

**Town of Schodack  
Town Board Meeting  
January 12, 2023**

Public Session - 7 p.m.

Call to Order

Pledge of Allegiance

Roll Call

Public Hearing -7:05 PM -to consider map, plan and report and to hear all person interested in establishing Consolidated Water District 101, Extension 8.

Watch via livestreaming <https://townhallstreams.com/towns/schodack>

Public Comment

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

**2023-01** 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.

**2023-02** **RESOLVED**, that a credit card authority for this Organization be established by the Designated Officer named in the section immediately below with UMB Bank, N.A., and that separate accounts and credit cards ("Cards") under said authority be opened and issued by Bank in the name of this Organization for use by employees and agents of this Organization who are identified from time to time by the Designated Officer, or by any successor to the Designated Officer identified from time to time by the Recordkeeper (or by the successor to the Recordkeeper), and that the Organization authorizes the use of the Cards in accordance with the Cardholder Agreement that is sent by Bank with the Cards; and

**RESOLVED FURTHER**, that Charles Peter, Town Supervisor is the Designated Officer referred to in the above section of this Resolution, and that the Designated Officer or any successor to the Designated Officer designated in writing by the Recordkeeper (or by a successor Recordkeeper) may from time to time: request that Cards be issued in the name of this Organization; request that the credit limits and purchase controls be changed on existing Cards issued in the name of this Organization; designate additional persons authorized to use Cards issued by Bank in the name of this Organization; request termination of use of existing Cards; and communicate other pertinent information to Bank; and

**RESOLVED FURTHER**, that the forgoing resolution shall remain in full force and effect until written notice of an amendment or rescission thereof is delivered to and received for by Bank; and

**RESOLVED FURTHER**, that the Recordkeeper be and he/she is hereby authorized and directed to certify to Bank this resolution and that the Recordkeeper signing this Resolution and Agreement or any person designated in writing by the Recordkeeper, is authorized to certify to the Bank the names and signatures of persons authorized to act on behalf of the Organization under the foregoing Resolution and Agreement, and from time to time hereafter, as additions to or changes in the identity of said Recordkeeper are made, such Recordkeeper or designee shall immediately report, furnish and certify such changes to the Bank, and shall submit to Bank a new incumbency certificate or other document reflecting such changes in order to make such changes effective; and

**RESOLVED FURTHER**, foregoing resolution was adopted in accordance with the governing documents of the Organization, resolution is now in full force and effect. resolution is now in full force and effect.

**2023-03** 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 12	July 13
January 26	No second meeting scheduled for July
February 9	August 10
February 23	August 24
March 9	September 14
March 23	September 28
April 13	October 12
April 27	October 26
May 11	November 9
May 25	No second meeting scheduled for November
June 8	December 14
June 22	December 28 Close of Business

**2023-04** Designate the following banks as depositories for all Town funds for the calendar year 2023: Pioneer and Bank of Greene County.

- 2023-05** Supervisor Peter, 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.
- 2023-06** Ratify and affirm appointing Cheryl Simpson as Secretary to the Justice Court at the hourly rate of \$17.42 effective January 9, 2023.
- 2023-07** 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 Peter appoints James Bult Councilman as Deputy Supervisor;
- 2023-08** Appoint Dawne M. Kelly as Public Information Officer at salary as set forth in resolution 2022-344.
- 2023-09** Appoint Kenneth Holmes as Water/Sewer Manager on a part-time basis at an hourly rate as set forth in resolution 2022-344.
- 2023-010** Appoint Christopher Langlois, Esq of Girvin & Ferlazzo, P.C. as Attorney to the Town, at a remuneration of \$24,000.00.
- 2023-011** Appoint Kerrie D. Joiner as Human Resource Manager at an hourly rate as set forth in resolution 2023-344.
- 2023-012** Appoint Melissa A. Knights, Secretary to Planning/Zoning, continuing at an hourly rate as set forth in resolution 2022-344 for the interim period until position of Director is filled.
- 2023-013** Appoint Martha Reed, Secretary to Building Inspector, at annual salary as set forth in resolution 2022-344.
- 2023-014** Appoint Gary Ziegler, Part-time Temporary Town Building Inspector/Temporary Code Enforcement Officer at the hourly rate as set forth in resolution 2022-344.
- 2023-015** Appoint Thomas King as Town Building Inspector/Code Enforcement Officer, at the hourly rate as set forth in resolution 2022-352.

- 2023-016** Appoint Paul Harter, as Comptroller at annual salary as set forth in resolution 2022-344.
- 2023-017** Appoint Paul Harter, as Budget Officer at annual salary as set forth in resolution 2022-344.
- 2023-018** Appoint Paula Brearton as part-time Accountant (not to exceed 20 hours per week), at the hourly rate as set forth in resolution 2022-344.
- 2023-019** Appoint Laura Palmer as Assistant Comptroller on a part-time basis at the hourly rate of \$40.00 effective January 1, 2023.
- 2023-020** Appoint Kate Bielawa as Assistant Comptroller on a full-time basis at the hourly rate as set forth in resolution 2022-252 effective February 6, 2023.
- 2023-021** Pursuant to Article 3, Section 20(1)(a) of Town Law, the Justices hereby appoint Mary Spar as Justice Court Clerk on a full-time basis at the hourly rate as set forth in resolution 2022-344.
- 2023-022** Pursuant to Article 3, Section 20(1)(a) of Town Law, the Justices hereby appoint Cynthia Waters as Justice Court Clerk on a full-time basis at the hourly rate as set forth in resolution 2022-344.
- 2023-023** Appoint Joel Montross as Justice Court Officer on a part-time basis at hourly rate as set forth in resolution 2022-344.
- 2023-024** Appoint Sheila Golden as Director of Youth and Recreation at salary as set forth in resolution 2022-344.
- 2023-025** Appoint Maggie Banker as Dog Control Officer, on a non-employee basis, for an annual fee of \$10,000.00 as set forth in resolution 2022-352.
- 2023-026** Appoint Kevin Konig as full-time Director of Building and Grounds at the hourly rate as set forth in resolution 2022-344.
- 2023-027** Appoint Carl Ashby as part-time Park Attendant at an hourly rate as set forth in resolution 2022-344.
- 2023-028** 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 2022-344.
- 2023-029** Appoint Nicole A. Thomas as part-time janitorial staff at an hourly rate as set forth in resolution 2022-344.
- 2023-030** Pursuant to Article 2, Section 35 of the Town Law, the Tax Receiver hereby appoints Heidi Bushika (\$19.25/hr.) as Deputy Tax Receiver at an hourly rate as set forth in resolution 2022-344

- 2023-031** Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints Kelly Kendrick (\$14.81/hr.) as part-time Tax Clerk at an hourly rate as set forth in resolution 2022-344.
- 2023-032** Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints Jill Bonesteel (\$14.81/hr.) as part-time Tax Clerk at an hourly rate as set forth in resolution 2022-344.
- 2023-033** Appoint Ralph Southworth, Keith M. Boniface, Alan Roehr, Jr. and Dean Thomas as part-time police officers at an hourly rate as set forth in resolution 2022-344 and 2022-352 respectively.
- 2023-034** Appoint Jose Martinez as part-time Confidential Assistant to Police Chief (not to exceed 30 hours per week), at the hourly rate as set forth in resolution 2022-352.
- 2023-035** Appoint Melissa Knights and Dawne M. Kelly as part-time Board of Assessment Review Secretaries with compensation of their hourly rate per meeting per 2023 Adopted Budget.
- 2023-036** Authorize Supervisor Peter to execute and administer professional services agreement with Thomas MD Jones, for the year 2023, to provide information technology services to the Town Police Department at an hourly rate of \$100.00.
- 2023-037** Appoint Debra Curtis as Registrar of Vital Statistics and Melissa Hulsopple as Deputy Registrar of Vital Statistics pursuant to Section 4122 of the Public Health Law at salary set forth in resolution 2022-352.
- 2023-038** Appoint Debra L. Curtis ADA Coordinator for the calendar year 2023 at no additional compensation.
- 2023-039** 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 2022-344.
- 2023-040** Appoint Kerrie D. Joiner Affirmative Action Coordinator for the calendar year 2023 at no additional compensation.
- 2023-041** Appoint Wayne Johnson as a member of the Planning Board. Term to expire on December 31, 2029.
- 2023-042** Appoint Denise Mayrer as Chair of the Planning Board for the calendar year 2023. (Town Law §271).

- 2023-043** Appoint \_\_\_\_\_ as a member of the Zoning Board of Appeals unexpired term to expires on December 31, 2026.
- 2023-044** Appoint \_\_\_\_\_ as a member of the Zoning Board of Appeals. Term expires on December 31, 2027.
- 2023-045** Appoint David Calarco as Chairman of the Zoning Board of Appeals for the calendar year 2023.
- 2023-046** Appoint Craig Crist, Esq., as Attorney for the Planning Board at a remuneration of \$20,957.00
- 2023-047** Appoint Craig Crist, Esq., as Attorney for the Zoning Board of Appeals at a remuneration of \$13,698.00
- 2023-048** **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.
- 2023-049** 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 and Geoff Scheilding at salary as set forth in resolution 2022-344.
- 2023-050** 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 12, 2023, remuneration as set forth in the Year 2023 adopted budget (\$20,000.00).
- 2023-051** Pursuant to professional services agreement dated January 12, 2023, appoint Tabner, Ryan and Keniry, LLP as Special District Counsel and based on per hour fee schedule as follows: Partners \$285.00, Associates \$180.00 and Paralegals \$105.00.
- 2023-052** Authorize Supervisor Peter to execute and administer professional services agreement with the Vincelette Law Firm as Counsel, for the year 2023, to represent the Town on assessment related matters at an hourly rate of \$175.00.

- 2023-053** Authorize Supervisor Peter to execute and administer a professional services agreement with Executive Computing, LLC, for the year 2023, to provide information technology services to the Town at an hourly rate of \$120.00.
- 2023-054** Pursuant to Section 510 of the Town of Schodack Personnel and Procedure Handbook, direct Comptroller's office, the 2023 monthly cell phone reimbursement rate amount will be \$30.00 and pursuant to Section 506 the positions to receive reimbursement are as follows: Brian Brahm – Highway Superintendent, Shawn Zinzow – Water and Sewer Forman, Toby Goodall – Foreman, Charles Halvax – Water & Sewer Operator, Larry Perez – Senior Forman, Bruce Goodall – Transfer Station Director, John Lewis – Transfer Station Employee, Thomas King – Building Inspector, Kevin Konig – Park Manage and further direct that Sheila Golden – Youth Director will be provide a cell phone at a cost to the Town of Schodack and to amend Section 506 & 510 of the Town of Schodack Personnel Policy and Procedure Handbook (Expense Reimbursement & Telephone/Cell Phone...) to reflect same.
- 2023-055** Appoint Girvin & Ferlazzo, P.C. as Labor Counsel to the Town, pursuant to retainer agreement dated January 1, 2023. This authorization shall not exceed \$10,000.00 without further board approval.
- 2023-056** Appoint the following as Fire Marshals for 2023: Dawne M. Kelly - Town Hall; Kevin Konig - Police Station; and Joseph Cavanaugh - Highway Garage.
- 2023-057** Establish the mileage rate of 0.655 cents per mile pursuant to I.R.S. rate for the calendar year 2023.
- 2023-058** Designate **The Record** as official Town newspaper for the calendar year 2023 and to utilize The Eastwick Press and Times Union for legal notices and employment ads as practicable.
- 2023-059** Authorize Supervisor Peter 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, 2023. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2023-060** Approve contracts and authorize Supervisor Peter to execute and administer contracts with Castleton Volunteer Ambulance Service, Inc., and Nassau Ambulance for provision of emergency medical services for 2023 as set forth in the Year 2023 adopted budget. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.

- 2023-061** Authorize Supervisor Peter 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 2023 adopted budget. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2023-062** Approve contracts and authorize Supervisor Peter to execute contracts with the Castleton Public Library (\$176,000.00), East Greenbush Community Library (\$339,200.00), and Nassau Free Library (\$36,000.00) as set forth in the Year 2023 adopted budget. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2023-063** Authorize Supervisor Peter 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)
- 2023-064** Authorize Supervisor Peter 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)
- 2023-065** Authorize Supervisor Peter 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)
- 2023-066** Authorize Supervisor Peter to execute agreement on behalf of the Town of Schodack with the Rensselaer County STOP DWI program for the calendar year 2023. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.



- 2023-067** Authorize Supervisor Peter to execute and administer Addendum Number 2023-01 for professional services from the Laberge Group to assist the Town Board for 2023. Hourly rates for Planning and Zoning Board activities for 2023 are as follows: Principal/project manager \$224.00, Project Engineer \$156.00, Assistant Engineer \$117.00 and Administrative Assistant \$83.00, and Addendum Number 2023-01 for planning and zoning which is reimbursed through engineering escrow; Addendum Number 2023-02 for wastewater issues not to exceed \$10,000.00; Addendum Number 2023-03 for water issues not to exceed \$10,000.00; Addendum Number 2023-04 for Planning & Economic Development related issues not to exceed \$12,000.00 and Addendum Number 2023-05 for MS-4 administration (Municipal Stormwater Management) field work, coalition meetings and testing allowance services not to exceed \$48,900.00.
- 2023-068** 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, 2023.
- 2023-069** Authorize Charles J. Peter, to attend seminars for the Annual Meeting of the Associations of Towns of New York State February 19-22, 2023 with appropriate expenses to be borne by the Town.
- 2023-070** Authorize Charles J. Peter as the voting delegate for the Town of Schodack at the Annual Meeting of the Association of Towns of New York State.
- 2023-071** Authorize Supervisor Peter 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.
- 2023-072** Authorize the appropriation of the Highway Equipment Capital Reserve Fund, established by Resolution 2010-422 in an amount not to exceed \$255,338.72 as follows:
- Single Axle Dump Truck for \$255,388.72 with a probable useful life of fifteen (15) years. This resolution is subject to permissive referendum as specified in GML §6-c.
- 2023-073** Authorize the purchase of a 2023 International, Model HV513, Single Axle Dump Truck with Everest Dump Body, Plow, Wing Plow with Material Spreader at a cost not to exceed \$255,338.72 from Navistar, Inc. pursuant to County of Onondaga Purchasing Contract No. 8996, contingent upon resolution #2023-072.

**2023-074** Authorize Supervisor Peter to execute and administer an agreement with ADT to provide monitoring services at the Highway Garage, as described in a proposal dated January 5, 2023, for an amount not to exceed \$60.90 monthly for a 12-month period.

**2023-075** Authorize Brian Brahm, Highway Superintendent to purchase a new initial NYVIPS CVIS unit, Level 2 OBD & Safety CVIS for the purpose of performing New York State vehicle inspections in an amount not to exceed \$1,695.00 or Authorize Supervisor Peter to execute and administer lease agreement for a new initial NYVIPS CVIS unit, Level 2 OBD & Safety CVIS for the purpose of performing New York State vehicle inspection in a monthly amount not to exceed \$45.00. and

Further authorize Supervisor Peter to execute and administer an agreement with Opus Inspection (Opus) to provide connectivity and maintenance support of (1) NYVIP3 CVIS to the extent of service network services, warranty and training services as described in agreement

**2023-076** **WHEREAS**, New York State Property Tax Exemption for Volunteer Firefighters and Volunteer Ambulance workers (L2022, ch670,§1) which took effect immediately on December 9, 2023 when Governor Hochul signed the legislation, and

**WHEREAS**, Real Property Tax Law §466-a allows for an exemption of up to 10% of the assessed valuation of the primary residence of volunteer firefighters and/or volunteer ambulance workers the annual reduction is 10% of the volunteer's real property tax, and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board shall authorize Town Clerk to publish a legal notice for a public hearing to seek public comment and hold a public hearing on proposed Local Law 2 of the year 2023, to authorize the extension of such exemption to the extent authorized by State Law. Said hearing to be held on Thursday, January 26, 2023 at 7:30 p.m. at the Schodack Town Hall, 265 Schuurman Road.

**2023-077** Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on Proposed Local Law No. 3 of 2023 Amending Chapter 151 entitle Noise in the Town of Schodack. Said hearing to be held on Thursday, February 9, 2023 at the Schodack Town Hall at 7:05 p.m.

**2023-078** **WHEREAS**, a map, plan and report has been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Schodack relating to the establishment of Consolidated Water District 101, Extension No. 8 in the Town of Schodack, County of Rensselaer, State of New York; and

**WHEREAS**, in connection with the creation of the Consolidated Water District 101, Extension No. 8 the Town of Schodack will need to review the environmental impact, if any, associated with the creation of the aforesaid District.

**NOW, THEREFORE, IT IS:**

**RESOLVED**, that the town board of the Town of Schodack be designated as lead agency with respect to the environmental review associated with the creation of the Consolidated Water District 101, Extension No. 8 pursuant to Part 617 of the State Environmental Quality Review Act; and it is further

**RESOLVED**, that the town supervisor be authorized to sign any and all documents associated with the environmental review regarding the creation of Consolidated Water District

**2023-079**

**WHEREAS**, a map, plan and report has been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Schodack relating to the establishment of Consolidated Water District 101, Extension No. 8 in the Town of Schodack, County of Rensselaer, State of New York; and

**WHEREAS**, in connection with the creation of Consolidated Water District 101, Extension No. 8 the Town of Schodack will need to review the environmental impact, if any, associated with the creation of the aforesaid Extension.

**WHEREAS**, such map, plan and report was prepared by Laberge Group Ltd., competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed Consolidated Water District 101, Extension No. 8, the general plan of Consolidated Water District 101, Extension No. 8, and the various expenses to be charged for real property located within the Extension; and

**WHEREAS**, the establishment of Consolidated Water District 101, Extension No. 8, requires compliance with the provisions of the Environmental Conservation Law of the State of New York and regulations of the Department of Environmental Conservation, Part 617, State Environmental Quality Review Act, and the Town of Schodack has previously established that the Town Board act as lead agency in a coordinated review with the Involved Agencies and Interested Agencies for the review of plans and environmental impact, if any, of the proposed Consolidated Water District 101, Extension No. 8; and

**WHEREAS**, the Involved Agencies and Interested Agencies have been informed of the adoption by the Town of Schodack of a resolution dated December 8, 2022 in which the Town Board declared its intent to serve as Lead Agency in a coordinated manner with the Involved Agencies and Interested Agencies; and

**WHEREAS**, the Involved Agencies and Interested Agencies have either consented to the Schodack Town Board acting as the Lead Agency for this project or have not responded within the required time frame to object to the Lead Agency designation by the Schodack Town Board.

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. The Town Board of the Town of Schodack as lead agency has determined that the establishment of Consolidated Water District 101, Extension No. 8 as described in the map, plan and report prepared by Laberge Group Ltd. is a Type 1 Action and that establishment of the proposed Consolidated Water District 101, Extension No. 8 will not result in any significant adverse environmental impacts, and that the Supervisor of the Town of Schodack be authorized to execute the Long Form Environmental Assessment Form with respect to the determination that the establishment of Consolidated Water District 101, Extension No. 8 is a Type 1 Action and that the establishment of Consolidated Water District 101, Extension No. 8 will not result in any significant adverse environmental impacts;
2. Based on its examination of the EAF, the criteria set forth in Sections 617.6 and 617.7 of the regulations, and such further investigation as the town board has deemed appropriate, no potential significant adverse environmental impacts are known;
3. Consent to proceed with the establishment of Consolidated Water District 101, Extension No. 8 will not cause a significant impact on the environment, and the town board will not require the preparation of an environmental impact statement;
4. A negative declaration is to be signed by the supervisor;
5. The Town Clerk of the Town of Schodack is hereby directed to cause to be filed and circulated the negative declaration in accordance with the requirements of SEQRA, a copy of the negative declaration shall be maintained in the Office of the Town Clerk in a file that will be readily accessible to the public, and the clerk shall mail copies, return receipt requested, to:

Office of the Commissioner  
Department of Environmental Conservation  
625 Broadway  
Albany, New York 12233

and Environmental Notice Bulletin  
NYSDEC – Attn: Jack Nasca  
625 Broadway, 4<sup>th</sup> Floor  
Albany, New York 12233-1750

6. All subsequent notices concerning this project shall state that a negative declaration pursuant to SEQRA has been issued.

**2023-080**

**WHEREAS**, a map, plan and report relating to the establishment of Town of Schodack Consolidated Water District 101, Extension No. 8 prepared by Laberge Group, Ltd., competent engineers, duly licensed by the State of New York, in manner and detail as determined by the Town Board of the Town of Schodack has been filed with the Town Clerk of the Town 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 December 8, 2022, reciting the filing of the map, plan and report, the boundaries of the proposed water 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 January 12, 2023, at 7:05 p.m. at the Schodack Town Hall, 265 Schuurman Road, Castleton-on-Hudson, 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 12th day of January, 2023 beginning at 7:05 p.m. and the matter being fully discussed and all interested persons having been duly heard.

**NOW, THEREFORE, IT IS RESOLVED AND DETERMINED:**

- 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 water district extension are benefitted thereby;
- That all property and property owners benefitted are included within the limits of the proposed water district extension;
- That it is in the public interest to establish said Town of Schodack Consolidated Water District 101, Extension No. 8;
- That the estimated cost of hookup fees shall equal Three Hundred and 00/100 (\$300.00) Dollars plus the purchase of an approved water meter; all constructions costs from the structure to the water tap are the responsibility of the property owners;

- That Rensselaer County is funding the capital costs for this project and as a result there will be no additional debt incurred by Consolidated Water District 101 with respect to the creation of this water district extension;
- That nine parcels located within the proposed Consolidated Water District 101, Extension 8 shall participate with the repayment of the existing debt within the aforesaid Consolidated Water District 101 based upon the equivalent dwelling unit methodology in effect for Consolidated Water District 101 in the first year following the creation of this water district extension;
- That one parcel located in this water district extension is unimproved and vacant, and as a result operation and maintenance expenses for 2023 for the remaining eight parcels located within the proposed Consolidated Water District 101, Extension 8 for the first year shall equal Forty-Five and 00/100 (\$45.00) Dollars per quarter for the first 18,000 gallons of water consumed and Three Dollars and 00/100 (\$3.00) Dollars per 1,000 gallons over 18,000 gallons in the first year following the creation of this water district extension, or shall be in accordance with the rates approved by the Town Board should connection not occur within 2023;
- That pursuant to Section 209-f of the Town Law, approval of the New York State Comptroller will not be required for establishing Consolidated Water District 101, Extension 8 because Rensselaer County is paying all capital costs associated with the creation of this water district extension and since no additional debt through the issuance of bonds, notes, certificates or other evidences of indebtedness will be incurred or paid by the town therefor and that no debt service is proposed to be assumed pursuant to subdivision 12 of Section 198 of the Town Law; and it is

**FURTHER RESOLVED AND DETERMINED** that the establishment of Town of Schodack Consolidated Water District 101, Extension No. 8, as set forth in the map, plan and report be approved and that the requested improvements be constructed and the necessary easements be obtained; and it is

**FURTHER RESOLVED AND DETERMINED** that this resolution shall be subject to a permissive referendum in the manner provided in Article Seven of the Town Law.

**2023-081**

Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on Proposed Local Law No. 4 of 2023 Amending Chapter 190 entitle Code in the Town of Schodack by deleting and repealing Chapter 90 and replacing it with a new chapter to provide for administration and enforcement of the New York State Uniform Fire Prevention and Building Code. Said hearing to be held on Thursday, February 9, 2023 at the Schodack Town Hall at 7:15 p.m.

- 2023-082** Authorize Kerrie Joiner, Human Resource Manager to post internally the full-time positions of Deputy Town Clerk for the Town of Schodack and allow the Supervisor to advertise in the official Town newspaper as necessary.
- 2023-083** Authorize the purchase of WatchGuard Firebox T40 with 3-yr Total Security Suite Item No. 22Z-00T-002Y6 at the Police Department from NewEgg for a cost not to exceed \$2,118.99. [Budgeted A-3120.4]
- 2023-084** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #23-0001 to 23-0112 on Abstract No. 2023-01, in the amount of \$\_\_\_\_\_, including the claims paid (\$\_\_\_\_\_) since the previous town board meeting.
- 2023-085** Authorize the December 2022 budget modifications, interfund loans and interfund transfers as provided in document dated January 2023 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 Charles J. Peter  
Town of Schodack, 265 Schuurman Road  
Castleton-on-Hudson, New York 12033-9622  
or call the Supervisor at 518-477-7918

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