

January 5, 2018

2018-01) 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.

2018-02) 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 11	July 12
January 25	
February 8	August 9
February 22	August 23
March 8	September 13
March 22	September 27
April 12	October 11
April 26	October 25
May 10	November 8
May 24	No second meeting scheduled for November
June 14	December 13
June 28	December 27 @ 6:00 PM/Close of Business

2018-03) Full-time employees (non-union) are given the following holidays for the year 2018:

<u>Date</u>	<u>Holiday</u>
January 1	New Year's Day
January 15	Martin Luther King, Jr. Day
February 19	Presidents Day
May 28	Memorial Day
July 4	Independence Day
September 3	Labor Day
October 8	Columbus Day
November 12	Veterans Day Observance
November 22	Thanksgiving Day
November 23	Day after Thanksgiving
December 25	Christmas
December 26	Day after Christmas

2018-04) Designate Transfer Station holidays for year 2018 as follows:

<u>Date</u>	<u>Holiday</u>
January 2	New Year's Day Observance*
May 29	Memorial Day Observance*
July 4	Independence Day
September 4	Labor Day Observance*
November 22	Thanksgiving Day
November 23	Day after Thanksgiving
December 25	Christmas

7 Floating Holidays consist of: Martin Luther King's Day, Presidents' Day, Independence Day, Columbus Day, Veteran's Day, Christmas Day and Day after Christmas Day.

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

2018-05) Designate the following banks as depositories for all Town funds for the calendar year 2018: Key Bank, N.A., National Union Bank of Kinderhook and Pioneer.

2018-06) 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.

Amended 07/12/18 by 2018-191

2018-07) Adopt the following annual salaries schedule

Town Board Members	\$	10,000.00	
Town Justices	\$	31,591.00	
Court Officer	\$	25.50	/hour
Secretary to the Town Justice	\$	22.47	/hour
Secretary to the Town Justice	\$	15.55	/hour
Supervisor	\$	58,367.00	
Secretary to the Supervisor	\$	43,097.00	
Comptroller	\$	77,090.00	
Assistant Comptroller	\$	32.41	/hour
Accountant	\$	26.76	/hour
Human Resources Manager	\$	26.41	/hour
Receiver of Taxes	\$	37,495.00	
Deputy Tax Receiver	\$	17.19	/hour
Senior Tax Clerk	\$	13.79	/hour
Tax Clerk	\$	13.22	/hour
Budget Officer	\$	3,696.00	
Sole Assessor	\$	56,877.00	
Assistant to the Assessor	\$	36,467.00	
Data Collector	\$	14.10	/hour
Board of Assessment Review (BAR)- Chair	\$	552.00	
BAR Members	\$	462.00	

BAR- Secretary	\$	258.00	
Town Clerk	\$	60,179.00	
Deputy Town Clerk-FT	\$	18.69	/hour
Deputy Town Clerk	\$	36,467.00	
Records Management	\$	26.12	/hour
Buildings/Janitorial	\$	20.26	/hour
Police Chief	\$	74,460.00	
Police Officers (part-time)	\$	20.56	/hour
Dog Control Officer	\$	15,074.00	
Highway Superintendent	\$	68,563.00	
Secretary to Highway Superintendent	\$	18.49	/hour
Secretary to Park	\$	18.49	/hour
Park Attendants	\$	13.94	/hour
Director of Youth and Recreation	\$	11,371.00	
Historian	\$	2,352.00	
Director of Transfer Station	\$	54,185.00	
Park Manager	\$	19.91	/hour
Building Inspector	\$	55,080.00	
PT Building Inspector	\$	31.16	/hour
Secretary to Building Department	\$	30,385.00	
Registrars of Vital Statistics	\$	1,400.00	
Director of Planning and Zoning	\$	56,000.00	
Secretary to Director of P/Z	\$	32,060.00	
Secretary to Director of P/Z	\$	17.62	/hour
Zoning Board Attorney	\$	13,165.20	
Zoning Board Chairperson	\$	2,002.00	
Zoning Board Members	\$	1,314.00	
Planning Board Attorney	\$	19,747.80	
Planning Board Chairperson	\$	4,203.00	
Planning Board Members	\$	2,627.00	
Summer Grounds	\$	14.51	/hour
Wingmen	\$	13.84	/hour
Flaggers	\$	11.09	
Pee Wee Wrestling Instructors	\$	500.00	
Water Safety Instructor	\$	3,000.00	
Camp Directors	\$	3,400.00	
Asst Director/Special Needs Supervisor	\$	2,000.00	
Pool and Summer School Director	\$	3,000.00	

Camp Nurse	\$	2,700.00	
Summer Soccer Director	\$	800.00	
Arts and Crafts Director	\$	3,000.00	
Transportation Director	\$	2,800.00	
Assistant Directors	\$	17.00	/hour
Lifeguards	\$	15.00	/hour
Bus Aides	\$	12.00	/hour
Counselors	\$	11.00	/hour
1 Board of Assessment Review – Chairperson- \$92.00/meeting; Members - \$77.00/meeting and Secretary - \$43.00/meeting-6 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.			
2 Director of Planning - \$33,960; Director of Zoning - \$22,640			
3 Secretary to Director of Planning/Zoning - Hourly rate paid for attendance at planning/zoning meetings only.			
4 Zoning Board Chairperson - \$166.83/meeting-12 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.			
5 Zoning Board Members - \$109.50/meeting-12 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.			
6 Planning Board Chairperson - \$200.14/meeting-21 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.			
7 Planning Board Members - \$125.10/meeting-21 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.			

2018-08) 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 2018-07. Term to run concurrent with the term of the Supervisor and expires December 31, 2019.

Pursuant to the Arts and Cultural Affairs Law, Supervisor Harris hereby appoints Diane Hutchinson, Town Historian at the annual salary set forth in resolution 2018-07. Term to run concurrent with the term of the Supervisor and expires December 31, 2019.

- 2018-09)** 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, 2019
- 2018-010)** Appoint Ryan P. Mullahy as Town Attorney, at an annual salary of \$24,000.00.
- 2018-011)** Appoint Kenneth Holmes as Superintendent of Highways, at the salary as set forth in resolution 2018-07. Term to run concurrent with the term of the Supervisor and expires December 31, 2019.
- 2018-012)** Appoint Kerrie D. Joiner as Part-time Human Resource Manager at an hourly rate as set forth in resolution 2018-07.
- 2018-013)** Appoint Nadine Fuda, Director Planning/Zoning, at annual salary as set forth in resolution 2018-07.
- 2018-014)** Appoint Melissa A. Knights, Secretary to Director Planning/Zoning, at annual salary as set forth in resolution 2018-07.
- 2018-015)** Appoint Martha Reed, Secretary to Building Inspector, at annual salary as set forth in resolution 2018-07.
- 2018-016)** Appoint Gary Ziegler, Part-time Temporary Town Building Inspector at the hourly rate as set forth in resolution 2018-07.
- 2018-017)** Appoint Joseph Tremblay as Town Building Inspector/Code Enforcement Officer, at an annual salary as set forth in resolution 2018-07
- 2018-018)** Appoint Paul Harter, as Comptroller at annual salary as set forth in resolution 2018-07.
- 2018-019)** Appoint Susan Pilipczuk as Accountant at the hourly rate as set forth in resolution 2018-07.
- 2018-020)** Appoint Laura Palmer as Assistant Comptroller on a part-time basis at the hourly rate set forth in resolution 2018-07.
- 2018-021)** 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 2018-07.
- 2018-022)** Appoint William Gonzales part-time Justice Court Officer on a part-time basis at hourly rate set forth in resolution 2018-07.
- 2018-023)** Appoint Sheila Golden as Director of Youth and Recreation at salary set forth in resolution 2018-07.
- 2018-024)** Appoint Gene Paul Martel as the Dog Control Officer at salary set forth in resolution 2018-07.

- 2018-025)** Appoint Lynne Torello as Acting Dog Control Officer for the year 2018. 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.
- 2018-026)** 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 2018-07.
- 2018-027)** Appoint Nicole A. Thomas as part-time janitorial staff at an hourly rate as set forth in resolution 2018-07.
- 2018-028)** Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints Sandra Schell (13.52/hr.), Elizabeth Swahlan (\$12.96/hr.) and Michael Lubbers (\$12.96/hr.) as part-time Tax Clerks at an hourly rate as set forth in resolution 2018-07.
- 2018-029)** Appoint Stuart McKnight, Josh Walters, Jason Lorenzo, Thomas M. D. Jones, Clark Roehr, Keith M. Boniface, David Harrington, Anthony Belardo and Matthew R. Montross as part-time police officers at an hourly rate as set forth in resolution 2018-07.
- 2018-030)** Pursuant to Article 3 Section 30 of the Town Law, the Town Clerk hereby appoints Lois Ciccolella Deputy Town Clerk at the annual salary set forth in resolution 2018-07.
- 2018-031)** Appoint Debra L. Curtis Registrar of Vital Statistics at a salary of \$1400.00 set forth in resolution 2018-07 and appoint Karen A. Vecchione as Deputy Registrar of Vital Statistics in charge of issuance of birth records at a rate of \$10.00 per certificate pursuant to Section 4122 of the Public Health Law and Lois Ciccolella as Sub-Registrar of Vital Statistics pursuant to Section 4122 of the Public Health Law.
- 2018-032)** Appoint Debra L. Curtis ADA Coordinator for the calendar year 2018 at no additional compensation.
- 2018-033)** 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 2018-07.
- 2018-034)** Appoint Kerrie D. Joiner Affirmative Action Coordinator for the calendar year 2018 at no additional compensation.
- 2018-035)** Appoint Andrew Aubin as a member of the Planning Board. Term to expire on December 31, 2024.
- 2018-036)** Appoint Denise Mayrer as Chair of the Planning Board for the calendar year 2018. (Town Law §271)
- 2018-037)** Appoint David Calarco as Chairman of the Zoning Board of Appeals for the calendar year 2018.

Amended 01/11/18
by 2018-076

2018-038) Appoint Craig Crist, Esq., as Attorney for the Planning Board at salary as set forth in resolution 2018-07.

Amended 01/11/18 by 2018-
077 & 01/25/18 by 2018-080

2018-039) Appoint William Better, Esq., as Attorney for the Zoning Board of Appeals at salary as set forth in resolution 2018-07.

2018-040) Appoint Gloria Brewer as a member of the Board of Assessment Review at salary as set forth in Year 2018 adopted budget. Term to expire September 30, 2022.

2018-041) Appoint Joseph Belardo as Police Chief, at an ~~hourly rate~~ annual salary as set forth in resolution 2018-07.

2018-042) 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 2018-07.

Amended 08/09/18 by 2018-206
& 12/13/18 by 2018-300

2018-043) 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 29, 2010, remuneration as set forth in the Year 2018 adopted budget (\$15,000.00).

2018-044) Pursuant to professional services agreement dated January 5, 2018, appoint Tabner, Ryan and Keniry, LLP as Special District Counsel and based on per hour fee schedule as follows: Partners \$260.00, Associates \$170.00 and Paralegals \$95.00. This authorization shall not exceed \$7,500.00 without further board approval.

2018-045) Authorize Supervisor Harris to execute and administer professional services agreement with the Vincelette Law Firm as Counsel, for the year 2018, to represent the Town on assessment related matters at an hourly rate of \$175.00.

2018-046) Authorize Supervisor Harris to execute and administer professional services agreement with Executive Computing, LLC, for the year 2018, to provide information technology services to the Town at an hourly rate of \$112.00.

2018-047) Appoint Hiscock and Barclay, LLP as Bond Counsel with fees in accordance with letter dated December 19, 2013.

2018-048) Appoint Girvin & Ferlazzo, P.C. as Labor Counsel to the Town, pursuant to retainer agreement dated January 5, 2018. This authorization shall not exceed \$10,000.00 without further board approval.

2018-049) Pursuant to Chapter 32 Section 1 of the Code of the Town of Schodack, Supervisor Harris appoint Jeffrey Arno, Police Officer; Alan Roehr Jr., Police Officer; Jordan Harrington, Police Officer; Peter D. Schweigert; Allison Signor; Gary Ziegler; Steven Kelly and Matthew Carner to the Town of Schodack Fire Investigation Unit for the calendar year 2018.

- 2018-050)** Appoint the following as Fire Marshals for 2018: Dawne M. Kelly - Town Hall; Stuart McKnight - Police Station; and Harry Duncan - Highway Garage.
- 2018-051)** Establish the mileage rate of 54.5 cents per mile pursuant to I.R.S. rate for the calendar year 2018.
- 2018-052)** Designate **The Record** as official Town newspaper for the calendar year 2018.
- 2018-053)** **WITHDRAWN:** *“Approve the attached Transfer Station Fee schedule, to be effective January 1, 2018. (See separate schedule).”*
- 2018-054)** Authorize Supervisor Harris to execute New York State Office of Children and Family Services, Individual Program Application, Agency Summary for Youth and Recreation for the Period of January 1 through December 31, 2018.
- 2018-055)** 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 2018 as set forth in the Year 2018 adopted budget.
- 2018-056)** 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.
- 2018-057)** Approve contracts and authorize Supervisor Harris to execute contracts with the Castleton Public Library (\$113,400.00), East Greenbush Community Library (\$303,720.00), and Nassau Free Library (\$25,000.00) as set forth in the Year 2018 adopted budget.
- 2018-058)** 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)
- 2018-059)** 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 budgeted)
- 2018-060)** Authorize Supervisor Harris to execute agreement on behalf of the Town of Schodack with the Rensselaer County STOP DWI program for the calendar year 2018.

- 2018-061)** Authorize Supervisor Harris to execute and administer Addendum Number 2018-01 for professional services from the Laberge Group to assist the Town Board for 2018. Hourly rates for Planning and Zoning Board activities for 2018 are as follows: Principal/project manager \$188.00, Project Engineer \$131.00, Assistant Engineer \$98.00 and Administrative Assistant \$69.00, and Addendum Number 2018-01 for planning and zoning which is reimbursed through engineering escrow; Addendum Number 2018-02 for wastewater issues not to exceed \$5,000.00; Addendum Number 2018-03 for water issues not to exceed \$10,000.00; Addendum Number 2018-04 for Planning & Economic Development related issues not to exceed \$12,000.00 and Addendum Number 2018-05 for MS-4 administration (Municipal Stormwater Management) field work, coalition meetings and testing allowance services not to exceed \$38,900.00.
- 2018-062)** Elected Town officials are authorized by this resolution of the Town Board to attend the 2018 Newly Elected Town Officials School offered by the Association of Towns of New York State January 10-12, 2018 at the Desmond Hotel & Conference Center, Albany, NY shall be reimbursed for expenses under Section 77-b of the General Municipal Law up to an amount of \$375.00. Such amount will reimburse transportation and registration expenses. Those so authorized may obtain an advance of expenses as provided in subsection 6 of Section 77-b. Receipts must be obtained for all applicable expenses.
- 2018-063)** 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, 2018.
- 2018-064)** Authorize Supervisor Harris to execute and administer a shelter agreement with Mohawk Hudson Humane Society for the 2018 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.
- 2018-065)** Create position of Public Information Officer to provide up to 20 hours per month support services at an annual salary of \$5,000.00
- 2018-066)** Appoint Charles Peter as Public Information Officer at salary as set forth in resolution 2018-065.
- 2018-067)** Ratify and affirm authorizing Kerrie D. Joiner, Human Resource Manager to post internally the full-time Operator 2 position at the Highway Department and authorize the Supervisor to advertise in the official Town newspaper as necessary.

January 11, 2018

- 2018-068)** **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 January 11, 2018 at 7:30 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #1 of 2018 relating to amending Local Law #2 of 2008 (providing for a Cold War Veteran's exemption pursuant to New York State RPTL§458-b); and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on January 3, 2018 and advertised in the January 3, 2018 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on January 11th 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 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 1 of 2018 (P1 of 2018) to be known as Local Law #1 of 2018 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.

2018-069) Authorize David B. Harris ~~and~~ to attend seminars for the Annual Meeting of the Associations of Towns of New York State February 18-21, 2018 with appropriate expenses to be borne by the Town.

2018-070) 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.

2018-071) Approve the attached Transfer Station Fee schedule, to be effective January 1, 2018. (See separate schedule).insert

2018-072) Authorize Kerrie Joiner, Human Resource Manager to attend SHRM Certification, Self-Study Program for a total estimated cost of \$695.00 [This is a budgeted item. A1430.4]

2018-073) Authorize Jordan Harrington and Alan Roehr, Police Officers and members of the Fire Investigation Unit to attend New York State Academy of Fire Science Course #01-01-0041 – Fire Investigation Course, February 26 through March 2 and March 5 through 9, 2018 in Montour Falls, New York, at an estimated cost (\$382.00) and material cost (\$85.00) per person, plus mileage (\$270.32) and Tolls (\$32.60) for a total estimated cost of \$1,236.92. [This is a budgeted item. A3410.4]

2018-074) Authorize Thomas Finn, Police Officer to attend Glock Armorers Course- 105274, April 18, 2018 in Rochester, New York, at an estimated cost (\$250.00) and tolls (\$10.00) for a total estimated cost of \$260.00. [This is a budgeted item. A3120.4]

2018-075) Amend resolution 2018-010 as adopted on January 5, 2018 appointing Ryan P. Mullahy as Town Attorney, at an annual salary of \$24,000.00 to be at a remuneration of \$24,000.00.

Amended 06/14/18 by 2018-171

- 2018-076)** Amend resolution 2018-038 as adopted on January 5, 2018 appointing Craig Crist, Esq., as Attorney for the Planning Board at salary as set forth in resolution 2018-07 to be at a remuneration of \$19,747.80.
- 2018-077)** Amend resolution 2018-039 as adopted on January 5, 2018 appointing William Better, Esq., as Attorney for the Zoning Board of Appeals at salary as set forth in resolution 2018-07 to be at a remuneration of \$13,165.20.
- 2018-078)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-0001 to 18-0112 on Abstract No. 2018-01, in the amount of \$289,073.33, including the claims paid (\$38,930.88) since the previous town board meeting.
- 2018-079)** Authorize the following budget modifications, interfund loans and interfund transfers as recommended by the Comptroller:

January 25, 2018

- 2018-080)** Amend resolution 2018-039 as adopted on January 5, 2018 as follows: Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints Sandra Schell (\$13.79 ~~13.52~~/hr.), Elizabeth Swahlan (\$13.22 ~~12.96~~/hr.) and Michael Lubbers (\$13.22 ~~12.96~~/hr.) as part-time Tax Clerks at an hourly rate as set forth in resolution 2018-07.
- 2018-081)** WHEREAS, the Town Building Inspector reported to the Town Board that a building or structure known as 19 Overlook Drive South (Tax Map 201.12-1-19) should be repaired or removed; and

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

 WHEREAS, it was 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 securing or removal of the buildings within 30 days and to complete such securing or removal within 60 days; and

 WHEREAS, a copy of that notice was filed in the office of the Rensselaer County Clerk, pursuant to the provisions of §99-2(D); and

 WHEREAS, resolution 2017-274 adopted on November 9, 2017, scheduled a hearing on this matter on January 25, 2018 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; and

 WHEREAS, the hearing was held on January 25, 2018 at the time and place as specified in the notice; and

 WHEREAS, proof was submitted of timely service of notice pursuant to Chapter 99; and

WHEREAS, based on proof submitted at the hearing, the remaining premises located at 19 Overlook Drive South (Tax Map 201.12-1-19) are unsafe for human habitation and should be removed;

NOW THEREFORE BE IT RESOLVED that said remaining premises located at 19 Overlook South shall be removed by the town,

BE, IT FURTHER RESOLVED that all costs and expenses in said removal shall be assessed on the property at 19 Overlook Drive South (Tax Map 201.12-1-19) and that said charges shall be levied and collected as provided by law.

- 2018-082)** Authorize the purchase of a 2017 Ford Utility Police Interceptor AWD from Vance Country Ford based on Westchester County purchasing contract bid number RFB-WD-17295/RFB-WC-15182 at a cost not to exceed \$39,862.00. **[This is an approved 2018 Budget Item]**

February 8, 2018

- 2018-083)** Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Konica Minolta Bizhub 654a copier on the third floor at the Town Hall, ID # 770GF, for the period February 2, 2018 to February 1, 2019 for \$1,008.00 annually. Contract includes 168,000 copies annually with an overage charge of \$0.006 per copy.
- 2018-084)** Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Muratec 2030D copier in the Court/Meeting room, ID#144CH, for the period February 2, 2018 to February 1, 2019 for \$774.46 annually. Contract includes 24,000 copies annually with an overage charge of \$0.02982 per copy.
- 2018-085)** Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Xerox Work Centre 5225p copier on the second floor (Assessor & Receiver of Tax Offices) at the Town Hall, ID # 973CH, for the period February 2, 2018 to February 1, 2019 for \$934.21 annually. Contract includes 30,000 copies annually with an overage charge of \$0.02646 per copy.
- 2018-086)** Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for both the Konica Minolta Bizhub 284E copier in the Town Clerk's office, ID#731FL and for the Muratec MFX 3530 printer for Records Management, ID#227FN, combined contract, for the period February 2, 2018 to February 1, 2019 for \$486.20 annually. Contract includes 30,660 copies annually with an overage charge of \$0.01512 per copy.

- 2018-087)** 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.
- 2018-088)** Approve the list of Volunteer Ambulance Workers Service Award Program Participants for all 2017 active Volunteer Ambulance Workers of the Castleton Volunteer Ambulance Service Inc., as submitted.
- 2018-089)** **WITHDRAWN:** Pursuant to Article 7 Section 140 of the Highway Law, the Highway Superintendent hereby appoints _____, 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 2018 adopted budget. Said appointment shall be effective as of _____.
- 2018-090)** Approve listing the following as surplus vehicle(s) and authorize Kenneth Holmes, Highway Superintendent to post said item on www.AuctionsInternational.com at no cost to the Town. (Bidders must be registered to bid. Cost of registration is \$10.00):
- 1) 1998 International Single-Axle Dump Truck with sander, plow and wing attachments
 - 2) Konica Minolta Bizhub 600 copier (Town Hall)
 - 3) 5.70 cases GE LIGHTING 32W, T8 U-Shaped Fluorescent Light Bulb of GE T8 MOD-U-Line light tubes (70 tubes) F3278 SP35-U6ECO Made in Canada
- 2018-091)** Authorize Supervisor Harris to execute and administer Addendum Number 2018-06 for professional services from the Laberge Group to assist the Town of Schodack for the WQIP MS4 Mapping Project in an amount not to exceed \$24,900.00.
- 2018-092)** Authorize the appropriation of the Highway Equipment Capital Reserve Fund, established by Resolution 2010-422 in an amount not to exceed \$178,171.34 as follows: 580SNWT Tier IV Final 4 Wheel Drive Case Tractor/Loader/Backhoe for \$99,323.04 with a probable useful life of fifteen (15) years and a Alamo Machete-2 Boom Mowing Unit for \$78,848.30 with a probable useful life of ten (10) years. This resolution is subject to permissive referendum as specified in GML §6-c.
- 2018-093)** Authorize the purchase of a 580SNWT Tier IV Final 4 Wheel Drive Case Tractor/Loader/Backhoe from Monroe Tractor & Implement Company, Inc., Latham, NY at a cost not to exceed \$99,323.04 with a period of probable usefulness of fifteen years pursuant to purchasing NYS Contract No. PC67265. This resolution is subject to permissive referendum as specified in GML §6-c. contingent upon resolution #2-18-092.
- 2018-094)** Authorize the purchase of a 2018 Alamo Machete-2 22' Boom Mower/Joystick Control from Keil Equipment Co., Inc. at a cost not to exceed \$78,848.30 with a

Amended 03/08/18 by 2018-121

period of probable usefulness of ten years from NY Piggyback NJPA. Pursuant to purchasing Contract PC052417. This resolution is subject to permissive referendum as specified in GML §6-c. contingent upon resolution #2-18-092.

2018-095) Authorize Supervisor Harris to execute a purchase agreement with Eastern Copy Products, LLC. for one (1) Xerox WorkCentre 3615DN copier for use in Justice Court office in the amount of \$999.00. [Budget line A1110.2]

2018-096) Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Xerox WorkCentre 3615DN copier for Justice Court at the Town Hall, ID # WC3615DN, for the period February 2, 2018 to February 1, 2019 for \$384.00 annually. Contract includes 25,596 copies annually with an overage charge of \$0.015 per copy.

Amended 03/08/18 by 2018-122

2018-097) **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 2017 TWC/Charter paid the Town of Schodack \$88,816.79 in franchise fees, and

WHEREAS, TWC/Charter was levied a total of \$4,731.38 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 2018 from the franchise fees paid during 2017,

NOW, THEREFORE, BE IT RESOLVED to authorize payment of \$4,731.38 to Rensselaer County Bureau of Finance based on the 2017 TWC/Charter Utility report on said franchise properties assessed within the Town of Schodack.

- 2018-098)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-0113 to 18-0298 on Abstract No. 2018-02, in the amount of \$2,026,624.19, including the claims paid (\$416,439.02) since the previous town board meeting.
- 2018-099)** Authorize the following budget modifications, interfund loans and interfund transfers as recommended by the Comptroller.
- 2018-0100)** **WITHDRAWN:** Authorize _____ to make a temporary repair of existing roof on Clove Road School House, in the total amount not to exceed \$_____

March 8, 2018

- 2018-101)** Authorize Supervisor Harris to utilize signature facsimile stamp.
- 2018-102)** Pursuant to Article 7 Section 140 of the Highway Law, the Highway Superintendent hereby appoints Edward Sickles, 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 2018 adopted budget. Said appointment is effective as of February 20, 2018.
- 2018-103)** Authorize Supervisor Harris to execute an annual maintenance agreement for the period of January 1 through December 31, 2018 with B & L Control Service Inc. for assistance, service and chemical products to treat the heating and cooling loops and cooling tower in an amount not to exceed \$3,445.00 for Town Hall, 265 Schuurman Road.
- 2018-104)** Appoint Daniel Garvansites to the position of Park Manager at the hourly rate set forth in resolution 2018-07.
- 2018-105)** Appoint Clyde Knott as a part-time Park Attendant, under the direction of Daniel Garvansites, at the hourly rate set forth in resolution 2018-07, effective March 10 through December 31, 2018, as needed.
- 2018-106)** Authorize Supervisor Harris to contract with musicians to perform at the 2018 Music in the Park as follows:

Peaceful Country Band	June 5 th (rain date 6/6/18)	\$500.00
Gone Grey	June 12 th (rain date 6/13/18)	\$400.00
Triskele	June 19 th (rain date 6/20/18)	\$800.00
Tri-County Banjo Band	June 26 th (rain date 6/27/18)	\$400.00
Yankee Doodle Band	July 3 rd (rain date 7/10/18)	\$600.00

Amended 05/10/18 by 2018-153

2018-107) Authorize Supervisor Harris to execute ASCAP License Agreement, subject to review and approval as to form by Attorney to the Town, and authorize payment not to exceed \$375.00 for the licensing fee to ASCAP.

2018-108) 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>
Cedar Acres c/o Garden Homes Mgmt.	16 Hoags Corners Rd.	21
Rapin-Plant, John & Mary Joy	3804 US 20	1
Sundowner Trailer Park c/o Hanson, Thomas & Debra	418 Amelia Way	6
Creekside Park c/o DCJ Enterprises, LLC	5-77 Creekside Circle	52
Curtis Trailer Park c/o Garden Homes Mgmt.	2032 East Schodack Rd.	70
Leavenworth Trailer Park c/o Buck, Clemens	1477 Bame Rd.	17
Rensselaer Estates c/o DCJ Enterprises, LLC	23-65 Teddie Blvd.	53
Brown Cow Opportunities c/o Brian Chittenden	759 Schodack Landing Rd.	1
Davis III, John H.	1516 Rt. 9	1
Day, Carlton	777 Western Rd.	1
Field, George	85 Veering Rd.	1
Heffner, Matthew	229 Clove Rd.	1
Mann, Carol	247 Clove Rd.	1
Clow, Robert	739 Co. Rt. 7	1
Skarzynski, Kim & Jerry	402 Waterbury Rd.	1

2018-109) Authorize Supervisor Harris 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.

2018-110) Authorize Saxton Sign to prepare two road signs to recognize the achievement of Trent Svingala, State Wrestling Champion as a Junior at Maple Hill High School for a cost not to exceed \$225.00.

2018-111) Adopt the fee schedule for Spring Clean Up Days (May 17, 18 & 19) 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
Bicycles

FREE
FREE

*****Please note: all other pricing remains the same*****

2018-112) **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 2018 was 2.1% and the current rate charged to the Village is \$4.11 per 1,000 gallons of water,

NOW THEREFORE IT BE RESOLVED, that effective January 1, 2018 the rate charged to the Village of Castleton for the purchase of water shall be \$4.20 per 1,000 gallons.

2018-113) **WHEREAS**, the “Think Differently” initiative is about promoting awareness and acceptance of all people, and advocating for the inclusion of all individuals living on the Autism Spectrum and with special needs; and

WHEREAS, our state and communities are stronger because of our diversity and differences; and

WHEREAS, according to the Center for Disease Control (CDC) over 55 million people, or approximately 19% of Americans, have a type of disability or special need; and

WHEREAS, for some people with special needs, the very things that make them unique can also keep them on the sidelines, separate from those who might not understand their differences or uniqueness; and

WHEREAS, it is important to promote and provide guidance to those with special needs on how to access publically supported services available to them in the community; and

WHEREAS, it is important to encourage and educate the community and businesses on ways they can make facilities and services more accessible and on how to train staff to welcome and support special needs customers and co-workers; and

WHEREAS, the goal of this initiative is to provide a supportive and inclusive environment for individuals of all abilities by supporting community events that expand family friendly opportunities for people with special needs and their families; and

WHEREAS, adopting the “Think Differently” initiative is an important statement

that our Town officials and residents can make to show their support for the differently-abled children and adults with special needs and their families.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack, encourages residents and business owners to adopt the “Think Differently” initiative so that all are better prepared to communicate with, provide for, and support those living on the Autism Spectrum and with special needs.

Amended 03/22/18 by 2018-129

2018-114) Authorize Nadine Fuda, Director of Planning and Zoning and David Calarco, Zoning Board Chairman to attend the New York Planning Federation Conference in Bolton Landing, New York, April 22-24, 2018. All appropriate expenses (mileage, lodging, meals, and registration) are to be borne by the Town at a cost of \$335.00 each, at an estimated total cost of \$667.99, as budgeted.

2018-115) **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 2017.

2018-116) Authorize Supervisor Harris to execute and administer the Final Draft of the Spill Prevention, Control and Countermeasure Plan (SPCC) as prepared by Laberge Group dated December 2017. Further note that Plan documents will be available to review in the Town Clerk’s Office, Planning Department and Highway Department.

2018-117) Authorize the appropriation of the Highway Equipment Capital Reserve Fund, established by Resolution 2010-422 in an amount not to exceed \$32,747.00 as follows: 2018 Chevrolet 2500HD Silverado with hitch and mini strobe for \$32,747.00 with a probable useful life of Ten (10) years. This resolution is subject to permissive referendum as specified in GML §6-c.

2018-118) Authorize the purchase of a 2018 Chevrolet 2500HD Silverado Pickup Truck with hitch and mini strobe pursuant to GML 103(16) from DeNooyner Chevrolet, Inc. purchasing contract bid number PC67139 at a cost not to exceed \$32,747.00 plus cost of hitch and mini strobe not to exceed \$900.00 for a total cost not to exceed \$32,747.00. This resolution is subject to permissive referendum as specified in GML §6-c. contingent upon resolution #2018-117.

2018-119) **WITHDRAWN:** *Authorize the purchase of (4) – 5’ X 5’6’ and (2) – 4’ X 5’6’ Corcraft Fabric Freestanding Acoustical Panels from Division of Correctional Industries (DOCCS) at a cost not to exceed ~~\$1,389.60~~1,454.40.*

2018-120) **WITHDRAWN:** *WHEREAS, the Town Board of the Town of Schodack received three (3) proposals for demolition of the property located at 19 Overlook Drive South (Tax Map 201.12-1-19), and*

WHEREAS, the proposals as follows: Ditanno & Sons, LLC. in the amount of \$17,200.00; Provincial Contractor Services, LLC in the amount of \$16,410.00; and David Frueh Contracting LLC in the amount of \$6,675.00, and

WHEREAS, all proposals were reviewed for conformance to specifications and submittal of non-collusive certificates

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the most responsible proposal from _____ in the amount of \$_____.

BE IT FURTHER RESOLVED, that the stipulated 10 day period stated in the proposal shall begin once National grid has disconnected power to the building.

2018-121) Amend resolution 2018-096 as adopted February 8, 2018 as follows: Authorize Supervisor Harris to execute a purchase agreement with Eastern Copy Products, LLC. for one (1) Xerox ~~WorkCentre 3615DN~~ VersaLink B405DN copier for use in Justice Court office in the amount of \$999.00. [Budget line A1110.2]

2018-122) Amend resolution 2018-097 as adopted February 8, 2018 as follows: Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Xerox ~~WorkCentre 3615DN~~ VersaLink B405DN copier for Justice Court at the Town Hall, ID # WC3615DN, for the period February 2, 2018 to February 1, 2019 for \$384.00 annually. Contract includes 25,596 copies annually with an overage charge of \$0.015 per copy.

2018-123) Authorize partial refund of variance application fee in the amount of \$217.12 to Chuck Scott Auto Repair for Zoning Board of Appeals variance application #Z772, as Todd Scaccia withdrew his application prior to consideration.

2018-124) **WHEREAS,** the Town of Schodack has previously authorized the design of a sewer pumping station and force main to serve Sewer District No. 1 – Extension 1; and

WHEREAS, Plans and Specifications have been prepared by the Laberge Group, a duly licensed professional engineering firm; and

RESOLVED, the Town Clerk is hereby authorized and directed to advertise for bids.

2018-125) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-0299 to 18-0440 on Abstract No. 2018-03, in the amount of \$312,414.47, including the claims paid (\$217,390.48) since the previous town board meeting.

2018-126) Authorize budget modifications, interfund loans and interfund transfers as recommended by the Comptroller.

March 22, 2018

2018-127) **WHEREAS**, on February 8, 2018 the Schodack Town Board approved by resolution (2018-088) the Volunteer Ambulance Workers Service Award Program List of all 2017 active Volunteer Ambulance Workers of the Castleton Volunteer Ambulance Services, Inc., and

WHEREAS, the list was forwarded to authorized representatives of the Castleton Volunteer Ambulance Services, Inc. and was posted for thirty (30) days as required by law, and

WHEREAS, they have certified on March 14, 2018 no changes were made to the listing,

NOW, THEREFORE, BE IT RESOLVED, that the Schodack Town Board authorizes Supervisor Harris to certify to PENFLEX, Inc., that the listing as submitted and posted should be used to determine the funding, the requirements of the Service Award Programs (SAP), the eligibility of persons to be paid benefits and the amount of benefits to be paid to eligible persons.

2018-128) Authorize Francis H. Curtis, Part-time Temporary Assistant to the Assessor to be compensated at an hourly rate of \$25.00, not to exceed 20 hours weekly, effective April 2, 2018. [This position does not include benefits other than as provided in the Town of Schodack Personnel Policy and Procedure Manual.]

2018-129) Amend resolution 2018-114 as adopted March 8, 2018 as follows: Authorize Nadine Fuda, Director of Planning and Zoning and David Calarco, Zoning Board Chairman to attend the New York Planning Federation Conference in Bolton Landing, New York, April 22-24, 2018. All appropriate expenses (mileage, lodging, meals, and registration) are to be borne by the Town at a cost of ~~\$335.00~~ \$667.99 each, at an estimated total cost of ~~\$667.99~~ \$1335.98, as budgeted.

2018-130) Authorize Debra Curtis, Town Clerk, to attend the annual New York State Town Clerk's Association Conference in Albany, New York, April 22 through April 25, 2018. All appropriate expenses (mileage, lodging, meals, and registration) are to be borne by the Town per the 2018 adopted Town Budget, which are estimated to be \$625.95, as budgeted [A1410]

2018-131) IT IS HEREBY RESOLVED, that the Town of Schodack hereby establishes the following as standard work day for the following elected official 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 this official 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 Clerk	Debra Curtis	7	1/1/18-12/31/19	N	22.27	

2018-132) WHEREAS, the Town Board of the Town of Schodack received three (3) proposals for demolition of the property located at 19 Overlook Drive South (Tax Map 201.12-1-19), and

WHEREAS, the proposals as follows: Ditanno & Sons, LLC. in the amount of \$17,200.00; Provincial Contractor Services, LLC in the amount of \$16,410.00; and David Frueh Contracting LLC in the amount of \$6,675.00, and

WHEREAS, all proposals were reviewed for conformance to specifications and submittal of non-collusive certificates

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the most responsible proposal from Provincial Contractor Services, LLC in the amount of \$ 16,410.00.

BE IT FURTHER RESOLVED, that the stipulated 10 day period stated in the proposal shall begin once National Grid has disconnected power to the building and further authorize Supervisor Harris to execute and administer proposal dated February 26, 2018 from Alpine Environmental Services for Asbestos Air Monitoring Services at a rate of \$400.00 per day. Both Proposals are relative 19 Overlook Drive South (Tax Map 201.12-1-19) and said charges shall be levied and collected as provided by law as previously authorized in resolution 2018-081 as adopted on January 25, 2018.

April 12, 2018

2018-133) Appoint Michael Canestro and Steven Kelly as Summer Grounds persons, under the direction of Kenneth Holmes, Highway Superintendent, at an hourly rate set forth in the 2018 annual budget.

2018-134) Appoint Paul Harter, as Budget Officer at annual salary as set forth in resolution 2018-007.

2018-135) Authorize Supervisor Harris to execute and administer Property Owner's License Agreement dated 4/13/18 by and between Town of Schodack and New York State Department of Motor Vehicle to utilize property at 1777 Columbia Turnpike

for the purpose of conducting Commercial Driver License Skills Testing, subject to review and approval as to form by Attorney to the Town.

2018-136) Authorize Kenneth Holmes, Highway Superintendent and Brian Brahm, Water Operator to attend New York Rural Water Association's Technical Conference, May 21st through May 23th at the Turning Stone Conference Center, Verona, NY. All appropriate expenses (mileage, lodging, meals, and registration) are to be borne by the Town per the 2018 adopted Town Budget, with are estimated cost of \$1,108.00.

2018-137) **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 Petty Cash Funds for the fiscal year 2017.

2018-138) **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 Building Department Funds for the fiscal years 2016 and 2017.

2018-139) **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 Town Clerk Department Funds for the fiscal years 2016 and 2017.

2018-140) Approve listing the following as surplus items and authorize Kenneth Holmes, Highway Superintendent to post said items on www.AuctionsInternational.com at no cost to the Town. (Bidders must be registered to bid. Cost of registration is \$10.00):

1. 2007 Ford Crown Victoria – Police

2. 2 - HP Ink cartridge CE 412A - Yellow
3. 2 - HP Ink cartridge CE 412A - Cyan
4. 1 – HP Ink cartridge CE410X - Black
5. 1 – HP Ink cartridge CE 413A – Magenta
6. 2 - HP 74A cartridge 92274A - Black
7. 1 - HP 124A cartridge Q6003A – Magenta
8. 1991 Ford Model 4630 farm tractor with 60” flail mower attachment
9. 1991 Ford Model 3930 farm tractor
10. 2002 Alamo Versa Boom Mower w/ 60” grass head and 48” axe head
11. Xerox WorkCentre M20i copier

2018-141) 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>
Beberwyk, Mary Ann Bee Hollow	7 Beberwyk Way	1
c/o Paul MacPhail	634 Knickerbocker Rd.	2
Johnson, Kenneth	2460 Phillips Rd.	2
Miller, Ed	1297 Brookview Station Rd.	3
Miller, Sue	1297 Brookview Station Rd.	1
Salzer, Adam	24 Brandt Rock Rd.	1
Washburn, David & LaRosa, Francesca	65 Washington Ave.	1

2018-142) WHEREAS, on December 12, 2013, the Town Board of the Town of Schodack accepted the offer of dedication from Strawberry Fields Subdivision developer, E.W. Birch Builders and thereby accepted and dedicated the roads known as Farm View Drive and Woodland Drive; and

WHEREAS, additional lots were proposed which would require the extension of Woodland Drive a distance of Seven hundred-Fifty Feet (750) easterly from its terminus (as further described in existing Schedule “A”); and

WHEREAS, on November 20, 2017, the Town of Schodack Planning Board approved additional lots contingent on the Town’s transfer of portions of the existing right-of-way and cul-de-sac; and

WHEREAS, it is desirable for the Town to allow this extension and further expansion in the Strawberry Fields Subdivision.

NOW, THEREFORE, BE IT RESOLVED, that, upon the completion and acceptance by the Town of the extension of Woodland Drive as set forth in Revised Schedule “A”, the Town Board will approve the transfer of land described as the existing, terminal cul-de-sac of Woodland Drive as set forth in existing Schedule “A” to E.W. Birch Builders and authorizes the Supervisor to execute an agreement, deed, and any required papers to effectuate such transfer on the Town’s behalf.

2018-143) WHEREAS, pursuant to the requirement of the New York State Alcoholic Beverage Control (ABC) Law, an applicant for a license to sell alcoholic beverages at retail for on-premises consumption, as well as any applicant for renewal of such a license, must notify the Town Clerk of the municipality wherein the premises are located, and

WHEREAS, notice is given in order that the municipality, if it so desires, may express an opinion for or against the granting of said license or renewal to the ABC Board, and

WHEREAS, the Town of Schodack has on the 26th day of March, 2018 received notice that Jeffrey Swartz, owner of the business known as The Hill is applying for an on-premises liquor license, and

WHEREAS, the Town Clerk circulated a notice of said application to the Schodack Town Board, the Schodack Police Department and the Schodack Building Department and no adverse comments or recommendations of any kind were received,

WHEREAS, pursuant to Alcohol Beverage Control Law §64(2A), an applicant must give the municipality thirty (30) day notice of the pending liquor license application unless the municipality consents to waive this thirty (30) day requirement;

NOW THEREFORE BE IT RESOLVED, by the Town Board of the Town of Schodack, that with respect to the application submitted by Jeffrey Swartz doing business as The Hill at 133 Scott Avenue, Schodack, New York for a license to sell alcoholic beverages at retail for on-premises consumption, the Schodack Town Board does express a favorable opinion, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Schodack hereby waives the thirty (30) day notice period in regard to The Hill at 133 Scott Avenue, Schodack, New York allowing an earlier submission of the liquor license application.

2018-144) 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 9 to August 3, 2018 for the Schodack Youth and Recreation Department in an amount not to exceed \$4,950.00. A deposit of \$1,950.00 shall

be payable by June 19, 2018 and the remaining \$3,000.00 shall be paid by July 31, 2018.

- 2018-145)** Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on HUD Grant funding Application, the Town Board shall hold said public hearing on May 10, 2018 at 7:15 p.m. at the Town Hall 265 Schuurman Road.
- 2018-146)** **WITHDRAWN:** *Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on application submitted by Wm. J. Keller & Sons Construction Corp. to operate a sanitary landfill disposal at 1435 Route 9 pursuant to §137 of Town Code of the Town of Schodack, the Town Board shall hold said public hearing on May 10, 2018 at 7:30 p.m. at the Town Hall, 265 Schuurman Road.*
- 2018-147)** **WITHDRAWN:** *Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on application submitted by Bill and John Krug to operate a sanitary landfill disposal at Tax Map #190.-9-1 NY150 pursuant to §137 of Town Code of the Town of Schodack, the Town Board shall hold said public hearing on May 10, 2018 at 7:40 p.m. at the Town Hall, 265 Schuurman Road.*
- 2018-148)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-0441 to 18-0644 on Abstract No. 2018-04, in the amount of \$744,435.82, including the claims paid (\$573,008.88) since the previous town board meeting.
- 2018-149)** Authorize the following budget modifications, interfund loans and interfund transfers as recommended by the Comptroller:

April 26, 2018

- 2018-150)** **WHEREAS**, the Town Board of the Town of Schodack on March 8, 2018 authorized the Town Clerk to publish a legal notice to solicit sealed bids for the design of a sewer pumping station and force main to serve Sewer District No. 1 – Extension 1; and

WHEREAS, Plans and Specifications had been prepared by the Laberge Group, a duly licensed professional engineering firm; and

WHEREAS, after due publication of the notice, the Town, on April 17, 2018 received (4) bids for the Sewer District No. 1 – Extension 1 as follows: a bid from Wm. J. Keller & Sons Construction Corp. for \$897,170.00; a bid from JAT Construction Co., Inc. for \$967,455.00; a bid from Grant Street Construction, Inc. for \$1,099,000.00; and a bid from Peter Luizzi & Bros. Contracting, Inc. for \$1,382,048.00; 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 Wm. J. Keller & Sons Construction Corp., 1435 Route 9, Castleton, New York 12033 for its bid for the entire package in the sum of \$897,170.00, and

BE IT FURTHER RESOLVED THAT Supervisor Harris is authorized to execute and administer the Town of Schodack Sewer District 1 – Extension 1 Project construction agreement.

- 2018-151)** Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on application submitted by Wm. J. Keller & Sons Construction Corp. to operate a sanitary landfill disposal at 1435 Route 9 pursuant to §137 of Town Code of the Town of Schodack, the Town Board shall hold said public hearing on May 24, 2018 at 7:30 p.m. at the Town Hall, 265 Schuurman Road.

May 10, 2018

- 2018-152)** Approve listing the following as surplus items and authorize Kenneth Holmes, Highway Superintendent to post said item on www.AuctionsInternational.com at no cost to the Town. (Bidders must be registered to bid. Cost of registration is \$10.00):

2003 Chevy Silverado 2500 Pick Up Truck (Transfer Station)

- 2018-153)** Amend resolution 2018-103 as adopted on March 8, 2018 as follows: Authorize Supervisor Harris to contract with musicians to perform at the 2018 Music in the Park as follows:

Peaceful Country Band	June 5 th (rain date 6/6/18)	\$500.00
Gone Grey	June 12 th (rain date 6/13/18)	\$400.00
Triskele	June 19 th (rain date 6/20/18)	\$800.00
Tri-County Banjo Band	June 26th (rain date 6/27/18)	\$400.00
Play Back	June 26 th (rain date 6/27/18)	\$599.00
Yankee Doodle Band	July 3 rd (rain date 7/10/18)	\$600.00

- 2018-154)** Appoint Melissa Knights and Dawne M. Kelly as part-time Board of Assessment Review Secretaries with compensation of \$43.00 per meeting per 2018 Adopted Budget.

- 2018-155)** To approve the 2018 Road Program as proposed by the Superintendent of Highways to resurface with hot-mix asphalt on Irish Hill Road, Shufelt Road, Sand Road, and Maria Drive. Further, Crack Fill/Single Chip Seal treatments shall be applied on Lape Road, Beaver Road, Schoolhouse Road, Poyneer Road, Rice Road, Sagendorf Road, Palmer Road and Knickerbocker Road.

- 2018-156)** Authorize Karen Justus, Sole Assessor to attend a course entitled Agricultural Issues Facing Assessors, June 5 and 6, 2018 at Cornell Cooperative Extension in Voorheesville, New York, at an estimated cost (\$249.00) and estimated cost

for mileage (\$28.88) for a total estimated cost of \$277.88. [This is a budgeted item A1355.4.]

2018-157) Authorize Supervisor Harris to submit a 211 Waiver Application for Receiver of Taxes Katherine E. Lubbers to the New York State Civil Service Commission for approval.

2018-158) Authorize full refund of Site Plan/SP application fee in the amount of \$600.00 to Wusheng Yin, Ph.D dba Yincae Advanced Materials, LLC for Planning Board #2018-14, as Dr. Wusheng withdrew his application prior to consideration.

2018-159) 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>
Pine Haven Mobile Court c/o Teton Management Group	1428 Route 9	77
Saville, Rich & Rita	46 Miller Road	1

2018-160) Authorize the sale of the 2002 Chevrolet Silverado used by the Highway Mechanics from the Highway Part-Town Fund (DB) to the General Town-Wide Fund (A) for use by the Transfer Station in an amount of \$2,000.00, effective May 11, 2018.

2018-161) Refer the applications of William Krug and John Keller made pursuant to Town Code §137 et seq. to the Planning Board and request that the Planning Board review such applications and timely render to the Town Board a non-binding recommendation regarding the same.

2018-162) Authorize closure of capital project for Highway Garage Fuel Canopy (H048) with an inter-fund transfer to General Fund (A) of \$21,149.89 and a repayment of inter-fund loan of \$296,450.00 to General Fund (A), effective May 31, 2018.

2018-163) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-0645 to 18-0811 on Abstract No. 2018-05, in the amount of \$378,547.26, including the claims paid (\$233,399.10) since the previous town board meeting.

2018-164) Authorize the following budget modifications, interfund loans and interfund transfers as recommended by the Comptroller.

May 24, 2018

2018-165) Authorize Supervisor Harris to execute and administer Spill Remediation Plan as prepared by Northeastern Environmental Technologies Corporation (NETC) in conjunction with New York State Department of Environmental Conservation Stipulation #STIP R4-473 Corrective Action Plan for Spill No. 1704922 at Schodack Highway, 3776 US Route 20, Nassau, NY, in amount not to exceed \$17,025.00, and

Further authorize Optional Groundwater Treatment Services as needed as per Northeastern environmental Technologies Corp. fee schedule dated March 12, 2018 subject to approval by Town Attorney as to form

June 14, 2018

Amended 06/28/18 by 2018-181; 07/12/18 by 2018-191; 08/09/18 by 2018-213

2018-166 Authorize the following Town of Schodack Day Camp employees for the Summer Youth and Recreation Program as recommended by the Director of Youth and Recreation:

Site Directors: David Austin, Jillian Austin, Rebecca Cioffi, and Kara Taylor

Assistant Directors: Alysia Brunner, Noah Roberts and Pamela Weidman

Assistant Director/Special Needs Supervisor – Dawn Renslow

Water Safety Instructor - Ryan Krupa

Lifeguards: Cassandra Hunter, Sarah Konig, Alaina Rossetti, Derek Rossetti, Michela Rossetti and Kylie Salerno

Transportation Director - Sarah Lussier

Arts and Crafts Director - Victoria Roberts

Pool Supervisor - Patrick Austin

Bus Aides: Megan Grandinetti, Michael Grandinetti, Bryan Kern, Lauryn Krupa, Garrett Renslow and Logan Samarija.

Camp Nurses: Heather Brewer and Shannon Hibbs

Traveling Nurses: Elizabeth Bohlen, Kristina Macyoskie, Jackie Martin and Shannon Miller

Application Medical Reviewer: Deborah Sweet

Summer Soccer – Daniel Gillespie

Counselors: Kevin Ackerman, Erica Appelbaum, Allison Basile, Gabriel Bermudez-Ellis, Jacqueline Brathwaite, Hannah Brewer, Andrew Brunner, Stacia Coyne, Gabe Dingman, Evan Fink, Madeline Gibney, Gabriel Gibney, W. Tyler Giles, Ryan Gutheil, Adam Hacker, Callie Haller, Cole Halvax, Martin Haran, Aisling Hardaker, Liam Hardaker, Mariella Hirschhoff, Evan Kulpa, Makaila Maier, Andrew Martin, Connor McGarvey, Ryan McTarnaghan, Joseph Merhige, Peter Merhige Jr., Victoria Olsen, Arianna Papas, Nicolas Perez Schrader, Alexander Pomakij, Hunter Pomykaj, Matthew Powers, Jeremy Price, Brayden Renslow, Kyle Rich, Matthew Riordan, Seth Roberts, Rebecca Roe, Kenneth Shaw, Alexis Smith, Tara Smith, Reese Steele, Ryan Stuto, Trent Svingala, Sidney Tuttle, Abigail Utter, Alec Yager and Madelyn Zareski

Special Needs Counselor – Kathy Riccardi

Substitute Counselors: Karysyn Berger, Claudia Eckel, Arianna Foley, Amanda McCullough, Ethan Ploss and Natasha Strock

2018-167 Authorize the agreement between the Town of Schodack and Verizon for seasonal charges for the 13 cellular telephones to be used for the Town of Schodack Youth and Recreation summer program at a cost of \$6.99 per phone per month plus \$0.06 per call and 200 text messages per phone. Verizon mobile to mobile and nights and weekends are unlimited. Estimated charges are approximately 1235 calls or \$75.00. Rates per NYS Contract No. PS63766. Service will incur a total of approximately 6 weeks of billing or approximately \$212.00 in charges Said phones to be utilized by the Camp Directors for the duration of the camp. (As budgeted)

2018-168 **WHEREAS**, BIDS FOR: Sewer District No. 1 – Extension 1 were received on April 17, 2018; and

WHEREAS, the Consulting Engineers, Laberge Engineering & Consulting Group Ltd. have submitted their report relative to their analysis of bids.

NOW, THEREFORE, BE IT RESOLVED THAT the recommendation of said Engineers be hereby accepted, approved and adopted; and

BE IT FURTHER RESOLVED THAT: Sewer District No. 1 – Extension 1 be hereby awarded to William J. Keller & Sons Construction Corp., 1435 Route 9, Castleton, New York 12033 in the amount of \$897,170.00 and subject to the issuance of a concurrent change order in the amount of \$18,620.00 for total contract price of \$915,790.00; and

BE IT FURTHER RESOLVED THAT construction shall not commence until such time as the Schodack Central School district provides the required property and easements for the proposed pump station and forcemain

BE IT FURTHER RESOLVED THAT Supervisor Harris is authorized to execute and administer the Town of Schodack Sewer District 1 – Extension 1 Project construction agreement.

2018-169 A Resolution Authorizing the Construction of a Sanitary Sewer Line and Related Improvements to Serve Extension No. 1 to the Town of Schodack Sewer District No. 1; Conditionally Authorizing the Issuance of Serial Bonds of the Town of Schodack, Rensselaer County, New York in an Aggregate Principal Amount Not to Exceed \$1,500,000.00 Pursuant to the Local Finance Law to Finance Said Purpose; and Delegating the Power to Issue Bond Anticipation Notes in Anticipation of the Sale of Such Bonds to the Town Supervisor.

2018-170 **WHEREAS**, Cobleskill Properties Association, LLC developer of The Spinney at Pond View has substantially completed the infrastructure work required by the Schodack Subdivision Regulations on the road known as Pond View Road, and

WHEREAS, the Schodack Planning Board has adopted a resolution accepting the recommendation of the Town Engineer and Highway Superintendent that the roads be accepted and dedicated as a Town Roads contingent upon receipt of title policy,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack hereby accepts the offer of dedication from Cobleskill Properties Association, LLC and hereby accepts and dedicates the road to be known as Pond View Road, as Town of Schodack Town Roads contingent upon receipt of title policy, authorizing Supervisor Harris to execute and file all necessary documents and pay appropriate filing fees.

2018-171 Amend resolution 2018-075 as adopted on January 11, 2018 appointing Ryan P. Mullahy as Town Attorney, at a remuneration of \$24,000.00 to appoint Ryan P.

Amended 07/12/18 by 2018-190

Mullahy of Girvin & Ferlazzo, P.C. as Town Attorney, at a remuneration of \$24,000.00.

2018-172 **WHEREAS**, the Town Building Inspector has reported to the Town Board that a building or structure known as 3047 Route 150 (Tax Map 190.-4-2) 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 August 9, 2018 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.

2018-173 Authorize Supervisor Harris to transmit a request to Rensselaer County Legislature to relevy outstanding fees of \$2,990.00 for tax map number 190.-4-2 on their January 2019 tax bill for demolition and cleanup of said property.

2018-174 Authorize Supervisor Harris to transmit a request to Rensselaer County Legislature to relevy outstanding fees of \$18,363.00 for tax map number 201.12-1-19 on their January 2019 tax bill for demolition and cleanup of said property.

2018-175 Authorize Supervisor Harris 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 June 4, 2018 to June 3, 2019 for \$497.70 annually. Contract includes 42,000 b/w copies and 3,000 color copies annually with an overage charge of \$0.0074 and \$0.063 respectively per copy.

2018-176 Authorize the Supervisor Harris 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 1.950% through the Town’s investment advisor at Key Bank, NA, at no additional risk to the Town.

2018-177 **WHEREAS**, it is the sense of the Schodack Town Board to act in accord with its longstanding traditions, honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, for over 30 years, Elisabeth Ruthman demonstrated her commitment to the community as a real estate professional with experience in property management, distinguishing herself as a person of outstanding ability,

establishing a high standard of integrity, and has imparted a sense of fairness, and

WHEREAS, The Spinney at Pond View was conceived over a decade ago as a community where seniors could live independently and thrive alongside their peers, Elisabeth was instrumental in promoting the vision and values of the Spinney at Pond View, understanding that the Spinney would be more than an apartment complex, striving for a community where seniors live autonomously with dignity, and

WHEREAS, Elisabeth exhibited compassion and vision in her position of Property/community Manager at the Spinney at Pond View in the Town of Schodack from 2009 until her retirement in 2015, she worked tirelessly to provide community events, conduct resident outreach and helped set the Spinney at Pond View on the path to success, and was committed to fostering the sense of community and togetherness that have come to represent the Spinney at Pond View's persona, and

WHEREAS, on June 13, 2018 Elisabeth was recognized for her commitment and dedication when the tranquil walking path and grove around the Pond at Spinney at Pond View was dedicated in her honor and named Elisabeth's Grove

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Elisabeth Ruthman, who has given herself to this community in so many ways and distinguished herself throughout her career bringing great pride to her family, her peers, her associates and her community by being a person of commitment, integrity and an impressive role model for all, and be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack paused in its deliberations on the 14th day of June 2018 to acknowledge and honor Elisabeth Ruthman's contribution to the Town of Schodack and pledge a copy of this resolution, suitably engrossed, will be presented to her.

2018-178 Amend resolution 2018-007 as adopted on January 5, 2018 to Adopt the following annual salary schedule:

Special Needs Counselor \$ 1,700.00

2018-179 Authorize the Comptroller's recommendation to direct the Town Supervisor to pay claims #18-0811 to 18-0_____ on Abstract No. ~~2018-06~~, in the amount of \$_____, including the claims paid (\$_____) since the previous town board meeting in such amounts as provided to the Town Clerk and approved by the Town Board.

2018-180 Authorize the following budget modifications, interfund loans and interfund transfers as recommended by the Comptroller:

June 28, 2018

2018-181 Amend resolution 2018-166 adopted on June 14, 2018 to appoint the following Town of Schodack Day Camp employees for the Summer Youth and Recreation

Program as recommended by the Director of Youth and Recreation:

Counselors: ~~Victoria Olsen~~, ...

Bus Aide: Victoria Olsen

Bus Aide/ Special Needs Counselor – Garrett Renslow

Special Needs Counselor – Kathy Riccardi (only as needed)

July 12, 2018

2018-182 Authorize Supervisor Harris to submit a 211 Waiver Application for Police Chief Belardo to the New York State Civil Service Commission for approval.

2018-183 **IT IS HEREBY,**

RESOLVED, that the Town of Schodack Town Board hereby approves the execution of the deed conveying an easement to the Town of Schodack from the Schodack Central School District and it is further,

RESOLVED, that the town supervisor execute the aforementioned deed and the TP-584 form for recording in the Rensselaer County Clerk's Office.

2018-184 Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on Proposed Pheasant Hollow Solar Farm, Tax Map Parcel 177.-8-1.111 2670 Phillips Road for the purpose of considering PD districting for the applicant's plan in accordance with the procedures established by the Town Law. Said hearing to be held on Thursday, August 9th at the Schodack Town Hall at 7:15 p.m.

2018-185 Pursuant to Chapter 80-4 of the Code of the Town of Schodack, the Schodack Town Board hereby resolves to grant a Mass Assembly Permit for Goold Orchards' 30th Annual Apple Festival to be held October 13th and 14th, 2018 on their premises, pursuant to the written application submitted by Goold Orchards, Inc. The applicant must comply with all off-site parking provisions of the Code and any other requirements, if any, of State, County and other regulatory agencies. The applicant shall be given notice that this approval is solely from the Town of Schodack and does not constitute approval by any other approving authority or governing agency. Further, a waiver of surety bond is granted subject to the provision that the Town is named as an additional insured on the applicant's liability policy and applicant will indemnify the Town of Schodack for any damage to Town property or vehicles, by participants or employees of the event and reimburse the Town for any other additional expense resulting from the event.

2018-186 **WHEREAS**, the Hudson River Foods Corp. has an opportunity to apply for 2018 Community Development Block Grant (CDBG) Economic Development funds to obtain working capital and assist in purchasing the equipment necessary for processing, packaging and shipping of food products to distribution facilities,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Schodack, authorizes Supervisor Harris to execute a letter of support to NYS Homes and Community Renewal.

- 2018-187** Provisionally appoint Bobby Sue Garvansites, Daniel Albertine and Kyle Loeper as part-time sworn police officer(s) for the Town of Schodack for the purpose of attending Zone 14 Police Academy and to complete necessary training under the direction of the Schodack Police Department. [Expenses for candidate(s) to attend Academy will be borne by candidate(s), permanent employment will be subject to completion of Academy, meeting civil service requirements and further Town Board approval.]
- 2018-188** Authorize ESCO Heating and Cooling to install a new 12,000 BTU ductless split system heat pump in the Transfer Station Building in an amount not to exceed \$3,650.00.
- 2018-189** Authorize Supervisor Harris to execute and administer the Annual Certification and Board Resolution in regards to the Five Year PHA Plan -Section 8 Housing Choice Voucher Program.
- 2018-190** Amend resolution 2018-172 as adopted on June 14, 2018 as follows:
WHEREAS, the Town Building Inspector has reported to the Town Board that a building or structure known as 3047 Route 150 (Tax Map 190.-4-2) 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 ~~August 9, 2018~~ September 13 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.
- 2018-191** Amend resolution 2018-166 as adopted on June 14, 2018 to appoint the following Town of Schodack Day Camp employees for the Summer Youth and Recreation Program as recommended by the Director of Youth and Recreation:
Counselors: ... Elizabeth Roberts ...
Bus Aide/ Special Needs Counselor – Logan Samarija
and further amend resolution 2018-007 as adopted on January 5, 2018 to include Bus Aide/Special Needs Counselors at an hourly rate of \$20 per hour

2018-192 Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-1004 to 18-1175 on Abstract No. 2018-07, in the amount of \$820,000.42, including the claims paid (\$83,887.06) since the previous town board meeting.

2018-193 Authorize the following budget modifications, interfund loans and interfund transfers as recommended by the Comptroller:

August 9, 2018

2018-194 WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack for public hearing to be held by said Town on August 9, 2018 at 7:15 p.m. at the Schodack Town hall to hear all interested parties to amend the Zoning Map of the Town of Schodack 2670 Phillips Road, Tax Map Parcel No. 177.-8-1.111, and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's Sign Board on July 31, 2018 and advertised in the July 31, 2018 edition of THE RECORD, official newspaper of the Town, and was posted on the official sign board of the Town of Schodack on July 31, 2018, and

WHEREAS, said public hearing was held on August 9, 2018, 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 amendment of the Zoning Map or any part thereof,

WHEREAS, the Town Board of the Town of Schodack, after due deliberation finds that it is in the best interest of Town to adopt said amendment,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack hereby adopts the amendment of the Zoning Map of the Town of Schodack relating to Tax Map #177.-8-1.111 from RA Zone (Residential Agricultural) to PD2 (Planned Development) in accordance with Planning Board Site Plan File #2017-35 Pheasant Hollow Solar Farm, for the purpose of a solar farm located at 2670 Philips Road.

BE IT FURTHER RESOLVED, that the Director of Planning and Zoning is hereby directed to file the approved Site Plan with the County Clerk's office for the purposes of amending the Town Zoning Map.

2018-195 WHEREAS, on December 12, 2013, the Town Board of the Town of Schodack accepted the offer of dedication from Strawberry Fields Subdivision developer, E.W. Birch Builders and thereby accepted stormwater system including a drainage easement; and

WHEREAS, on June 18, 2018 the Town of Schodack Planning Board approved additional lots entitled Strawberry Fields Lots 21-28 and Strawberry Fields Lots 29-40; and

WHEREAS, requiring the construction of a second stormwater detention basin to a low area downstream of the existing basin and drainage ditch; and

WHEREAS, part of the existing stormwater system drainage ditch transverses lots 35, 39 and 40 and negatively affects the possibility of developing lots 35 and 39 as residential sites; and

WHEREAS, it is desirous for the Town to allow the further expansion in the Strawberry Fields Subdivision and the development of lots 35 and 39, and

WHEREAS, the construction of a new drainage swale on Lot 35 would create a direct route from the existing basin to the new basin, allowing for residential development of lots 35 and 39 and eliminate the easement crossing lots 40 and 49

NOW, THEREFORE, BE IT RESOLVED, that upon proof of the satisfactory completion of the storm water basin and drainage swale as set forth in Easement "M", the Board rescinds the easement identified as Easement "E" and accepts the easement identified as Easement "M" and further directs the Supervisor to execute any necessary documents to effectuate the same.

2018-196 Authorize Paul W. Peter, Justice to attend New York State Magistrates Association Fall Conference September 23rd through 26th at Niagara Falls, New York with registration fees not to exceed \$75.00 per Justice, lodging (meals included) not to exceed \$711.55 per Justice and travel costs (mileage) not to exceed \$179.31 for a total estimate not to exceed \$965.86. [A1110.4 This is a budgeted item]

2018-197 **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 #4 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 McFarland Johnson, competent engineers, duly licensed by the State of New York, showing boundaries of the proposed Sewer District Extension, general plan of the Sewer District Extension and an analysis showing the costs thereof and method of operation; and

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

WHEREAS, the improvements proposed consist of the installation of 4,200 lineal feet of 8" PVC sewer pipe, 21 sewer manholes, 1 sewer connection, 150 lineal feet for boring under Routes 9 & 20, and upgrading the existing pump station, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Schodack; and

WHEREAS, the maximum amount proposed to be expended for said improvements and/or acquisition of necessary lands is the sum of Six Hundred Eighty- Seven Thousand (\$687,000.00) Dollars; and

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

WHEREAS, operation and maintenance fees for the Sewer District Extension are estimated to be Seventeen Thousand Five Hundred Twenty and 00/100 (\$17,520.00) Dollars for the typical property located within the Sewer District Extension; and

WHEREAS, the hook up fee is estimated to be Forty-Five Thousand and 00/100 (\$45,000.00) Dollars and the building sewer inspection fee is Two Hundred and 00/100 (\$200.00) Dollars and the Sewer District Extension fee is Two Hundred Twenty-Five (\$225.00) Dollars;

NOW, IT IS HEREBY ORDERED, that the Town Board of the Town of Schodack shall cause to be filed for public inspection with the Town Clerk, a detailed explanation of how the estimated cost of hookup fees, and the cost of the district to the typical property has been computed and that an analysis of the computation of those costs is attached hereto as **Exhibit A**:

also included. The pipe flow of the proposed sanitary sewer system is based off the actual water usage of these two similar facilities. The flow rate used in the sanitary sewer calculations is 6,000 GPD. The sanitary sewer slope value of 0.4% was determined from the 10 States Standards - Recommended Standards for Wastewater Facilities.

D. Conclusion

Presently, the Town of Schodack has an agreement with the Town of East Greenbush that allows Schodack to send up to 45,000 GPD into the East Greenbush sewer system. The Town of Schodack is currently discharging an average of 30,000 GPD into the East Greenbush system. The proposed Schodack Distribution Center is estimated to dispel 6,000 GPD into the system. Therefore, the capacity of the agreement with the Town of East Greenbush will allow the acceptance of the additional wastewater generated by the proposed Schodack Distribution Center.

Section 3: Financing

Scannell Properties will be financing the installation of the proposed sanitary sewer system. A cost estimate of the proposed work is included in Appendix 4. No debt will be issued by the town for this project.

Section 4: Sanitary Sewer District Extension

The project site is located near Sewer District No. 6, but is currently not within the District as shown in Appendix 1. This proposed Sewer District Extension would extend the District to encompass the project site pending the approval of the Schodack Town Board, the NYS Department of Health, and the NYS Department of

Environmental Conservation. The map shown in Appendix 2 shows the land to be included within the Sewer District. The typical property within the proposed Sewer District Extension is an approximate 1,000,000 square-foot Sales Distribution Center.

Section 5: User Cost and Connection Fees

The property to be added to Sewer District No. 6 will become a rate payer under the district.

The Town of Schodack's building sewer inspection permit fee is \$200 (estimate 4 inspections @ \$50 each) and the sewer district connection fee is \$225 for a total of **\$425.00** to the Town of Schodack.

In accordance with the 5/27/2004 Intermunicipal Sewer Agreement with the Town of East Greenbush, the Town of Schodack collects a one-time hookup fee based on 60% of the anticipated water usage for the new or expanding business, divided by four hundred gallons per day, and multiplied by five thousand dollars. The proposed water usage for the project is estimated to be 6,000 GPD. Therefore, the one-time East Greenbush hookup fee, as per the above formula, is calculated to be:

$6,000 \text{ GPD} * 0.60 / 400 \text{ GAL} * \$5,000 = \mathbf{\$45,000.00}$ one-time fee.

Current Town quarterly operations and maintenance charges are \$8.00 per 1,000 gallons used, billed approximately one week after the end of each calendar quarter. Based on the gallons per day, this would result in an annual sewer usage fee for the typical property of:

$6,000 \text{ GPD} * 365 \text{ Day} / 1,000 \text{ Gal} * \$8.00 = \mathbf{\$17,520}$ per year for the Distribution Center.

Section 6: Conclusion

This report concludes that the Town of Schodack Sanitary Sewer District No. 6 has the capacity to accept the additional wastewater from the proposed Sewer District Extension.

McFARLAND.JOHNSON, INC. 60 RAILROAD PLACE SARATOGA SPRINGS, NY
12866 PHONE (518) 580-9380 FAX (518) 580-9383 www.munc.com

ENGINEER'S OPINION OF PROBABLE COSTS

Project: Scannell Properties, Schodack, New York
Sanitary Sewer

Extension #4 July 5,

Bid Item	Description Of Item	Un	Quanti	Unit	Enginee
01	8" PVC SEWER PIPE	LF	4200	\$65	\$273,000
02	SEWER MANHOLE	E	21	\$6,000	\$126,000
03	SEWER CONNECTION	E	1	\$3,000.00	\$3,000
04	BORE LINER RT. 9 & 20	LF	150	\$300.00	\$45,000
05	LIPGRADE PUMP STATION	LS	1	\$150,000	\$150,000

	TOTAL (Construction)				\$597,000
	15% Contingency				\$89,550.
GI	Total (Construction)				\$686,550

	Additional Costs	Unit	Quantity	Unit Price	Engineer's Estimate
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TOTAL PROJECT COST
\$687,000.00

2018-198 **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 #4, in the Town of Schodack, County of Rensselaer, State of New York, has been filed in the Town Clerk's Office for public inspection; and

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

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

WHEREAS, the improvements proposed consist of the installation of 4,200 lineal feet of 8" PVC sewer pipe, 21 sewer manholes, 1 sewer connection, 150 lineal feet for boring under Routes 9 & 20, and upgrading the existing pump station, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Schodack; and

WHEREAS, said project will require compliance with the provisions of the Environmental Conservation Law of the State of New York and regulations of the Department of Environmental Conservation, Part 627, State Environmental Quality Review Act; and

WHEREAS, the Town of Schodack Planning Board was designated as the lead agency in a coordinated review with the Town of Schodack Town Board; and

WHEREAS, the underlying project is the development of approximately 116.3 acres of real property along New York State Route 9 located within the Town of Schodack, New York on which real property a one million square-foot sales distribution center is proposed to be constructed; and

WHEREAS, in connection with this proposed project the Town of Schodack Planning Board in its role as lead agency in a coordinated review concluded that "the project will not have a significant impact on the municipal sanitary sewer system"; and

WHEREAS, a copy of the full environmental assessment form together with the negative declaration issued by the Town of Schodack Planning Board is attached hereto and made a part hereof as **Exhibit A** [Provided in Supporting Docs];

NOW, THEREFORE, IT IS RESOLVED: That the Town of Schodack Town Board hereby affirms the designation of the Town of Schodack Planning Board as the lead agency in a coordinated review with respect to the proposed project which encompasses the formation of Sewer District No. 6, Sanitary Sewer District Extension #4.

2018-199 **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 #4, in the Town of Schodack, County of Rensselaer, State of New York, has been filed in the Town Clerk's Office for public inspection; and

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

WHEREAS, said map, plan and report shows all facilities, 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 Sewer District Extension are as described in **Schedule "A"** annexed hereto; and

SCHEDULE "A"

Legal Description

Sewer District No.6

Sanitary Sewer District Extension No. 4

Consolidated lands now or formerly of Jill C. Palmer-Wood, Burdette J. Otterbeck, William J. & Mary Beaudoin and Mary Ann Sherman

All that certain parcel or piece of land situate in the Town of Schodack, County of Rensselaer, and State of New York, and more particularly bounded and described as follows:

Beginning at an iron pin found in the western highway boundary of U.S. Route 9 at its intersection with the division line between lands now or formerly of Jill C. Palmer-Wood and Burdette J. Otterbeck (Document number 2008-00302819) to the south and lands now or formerly of James R. Matias and Judith Dunham-Matias (Liber 169, page 1431) to the north; Thence along the western highway boundary

of U.S. Route 9 South 26° 01' 48" West, a distance of 1142.41 feet to a capped rod found at the northeast corner of lands now or formerly of Michael and Charlotte Belak (Liber 1298, page 417); Thence North 78° 28' 35" West, a distance of 420.80 feet to a point, Thence South 21° 23' 25" West, a distance of 67.67 feet to a point; Thence along the division line with lands now or formerly of Michael and Charlotte Belak (Liber 1298, page 417) North 87° 14' 30" West, a distance of 16.77 feet to a capped rod found; Thence continuing along the division line with Michael and Charlotte Belak, and along the division line with lands now or formerly of Frank and Linda Paonessa (Liber 324, page 1892) South 11° 45' 30" West, a distance of 226.00 feet to an iron pin found; Thence along the division line with lands now or formerly of Clifford and Deborah Brehm (Liber 1249, page 225) and along the division line with lands now or formerly of George Brehm (Liber 1032, page 306) South 86° 54' 22" West, a distance of 612.61 feet to an iron pin found; Thence along the division line with lands now or formerly of George Brehm (Liber 1032, page 306), lands now or formerly of Paul and Heather Brehm (Liber 1611, page 199), and lands now or formerly of Cheryl L. Ouderkirk (Liber 648, page 221) South 16° 16' 15" East, a distance of 546.03 feet to an iron pin in concrete found; Thence along the division line with lands now or formerly William J. Beaudoin and Mary Beaudoin (Liber 1302, page 805) and with the terminus of Hillcrest Avenue South 05° 52' 46" East, a distance of 200.90 feet to a rebar found; Thence along the southern side of Hillcrest Avenue and passing through an iron pipe, North 84° 07' 14" East, a distance of 115.00 feet to a point in the southern line of Hillcrest Avenue at its intersection with the division line between lands now or formerly of Carl and Mary Sherman (Liber 1302, page 807) to the east and William J. and Mary E. Beaudoin and Mary Ann Sherman (Liber 7724, page 283) to the west; Thence along said division line South 05° 52' 46" East, a distance of 100.00 feet to a point; Thence along the division line with lands now or formerly of Hartland Associates, Inc. (Liber 7602, page 263) and lands now or formerly of Donald Hart (Liber 168, page 2218) South 84° 07' 14" West, a distance of 845.92 feet to a point; Thence continuing along the division line with lands now or formerly of Donald Hart (Liber 168, page 2218) and passing through a rebar found, South 27° 07' 14" West, a distance of 532.64 feet to a rebar found; Thence along the division line with lands now or formerly Hartland Associates, Inc. (Liber 168, page 2250) North 48° 13' 42" West, a distance of 586.77 feet to a rebar found at the eastern highway boundary of Interstate 90; Thence along the eastern highway boundary of Interstate 90 the following six courses and distances:

1. North 06° 29' 05" East, a distance of 262.42 feet to a point;
2. North 06° 29' 57" East, a distance of 1039.84 feet to a concrete monument found;
3. North 62° 36' 15" East, a distance of 377.34 feet to a concrete monument found;
4. North 04° 25' 52" West, a distance of 519.98 feet to a concrete monument found;
5. North 07° 28' 01" West, a distance of 754.97 feet to a concrete monument found;
6. North 87° 25' 18" East, a distance of 363.34 feet to an iron pipe found;

Thence along the division line with lands now or formerly of Otis J. Williams, II, and Jennifer L. Meehan (Liber 6446, page 73), and lands now or formerly of Wesley J. Sanford, Jr. and Lauren K. Sanford (Liber 7800, page 124) North 88° 14' 57" East, a distance of 243.29 feet to an iron pipe found; Thence continuing along the division line with lands now or formerly of Wesley J. Sanford, Jr. and Lauren K. Sanford (Liber 7800, page 124), and along the division line with lands now or formerly of Kristin M. Meashaw and Matthew B. Abatto (Liber 3129, page 334), lands now or formerly of Scott A. Dunham and Theresa A. Dunham, lands now or formerly of Robert A. Jansing (Liber 366, page 1395), lands now or formerly of Sarah E. and Kristen A. Fedigan (Liber 8173, page 197) and passing through two iron pipes found, South 89° 13' 33" East, a distance of 868.18 feet to a point; Thence along the division line with lands now or formerly of Brian J. and Laurel L. Smihosky (Liber 7266, page 77), lands now or formerly of Vittorio Lapietra & Donna Linhares-Lapietra (Liber 4008, page 178), lands now or formerly of Edward C. and Erin A. Cullings (Liber 4762, page 8), and lands now or formerly Kenneth C. and Crystal M. Swinton (Liber 7541, page 108) South 88° 41' 33" East, a distance of 585.84 feet to an iron pipe found; Thence continuing along the division line with lands now or formerly of Kenneth C. and Crystal M. Swinton (Liber 7541, page 108) South 89° 09' 53" East, a distance of 288.23 feet to capped rebar found;

Thence along the division line with lands now or formerly of James R. Matias and Judith Dunham-Matias (Liber 169, page 1431) the following two courses and distances:

1. South 16° 52' 47" West, a distance of 430.00 feet to an iron pin found;
2. South 74° 02' 22" East, a distance of 280.00 feet to the point and place of beginning.

Containing or 116.39 acres or 5,070,100 square feet of land, more or less.

WHEREAS, the improvements proposed consist of the installation of 4,200 lineal feet of 8" PVC sewer pipe, 21 sewer manholes, 1 sewer connection, 150 lineal feet for boring under Routes 9 & 20, and upgrading the existing pump station, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Schodack; and

WHEREAS, the maximum amount proposed to be expended for said improvements and/or acquisition of necessary lands is the sum of Six Hundred Eighty- Seven Thousand (\$687,000.00) Dollars; and

WHEREAS, approval of the New York State Comptroller will not be required for the formation of the Sewer District No. 6, Sanitary Sewer District Extension #4 inasmuch as debt will not be issued or assumed by the Town of Schodack and any assessments to the typical property shall be on a benefit basis for all users; and

WHEREAS, operation and maintenance fees for the Sewer District Extension are estimated to be Seventeen Thousand Five Hundred Twenty and 00/100 (\$17,520.00) Dollars for the typical property located within the Sewer District Extension; and

WHEREAS, the hook up fee is estimated to be Forty-Five Thousand and 00/100 (\$45,000.00) Dollars and the building sewer inspection fee is Two Hundred and 00/100 (\$200.00) Dollars and the Sewer District Extension fee is Two Hundred Twenty-Five (\$225.00) Dollars;

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, in said Town, on the 23rd day of August, 2018, at 7:00 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.

2018-200

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 Schodack Consolidated Water District No. 101, Water District Extension No. 6, 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 McFarland Johnson, competent engineers, duly licensed by the State of New York, showing boundaries of the proposed Water District Extension, general plan of the Water

District Extension and an analysis showing the costs thereof and method of operation; and

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

WHEREAS, the improvements proposed consist of the installation of 2,250 lineal feet of 12 inch PVC water pipe, 2200 pipe bends, 4 water valves, 6 water hydrants, 150 lineal feet of pipe for boring underneath Routes 9 & 20, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Schodack; and

WHEREAS, the maximum amount proposed to be expended for said improvements and/or acquisition of necessary lands is the sum of Four Hundred Twenty- Nine Thousand (\$429,000.00) Dollars; and

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

WHEREAS, the first year cost for operation and maintenance fees for the Water District Extension are estimated to be Eight Thousand Six Hundred Ninety-Two and 00/100 Dollars (\$8,692.00) to the typical property after the first year of the Water District Extension formation; and

WHEREAS, the water line installation fee is Two Hundred and 00/100 (\$200.00) Dollars and the Water District Extension connection fee is Twenty-Five and 00/100 (\$25.00) Dollars; and

WHEREAS, the capital charges for the typical property located within the Water District Extension are estimated to be Twelve Thousand Five Hundred Forty-Four and 00/100 (\$12,544.00) Dollars after the first year of Water District Extension formation.

NOW, IT IS HEREBY ORDERED, that the Town Board of the Town of Schodack shall cause to be filed for public inspection with the Town Clerk, a detailed explanation of how the estimated cost of hookup fees, the cost of the district to the typical property, and the cost of capital charges has been computed and that an analysis of the computation of those costs is attached hereto as **Exhibit A**.

D. Hydraulic Calculations

A hydraulic model was used to compute the pressure at the base of the riser for the building, including the loss from meters and/or backflow prevention devices. Calculations are based on the Utility plans and a Neptune Protectus III water meter. See Appendix 2 for the Hydraulic Calculations.

The building will have an ESFR (Early Suppression Fast Response) sprinkler system which is designed to supply large amounts of water to extinguish any fire. Because of this system's demands, the building will have a 200,000-gallon water

supply tank with a pump for the sprinkler system. The building's sprinkler system will be self-sufficient and is not expected to draw significant demand. Calculations were done to represent a fire hydrant demand and are in Appendix 3.

E. Backflow Prevention Requirements

Backflow prevention was assumed for the site based upon the size of the supply line. The site is expected to have a 12" Watts Double Detector Assembly immediately after the meter at the street.

F. Conclusion

Presently, the water system serving Consolidated Water District No. 101 has a capacity of 0.5 MGD and the current usage is approximately 130,000 GPD. The proposed Schodack Distribution Center is estimated to utilize 6,000 GPD, increasing the existing demand from 130,000 GPD to 136,000 GPD. Therefore, the capacity of the Consolidated Water District No. 101 will allow the acceptance of the additional water demand generated by the proposed Schodack Distribution Center.

Section 3: Financing

Scannell Properties will be financing the installation of the proposed water system. A cost estimate of the proposed work is included in Appendix 4. No debt will be issued by the town for this project.

Section 4: Water District Extension

The project site is located near Consolidated Water District No. 101, but is currently not within the Water District as shown in Appendix 1. This proposed Water District Extension would extend the District to encompass the project site pending the approval of the Schodack Town Board, the NYS Department of Health, and the NYS Department of Environmental Conservation. The map shown in Appendix 2 shows the land to be included within the Water District. The typical property within the proposed water district extension is an approximate 1,000,000 square foot Sales Distribution Center.

Section 5: User Cost and Connection Fees

The property to be added to Consolidated Water District No. 101 will become a rate payer under the district.

The Town of Schodack's building water line installation fee is \$200 (estimate 4 inspections @ \$50 each) and the sewer district extension connection fee is \$25 for a total of **\$225.00** to the Town of Schodack.

Current Town quarterly operations and maintenance charges are \$55 minimum (up to 18,000 gallons) plus \$4 per 1,000 gallons used over 18,000 gallons, billed approximately one week after the end of each calendar quarter. Based on a water use of 6,000 GPD, this would result in an annual water usage fee of:

$(6,000 \text{ GPD} * 365 \text{ Days} - 72,000) / 1,000 \text{ GAL} * 4 = \$8,472.00 + \$220.00 =$
\$8,692.00 per year for the Distribution Center.

The Consolidated Water District No. 101 must repay annual debt. In accordance with Town Board Resolution 2017-239, for commercial properties, the calculation for the capital charges for each property would include 1 equivalent dwelling unit (EDU) plus 1 additional EDU, based upon estimated water usage or 50% discounted estimated water usage per DEC flow guidelines, for every 72,000 gallons or portion thereof in excess of 72,000 gallons. Estimated DEC flow guidelines are based upon the square footage of the structure calculated as follows:

$6000 \text{ GPD} * 365 \text{ days} / 72,000 \text{ gal} = 31 \text{ EDU} + 1 \text{ additional EDU} = 32 \text{ EDU.}$

Based upon the Consolidated Water District No. 101, the capital rate for the typical property is \$392 per equivalent dwelling unit. The total capital payment for the typical property within the water district extension for the first year after district extension creation shall equal:

$32 \text{ units} * \$392 = \mathbf{\$12,544}$ in total capital charges.

Section 6: Conclusion

This report concludes that the Town of Schodack Consolidated Water District No. 101 has the capacity to accept the additional demand from this project.

McFARLAND-JOHNSON, INC., 60 RAILROAD PLACE
 SARATOGA SPRINGS, NY 12866 PHONE (518) 580-9380
 FAX (518) 580-9383 www.miinc.com

ENGINEER'S OPINION OF PROBABLE COSTS

Project: Scannell Properties, Schodack, New York
 Consolidated Water District 101 Extension #6

July 5, 2018

Bid Item	Description (of Item)	Unit	Quantity	Unit Price	Engineer's Estimate
01	12" PVC WATER PIPE	L	2250	\$116	\$261,000
02	PIPE BENDS	L	2200	\$12	\$26,400
03	WATER VALVES	F	4	\$2,500	\$10,000
04	WATER HYDRANTS	F	6	\$5,000	\$30,000
05	BORE UNDER RT 9 & 20	LF	150	\$300.0	\$45,000
	TOTAL (Construction)				\$372,400
	15% Contingency				\$55,860.
G	Total (Construction)				\$428,260

	Additional Costs	Unit	Quantity	Unit Price	Engineer's Estimate

TOTAL PROJECT COST				
\$429,000.00				

2018-201 **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 No. 6, in the Town of Schodack, County of Rensselaer, State of New York, have been filed in the Town Clerk's Office for public inspection; and

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

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

WHEREAS, the improvements proposed consist of the installation of 2,250 lineal feet of 12 inch PVC water pipe, 2200 pipe bends, 4 water valves, 6 water hydrants, 150 lineal feet of pipe for boring underneath Routes 9 & 20, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Schodack; and

WHEREAS, said project will require 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;

WHEREAS, the Town of Schodack Planning Board was designated as the lead agency in a coordinated review with the Town of Schodack Town Board; and

WHEREAS, the underlying project is the development of approximately 116.3 acres of real property along New York State Route 9 located within the Town of Schodack, New York on which real property a one million square-foot sales distribution center is proposed to be constructed; and

WHEREAS, in connection with this proposed project the Town of Schodack Planning Board in its role as lead agency in a coordinated review concluded that "the project will not have a significant impact on the municipal water system"; and

WHEREAS, a copy of the full environmental assessment form together with the negative declaration issued by the Town of Schodack Planning Board is attached hereto and made a part hereof as **Exhibit A** [Provided in Supporting Docs];

NOW, THEREFORE, IT IS RESOLVED: That the Town of Schodack Town Board hereby affirms the designation of the Town of Schodack Planning Board as the lead agency in a coordinated review with respect to the proposed project which encompasses the formation of Consolidated Water District No. 101, Water District Extension No. 6

2018-202 **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 No. 6, in the Town of Schodack, County of Rensselaer, State of New York, have been filed in the Town Clerk's Office for public inspection; and

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

WHEREAS, said map, plan and report shows all facilities 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 Water District Extension are as described in **Schedule "A"** annexed hereto; and

SCHEDULE "A"

Legal Description
Consolidated Water District 101
Water District Extension No. 6

Consolidated lands now or formerly of Jill C. Palmer-Wood, Burdette J. Otterbeck, William J. & Mary Beaudoin and Mary Ann Sherman

All that certain parcel or piece of land situate in the Town of Schodack, County of Rensselaer, and State of New York, and more particularly bounded and described as follows:

Beginning at an iron pin found in the western highway boundary of U.S. Route 9 at its intersection with the division line between lands now or formerly of Jill C. Palmer-Wood and Burdette J. Otterbeck (Document number 2008-00302819) to the south and lands now or formerly of James R. Matias and Judith Dunham-Matias (Liber 169, page 1431) to the north; Thence along the western highway boundary of U.S. Route 9 South 26° 01' 48" West, a distance of 1142.41 feet to a capped rod found at the northeast corner of lands now or formerly of Michael and Charlotte Belak (Liber 1298, page 417); Thence North 78° 28' 35" West, a distance of 420.80 feet to a point, Thence South 21° 23' 25" West, a distance of 67.67 feet to a point; Thence along the division line with lands now or formerly of Michael and Charlotte Belak (Liber 1298, page 417) North 87° 14' 30" West, a distance of 16.77 feet to a capped rod found; Thence continuing along the division line with Michael and Charlotte Belak, and along the division line with lands now or formerly of Frank and Linda Paonessa (Liber 324, page 1892) South 11° 45' 30" West, a

distance of 226.00 feet to a iron pin found; Thence along the division line with lands now or formerly of Clifford and Deborah Brehm (Liber 1249, page 225) and along the division line with lands now or formerly George Brehm (Liber 1032, page 306) South 86° 54' 22" West, a distance of 612.61 feet to an iron pin found; Thence along the division line with lands now or formerly of George Brehm (Liber 1032, page 306), lands now or formerly of Paul and Heather Brehm (Liber 1611, page 199), and lands now or formerly of Cheryl L. Ouderkirk (Liber 648, page 221) South 16°16'15" East, a distance of 546.03 feet to an iron pin in concrete found; Thence along the division line with lands now or formerly William J. Beaudoin and Mary Beaudoin (Liber 1302, page 805) and with the terminus of Hillcrest Avenue South 05°52'46" East, a distance of 200.90 feet to a rebar found; Thence along the southern side of Hillcrest Avenue and passing through an iron pipe, North 84°07'14" East, a distance of 115.00 feet to a point in the southern line of Hillcrest Avenue at its intersection with the division line between lands now or formerly of Carl and Mary Sherman (Liber 1302, page 807) to the east and William J. and Mary E. Beaudoin and Mary Ann Sherman (Liber 7724, page 283) to the west; Thence along said division line South 05°52'46" East, a distance of 100.00 feet to a point; Thence along the division line with lands now or formerly of Hartland Associates, Inc. (Liber 7602, page 263) and lands now or formerly of Donald Hart (Liber 168, page 2218) South 84°07'14" West, a distance of 845.92 feet to a point; Thence continuing along the division line with lands now or formerly of Donald Hart (Liber 168, page 2218) and passing through a rebar found, South 27°07'14" West, a distance of 532.64 feet to a rebar found; Thence along the division line with lands now or formerly Hartland Associates, Inc. (Liber 168, page 2250) North 48°13'42" West, a distance of 586.77 feet to a rebar found at the eastern highway boundary of Interstate 90; Thence along the eastern highway boundary of Interstate 90 the following six courses and distances:

7. North 06°29'05" East, a distance of 262.42 feet to a point;
8. North 06°29'57" East, a distance of 1039.84 feet to a concrete monument found;
9. North 62°36'15" East, a distance of 377.34 feet to a concrete monument found;
10. North 04°25'52" West, a distance of 519.98 feet to a concrete monument found;
11. North 07° 28' 01" West, a distance of 754.97 feet to a concrete monument found;
12. North 87° 25' 18" East, a distance of 363.34 feet to an iron pipe found;

Thence along the division line with lands now or formerly of Otis J. Williams, II, and Jennifer L. Meehan (Liber 6446, page 73), and lands now or formerly of Wesley J. Sanford, Jr. and Lauren K. Sanford (Liber 7800, page 124) North 88°14'57" East, a distance of 243.29 feet to an iron pipe found; Thence continuing along the division line with lands now or formerly of Wesley J. Sanford, Jr. and Lauren K. Sanford (Liber 7800, page 124), and along the division line with lands now or formerly of Kristin M. Meashaw and Matthew B. Abatto (Liber 3129, page 334), lands now or formerly of Scott A. Dunham and Theresa A. Dunham, lands now or formerly of Robert A. Jansing (Liber 366, page 1395), lands now or formerly of Sarah E. and Kristen A. Fedigan (Liber 8173, page 197) and passing through two iron pipes found, South 89° 13' 33" East, a distance of 868.18 feet to a point; Thence along the division line with lands now or formerly of Brian J. and Laurel L. Smihosky (Liber 7266, page 77), lands now or formerly of Vittorio Lapietra & Donna Linhares-Lapietra (Liber 4008, page 178), lands now or formerly of Edward C. and Erin A. Cullings (Liber 4762, page 8), and lands now or formerly Kenneth C. and Crystal M. Swinton (Liber 7541, page 108) South 88° 41' 33" East, a distance of 585.84 feet to an iron pipe found; Thence continuing along the division line with lands now or formerly of Kenneth C. and Crystal M. Swinton (Liber 7541, page 108) South 89° 09' 53" East, a distance of 288.23 feet to capped rebar found; Thence along the division line with lands now or formerly of James R. Matias and Judith Dunham-Matias (Liber 169, page 1431) the following two courses and distances:

3. South 16° 52' 47" West, a distance of 430.00 feet to an iron pin found;
4. South 74° 02' 22" East, a distance of 280.00 feet to the point and place of beginning.

Containing or 116.39 acres or 5,070,100 square feet of land, more or less.

WHEREAS, the improvements proposed consist of the installation of 2,250 lineal feet of 12 inch PVC water pipe, 2200 pipe bends, 4 water valves, 6 water hydrants, 150 lineal feet of pipe for boring underneath Routes 9 & 20, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Schodack; and

WHEREAS, the maximum amount proposed to be expended for said improvements and/or acquisition of necessary lands is the sum of Four Hundred Twenty- Nine Thousand (\$429,000.00) Dollars; and

WHEREAS, approval of the New York State Comptroller will not be required for the formation of Consolidated Water District No. 101, Water District Extension No. 6, inasmuch as debt will neither be issued or assumed by the Town of Schodack, and assessments shall be on a benefit basis for the typical property; and

WHEREAS, the first year cost for operation and maintenance fees for the Water District Extension are estimated to be Eight Thousand Six Hundred Ninety-Two and 00/100 Dollars (\$8,692.00) to the typical property after the first year of the Water District Extension formation; and

WHEREAS, the water line installation fee is Two Hundred and 00/100 (\$200.00) Dollars and the Water District Extension connection fee is Twenty-Five and 00/100 (\$25.00) Dollars; and

WHEREAS, the capital charges for the typical property located within the Water District Extension are estimated to be Twelve Thousand Five Hundred Forty-Four and 00/100 (\$12,544.00) Dollars after the first year of Water District Extension formation.

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, in said Town, on the 23rd day of August, 2018, at 7:30 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.

2018-203 Authorize Jordan Harrington, Alan Roehr Jr., Jeffrey Arno, Gary Ziegler and Steven Kelly, members of the Fire Investigation Unit to attend New York State Academy of Fire Science Course #01-01-0018 – Fall Seminar, November 7 through 9, 2018 in Montour Falls, New York, at an estimated cost per person of \$25.00 – registration fee (\$125.00), materials (\$50.00) and lodging (\$576.00 and meals (\$279.00), and estimated cost for mileage (\$470.00) and tolls (\$35.00) for a total estimated cost of \$1,500.00. [A3410.4 This is a budgeted item.]

2018-204 Ratify and affirm authorizing Joseph Tremblay, Building Inspector/Code Enforcement Officer to attend Basic Code Enforcement Training in Latham, NY and further authorize reimbursement for mileage as follows: classes attended in the August, September, October and November of 2017 (\$256.80) and classes attended January, February and March 2018 (\$130.80) for a total mileage reimbursement cost of \$387.60.

2018-205

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	James Bult	7	1/1/18-12/31/21	N	TBD	Not Sumitted
Appointed Officials						
Planning Board Member	John LaVoie	7	1/1/14-12/31/20	N	1.08 quarterly	

2018-206

Amend Resolution 2018-044 as adopted January 5, 2018 as follows: Pursuant to professional services agreement dated January 5, 2018, appoint Tabner, Ryan and Keniry, LLP as Special District Counsel and based on per hour fee schedule as follows: Partners \$260.00, Associates \$170.00 and Paralegals \$95.00. This authorization shall not exceed ~~\$7,500.00~~ \$25,000.00 without further board approval.

2018-207

WHEREAS, the school house located on Clove Road (the "School House") is a historically significant property owned and maintained by the Town; and

WHEREAS, it has been determined that the roof of the School House has fallen into disrepair and is in such as state so as to allow the elements into the School House, likely causing significant and permanent damage to the structure; and

WHEREAS, the Town is desirous of repairing the roof of the School House in order to preserve the structure for the enjoyment of future generations; and

WHEREAS, in accordance with Town procedure, multiple quotes were solicited and received for the repair and/or replacement of the School House roof; and

WHEREAS, having reviewed those quotes the Town has determined that the quotes offered by Phelps Brothers Roofing, LLC in the amount of \$9,200.00 and

Lawlor Construction LLC in the amount of \$9,740.00 represent the best values for the requested repair services.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby authorizes the Supervisor to enter into an agreements with Phelps Brothers Roofing, LLC and Lawlor Construction LLC for the timely and competent repair and/or replacement of the School House roof or portions thereof for an amount not to exceed \$18,940.00

2018-208 **WHEREAS**, in accordance with its procurement policies and General Municipal Law §103(16), the Town solicited proposals for playground equipment to be delivered and installed at a particular location within the Town Park; and

WHEREAS, the Town received multiple proposals in response to its solicitation; and

WHEREAS, having reviewed such proposals and conducted other such appropriate due diligence, including but not limited to visiting site locations where the respondent companies have delivered and installed their products the Town determines that the proposal made by [vendor] in the amount of [amount] represents the best value for the equipment sought by the Town.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby authorizes the Supervisor to enter into an agreement with Kompan for the time and competent delivery and installation of the specified playground equipment for an amount not to exceed \$84,000.00.

2018-209 **WHEREAS**, the Town Planning Board has been named as a party to an Article 78 Proceeding (Index #2018-260429) filed on or about July 30, 2018; and

WHEREAS, the Town desires to defend the actions of the Planning Board in the Article 78 Proceeding.

NOW, THEREFORE, BE IT RESOLVED that the Board appoints Girvin & Ferlazzo, P.C. as litigation counsel for the purposes of representing the Town in the Article 78 Proceeding (Index #2018-260429) based upon a fee schedule of \$225.00 per hour as contained in the Letter of Engagement and Retainer dated August 8, 2018, and. This authorization shall not exceed \$15,000.00 without further written Board resolution.

2018-210 Authorize Supervisor Harris to execute and administer the Easement Agreement and the Lighting and Maintenance Agreement both relating to the parcel commonly known as Pond View both dated August 7, 2018.

2018-211 Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-1176 to 18-1335 on Abstract No. 2018-08, in the amount of \$369,759.35, including the claims paid (\$212,857.56) since the previous town board meeting.

2018-212 Authorize the July 2018 budget modifications, interfund loans and interfund transfers as provided in document dated July 31, 2018 and recommended by the Comptroller.

2018-213 Ratify and affirm amending resolution 2018-166 adopted on June 14, 2018 to appoint the following Town of Schodack Day Camp employees for the Summer Youth and Recreation Program as recommended by the Director of Youth and Recreation:
Traveling Nurse – Tracey Delmerico

August 23, 2018

2018-214 **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 #4, in the Town of Schodack, County of Rensselaer, State of New York, has been filed in the Town Clerk’s Office for public inspection; and

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

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

WHEREAS, the improvements proposed consist of the installation of 4,200 lineal feet of 8” PVC sewer pipe, 21 sewer manholes, 1 sewer connection, 150 lineal feet for boring under Routes 9 & 20, and upgrading the existing pump station, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Schodack; and

WHEREAS, said project 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

WHEREAS, the Town of Schodack Planning Board was designated as the lead agency in a coordinated review with the Town of Schodack Town Board; and

WHEREAS, the underlying project is the development of approximately 116.3 acres of real property along New York State Route 9 located within the Town of Schodack, New York on which real property a one million square-foot sales distribution center is proposed to be constructed; and

WHEREAS, in connection with this proposed project the Town of Schodack Planning Board in its role as lead agency in the coordinated review concluded

that “the project will not have a significant impact on the municipal sanitary sewer system”; and

WHEREAS, the Town of Schodack Planning Board in its role as lead agency in its coordinated review issued a negative declaration with respect to the proposal to develop a one million square foot sales distribution center;

NOW, THEREFORE, IT IS RESOLVED:

That the Town of Schodack Town Board hereby affirms the negative declaration issued by the Town of Schodack Planning Board with respect to the proposal to develop a one million square foot sales distribution center inasmuch as the Town of Schodack Planning Board, acting as lead agency in a coordinated review under the State Environmental Quality Review Act, has thoroughly evaluated all aspects of the project and has carefully reviewed all relevant materials, and that the proposal will not have significant adverse environmental impacts.

The foregoing was moved by Supervisor Harris, and seconded by Councilperson Bult.

2018-215

WHEREAS, a petition, pursuant to Article 12 of the Town Law, relating to the establishment of Sewer District No. 6, Sanitary Sewer Extension #4 in the Town of Schodack, County of Rensselaer, State of New York, has heretofore been filed in the Town Clerk’s Office; and,

WHEREAS, a map, plan and report relating to the establishment of Sewer District No. 6, Sanitary Sewer Extension #4 prepared by McFarland Johnson, competent engineers, duly licensed by the State of New York, in manner and detail as required by Article 12 of the Town Law, 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 August 9, 2018, reciting the filing of the map, 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 for public inspection, and all other matters required by law to be stated; and,

WHEREAS, the order set August 23, 2018 at 7:00 p.m. at the Schodack Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York 12033 as the date, time and place of the public hearing to consider the map, plan and report, and to hear all persons interested in the subject thereof, and to take such 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 23rd day of August, 2018, beginning at 7:00 p.m. and the matter being duly discussed and all interested persons having been duly heard; and,

WHEREAS, the Town Board did at that time resolve and determine to conclude and close the public hearing and to render a decision at a scheduled meeting of

the Town Board to be conducted on the 23rd day of August, 2018 at the Schodack Town Hall.

NOW, upon the evidence given at the hearing, and upon motion of Councilperson Swartz and seconded by Councilperson Kenney, it is

RESOLVED AND DETERMINED:

- (a) That the petition is signed and acknowledged or proved as required by law and complies with the requirements of Town Law Section 191 as to sufficiency of signers and is otherwise sufficient, and the notice of hearing was published and posted as required by law, and is otherwise sufficient;
- (b) That all property and property owners within the proposed sewer district extension are benefited thereby;
- (c) That all the property and property owners benefited are included within the limits of the proposed sewer district extension;
- (d) That it is in the public interest to establish Sewer District No. 6, Sanitary Sewer Extension #4;
- (a) A hook up fee to the property line is estimated to equal Forty-Five Thousand and 00/100 (45,000.00) Dollars; the building sewer inspection fee is Two Hundred and 00/100 (\$200.00) Dollars; the Sewer District Extension fee is Two Hundred Twenty-Five and 00/100 (\$225.00); and the first year cost for full operation and maintenance for the typical property within Sewer District No. 6, Sanitary Sewer Extension #4 is estimated to equal Seventeen Thousand Five Hundred Twenty and 00/100 (\$17,520.00) Dollars; costs after the first year of district extension formation shall be determined on a benefit bases.
- (e) That the maximum amount to be expended for said improvement and/or acquisition of necessary lands is the sum of Six Hundred Eighty-Seven Thousand (\$687,000.00) Dollars.
- (f) Approval of the New York State Comptroller is not required for the formation of Sewer District No. 6, Sanitary Sewer Extension #4 since no public debt is to be issued or assumed by the town for the improvement since the infrastructure improvements will be paid in full by the property owner; and it is further,

RESOLVED AND DETERMINED, that the establishment of Sewer District No. 6, Sanitary Sewer Extension #4, as set forth in the map, plan and report, be approved and that the approval of the Comptroller of the State of New York is not required for the reasons set forth above, and that the requested improvements be constructed, and the necessary easements and lands be acquired upon the required funds being made available and provided for, and such district shall be known and designated as Sewer District No. 6, Sanitary Sewer Extension #4 in the Town of Schodack, and shall be bounded and described as set forth on Schedule "A" attached hereto and made a part hereof; and it is further,

RESOLVED AND DETERMINED, that the Town Clerk of the Town of Schodack shall, within ten (10) days after the adoption of this Resolution, file a certified copy thereof, in the Office of the State Department of Audit and Control at Albany, New York, and in the office of the Rensselaer County Clerk.

SCHEDULE "A"

Legal Description Sewer District No.6

Sanitary Sewer District Extension No. 4

Consolidated lands now or formerly of Jill C. Palmer-Wood, Burdette J. Otterbeck, William J. & Mary Beaudoin and Mary Ann Sherman

All that certain parcel or piece of land situate in the Town of Schodack, County of Rensselaer, and State of New York, and more particularly bounded and described as follows:

Beginning at an iron pin found in the western highway boundary of U.S. Route 9 at its intersection with the division line between lands now or formerly of Jill C. Palmer-Wood and Burdette J. Otterbeck (Document number 2008-00302819) to the south and lands now or formerly of James R. Matias and Judith Dunham-Matias (Liber 169, page 1431) to the north; Thence along the western highway boundary of U.S. Route 9 South $26^{\circ} 01' 48''$ West, a distance of 1142.41 feet to a capped rod found at the northeast corner of lands now or formerly of Michael and Charlotte Belak (Liber 1298, page 417); Thence North $78^{\circ} 28' 35''$ West, a distance of 420.80 feet to a point, Thence South $21^{\circ} 23' 25''$ West, a distance of 67.67 feet to a point; Thence along the division line with lands now or formerly of Michael and Charlotte Belak (Liber 1298, page 417) North $87^{\circ} 14' 30''$ West, a distance of 16.77 feet to a capped rod found; Thence continuing along the division line with Michael and Charlotte Belak, and along the division line with lands now or formerly of Frank and Linda Paonessa (Liber 324, page 1892) South $11^{\circ} 45' 30''$ West, a distance of 226.00 feet to a iron pin found; Thence along the division line with lands now or formerly of Clifford and Deborah Brehm (Liber 1249, page 225) and along the division line with lands now or formerly George Brehm (Liber 1032, page 306) South $86^{\circ} 54' 22''$ West, a distance of 612.61 feet to an iron pin found; Thence along the division line with lands now or formerly of George Brehm (Liber 1032, page 306), lands now or formerly of Paul and Heather Brehm (Liber 1611, page 199), and lands now or formerly of Cheryl L. Ouder Kirk (Liber 648, page 221) South $16^{\circ} 16' 15''$ East, a distance of 546.03 feet to an iron pin in concrete found; Thence along the division line with lands now or formerly William J. Beaudoin and Mary Beaudoin (Liber 1302, page 805) and with the terminus of Hillcrest Avenue South $05^{\circ} 52' 46''$ East, a distance of 200.90 feet to a rebar found; Thence along the southern side of Hillcrest Avenue and passing through an iron pipe, North $84^{\circ} 07' 14''$ East, a distance of 115.00 feet to a point in the southern line of Hillcrest Avenue at its intersection with the division line between lands now or formerly of Carl and Mary Sherman (Liber 1302, page 807) to the east and William J. and Mary E. Beaudoin and Mary Ann Sherman (Liber 7724, page 283) to the west; Thence along said division line South $05^{\circ} 52' 46''$ East, a distance of 100.00 feet to a point; Thence along the division line with lands now or formerly of Hartland Associates, Inc. (Liber 7602, page 263) and lands now or formerly of Donald Hart (Liber 168, page 2218) South $84^{\circ} 07' 14''$ West, a distance of 845.92 feet to a point; Thence continuing along the division line with lands now or formerly of Donald Hart (Liber 168, page 2218) and passing through a rebar found, South $27^{\circ} 07' 14''$ West, a distance of 532.64 feet to a rebar found; Thence along the division line with lands now or formerly Hartland Associates, Inc. (Liber 168, page 2250) North $48^{\circ} 13' 42''$ West, a distance of 586.77 feet to a rebar found at the eastern highway boundary of Interstate 90; Thence along the eastern highway boundary of Interstate 90 the following six courses and distances:

13. North $06^{\circ} 29' 05''$ East, a distance of 262.42 feet to a point;
14. North $06^{\circ} 29' 57''$ East, a distance of 1039.84 feet to a concrete monument found;
15. North $62^{\circ} 36' 15''$ East, a distance of 377.34 feet to a concrete monument found;
16. North $04^{\circ} 25' 52''$ West, a distance of 519.98 feet to a concrete monument found;
17. North $07^{\circ} 28' 01''$ West, a distance of 754.97 feet to a concrete monument found;
18. North $87^{\circ} 25' 18''$ East, a distance of 363.34 feet to an iron pipe found;

Thence along the division line with lands now or formerly of Otis J. Williams, II, and Jennifer L. Meehan (Liber 6446, page 73), and lands now or formerly of Wesley J. Sanford, Jr. and Lauren K. Sanford (Liber 7800, page 124) North 88°14'57" East, a distance of 243.29 feet to an iron pipe found; Thence continuing along the division line with lands now or formerly of Wesley J. Sanford, Jr. and Lauren K. Sanford (Liber 7800, page 124), and along the division line with lands now or formerly of Kristin M. Meashaw and Matthew B. Abatto (Liber 3129, page 334), lands now or formerly of Scott A. Dunham and Theresa A. Dunham, lands now or formerly of Robert A. Jansing (Liber 366, page 1395), lands now or formerly of Sarah E. and Kristen A. Fedigan (Liber 8173, page 197) and passing through two iron pipes found, South 89° 13' 33" East, a distance of 868.18 feet to a point; Thence along the division line with lands now or formerly of Brian J. and Laurel L. Smihosky (Liber 7266, page 77), lands now or formerly of Vittorio Lapietra & Donna Linhares-Lapietra (Liber 4008, page 178), lands now or formerly of Edward C. and Erin A. Cullings (Liber 4762, page 8), and lands now or formerly Kenneth C. and Crystal M. Swinton (Liber 7541, page 108) South 88° 41' 33" East, a distance of 585.84 feet to an iron pipe found; Thence continuing along the division line with lands now or formerly of Kenneth C. and Crystal M. Swinton (Liber 7541, page 108) South 89° 09' 53" East, a distance of 288.23 feet to capped rebar found; Thence along the division line with lands now or formerly of James R. Matias and Judith Dunham-Matias (Liber 169, page 1431) the following two courses and distances:

5. South 16° 52' 47" West, a distance of 430.00 feet to an iron pin found;
 6. South 74° 02' 22" East, a distance of 280.00 feet to the point and place of beginning.
- Containing or 116.39 acres or 5,070,100 square feet of land, more or less.

2018-216 **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 No. 6, in the Town of Schodack, County of Rensselaer, State of New York, have been filed in the Town Clerk's Office for public inspection; and

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

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

WHEREAS, the improvements proposed consist of the installation of 2,250 lineal feet of 12 inch PVC water pipe, 2200 pipe bends, 4 water valves, 6 water hydrants, 150 lineal feet of pipe for boring underneath Routes 9 & 20, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Schodack; and

WHEREAS, said project 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;

WHEREAS, the Town of Schodack Planning Board was designated as the lead agency in a coordinated review with the Town of Schodack Town Board; and

WHEREAS, the underlying project is the development of approximately 116.3 acres of real property along New York State Route 9 located within the Town of Schodack, New York on which real property a one million square-foot sales distribution center is proposed to be constructed; and

WHEREAS, in connection with this proposed project the Town of Schodack Planning Board in its role as lead agency in the coordinated review concluded that “the project will not have a significant impact on the municipal water system”; and

WHEREAS, the Town of Schodack in its role as lead agency in its coordinated review issued a negative declaration with respect to the proposal to develop a one million square foot sales distribution center;

NOW, THEREFORE, IT IS RESOLVED:

That the Town of Schodack Town Board hereby affirms the negative declaration issued by the Town of Schodack Planning Board with respect to the proposal to develop a one million square foot sales distribution center inasmuch as the Town of Schodack Planning Board, acting as lead agency in a coordinated review under the State Environmental Quality Review Act, has thoroughly evaluated all aspects of the project and has carefully reviewed all relevant materials, and that the proposal will not have significant adverse environmental impacts.

The foregoing was moved by Supervisor Harris, and seconded by Councilperson Swartz.

2018-217

WHEREAS, a petition, pursuant to Article 12 of the Town Law, relating to the establishment of Consolidated Water District No. 101, Water District Extension No. 6, in the Town of Schodack, County of Rensselaer, State of New York, has heretofore been filed in the Town Clerk’s Office; and,

WHEREAS, a map, plan and report relating to the establishment of Consolidated Water District No. 101, Water District Extension No. 6, prepared by McFarland Johnson, competent engineers, duly licensed by the State of New York, in manner and detail as required by Article 12 of the Town Law, 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 August 9, 2018, reciting the filing of the map, 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 for public inspection, and all other matters required by law to be stated; and,

WHEREAS, the order set August 23, 2018, at 7:30 p.m. at the Schodack Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York 12033 as the date, time and place of the public hearing to consider the map, plan and report, and to

hear all persons interested in the subject thereof, and to take such 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 23rd day of August, 2018, beginning at 7::30 p.m. and the matter being duly discussed and all interested persons having been duly heard; and,

WHEREAS, the Town Board did at that time resolve and determine to conclude and close the public hearing and to render a decision at a regularly scheduled meeting of the Town Board to be conducted on the 23rd day of August, 2018 at the Schodack Town Hall.

NOW, upon the evidence given at the hearing, and upon motion of Supervisor Harris and seconded by Councilperson Bult, it is

RESOLVED AND DETERMINED:

- (b) That the petition is signed and acknowledged or proved as required by law and complies with the requirements of Town Law Section 191 as to sufficiency of signers and is otherwise sufficient, and the notice of hearing was published and posted as required by law, and is otherwise sufficient;
- (c) That all property and property owners within the proposed water district extension are benefited thereby;
- (d) That all the property and property owners benefited are included within the limits of the proposed water district extension;
- (e) That it is in the public interest to establish Consolidated Water District No. 101, Water District Extension No. 6;
- (f) The water line installation fee is Two Hundred and 00/100 (\$200.00) Dollars; the Water District Extension connection fee is Twenty-Five and 00/100 (\$25.00) Dollars; the first year cost for full operation and maintenance for the typical property within Consolidated Water District No. 101, Water District Extension No. 6, is estimated to equal Eight Thousand Six Hundred Ninety-Two and 00/100 (\$8,692.00) Dollars; and the first year capital charges for the typical property within the Water District Extension are estimated to equal Twelve Thousand Five Hundred Forty-Four and 00/100 (\$12,544.00) Dollars; costs after the first year of district extension formation shall be determined on a benefit bases.
- (g) That the maximum amount to be expended for said improvement and/or acquisition of necessary lands is the sum of Four Hundred Twenty-Nine Thousand (\$429,000.00) Dollars.
- (h) Approval of the New York State Comptroller is not required for the formation of Consolidated Water District No. 101, Water District Extension No. 6 since no public debt shall be issued or assumed by the town for the improvement since all infrastructure improvements will be paid in full by the property owner; and it is further,

RESOLVED AND DETERMINED, that the establishment of Consolidated Water District No. 101, Water District Extension No. 6, as set forth in the map, plan and report, be approved and that the approval of the Comptroller of the State of New York is not required for the reasons set forth above, and that the requested improvements be constructed, and the necessary easements and lands be acquired upon the required funds being made available and provided for, and such district shall be known and designated as Consolidated Water District No. 101, Water District Extension No. 6, in the Town of Schodack, and shall be bounded and described as set forth on Schedule "A" attached hereto and made a part hereof; and it is further,

RESOLVED AND DETERMINED, that the Town Clerk of the Town of Schodack shall, within ten (10) days after the adoption of this Resolution, file a certified copy thereof, in the Office of the State Department of Audit and Control at Albany, New York, and in the office of the Rensselaer County Clerk.

SCHEDULE "A"

Legal Description

Consolidated Water District 101

Water District Extension No. 6

Consolidated lands now or formerly of Jill C. Palmer-Wood, Burdette J. Otterbeck, William J. & Mary Beaudoin and Mary Ann Sherman

All that certain parcel or piece of land situate in the Town of Schodack, County of Rensselaer, and State of New York, and more particularly bounded and described as follows:

Beginning at an iron pin found in the western highway boundary of U.S. Route 9 at its intersection with the division line between lands now or formerly of Jill C. Palmer-Wood and Burdette J. Otterbeck (Document number 2008-00302819) to the south and lands now or formerly of James R. Matias and Judith Dunham-Matias (Liber 169, page 1431) to the north; Thence along the western highway boundary of U.S. Route 9 South 26° 01' 48" West, a distance of 1142.41 feet to a capped rod found at the northeast corner of lands now or formerly of Michael and Charlotte Belak (Liber 1298, page 417); Thence North 78° 28' 35" West, a distance of 420.80 feet to a point, Thence South 21° 23' 25" West, a distance of 67.67 feet to a point; Thence along the division line with lands now or formerly of Michael and Charlotte Belak (Liber 1298, page 417) North 87° 14' 30" West, a distance of 16.77 feet to a capped rod found; Thence continuing along the division line with Michael and Charlotte Belak, and along the division line with lands now or formerly of Frank and Linda Paonessa (Liber 324, page 1892) South 11° 45' 30" West, a distance of 226.00 feet to a iron pin found; Thence along the division line with lands now or formerly of Clifford and Deborah Brehm (Liber 1249, page 225) and along the division line with lands now or formerly George Brehm (Liber 1032, page 306) South 86° 54' 22" West, a distance of 612.61 feet to an iron pin found; Thence along the division line with lands now or formerly of George Brehm (Liber 1032, page 306), lands now or formerly of Paul and Heather Brehm (Liber 1611, page 199), and lands now or formerly of Cheryl L. Ouder Kirk (Liber 648, page 221) South 16° 16' 15" East, a distance of 546.03 feet to an iron pin in concrete found; Thence along the division line with lands now or formerly William J. Beaudoin and Mary Beaudoin (Liber 1302, page 805) and with the terminus of Hillcrest Avenue South 05° 52' 46" East, a distance of 200.90 feet to a rebar found; Thence along the southern side of Hillcrest Avenue and passing through an iron pipe, North 84° 07' 14" East, a distance of 115.00 feet to a point in the southern line of Hillcrest Avenue at its intersection with the division line between lands now or formerly of Carl and Mary Sherman (Liber 1302, page 807) to the east and William J. and Mary E. Beaudoin and Mary Ann Sherman (Liber 7724, page 283) to the west; Thence along said division line South 05° 52' 46" East, a distance of 100.00 feet to a point; Thence along the division line with lands now or formerly of

Hartland Associates, Inc, (Liber 7602, page 263) and lands now or formerly of Donald Hart (Liber 168, page 2218) South 84°07'14" West, a distance of 845.92 feet to a point; Thence continuing along the division line with lands now or formerly of Donald Hart (Liber 168, page 2218) and passing through a rebar found, South 27°07'14" West, a distance of 532.64 feet to a rebar found; Thence along the division line with lands now or formerly Hartland Associates, Inc. (Liber 168, page 2250) North 48°13'42" West, a distance of 586.77 feet to a rebar found at the eastern highway boundary of Interstate 90; Thence along the eastern highway boundary of Interstate 90 the following six courses and distances:

1. North 06°29'05" East, a distance of 262.42 feet to a point;
2. North 06°29'57" East, a distance of 1039.84 feet to a concrete monument found;
3. North 62°36'15" East, a distance of 377.34 feet to a concrete monument found;
4. North 04°25'52" West, a distance of 519.98 feet to a concrete monument found;
5. North 07° 28' 01" West, a distance of 754.97 feet to a concrete monument found;
6. North 87° 25' 18" East, a distance of 363.34 feet to an iron pipe found;

Thence along the division line with lands now or formerly of Otis J. Williams, II, and Jennifer L. Meehan (Liber 6446, page 73), and lands now or formerly of Wesley J. Sanford, Jr. and Lauren K. Sanford (Liber 7800, page 124) North 88°14'57" East, a distance of 243.29 feet to an iron pipe found; Thence continuing along the division line with lands now or formerly of Wesley J. Sanford, Jr. and Lauren K. Sanford (Liber 7800, page 124), and along the division line with lands now or formerly of Kristin M. Meashaw and Matthew B. Abatto (Liber 3129, page 334), lands now or formerly of Scott A. Dunham and Theresa A. Dunham, lands now or formerly of Robert A. Jansing (Liber 366, page 1395), lands now or formerly of Sarah E. and Kristen A. Fedigan (Liber 8173, page 197) and passing through two iron pipes found, South 89° 13' 33" East, a distance of 868.18 feet to a point; Thence along the division line with lands now or formerly of Brian J. and Laurel L. Smihosky (Liber 7266, page 77), lands now or formerly of Vittorio Lapietra & Donna Linhares-Lapietra (Liber 4008, page 178), lands now or formerly of Edward C. and Erin A. Cullings (Liber 4762, page 8), and lands now or formerly Kenneth C. and Crystal M. Swinton (Liber 7541, page 108) South 88° 41' 33" East, a distance of 585.84 feet to an iron pipe found; Thence continuing along the division line with lands now or formerly of Kenneth C. and Crystal M. Swinton (Liber 7541, page 108) South 89° 09' 53" East, a distance of 288.23 feet to capped rebar found; Thence along the division line with lands now or formerly of James R. Matias and Judith Dunham-Matias (Liber 169, page 1431) the following two courses and distances:

1. South 16° 52' 47" West, a distance of 430.00 feet to an iron pin found;
2. South 74° 02' 22" East, a distance of 280.00 feet to the point and place of beginning.

Containing or 116.39 acres or 5,070,100 square feet of land, more or less.

September 13, 2018

2018-218 **WITHDRAWN:** *“Adopt the Town of Schodack Personnel Policy and Procedure Manual, per attached as revised together with attached list of revisions; this will supersede the Personnel Policy and Procedure Manual that was adopted on April 8, 1999, to be effective January 1, 2019.”*

2018-219 **WHEREAS;** the **Town of Schodack** pursuant to the authority granted in **NYS General Municipal Law §103(16)**, desires to participate in the U.S. Communities Cooperative Purchasing Alliance. Said Alliance is sponsored by the Association of School Business Officials International; the National Association of Counties; the National Institute of Governmental Purchasing; the National League of Cities; the United States Conference of Mayors and New York State Association of Counties;

WHEREAS; the **Town of Schodack** desires to participate for the purpose of fulfilling and executing its respective public governmental purposes, goals, objectives, programs and functions;

WHEREAS; the **Town of Schodack** has reviewed the benefits of participating in this program and based on this review has concluded the program will provide the best value to taxpayers of this **Town of Schodack** through the anticipated savings to be realized;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Board of the **Town of Schodack** is authorized to participate in the U.S. Communities Cooperative Purchasing Alliance and that **Supervisor Harris** is authorized to register for the U.S. Communities program on behalf of **Town of Schodack**.

2018-220 Authorize Supervisor Harris to execute and administer a 2018 agreement between the Rensselaer County Department for Youth and the Town of Schodack for State Aid related to the Town's Summer Youth Day Camp in the amount of \$3,140.00.

2018-221 **WITHDRAWN:** *"Affirm, pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appointed Sandra Schell (Temporary) Deputy Tax Receiver at an hourly rate as set forth in resolution 2018-07 (\$17.19) and further amend resolution 2018-080 as adopted on January 25, 2018 as follows: Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints ~~Sandra Schell (\$13.79 13.52/hr.)~~, Elizabeth Swahlan (\$17.19 \$13.22/hr.) and Michael Lubbers (\$17.19 \$13.22/hr.) as part-time Tax Clerks at an hourly rate to be effective August 27, 2018, these three positions not to exceed 718 hours in total from August 27th through December 31, 2018 [Budget A1330.1]"*

2018-222 Waive the requirement pursuant to Chapter 177§1 of the Code of the Town of Schodack to hold Water Rate hearings on or before October 20th each year, in order to schedule said hearings at a special meeting at a later date to be determined.

2018-223 Waive the requirement pursuant to Chapter 176§4 of the Code of the Town of Schodack to hold Sewer Rent hearings on or before October 20th each year, in order to schedule said hearings at a special meeting at a later date to be determined.

2018-224 WHEREAS, the Town Building Inspector reported to the Town Board that a building or structure known as 3047 Route 150 (Tax Map 190.-4-2) should be repaired or removed; and

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

WHEREAS, it was 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 securing or removal of the buildings/debris within 30 days and to complete such securing or removal within 60 days; and

WHEREAS, a copy of that notice was filed in the office of the Rensselaer County Clerk, pursuant to the provisions of §99-2(D); and

WHEREAS, resolution 2018-190 adopted on July 12, 2018, scheduled a hearing on this matter on September 13, 2018 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; and

WHEREAS, the hearing was held on September 13, 2018 at the time and place as specified in the notice; and

WHEREAS, proof was submitted of timely service of notice pursuant to Chapter 99; and

WHEREAS, based on proof submitted at the hearing, the remaining premises located at 3047 Route 150 (Tax Map 190.-4-2) are unsafe for human habitation and should be removed;

NOW THEREFORE BE IT RESOLVED that said remaining premises located at 3047 Route 150 shall be removed by the town,

BE, IT FURTHER RESOLVED that all costs and expenses in said removal shall be assessed on the property at 3047 Route 150 (Tax Map 190.-4-2) and that said charges shall be levied and collected as provided by law.

2018-225 WHEREAS, it is the privilege and duty of the American people to commemorate the anniversary of the drafting of the Constitution of the United States of America with appropriate ceremonies and activities, and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as *Constitution Week*,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack does hereby proclaim the week of September 17 through 23 as *Constitution Week* and urges all citizens to study the Constitution and reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.

2018-226 WHEREAS, the Town has determined that there is surplus chip and grass material at the Transfer Station generated during the 2018, and

WHEREAS, the Town has determined that said surplus material needs to be removed to reduce a potential fire hazard, and

WHEREAS, the Town has received 4 proposals for grinding material and removing it from the Transfer Station as follows: a proposal from Sylvan Timber Clearing Inc. for \$6,400.00, a proposal from Wood Waste Reduction Services for

\$6,250.00, a proposal from Ken Morris & Sons Excavating, LLC for \$5,900.00 and a proposal from SM Gallivan, L.L.C. for \$5,750.00,

NOW, THEREFORE, BE IT RESOLVED that pursuant to the recommendation of the Transfer Station Director, that the Town Board does hereby accepts SM Gallivan, L.L.C. proposal in the sum of \$5,750.00.

2018-227 Adopt the fee schedule for Fall Clean-Up Days (October 11, 12 & 13) at the Transfer Station as follows:

Refrigerators, freezers, air conditioners	
& dehumidifiers	\$ 8.00
Tires, rimless (maximum size 16")	\$ 2.00
Larger and rimmed tires	price by size
TVs, computer monitors (limit of 2 items per household)	FREE
Propane Tanks	FREE
Furniture (limit of 3 items per household)	FREE
Metal goods	FREE
Push mowers	FREE
Gas grills	FREE
Bicycles	FREE

*******Please note: all other pricing remains the same*******

2018-228 WHEREAS, the law firm of Barclay Damon LLP has provided legal service to the Town of Schodack for a substantial period of time, and

WHEREAS, Barclay Damon LLP currently represents the Town as special counsel on several matters, and

WHEREAS, Barclay Damon LLP has also indicated its intention to represent 35 Empire Properties LLC (hereinafter referred to as "35 Empire") in a tax certiorari proceeding against the Town of Schodack for the property it owns and operates located at 35 Empire State Blvd., creating a potential conflict of interest for the firm, and

WHEREAS, Barclay Damon LLP has requested a waiver of said conflict of interest, if any, permitting it to continue to perform legal work for the Town while representing 35 Empire in an action against the Town,

NOW, THEREFORE, BE IT RESOLVED that the Supervisor is authorized to execute a Waiver of said potential conflict of interest dated August 22, 2018.

2018-229 Resolved that the 2019 Budget Presentation Meeting will be held Tuesday, October 2, 2018 at 5 p.m. Further, the following schedule was set to review the 2019 Preliminary Budget:

Tuesday,	October 16, 2018	6 p.m.
Wednesday,	October 17, 2018	6 p.m.
Thursday,	October 18, 2018	6 p.m.

Amended 10/11/18 by 2018-238

All meetings are scheduled to take place at the Schodack Town Hall, 265 Schuurman Rd., Schodack, NY in the 3rd Floor Conference Room.

- 2018-230** Authorize Supervisor Harris to execute Change Order No. 2 with William J. Keller & Sons Construction Corp. for installation of 8 foot high fencing and gate in place of the 6 foot high fence and gate with barbed wire security as specified for Town of Schodack Sewer District 1- Extension 1, representing an addition of \$1,827.00 to Contract Price. The original contract award was in the amount of \$915,790.00. The adjusted contract price will be \$917,617.00 as a result of this Change Order.
- 2018-231** Pursuant to Section 165-a of the General Municipal Law, authorize the Highway Department to deliver one load of Crusher Run material to Woodlawn Cemetery before October 15, 2018.
- 2018-232** Authorize Supervisor Harris to execute and administer 2018-2019 Snow and Ice Agreement with Rensselaer County Department of Engineering and Highways for reimbursement for snow and ice removal on Stony Point Road.
- 2018-233** Authorize Allmark Services, Inc., to remove two trees located on Town owned property at the Clove Road School House per Rensselaer County Bid RFB-16-30 at a cost not to exceed \$2,500.00.
- 2018-234** Authorize Supervisor Harris to execute and administered proposal with W. & E. Phillips Locksmith, Inc., to supply and install a Upgrade from Millenium Expert Access System to Ultra Software Access System for two exterior doors at Town Hall for an amount not to exceed \$2,500.00 as noted in the estimate dated August 20, 2018.
- 2018-235** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-1336 to 18-1502 on Abstract No. 2018-09, in the amount of \$504,640.67, including the claims paid (\$398,789.75) since the previous town board meeting.
- 2018-236** Authorize the September 2018 budget modifications, interfund loans and interfund transfers as provided in document dated ~~September 30~~ August 31, 2018 and recommended by the Comptroller.

October 11, 2018

- 2018-237** **WHEREAS**, the Town of Schodack entered into a Stipulation Agreement with the NYS DEC to remediate a limited fuel spill that impacted soils at the Highway Facility former fuel storage and dispensing system; and
- WHEREAS**, Northeastern Environmental Technologies Corp. prepared, and presented a Corrective Action Plan to the NYS DEC for approval; and
- WHEREAS**, the NYS DEC has approved the Corrective Action Plan; and
- WHEREAS**, Laberge Engineering & Consulting Group Ltd., has developed Specifications and Contract Documents for publicly advertising a construction

project to implement the Corrective Action Plan to remove contaminated soils and ground water at the Highway Facility; and

WHEREAS, the Specifications and Contract Documents were circulated for review to the Town Highway Department, Town Attorney and Town Insurance Agent; and

WHEREAS, the project will be required to perform soil and water sampling and confirm and document all field activities and conclude if the project meets the requirement of the NYS DEC Corrective Action Plan; and

WHEREAS, the project meets the criteria in section 6 NYCRR §617.5 (33) as an emergency Type II Action;

NOW, THEREFORE BE IT RESOLVED, that pursuant to 6 NYCRR §617.(c)(2), the Board hereby declares that this project be classified as a Type II Action under SEQRA because it is considered an emergency action with immediate necessity for the protection of health, property and natural resources and, it is therefore exempt from SEQRA.

BE IT FURTHER RESOLVED THAT, the Schodack Town Clerk is authorized to advertise for construction bids for the Project using the contract documents provided by the Laberge Engineering & Consulting Group, Ltd. which will establish a bid opening date of October 31, 2018.

BE IT FURTHER RESOLVED THAT, the Supervisor is authorized to direct the Laberge Engineering & Consulting Group, Ltd. to extend the bid opening date by official bid addendum if recommended by the Laberge Engineering & Consulting Group, Ltd. to allow bidders adequate time to address technical addendum and/or prepare competitive bids;

The Board Members present were:

	AYE	NAY
David B. Harris, Supervisor	X	
Michael Kenney, Councilman	X	
Scott Swartz, Councilman	X	
James Bult, Councilman	X	
Tracey Rex, Councilwoman	X	

2018-238 Amend Resolution 2018-229 as adopted on September 13, 2018 as follows:
Further, the following schedule is set to review the 2019 Tentative Budget:

- ~~Tuesday, October 16, 2018 @ 6:00 p.m.~~
- Wednesday, October 17, 2018 @ 6:00 p.m.
- Thursday, October 18, 2018 @ 6:00 p.m.
- ~~Friday, October 19, 2018 @ 6:00 p.m.~~
- Monday, October 22, 2018 @ 6 p.m.

All meetings are scheduled to take place at the Schodack Town Hall, 265 Schuurman Rd., Schodack, NY in the 3rd Floor Conference room.

- 2018-239** Authorize Town Clerk to publish legal notice of public hearing on proposed water rates for Operation and Maintenance costs and the assessment rolls of capital charges for Water District Number 1. Said hearing shall be held on Thursday, November 1, 2018 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2018-240** Authorize Town Clerk to publish legal notice of public hearing on proposed water rates for Operation and Maintenance costs and the assessment rolls of capital charges for Water District Number 3. Said hearing shall be held on Thursday, November 1, 2018 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2018-241** Authorize Town Clerk to publish legal notice of public hearing on proposed water rates for Operation and Maintenance costs and the assessment rolls of the capital charges for Water District Number 101. Said hearing shall be held on Thursday, November 1, 2018 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2018-242** Authorize Town Clerk to publish legal notice of public hearing on the assessment rolls of the capital charges for Water District Number 2a. Said hearing shall be held on Thursday, November 1, 2018 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2018-243** Authorize Town Clerk to publish legal notice of public hearing on the assessment rolls of the capital charges for Water District Number 8. Said hearing shall be held on Thursday, November 1, 2018 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2018-244** Authorize Town Clerk to publish legal notice of public hearing on the assessment rolls of the capital charges for Water District Number 9. Said hearing shall be held on Thursday, November 1, 2018 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2018-245** Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs for Sewer District Number 1. Said hearing shall be held on Thursday, November 1, 2018 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.
- 2018-246** Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs for Sewer District Number 2. Said hearing shall be held on Thursday, November 1, 2018 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.

- 2018-247** Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs for Sewer District Number 4. Said hearing shall be held on Thursday, November 1, 2018 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.
- 2018-248** Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs and the assessment rolls of the capital charges for Sewer District Number 5. Said hearing shall be held on Thursday, November 1, 2018 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.
- 2018-249** Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs for Sewer District Number 6. Said hearing shall be held on Thursday, November 1, 2018 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.
- 2018-250** 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, November 1, 2018 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.
- 2018-251** Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs and the assessment rolls of the capital charges for Sewer District Number 8. Said hearing shall be held on Thursday, November 1, 2018 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.
- 2018-252** Authorize Town Clerk to publish legal notice of hearing to seek public input relative to the 2018 Preliminary Budget and proposed fees for 2018 to be held on Thursday, November 1, 2018 at 7:30 p.m. at the Schodack Town Hall, 265 Schuurman Road as soon thereafter as the above sewer district hearing is concluded.
- 2018-253** WHEREAS, Chapter 175 of the Town of Schodack Code (Water Regulations) provides for capital costs to be allocated to each parcel of property within the water district based on the assessed valuation, units or front footage of property along which water mains are constructed or a combination of these methods as approved by the Town Board, and
- WHEREAS, the Town Board defined the basis, through the adoption of Resolution No. 2013-218 on October 24, 2013, on which capital costs are to be allocated that is in accordance with the districts' legal formation and/or method by which the capital costs were approved, and

NOW THEREFORE BE RESOLVED that the Town Board of the Town of Schodack updates the definitions of an equivalent dwelling unit (EDU), for all Town Water Districts, as follows:

<u>Property Type</u>	Property Code	<u>Equivalent Dwelling Unit (EDU) Assigned</u>
<i>A typical property is defined as a single family residence with estimated annual water usage of 72,000 gallons or less.</i>		
Exempt Properties	Varies, 315,822, 971	Cemetery without water use, underwater land, catch basins, access roads, water and/or sewer district owned parcels, water supply, wetlands and homeowner associations.
Residential Properties		
Vacant Land	311	0.75 EDU
Vacant Land - Rural 10 acres or less	314	0.50 EDU (less than .10 acres, then 0 EDU)
Vacant Land - Rural over 10 acres	322	1.00 EDU
1 family w/ no water main on the road	210	<u>0.0</u> EDU
1 family year round residence w/ curb stop, w/ easement or flag lot, dwelling > 600 feet from curb stop	210	0.50 EDU
1 family, with acreage	210	1.00 EDU
1 family year round residence w/ accessory apartment	215	1.50 EDU
2 family	220	2.00 EDU
3 family	230	3.00 EDU
With acreage, Multi-purpose	240, 280	Based on property specifics using definitions contained herein, except water usage is not a component. (i.e. 1 family plus 1 apartment = 1.50 EDU)
With Incidental Commercial Use. Incidental Commercial use is defined as a residence which has been partially converted or adapted for commercial use with the primary use being residential.	283	2.00 EDU (1 EDU for Residential plus 1 EDU for Commercial) The residential component may increase based on property specifics using definitions contained herein (i.e. 1 family plus 1 apartment = 1.50 EDU). Additional units will be added based upon actual water usage at the rate of 1.00 EDU for

		every 72,000 gallons or portion thereof in excess of 72,000 gallons for usage greater than the first 72,000 gallons. *
With small improvement	312	1.00 EDU

<u>Property Type</u>	<u>Property Code</u>	<u>Equivalent Dwelling Unit (EDU) Assigned</u>
Commercial Vacant Land Properties		
Vacant Land; Commercial Vacant with small improvement; Agricultural Vacant Land	330,331, <u>105</u>	An assessed value per acre of less than or equal to \$10,000 shall have an EDU value of .25, an assessed value per acre greater than \$10,000 and less than or equal to \$25,000 shall have an EDU value of .50, and an assessed value per acre greater than \$25,000 shall have an EDU value of .75; then dividing the total assessed value of the property by \$20,000 (2017-AAV) to determine the units of assessment and then multiplying the EDU value by the units of assessment, rounded up to the nearest quarter. AAV-Average Assessed Value is calculated annually based upon the average assessed value per acre of residential vacant property in property code no. 311 for all Town Water Districts. Should properties become water users, additional units will be added based upon actual usage at the rate of 1.00 EDU for every 72,000 gallons or portion thereof in excess of 72,000 gallons.*^
Parking Lots, Mining/Quarry	438, 720	1.00 EDU. Should properties become water users, additional units will be added based upon actual usage at the rate of 1.00 EDU for every 72,000 gallons or portion thereof in excess of 72,000 gallons.*^
Commercial Residential Properties		
Apartments, Mobile Home Parks	411, 416	1.00 EDU; plus 0.50 EDU per apartment/mobile home; plus 0.50 EDU for each excess 36,000 gallons or portion thereof in excess of the total of the EDUs per apartment/mobile home times 72,000 gallons.*

Hotel, Motel	414, 415	1.00 EDU; plus 1.00 EDU per 3 rooms or portion thereof; plus 1/3 of 1.00 EDU for each excess 24,000 gallons used or portion thereof in excess of the total of the EDUs per 3 rooms times 72,000 gallons.*
Commercial Properties		
Commercial Properties as listed: Restaurants, Diner/Luncheonettes, Fast Food Franchises, Auto Dealers – Sales & Service, Auto Body/ Tire/ Related Auto, Automatic Car Wash, Mini Warehouse (self-storage), Lumber Yards, Trucking Terminals, Other Storage/ Warehouse/ Distribution Facilities, Retail Services, Neighborhood Shopping Centers, Drive-In Branch Bank, Office Building, Professional Building, Dog Kennel/ Veterinary Clinic, Multiple Use, Converted Residence, One Story Small Structure, One Story Small Structure – Multi-Occupancy, Minimart, Schools, Other Educational Facilities, Religious, Benevolent & Moral Associations, All Other Health Facilities, Governmental Highway Garage, Governmental Office Building, Police & Fire Protection, Recreational Facility, Industrial, Electric & Gas	421, 422, 426, 431, 433, 434, 442, 444, 447, 449, 450, 452, 462, 464, 465, 472, 481 483, 484, 485, 486, 612, 615, 620, 632, 642, 651, 652, 662, 682, 700, 870	1.00 EDU; plus 1.00 EDU for every 72,000 gallons or portion thereof in excess of 72,000 gallons.*^
<p>* Based upon actual water consumption for the period July 1 – June 30 preceding the adoption of the assessment roll, or</p> <p>^ Based upon estimated water consumption for non-connected properties per DEC design flow guidelines as follows: .01 gallon/square foot/day for Warehouse/Storage Facilities or .1 gallon/square foot/ day for Office/Retail Facilities discounted by 50% of estimated water usage.</p>		

- 2018-254** Adopt the Town of Schodack Personnel Policy and Procedure Manual, per attached as revised together with attached list of revisions; this will supersede the Personnel Policy and Procedure Manual that was adopted on April 8, 1999, to be effective January 1, 2019.
- 2018-255** Authorize the appropriation of reserves of bonded indebtedness to be used towards 2018 debt service payments as provided in the 2018 Budget for Consolidated Water District (SWC101) in the amount of \$710.00
- 2018-256** As the Inglewood water District (SW2a) has no operation and maintenance costs and having no need for a Reserve for Repairs, Authorize per Auditor and Water & Sewer Attorney, the reclassification of the repair for reserve to Reserve for Debt.
- 2018-257** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-1503 to 18-1661 on Abstract No. 2018-10, in the amount of \$1,121,838.89, including the claims paid (\$727,838.84) since the previous town board meeting.
- 2018-258** Authorize the October 2018 budget modifications, interfund loans and interfund transfers as provided in document dated September 30, 2018 and recommended by the Comptroller.

November 1, 2018

- 2018-259)** NOW, THEREFORE, BE IT RESOLVED, that the water rate for the sale of excess water supply for operations and maintenance pursuant to Sale of Water, for the period of January 1, 2019 through December 31, 2019 to be charged by Bulk Commercial Water Sales from Enterprise Town-Wide Water Supply is \$10.00 per 1,000 gallons or portion thereof.
- 2018-260)** NOW, THEREFORE, BE IT RESOLVED, that the water rate for the sale of excess water supply for operations and maintenance pursuant to Sale of Water, for the period of January 1, 2019 through December 31, 2019 to be charged by Water District No. 1 to Water District No. 3 is \$2.70 per 1,000 gallons or portion thereof.
- 2018-261)** NOW, THEREFORE, BE IT RESOLVED, that the water rate for the sale of excess water supply for operations and maintenance pursuant to Sale of Water Service Contract dated June 24, 2010 (Resolution No. 2010-229), for the period of January 1, 2019 through December 31, 2019 to be charged by the Town-Wide Water Supply Enterprise Fund to Schodack Consolidated Water District No. 101 is \$2.00 per 1,000 gallons or portion thereof.
- 2018-262)** WHEREAS, the Town Board of the Town of Schodack, Rensselaer County has completed its review of the water rates for Water District No. 1 (Clearview), and

WHEREAS, the Town Board caused due notice of the public hearing to consider proposed water rates to be published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 1st day of November 2018, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed water rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the first quarter 2019 billing period for water rates for Water District No. 1 (Clearview) for 167 users shall be \$50.00 for the first 18,000 gallons and \$4.00 for each additional 1,000 gallons or portion thereof.

2018-263) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of improvements to the water system in Water District No. 1 (Clearview), and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on November 1, 2018 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 1st of November 2018, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for 245.0 units and adopted on November 1st 2018 and filed in the office of the Town Clerk of the Town of Schodack.

2018-264) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County has completed its review of the water rates for Water District No. 3 (Maplecrest), and

WHEREAS, the Town Board caused due notice of the public hearing to consider proposed water rates to be published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 1st day of November 2018, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed water rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the first quarter 2019 billing period for water rates for Water District No. 3 (Maplecrest) for 44 users shall be \$60.00 for the first 18,000 gallons and \$4.00 for each additional 1,000 gallons or portion thereof.

2018-265) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has

completed an assessment roll in connection with the financing of improvements to water system in Water District No. 3 (Maplecrest) and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on November 1, 2018 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 1st of November 2018, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for 44.5 units and adopted on November 1st 2018 and filed in the office of the Town Clerk of the Town of Schodack.

2018-266) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County has completed its review of the water rates for Consolidated Water District No. 101, and

WHEREAS, the Town Board caused due notice of the public hearing to consider proposed water rates to be published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 1st day of November 2018, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed water rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the first quarter 2019 billing period for water rates for Water District No. 101 for 379 existing users shall be \$45.00 for the first 18,000 gallons and \$3.00 for each additional 1,000 gallons or portion thereof,

FURTHER RESOLVE that commencing with the first quarter 2018 billing period water rates for residential out of district users for Water District No. 101 for 5 existing users shall be \$140.00 for the first 18,000 gallons and \$3.00 for each additional 1,000 gallons or portion thereof.

2018-267) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll for Consolidated Water District No. 101 (formerly Water Districts Nos. 2a, 2b, 4, 5, 8 and 9) and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on

November 1, 2018 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 1st of November 2018, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED, that the said assessment roll be and the same is hereby affirmed for 911.50 units and adopted on November 1, 2018 and filed in the office of the Town Clerk of the Town of Schodack.

2018-268) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of improvements to the water system in Water District No. 2A (Inglewood) and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, pursuant to Resolution 2009-378 adopted on August 27, 2009, it was determined by the Town Board of the Town of Schodack to be in the public interest to consolidate six existing water districts to be known as Consolidated Water District No. 101, and

WHEREAS, it was further determined that any costs of outstanding indebtedness for improvements to the districts consolidated would remain the obligation of each said district, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on November 1, 2018 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 1st of November, 2018, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for 33.5 units and adopted on November 1, 2018 and filed in the office of the Town Clerk of the Town of Schodack.

2018-269) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of improvements to water system in Water District No. 8 (Schodack Center), and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, pursuant to Resolution 2009-378 adopted on August 27, 2009, it was determined by the Town Board of the Town of Schodack to be in the public interest to consolidate six existing water districts to be known as Consolidated Water District No. 101, and

WHEREAS, it was further determined that any costs of outstanding indebtedness for improvements to the districts consolidated would remain the obligation of each said district, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on November 1, 2018 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 1st of November 2018, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for 245.25 units and adopted on November 1, 2018 and filed in the office of the Town Clerk of the Town of Schodack.

2018-270) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of improvements to the water system in Water District No. 9 (Highway Garage/Route 20) and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, pursuant to Resolution 2009-378 adopted on August 27, 2009, it was determined by the Town Board of the Town of Schodack to be in the public interest to consolidate six existing water districts to be known as Consolidated Water District No. 101, and

WHEREAS, it was further determined that any costs of outstanding indebtedness for improvements to the districts consolidated would remain the obligation of each said district, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on November 1, 2018 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 1st of November 2018, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for 185.25 units and adopted on November 1, 2018 and filed in the office of the Town Clerk of the Town of Schodack.

2018-271) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on November 1, 2018 to consider proposed sewer rents for Sewer District No. 6 (Exit 10) and

WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 1st day of November 2018, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the first quarter 2019 billing period for the sewer rents for Sewer District No. 6 (Exit 10) for 69 users shall be \$7.50 per thousand based on water meter.

2018-272) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on November 1, 2018 to consider proposed sewer rents for Sewer District No. 5 (East Schodack) and

WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 1st day of November 2018, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the semi-annual billing period (January 1, 2019 to June 30, 2019) the sewer rents for Sewer District No. 5 (East Schodack) for 27 users shall be \$400.00 semi-annual rate per unit.

2018-273) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of Sewer District No. 5, Extension 1 (East Schodack) Capital Costs of the collection system and that portion of non-reimbursed Capital Costs of the East Schodack Sewage collection system and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to receive and consider any comments regarding said assessment roll to be held on November 1, 2018 at 7:20 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, on the 1st of November, 2018, the time and place specified in said hearing to receive and consider any comments regarding the assessment roll for Sewer District No. 5, Extension 1,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the

same is hereby affirmed for Extension 1 as 29 units and filed in the office of the Town Clerk of the Town of Schodack.

2018-274) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of Sewer District No. 5, Extensions 1 and 2 (East Schodack) Capital Costs of the collection system and that portion of non-reimbursed Capital Costs of the East Schodack Sewage collection system and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to receive and consider any comments regarding said assessment roll to be held on November 1, 2018 at 7:20 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, on the 1st of November, 2018, the time and place specified in said hearing to receive and consider any comments regarding the assessment roll for Sewer District No. 5, Extensions 1 and 2,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for Extensions 1 and 2 as 31 units and filed in the office of the Town Clerk of the Town of Schodack.

2018-275) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on November 1, 2018 to consider proposed sewer rents for Sewer District No. 8 (Schodack Landing) and

WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 1st day of November 2018, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the semi-annual billing period (January 1, 2019 to June 30, 2019) the sewer rents for Sewer District No. 8 (Schodack Landing) for 71 units shall be \$175.00 semi-annual rate per unit.

2018-276) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of Sewer District No. 8 (Schodack Landing) Capital Costs of the collection system and that portion of non-reimbursed Capital Costs of the Schodack Landing Sewage collection system and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to receive

and consider any comments regarding said assessment roll to be held on November 1, 2018 at 7:20 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, on the 1st of November, 2018, the time and place specified in said hearing to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and is the same is hereby affirmed for 77 units and filed in the office of the Town Clerk of the Town of Schodack.

2018-277) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on November 1, 2018 to consider proposed sewer rents for Sewer District No. 1 (Castleton) and

WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 1st day of November 2018, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the semi-annual billing period (January 1, 2019 to June 30, 2019) the sewer rents for Sewer District No. 1 (Castleton) for 95 users shall be \$215.00 semi-annual rate per unit.

2018-278) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on November 1, 2018 to consider proposed sewer rents for Sewer District No. 2 (Castleridge) and

WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 1st day of November 2018, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the semi-annual billing period (January 1, 2019 to June 30, 2019) the sewer rents for Sewer District No. 2 (Castleridge) for 54 users shall be \$265.00 semi-annual rate per unit.

2018-279) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on November 1, 2018 to consider proposed sewer rents for Sewer District No. 4 (Brickyard) and

WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 1st day of November 2018, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the semi-annual billing period (January 1, 2019 to June 30, 2019) the sewer rents for Sewer District No. 4 (Brickyard) for 2 users shall be \$400.00 semi-annual rate per unit.

2018-280) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on November 1, 2018 to consider proposed sewer rents for Sewer District No. 7 (Hamilton Printing) and

WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 1st day of November 2018, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the semi-annual billing period (January 1, 2019 to June 30, 2019) the sewer rents for Sewer District No. 7 (Hamilton Printing) for 8 units shall be \$200.00 semi-annual rate per unit.

November 8, 2018

2018-281) Based on November 1st 2018 budget discussions, adopt the following changes to the 2019 Preliminary Budget

**Town of Schodack
Preliminary to Adopted Budget Analysis
2019**

		APPROPRIATIONS	LESS ESTIMATED REVENUE	LESS UNEXPENDED BALANCE	AMOUNT TO BE RAISED BY TAXES
Preliminary Budget		\$12,418,941.00	\$ 4,840,642.00	\$ 591,994.00	\$ 6,986,305.00
A1220.1	Supervisor	\$ 5,100.00		\$5,100.00	
A3120.1	Police	58,323.00		58,323.00	
A9030.8	F.I.C.A.	4,890.00		4,890.00	

B3620.1	Safety Inspections				
		(\$ 5,785.00)			(\$ 5,785.00)
Adopted Budget per 11/8/18 TB Meeting		\$ 12,481,469.00	\$ 4,840,642.00	\$654,522.00	\$ 6,986,305.00
<u>Preliminary to Adopted Tax Rates</u>	<u>A Fund</u>	<u>DB Fund</u>	<u>Combined</u>	<u>SM Fund</u>	
Preliminary Tax Rate	0.14%	0.09 0.90%	0.36%	4.55%	
Adopted Tax Rate	0.14%	0.90%	0.36%	4.55%	

2018-282) WHEREAS, the Town Board met on Thursday, November 1, 2018 at the Schodack Town Hall, as specified in the Notice of Public Hearing for the 2019 Preliminary Budget, with said notice appearing in the October 24, 2018 edition of The Record, and was posted on October 24, 2018, and

WHEREAS, said public hearing was held on November 1, 2018 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 2019 Preliminary Budget, as modified, and as hereinafter set forth, is hereby adopted.

Amended 12/13/18 by 2018-301

2018-283) Authorize the selection of Aetna Medicare HMO Insurance coverage effective January 1, 2019.

2018-284) Authorize Supervisor Harris to execute a 3 year agreement with Unifirst Renew for exchange and cleaning of nine (9) floor mats on an every four-week basis at the Town Hall with UniFirst in an amount not to exceed \$103.00 per exchange. [This reflects a net reduction of \$23 per month] [Budgeted]

2018-285) Authorize Supervisor Harris to execute Change Order No. 3 with William J. Keller & Sons Construction Corp. for installation of an automatic dialer system and an area light at the pump station as specified for Town of Schodack Sewer District 1- Extension 1, representing an addition of \$9,515.00 to Contract Price. The original contract award was in the amount of \$917,617.00. The adjusted contract price will be \$927,132.00 as a result of this Change Order.

2018-286) **WHEREAS**, after due publication of notice, the Town of Schodack on October 11, 2018 received two (2) bids for the Town of Schodack Highway Facility Fuel Spill Remediation Project as follows: a bid from NRC NY Environmental Inc. for \$270,390.00; and a bid from Land Remediation, Inc. for \$337,900.00 and

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

WHEREAS, the Consulting Engineers, Laberge Engineering & Consulting Group Ltd. have submitted their report relative to their analysis of bids

NOW, THEREFORE, BE IT RESOLVED THAT the recommendation of said Engineers be hereby accepted, approved and adopted; and

BE IT FURTHER RESOLVED THAT Supervisor Harris is authorized to execute and administer contract documents for the Town of Schodack Highway Facility Fuel Spill Remediation Project; and

BE IT FURTHER RESOLVED THAT: the Town of Schodack highway Facility Fuel Spill Remediation Project be hereby awarded to: NRC NY Environmental Inc., 6392 Deere Road, Syracuse, New York 13206 in the of \$270,390.00,

- 2018-287)** WITHDRAWN: *Authorize Supervisor Harris to execute and administer Addendum Number 2018-07 for professional services from the Laberge Group to assist the Town of Schodack for the Sewer Rate Analysis Project in an amount not to exceed \$28,000.00.*
- 2018-288)** Accept proposal dated November 2, 2018 from Action Window Cleaning Company for Town Hall windows to be cleaned inside and out in an amount not to exceed \$1,132.00.
- 2018-289)** Accept proposal dated November 2, 2018 from All Clean Carpet Cleaning for Town Hall carpets to be cleaned in an amount not to exceed \$1,600.00
- 2018-290)** Amend resolution 2018-254 as adopted on October 11, 2018 to include Section 903 Non-Discrimination and Harassment in the Workplace in the Handbook "Adopt the Town of Schodack Personnel Policy and Procedure Manual, per attached as revised together with attached list of revisions; this will supersede the Personnel Policy and Procedure Manual that was adopted on April 8, 1999, to be effective January 1, 2019."
- 2018-291)** Authorize ESCO Heating and Cooling to install Wayne Burners in existing Boilers at Town Hall at an approximate cost of \$1,400.00 plus \$800.00 installation each, in a total amount not to exceed \$4,500.00.
- 2018-292)** Accept proposal dated October 25, 2018, from Lawlor Construction, LLC. to repair ceiling on 3rd and 4th floors at Town Hall and repair window casing in Building Department at the Town Hall at a cost not to exceed \$3,200.00.
- 2018-293)** Accept proposal dated October 19, 2018 from Town Hall Streams to provide Streaming Services for Town Hall Meetings as a cost not to exceed \$305.00 per month.
- 2018-294)** Authorize The Garland Company, Inc. for an Infrared Moisture Survey of the roof at Town Hall at a cost not to exceed \$500.00
- 2018-295)** WHEREAS, the Town Board of the Town of Schodack received three (3)

proposals for demolition of the property located at 3047 Route 150 (Tax Map 190.-4-2), and

WHEREAS, the proposals as follows: DiTonno & Sons, LLC. in the amount of \$48,000.00; Provincial Contractor Services, LLC in the amount of \$35,800.00 base price; with added price \$10,600.00; and Dan's Hauling & Demo, Inc. in the amount of \$58,800.00 base price with added price \$3,100.00, and

WHEREAS, all proposals were reviewed for conformance to specifications and submittal of non-collusive certificates

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the most responsible proposal from DiTonno & Sons, LLC in the amount of \$48,000.00.

BE IT FURTHER RESOLVED, that Supervisor Harris is authorize to execute and administer proposal dated October 24, 2018 from Alpine Environmental Services for Asbestos Air Monitoring Services at a rate of \$400.00 per day. Both Proposals are relative 3047 Route 150 (Tax Map 190.-4-2) and said charges shall be levied and collected as provided by law as previously authorized in resolution 2018-224 as adopted on September 13, 2018.

- 2018-296)** Authorize Supervisor Harris to execute and administer proposal dated October 19, 2018 from T & T Body King Inc. for the purchase and installation of a Western 8'6" MVP Plus Snowplow with Hand Held controller, Plow lights assembly with directionals on the Transfer Station 2002 Chevrolet Silverado at a cost not to exceed \$5,250.00
- 2018-297)** Authorize WISE Home Solutions Inc. to conduct a Mold Assessment and Clearance Inspection of Clove Road School House per agreement dated October 27, 2018 at a cost not to exceed \$750.00.
- 2018-298)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-1662 to 18-1814 on Abstract No. 2018-11, in the amount of \$716,069.34, including the claims paid (\$135,456.07) since the previous town board meeting.
- 2018-299)** Authorize the November 2018 budget modifications, interfund loans and interfund transfers as provided in document dated October 31, 2018 and recommended by the Comptroller.

December 13, 2018

- 2018-300)** Amend Resolution 2018-044 as adopted January 5, 2018 to increase *the not to exceed* authorized amount by \$10,000.00 as follows: Pursuant to professional services agreement dated January 5, 2018, appoint Tabner, Ryan and Keniry, LLP as Special District Counsel and based on per hour fee schedule as follows: Partners \$260.00, Associates \$170.00 and Paralegals \$95.00. This authorization shall not exceed ~~\$25,000.00~~ \$35,000.00 without further board approval.

Amended 12/27/18 by 2018-331

2018-301) Amend resolution 2018-283 as adopted on November 8, 2018 as follows: Authorize the selection of Aetna Medicare ~~HMO~~ PPO Insurance coverage effective January 1, 2019.

2018-302) Amend resolution 2018-209 as adopted on August 9, 2018 to increase *authorized not to exceed* amount by \$6,500.00 as follows: **WHEREAS**, the Town Planning Board has been named as a party to an Article 78 Proceeding (Index #2018-260429) filed on or about July 30, 2018; and

WHEREAS, the Town desires to defend the actions of the Planning Board in the Article 78 Proceeding.

NOW, THEREFORE, BE IT RESOLVED that the Board appoints Girvin & Ferlazzo, P.C. as litigation counsel for the purposes of representing the Town in the Article 78 Proceeding (Index #2018-260429) based upon a fee schedule of \$225.00 per hour as contained in the Letter of Engagement and Retainer dated August 8, 2018, and. This authorization shall not exceed ~~\$15,000.00~~ \$21,500.00 without further written Board resolution.

2018-303) Pursuant to Article 3, Section 30 of Town Law, the Town Clerk hereby appoints Melissa Hulsopple as Deputy Town Clerk at the hourly rate as set forth in the Year 2018 and 2019, respective adopted budgets. Term to run concurrent with the term of Town Clerk and expires December 31, 2019. Hourly rate as set forth and adopted by resolution 2018-07, effective December 17, 2018.

2018-304) Appoint Michelle Slovak as Assistant to the Assessor at the annual salary as set forth in resolution 2018-07, effective January 1, 2019.

2018-305) Authorize Human Resources Manager to post internally the part-time position of Court Officer and to advertise in the official Town newspaper- The Record and additionally in the Albany Times Union as necessary.

2018-306) Full-time employees (non-union) shall be given the following holiday for the year 2019:

<u>Weekday</u>	<u>Date</u>	<u>Holiday</u>
Tuesday	January 1, 2019	New Year's Day

Designate a Transfer Station holiday for year 2019 as follows:

<u>Weekday</u>	<u>Date</u>	<u>Holiday</u>
Tuesday	January 1, 2019	New Year's Day

2018-307) Authorize renewal of the Town's liability insurance policy with NYMIR, including property, general liability, auto, inland marine, boiler & machinery, law enforcement and public officials effective January 1, 2019 with a Six Million Dollar Umbrella, single occurrence with a Twelve Million Dollar aggregate for the premium not to exceed \$134,863.71

2018-308) Resolve that the Town Board of the Town of Schodack approves the selection of the following Health Insurance coverage plans for the period January 1, 2019 through December 31, 2019:

- Authorize the selection of CDPHP-HMO Insurance for Health Insurance coverage effective January 1, 2019.
- Authorize the selection of MVP-HMO Insurance for Health Insurance coverage effective January 1, 2019.
- Authorize the selection of NYSHIP Medicare Empire Plan Insurance for Health Insurance coverage effective January 1, 2019, to employees hired prior to September 28, 2006 (eligible at retirement).
- Authorize the selection of Aetna Medicare PPO Insurance coverage effective January 1, 2019.

2018-309) Authorize Town Clerk Department to purchase a HP Color LaserJet Enterprise M553dn Printer for amount not to exceed \$617.36 as per quote dated November 26, 2018 from GSS Infotech NY Inc. pursuant to the 2018 Adopted Budget.

2018-310) **WHEREAS**, the current Rensselaer County Multi-jurisdictional Hazard Mitigation Plan approved by the Federal Emergency Management Agency (FEMA) includes Town of Schodack, through which the municipality is eligible for potential pre- and post-hazard mitigation planning and mitigation funding; and

WHEREAS, in order to continue to reduce hazard risks, strengthen community resiliency, and remain eligible for potential FEMA mitigation project funding, the Town of Schodack hereby commits to participating in the development of the first update of the Rensselaer County Hazard Mitigation Plan;

NOW, THEREFORE BE IT RESOLVED on this 13th day of December, 2018 by the governing body of the Town of Schodack that:

1. Town of Schodack agrees to participate in the update of the Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan.
2. The following two municipal representatives are hereby authorized to serve on the Rensselaer County Multi-Jurisdictional Hazard Mitigation Planning (HMP) Core Planning Group, actively participate as requested throughout the process, and lead a municipal Jurisdictional Assessment Team tasked with carrying out local participation requirements:

Representative Kenneth Holmes, Superintendent of Highways and Alternate
Nadine Fuda, Director of Planning and Zoning

3. At the end of the project, when FEMA deems the updated plan approvable, the Town of Schodack will, as required, pass a resolution formally adopting the final updated Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan. This resolution will be provided immediately to the Rensselaer County Bureau of Public Safety for submittal to FEMA, who requires the resolution on file.

BE IT FURTHER RESOLVED that a signed copy of this Resolution will be provided to both the Rensselaer County Board of Chosen Freeholders and the Rensselaer County Bureau of Public Safety.

2018-311) **WHEREAS**, Eric Bedell, son of Dan and Betty Bedell, on the 4th of October in the

year two thousand eighteen, was awarded the rank of Eagle Scout, the highest rank a boy can achieve in scouting; and

WHEREAS, Eric started his journey in scouting as a Tiger Scout in 2006, with Pack 166, and

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

WHEREAS, Eric is a member of Boy Scout Troop 166 and has earned 26 Merit Badges in his 7 years of Boy Scouting, and

WHEREAS, Eric has served the troop as Den Chief, Assistant Senior Patrol Leader, and Patrol Leader, and

WHEREAS, as his Eagle Scout project, Eric with the assistance of other Scouts and Scout leaders, installed a bench at the baseball field in the Schodack Town Park in Castleton-on-Hudson, New York, and

WHEREAS, Eric is a graduate of Columbia High School, where he was a member of the National Honor Society, and the Volleyball team serving as team captain, and on the Tennis team, and

WHEREAS, Eric is currently attending Hudson Valley Community College and is studying Communications and Media.

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

BE IT FURTHER RESOLVED that Supervisor Harris will transmit a copy of this resolution, suitably engrossed, to Eric Bedell at his Court of Honor on December 16, 2018.

2018-312) Authorize Director of Transfer Station to purchase one (1) Wastequip Model 206742NE 40-yard roll-off and one (1) Top tube Upgrade Kit ROC201 per quote # WQ-10098321 dated November 30, 2018 from Wastequip for use at the transfer station in an amount not to exceed \$6,180.00.

2018-313) Authorize closure of capital project (H037) for Castleton Water Interconnect with an inter-fund transfer to General Fund (A) of \$19,516.79, effective December 1, 2018.

2018-314) Authorize closure of the following capital projects effective December 1, 2018:

- (H036) for SS6 Proposed sewer District Highway Garage Fuel Canopy with an inter-fund transfer to General Fund-Outside Village (B) of \$2,224.44.
- (H038) for Water Master Plan with an inter-fund transfer to General Fund-Outside

Village (B) of \$2,442.53.

- (H040) for SS6 Extension – Dunkin Donuts with an inter-fund transfer to General Fund-Outside Village (B) of \$68.27.
- (H041) for SS6 Extension – Dunkin Donuts with an inter-fund transfer to General Fund-Outside Village (B) of \$8,733.09

2018-315) WHEREAS, it is the tradition of the Town Board to recognize the achievements of those who give so generously to their community, exemplifying the ideals and values cherished by the Town of Schodack, and

WHEREAS, Perry Finkle has distinguished himself as a person of outstanding integrity and is being recognized for his selfless dedication to his community, family, and fellow parishioners, and

WHEREAS, Perry was born to Elizabeth Shill and C. Perry Finkle on April 15, 1943 in Albany, New York, and

WHEREAS, Perry graduated from Lycoming College, Williamsport, Pennsylvania in 1965 and went on to enlist in the Army, most notably being stationed at Phu Bal in the Army Security Agency in Vietnam from May 1968 to May 1969, and

WHEREAS, upon being honorably discharged in May 1969, Perry returned home to his new 1969 Dodge Superbee and met the woman, Karen Nietzsche, whom he had been writing to while serving in Vietnam, on September 27, 1969 Perry married Karen, raising their children Kerri and Gene, and further savoring their grandchildren, Megan, Sam and Jacob, and

WHEREAS, Perry, continued serving his community as member Castleton Fire Company having joined in 1963, he rose up through the ranks, serving as Chief from 1989 until 1999, where he was instrumental in the purchase and upgrade of apparatus and equipment, helping to modernize the fire company, he achieved Life Member status in 1988, and

WHEREAS, Perry retired to Ft. Myers, Florida and became a member of New Hope Presbyterian Church,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Schodack is moved to honor Perry Finkle, who selflessly served those in need in Schodack and,

BE IT FURTHER RESOLVED that the Town Board of the Town of Schodack paused in its deliberations on the 13th day of December 2018 to acknowledge and honor Perry Finkle in recognition of dedication to the Town of Schodack, and

BE IT FURTHER RESOLVED that a copy of this resolution, suitably engrossed, will be transmitted to Perry Finkle's family by Supervisor Harris.

- 2018-316)** Authorize Supervisor Harris to execute and administer Addendum Number 2018-07R for professional services from the Laberge Group to assist the Town of Schodack for Sewer District Consolidation in an amount not to exceed \$13,000.00.
- 2018-317)** Authorize Supervisor Harris to execute and administer Addendum Number 2018-08 for professional services from the Laberge Group to assist the Town of Schodack for Highway Standards on Subdivision Regulations in an amount not to exceed \$20,000.00. [As budgeted]
- 2018-318)** Authorize Supervisor Harris to execute and administer Addendum Number 2018-09 for professional services from the Laberge Group to assist the Town of Schodack for Sewer Extension along Maple Hill road to NY Route 9 in an amount not to exceed \$85,000.00.
- 2018-319)** Authorize Supervisor Harris to execute and administer Addendum Number 2018-10 for professional services from the Laberge Group to assist the Town of Schodack for Utility Sleeves under AMTRAK at Maple Hill Road in an amount not to exceed \$63,000.00.
- 2018-320)** **WITHDRAWN:** *Approve the attached Transfer Station Fee schedule, to be effective January 1, 2019. (See separate schedule)*
- 2018-321)** **WITHDRAWN:** *Approve the attached Building Department Fee schedule, to be effective January 1, 2019. (See separate schedule)*
- 2018-322)** **WITHDRAWN:** *Approve the attached Planning and Zoning Fee Schedule, to be effective January 1, 2019. (See separate schedule)*
- 2018-323)** Authorize Nadine Fuda, Director of Planning and Zoning to attend Northern Adirondack Code Officials Conference March 3 through March 7, 2019 in Lake Placid, New York at estimated cost for the Conference and Seminar of \$280.00, and estimated cost for mileage \$160.23, and estimated cost for lodging of \$432.00 and estimated cost for meals \$100.00 for a total estimated cost of \$972.23. [This is a budgeted item.]
- 2018-324)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-1815 to 18-2021 on Abstract No. 2018-12, in the amount of \$1,147,675.85, including the claims paid (\$169,850.23) since the previous town board meeting.
- 2018-325)** Authorize the December 2018 budget modifications, interfund loans and interfund transfers as provided in document dated November 30, 2018 and recommended by the Comptroller.

December 27, 2018

- 2018-326)** Approve the attached Transfer Station Fee schedule, to be effective January 1, 2019. (See separate schedule)

- 2018-327** Approve the attached Building Department Fee schedule, to be effective January 1, 2019. (See separate schedule)
- 2018-328** Approve the attached Planning and Zoning Fee Schedule, to be effective January 1, 2019. (See separate schedule)
- 2018-329** Approve listing the following as surplus and authorize Kenneth Holmes, Highway superintendent to post said item on www.AuctionsInternational.com at no cost to the Town. (Bidders must be registered to bid. cost of registration is \$10.00):
1. 2005 Yamaha Raptor ATV (Red/White) Vin# JY4AA013XSC009044
- 2018-330** The Organizational Meeting of the Town Board will be held on January 10, 2019 at 7 p.m. at the Schodack Town Hall at 265 Schuurman Road.
- 2018-331** Amend resolution 2018-304 as adopted on December 13, 2018 as follows: Appoint Michelle Slovak as Assistant to the Assessor at the annual salary as set forth in resolution 2018-07, effective January 4 14, 2019.
- 2018-332** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #18-2022 to 18-2092 on Abstract No. 2018-13, in the amount of \$36,062.30, including the claims paid (\$11,108.29) since the previous town board meeting.
- 2018-333** **WITHDRAWN:** *Authorize the December 28th 2018 budget modifications, interfund loans and interfund transfers as provided in document dated December 28, 2018 and recommended by the Comptroller.*