: *Ratify and affirm authorizing amending resolution 2019-178 as adopted on May 9, 2019 to increase authorized not to exceed amount by \$600.00 as follows: WHEREAS, an appeal to the Appellate Division, Third Department, has been filed in the matter of Brunner, et. al. v. Town of Schodack Planning Board, et. al. (Index No. 2018-260429); and*

*WHEREAS, the Town desires to defend the appeal.*

*NOW, THEREFORE, BE IT RESOLVED, that the Board retains Girvin & Ferlazzo, P.C., as counsel for the purposes of representing and defending the Town in connection with the appeal based on a fee scheduled of \$225.00 per hour as contained in the Letter of Engagement and Retainer dated May 2, 2019, provided that such authorized fees shall not exceed ~~\$12,500.00~~ \$13,100.00 ~~\$6,900.00~~ without further approval by the Board, and*

*FURTHER RESOLVE increase authorized not to exceed amount by \$6,900.00 to not to exceed ~~\$20,000.00~~ **\$25,000.00** without further approval by the Board.*

**2020-081)** Pursuant to Article 7 Section 140 of the Highway Law, the Highway Superintendent hereby appoints Charles J. Halvax, III, subject to final approval by the Rensselaer County Civil Service Commission, as an Operator 2, at an hourly rate as set forth in the Year 2020 adopted budget. Said appointment is effective as of January 13, 2020.

**2020-082)** **WHEREAS**, a map, plan and report relating to the establishment of Town of Schodack Sewer District #6, Extension #5, prepared by Clough Harbour & Associates, LLP, (Kevin L. Hickey, P.E.), competent engineers, duly licensed by the State of New York, in manner and detail as determined by the Town Board of Schodack has been filed with the Town Clerk of Schodack in accordance with the requirements of the Town Law; and,

**WHEREAS**, an Order was adopted by the Town Board of the Town of Schodack on June 27, 2019, reciting the filing of the map, plan and report, the boundaries of the proposed sewer district extension, the improvements proposed, the estimated expense thereof, the proposed method of financing, the fact that the map, plan and report are on file in the Town Clerk's Office in said Town for public inspection, and all other matters required by law to be stated; and

**WHEREAS**, the order set July 11, 2019 at 7:05 p.m. at the Schodack Town Hall, 265 Schuurman Road, Castleton, New York as the date, time and place of the public meeting to consider the map, plan and report, and to hear all persons interested in the subject, and to take action as required and authorized by law; and,

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

**WHEREAS**, a hearing on the matter was held by the Town Board on the 11<sup>th</sup> day of July, 2019 beginning at 7:05 p.m. and the matter being fully discussed and all interested persons having been duly heard; and

**WHEREAS**, it having been duly resolved and determined following such hearing, that the Notice of Public Hearing was published and posted as required by law and is otherwise sufficient, that all property and property owners within the limits of the proposed sewer district extension are

benefitted thereby, that all property and property owners benefitted are included within the limits of the proposed sewer district extension, and that it was in the public interest to establish said TOWN OF SCHODACK SEWER DISTRICT #6, EXTENSION #5, and to grant, in whole, the relief sought, and it having been then and there duly resolved that establishment of said Sewer District #6, Extension #5, be approved, and that the permission of the New York State Comptroller is not required for the creation of Sewer District #6, Extension #5, that the aforesaid Town Board resolution of November 14, 2019 having been adopted subject to permissive referendum, and no petition for a referendum having been filed;

**NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED** that the TOWN OF SCHODACK SEWER DISTRICT #6, EXTENSION #5, be created so as to include therein the following lands which are hereby established as the Town of Schodack Sewer District #6, Extension #5 and which lie wholly within the Town of Schodack, County of Rensselaer, State of New York, and is bounded and described in Schedule "A" attached hereto, and it is further,

**ORDERED, RESOLVED AND DETERMINED** that the Town Clerk is directed to cause a certified copy of this Order, Resolution and Determination to be recorded in the Office of the Clerk of the County of Rensselaer within ten (10) days after the adoption thereof, and a certified copy thereof to be submitted to the Department of Audit and Control at Albany, New York as provided by §209-g of the Town Law; and it is further,

**ORDERED, RESOLVED AND DETERMINED**, that the establishment of Town of Schodack Sewer District #6, Extension #5, as set forth in the map, plan and report be approved; and it is further,

**ORDERED, RESOLVED AND DETERMINED**, the requested improvement shall be constructed, and the necessary easements and lands be acquired, upon the required funds being made available and provided for, and such sewer district extension shall be known and designated as the Town of Schodack Sewer District #6, Extension #5, in the Town of Schodack and shall be bounded and described as set forth in Schedule "A" annexed hereto.

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**BOUNDARY DESCRIPTION OF THE PROPOSED  
TOWN OF SCHODACK SANITARY SEWER DISTRICT #6 EXTENSION #5**

Beginning at the intersection of the western right-of-way of NYS Route 9 and 20, also known as Columbia Turnpike, and the northern right-of-way of Sunset Road, said point being the southeast corner of district boundary;

Thence North 24°51'38" West approximately 131.41 feet along the westerly right-of-way of NYS Route 9 and 20, also known as Columbia Turnpike, to a concrete monument; thence North 24°51'38" West approximately 129.00 feet along the westerly right-of-way of NYS Route 9 and 20, also known as Columbia Turnpike, to a point; thence North 03°43'51" West approximately 40.00 feet along the westerly right-of-way of NYS Route 9 and 20, also known as Columbia Turnpike, to a point; thence North 25°33'42" West approximately 37.10 feet along the westerly right-of-way of NYS Route 9 and 20, also known as Columbia Turnpike, to the an iron pin; thence South 67°51'17" West along the boundary approximately 345.33 feet to an iron pin; thence South 21°21'27" East approximately 265.66 feet to an iron pin; thence North 81°28'00" East approximately 24.82 feet along the northerly right-of-way of Sunset Road, to a concrete monument; thence South 88°14'02" East approximately 166.12 feet along the northerly right-of- way of Sunset Road, to a concrete monument; thence North 73°10'53" East approximately 114.82 feet along the northerly right-of-way of Sunset Road, to a concrete monument;

Thence North 54°31'22" East 62.26 feet along the northerly right-of-way of Sunset Road to a point on the westerly right-of-way of NYS Route 9 and 20, also known as Columbia Turnpike, to the point of beginning.

**2020-083) WHEREAS,** The Schodack Town Board is responsible for providing services on the town level to those who live and work in our great community; and

**WHEREAS,** Among these services are public safety services provided by the Schodack Police Department, working in cooperation with other police agencies, including the Rensselaer County Sheriff's Office and the New York State Police; and

**WHEREAS,** During 2019, the State Legislature adopted legislation to reform state bail standards, with the bail reforms signed into law by the Governor, and effective on January 1, 2020; and

**WHEREAS,** Police agencies, prosecutors, elected officials and members of the public have raised serious concerns about the bail reforms and the impacts to public safety, and a series of releases of individuals charged with significant violations of penal law; and

**WHEREAS,,** This Town Board agrees that the bail reforms now in place by the state endangers public safety and hurts quality of life in the state, and should be revised significantly to ensure public safety is protected and reasonable concerns presented by prosecutors, police and the public are addressed; and

**WHEREAS**, This Town Board states opposition to the bail reforms as now enacted by the State Legislature and the Governor, and states these new laws have made New York State, including towns like Schodack, less safe; and

**WHEREAS**, This Town Board further urges the State Legislature take this issue up as a priority during the new legislative session to revise the bail reforms as adopted in 2019, recognizing the significant threat to public safety placed on the state by the reforms; and

**WHEREAS**, This Town Board urges that any bail reforms include provisions for judicial discretion, and only be enacted after review, comment and consent by prosecutors, law enforcement, the judiciary, elected officials on the state and local level, and members of the public;

**NOW, THEREFORE, BE IT RESOLVED**, That this Town Board does hereby call upon New York State for reconsideration of bail reforms, and for these bail reforms to be set aside, reverting to previous laws, as consideration of new standards are made, recognizing the significant and negative impacts to public safety during the brief period the new bail reforms have been in place; and,

**BE IT, FURTHER RESOLVED**, that the Clerk of the Town of Schodack is hereby directed to transmit copies of this resolution to the Office of Governor Andrew Cuomo, and legislative leaders who represent Schodack in the State Senate and the State Assembly.

**2020-084)** Authorize Supervisor Harris to execute and administer the Monitoring Service Contract with Rocket Monitoring Services to perform data collection and monitoring services on the Commercial AdvanTex® AX100 – TCOM Control Panel located in Sewer District No. 8 for a cost not to exceed \$1,200.00 and to provide monitoring on the VeriComm Panel located in Sewer District No. 5 for a cost not to exceed \$300.00.

**2020-085)** Authorize the purchase of a 2020 Ford Utility Police Interceptor AWD from Nye Automotive Group, Oneida County based on NYS OGS mini bid at a cost not to exceed \$38,811.88. [This is an approved 2020 Budget Item]

**2020-086)** Authorize the Comptroller’s recommendation to direct the Town Supervisor to pay the claims #20-0001 to 20-\_\_\_\_\_ on Abstract No. 2020-01, in the amount of \$\_\_\_\_\_, including the claims paid (\$\_\_\_\_\_) since the previous town board meeting.

**2020-087)** Authorize the December 2019 budget modifications, interfund loans and interfund transfers as provided in document dated January 2020 and 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 David Harris  
Town of Schodack, 265 Schuurman Road  
Castleton-on-Hudson, New York 12033-9622  
or call the Supervisor at 518-477-7918

1/9/2018 1:52 PM