

**Town of Schodack
Town Board Meeting
March 9, 2017**

Public Session - 7 p.m.

Call to Order

Pledge of Allegiance

Roll Call

Review of Abstracts and Vouchers – Comptroller

Public Comment

Police Chief Ceremony

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

2017-107) Ratify and affirm authorizing Kerrie D. Joiner, Human Resource Manager to post internally the full-time positions of Assessor for the Town of Schodack and Senior Mechanic (Heavy) at the Highway Department and authorizing advertising in the official Town newspaper as necessary.

2017-108) Appoint Michael Canestro and Mark Secor as Summer Grounds persons, under the direction of Kenneth Holmes, Highway Superintendent, at an hourly rate set forth in the 2017 annual budget.

2017-109) Appoint Lynne Torello as Acting Dog Control Officer for the year 2017. 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.

2017-110) Authorize Supervisor Dowds to contract with musicians to perform at the 2016 Music in the Park as follows:

| | | |
|-----------------------|-----------------------|----------|
| Peaceful Country Band | June 6 th | \$500.00 |
| Winchester & Young | June 13 th | \$450.00 |
| Triskele | June 20 th | \$500.00 |
| Tri-County Banjo Band | June 27 th | \$400.00 |
| Yankee Doodle Band | July 11 th | \$600.00 |

2017-111) Authorize Supervisor Dowds to execute ASCAP License Agreement, subject to review and approval as to form by Attorney to the Town, and authorize payment not to exceed \$350.00 for the licensing fee to ASCAP.

- 2017-112)** Approve the following applications under Town Code § 147-5 and authorize the Town Clerk to issue the trailer renewals:

| Owner | Location | No. of Units |
|--|--------------------------|--------------|
| Beberwyk, Mary Ann | 57 Beberwyk Way | 1 |
| Brown Cow Opportunities c/o Brian Chittenden | 759 Schodack Landing Rd. | 1 |
| Bunker Hill Farms, LLC c/o Margaret Hutchinson | 117 Bunker Hill Rd. | 1 |
| Cedar Acres c/o Garden Homes Mgmt. | 16 Hoags Corners Rd. | 21 |
| Clow, Robert | 739 Co. Rt. 7 | 1 |
| Curtis Trailer Park c/o Garden Homes Mgmt. | 2032 East Schodack Rd. | 70 |
| Heffner, Matthew | 229 Clove Rd. | 1 |
| Johnson, Kenneth | 2460 Phillips Rd. | 1 |
| Leavenworth Trailer Park c/o Buck, Clemens | 1477 Bame Rd. | 17 |
| Mann, Carol | 247 Clove Rd. | 1 |
| Rapin-Plant, John & Mary Joy | 3804 US 20 | 1 |
| Sundowner Trailer Park c/o Hanson, Thomas & Debra | 418 Amelia Way | 6 |
| Washburn, David & LaRosa, Francesca | 65 Washington Ave. | 1 |

- 2017-113)** **WHEREAS**, the Town Board of the Town of Schodack on January 12, 2017 authorized the Town Clerk to publish a legal notice to solicit sealed bids for Schodack Fueling Facility pursuant to specifications prepared by the Laberge Engineering & Consulting Group, Ltd.; and

WHEREAS, after due publication of the notice, the Town, on February 15, 2017 received (5) bids for the Schodack Fueling Facility as follows: a bid from Northeast Petroleum Technologies, Inc. for \$239,919.00; a bid from Environmental & Fueling Systems LLC for \$251,965.00; a bid from American Petroleum Equipment & Construction, for \$258,865.00; a bid from LaValley Bros. Construction, Inc. for \$292,813.00 and a bid from Island Pump & Tank Corp. for \$378,500.00; and

WHEREAS, the bids were reviewed for conformance to specifications and submittal of required bid bond and non-collusive certificates; and

NOW, THEREFORE, be it resolved that pursuant to the recommendation of the Laberge Engineering & Consulting Group, Ltd., that the Town Board does hereby award the bid to Northeast Petroleum Technologies, Inc. for its bid for the entire package in the sum of \$239,919.00.

- 2017-114)** Authorize Supervisor Dowds to execute renewal application with St. Paul Travelers for crime, employee faithful performance and computer fraud bond at the annual cost of \$1,200.00.

2017-115) **WHEREAS**, pursuant to the franchise agreement between Time Warner Cable ("TWC") (now known as Charter Communications) and the Town of Schodack, TWC/Charter pays the Town a fee for a special franchise to operate its cable television business in the public right-of-way, and

WHEREAS, for the year 2016 TWC/Charter paid the Town of Schodack \$85,055.00 in franchise fees, and

WHEREAS, TWC/Charter was levied a total of \$3,250.25 in Town taxes on five special franchise properties, and

WHEREAS, Section 626(1) of the Real Property Tax Law of the State of New York provides that the amount paid as a franchise fee is to be deducted from the taxes levied on a special franchise, and

WHEREAS, Section 626(2) of the Real Property Tax Law provides that the person responsible for collecting the franchise fee shall deliver to the Town of Schodack a certificate showing the amount of the franchise fee paid for the year ending on the date set forth in the certificate, and

WHEREAS, upon receipt of the certificate, the law requires the Town of Schodack to enter a credit on the tax roll in the amount shown on the certificate, and

WHEREAS, Rensselaer County Bureau of Finance is responsible for entering the credit on the tax roll, and

WHEREAS, pursuant to Section 626, the TWC/Charter Tax Department returned the Town's Special Franchise tax bill, and

WHEREAS, TWC/Charter is required to make a request in order to receive a credit on the tax roll, and

WHEREAS, the Town has received a request for the credit on property taxes assessed in 2017 from the franchise fees paid during 2016,

NOW, THEREFORE, BE IT RESOLVED to authorize payment of \$3,250.25 to Rensselaer County Bureau of Finance based on the 2016 TWC/Charter Utility report on said franchise properties assessed within the Town of Schodack.

2017-116) Authorize the purchase of a 2017 Ford Utility Police Interceptor AWD from VanBortel Ford based on Onondaga County purchasing contract bid number 7418 2017 at a cost not to exceed \$42,585.06 plus delivery charge of \$265.00 for a total cost not to exceed \$42,850.06. **[This is an approved 2017 Budget Item]**

- 2017-117)** Adopt the fee schedule for Spring Clean Up Days (May 11, 12 & 13) at the Transfer Station as follows:
- | | |
|---|---------------|
| Refrigerators, freezers, air conditioners & dehumidifiers | \$ 6.00 |
| Tires, rimless (maximum size 16") | \$ 2.00 |
| Larger and rimmed tires | price by size |
| TVs, computer monitors | FREE |
| Propane Tanks | FREE |
| Furniture | FREE |
| Metal goods | FREE |
| Push mowers | FREE |
| Gas grills | FREE |
| Bicycles | FREE |
- *******Please note: all other pricing remains the same*******

- 2017-118)** **WHEREAS**, the Town of Schodack and the Village of Castleton entered into an Intermunicipal agreement dated November 21, 2013 for the Village's water system to interconnect with the Town's water system, allowing the Village to purchase water from the Town, and

WHEREAS, section VI(i) of said agreement allows for an annual increase in the rate charged to the Village in correlation to the consumer price index average published in January each year, and

WHEREAS, the consumer price index average published in January 2017 was 1.3% and the current rate charged to the Village is \$4.06 per 1,000 gallons of water,

NOW THEREFORE IT BE RESOLVED, that effective January 1, 2017 the rate charged to the Village of Castleton for the purchase of water shall be \$4.11 per 1,000 gallons.

- 2017-119)** Amend Resolution 2016-165 as adopted on June 9, 2016 authorizing Supervisor Dowds to execute and administer a letter of Engagement for Legal and Planning Services with Shulman, Howard & McPherson, LLP dated March 11, 2015 relative to Updating the Town's Zoning Laws thereby increasing the amount from \$15,000.00 to an amount not to exceed \$20,000.00.

- 2017-120)** BE IT RESOLVED, that the Town of Schodack hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

| Title | Name | Standard Work Day (Hrs/day) | Term Begins/Ends | Participates in Employer's Time Keeping System (Y/N) | Days/Month (based on Record of Activities) | Not Submitted Record of Activities or T/S |
|----------------------------|-------------------|-----------------------------|---------------------|--|--|---|
| Elected Officials | | | | | | |
| Town Board Member | Michael Kenney | 7 | 1/1/16 – 12/31/2019 | N | 10.80 | |
| Tax Receiver | Kathy Lubbers | 7 | 1/1/16- 12/31/2019 | N | 14.21 | |
| Town Justice | Paul Peter | 7 | 1/1/16- 12/31/19 | N | 7.74 | |
| Appointed Officials | | | | | | |
| Planning Board Member | Lawrence D'Angelo | 7 | 1/1/17- 12/31/23 | N | 4.29 | |

2017-121) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #17-0321 to 17-0_____ on Abstract No. 2017-03, in the amount of \$_____, including the claims paid (\$_____) since the previous town board meeting.

2017-122) 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

09:18