

January 9, 2020

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

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

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

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

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

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

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

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

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

- Amended 06/11/20 by 2020-187
- 2020-05)** Designate the following banks as depositories for all Town funds for the calendar year 2020: Key Bank, N.A., National Union Bank of Kinderhook and Pioneer.
 - 2020-06)** Supervisor Harris, being the Chief Fiscal Officer or the officer having custody of monies of the said Town of Schodack, has the authority to temporarily deposit or invest monies of the said Town of Schodack, not required for immediate expenditures, except proceeds of loans and monies the investment of which otherwise is provided by law, in special time deposit accounts or certificates of deposit issued by a bank or trust company located and authorized to do business in this State; provided, however, that such time deposit accounts or certificates of deposit be secured by a pledge of obligations of the State of New York or obligation of any municipal corporation, school district or district of the State of New York as authorized pursuant to the provisions of Section II of the General Municipal Law of the State of New York. Investment may also be made in obligations of the State of New York subject to conditions set forth in Section II of the General Municipal Law.
 - 2020-07)** Supervisor's appointments:

As the post of Deputy Supervisor was created by the Town Board during 2002, pursuant to §42 of the Town Law, Supervisor Harris appoints James Bult Councilman as Deputy Supervisor;

Pursuant to the Article III, Section 29 (15) of the Town Law, Supervisor Harris hereby appoints Dawne M. Kelly, as Confidential Secretary to the Supervisor, at the annual salary set forth in resolution 2019-336. Term to run concurrent with the term of the Supervisor and expires December 31, 2021.

Pursuant to the Arts and Cultural Affairs Law, Supervisor Harris hereby appoints Diane Hutchinson, Town Historian at the annual salary set forth in resolution 2019-336. Term to run concurrent with the term of the Supervisor and expires December 31, 2021.
 - 2020-08)** Pursuant to Town Law § 150 (2), appoint Supervisor Harris as Police Commissioner. Term to run concurrent with the term of Supervisor and expires on December 31, 2021
 - 2020-09)** Appoint Charles Peter as Public Information Officer at salary as set forth in resolution 2019-336.
 - 2020-010)** Appoint Christopher Langlois, Esq of Girvin & Ferlazzo, P.C. as Attorney to the Town, at a remuneration of \$24,000.00.

- 2020-011)** Appoint Kenneth Holmes as Superintendent of Highways, at the salary as set forth in resolution 2019-336. Term to run concurrent with the term of the Supervisor and expires December 31, 2021.
- 2020-012)** Appoint Kerrie D. Joiner as Human Resource Manager at an hourly rate as set forth in resolution 2019-336.
- 2020-013)** Appoint Nadine Fuda, Director Planning/Zoning, at annual salary as set forth in resolution 2019-336.
- 2020-014)** Appoint Melissa A. Knights, Secretary to Director Planning/Zoning, at annual salary as set forth in resolution 2019-336.
- 2020-015)** Appoint Martha Reed, Secretary to Building Inspector, at annual salary as set forth in resolution 2019-336.
- 2020-016)** Appoint Gary Ziegler, Part-time Temporary Town Building Inspector/Temporary Code Enforcement Officer at the hourly rate as set forth in resolution 2019-336.
- 2020-017)** Appoint Joseph Tremblay as Town Building Inspector/Code Enforcement Officer, at an annual salary as set forth in resolution 2019-336.
- 2020-018)** Appoint Michelle Slovak as Assistant to the Assessor at the hourly rate as set forth in resolution 2019-336.
- 2020-019)** Appoint Paul Harter, as Comptroller at annual salary as set forth in resolution 2019-336.
- 2020-020)** Appoint Michael Slawson, as Temporary Comptroller, subject to final approval by the Rensselaer County Civil Service Commission, not to exceed 20 hours per week, at an hourly rate of \$45.00 per hour, to be effective January 13, 2020.
- 2020-021)** Appoint Paul Harter, as Budget Officer at annual salary as set forth in resolution 2019-336.
- 2020-022)** Appoint Susan Pilipczuk as Accountant at the hourly rate as set forth in resolution 2019-336.
- 2020-023)** Appoint Laura Palmer as Assistant Comptroller on a part-time basis at the hourly rate set forth in resolution 2019-336.
- 2020-024)** Pursuant to Article 3, Section 20(1)(a) of Town Law, the Justices hereby appoint Gertrude Valli as Secretary to Justice Court on a full-time basis at the hourly rate as set forth in resolution 2019-336.
- 2020-025)** Appoint Sheila Golden as Director of Youth and Recreation at salary set forth in resolution 2019-336.
- 2020-026)** Appoint Mark Geracitano as Dog Control Officer for the year 2020. The Acting Dog Control Officer will serve when needed to cover for sick time or vacation time. The rate of payment shall be \$50.00 per call.

Amended 04/09/20 by 2020-154

- 2020-027)** Appoint Roland D. Ferris as Data Collector on a part-time basis as deemed appropriate by the Assessor at an hourly rate as set forth in resolution 2019-336.
- 2020-028)** Appoint Nicole A. Thomas as part-time janitorial staff at an hourly rate as set forth in resolution 2019-336.
- 2020-029)** Pursuant to Article 3, Section 30 of the Town Law, the Tax Receiver hereby appoints Rena Peter (17.88/hr.) as Deputy Tax Receiver at an hourly rate as set forth in resolution 2019-336.
- 2020-030)** Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints Kelly Kendrick (\$13.75/hr.) as part-time Tax Clerk at an hourly rate as set forth in resolution 2019-336.
- 2020-031)** Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints Jill Bonesteel (\$13.75/hr.) as part-time Tax Clerk at an hourly rate as set forth in resolution 2019-336.
- 2020-032)** Appoint Stuart McKnight, Josh Walters, Keith M. Boniface, Anthony Belardo and Bobbisue Garvansites as part-time police officers at an hourly rate as set forth in resolution 2019-336.
- 2020-033)** Appoint Melissa Knights and Dawne M. Kelly as part-time Board of Assessment Review Secretaries with compensation of their hourly rate per meeting per 2020 Adopted Budget.
- 2020-034)** Authorize Supervisor Harris to execute and administer professional services agreement with Thomas MD Jones, for the year 2020, to provide information technology services to the Town Police Department at an hourly rate of \$50.00.
- 2020-035)** Pursuant to Article 3 Section 30 of the Town Law, the Town Board hereby appoints Lois Ciccolella Deputy Town Clerk at the annual salary set forth in resolution 2019-336. Term to run concurrent with the term of Town Clerk and expires December 31, 2023.
- 2020-036)** Pursuant to Article 3 Section 30 of the Town Law, the Town Clerk hereby appoints Melissa Hulsopple Deputy Town Clerk at the hourly rate set forth in resolution 2019-336. Term to run concurrent with the term of Town Clerk and expires December 31, 2023.
- 2020-037)** Appoint Debra Curtis as Registrar of Vital Statistics, Melissa Hulsopple as Deputy Registrar of Vital Statistics and Lois Ciccolella as Sub-Registrar of Vital Statistics pursuant to Section 4122 of the Public Health Law at salary set forth in resolution 2019-336.
- 2020-038)** Appoint Debra L. Curtis ADA Coordinator for the calendar year 2020 at no additional compensation.
- 2020-039)** Appoint Daniel Garvansites as part-time snow/ice remover for Town Hall at hourly as set forth in resolution 2019-336.

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

Amended 02/13/20 by 2020-91

2020-052) Authorize the following individual for appointment to the Winter Youth Recreation Program, as recommended by the Director of Youth and Recreation for Pee Wee Wrestling – Thomas Gibbons at salary as set forth in resolution 2019-336.

2020-053) Appoint Philip Danaher, Esq., to act as Deputy Attorney to the Town (at no compensation) and to act as the Town/Traffic Prosecutor for Vehicle and Traffic matters at Schodack Justice Court, pursuant to retainer agreement dated January 6, 2020, remuneration as set forth in the Year 2020 adopted budget (\$15,000.00).

Amended 12/10/20 by 2020-316

2020-054) Pursuant to professional services agreement dated January 7, 2020, appoint Tabner, Ryan and Keniry, LLP as Special District Counsel and based on per hour fee schedule as follows: Partners \$275.00, Associates \$170.00 and Paralegals \$95.00. This authorization shall not exceed \$7,500.00 without further board approval.

2020-055) Authorize Supervisor Harris to execute and administer professional services agreement with the Vincelette Law Firm as Counsel, for the year 2020, to represent the Town on assessment related matters at an hourly rate of \$175.00.

2020-056) Authorize Supervisor Harris to execute and administer a professional services agreement with Executive Computing, LLC, for the year 2020, to provide information technology services to the Town at an hourly rate of \$116.00.

Amended 06/11/20 by 2020-189

2020-057) Appoint Barclay Damon LLP as Bond Counsel with fees in accordance with letter dated December 19, 2013.

2020-058) Appoint Girvin & Ferlazzo, P.C. as Labor Counsel to the Town, pursuant to retainer agreement dated January 3, 2020. This authorization shall not exceed \$10,000.00 without further board approval.

2020-059) Pursuant to Chapter 32 Section 1 of the Code of the Town of Schodack, Supervisor Harris appoints Jeffrey Arno, Police Officer; Alan Roehr Jr., Police Officer; Jordan Harrington, Police Officer; Peter D. Schweigert; Allison Signer; Gary Ziegler; Steven Kelly and Matthew Carner to the Town of Schodack Fire Investigation Unit for the calendar year 2020.

2020-060) Appoint the following as Fire Marshals for 2020: Dawne M. Kelly - Town Hall; Stuart McKnight - Police Station; and Harry Duncan - Highway Garage.

2020-061) Establish the mileage rate of 0.575 cents per mile pursuant to I.R.S. rate for the calendar year 2020.

2020-062) Designate **The Record** as official Town newspaper for the calendar year 2020.

2020-063) Authorize Supervisor Harris to execute Individual Program Application, Agency Summary for Youth and Recreation with New York State Office of Children and Family Services for the Period of January 1 through December 31, 2020. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.

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

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

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

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

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

and it is further

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

and it is further

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

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

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

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

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

WHEREAS, the Town desires to defend the appeal.

NOW, THEREFORE, BE IT RESOLVED, that the Board retains Girvin & Ferlazzo, P.C., as counsel for the purposes of representing and defending the Town in connection with the appeal based on a fee scheduled of \$225.00 per hour as contained in the Letter of Engagement and Retainer dated May 2, 2019,

provided that such authorized fees shall not exceed ~~\$12,500.00~~ \$13,100.00 ~~\$6,900.00~~ without further approval by the Board, and

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

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

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

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

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

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

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

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

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

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

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

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

SCHEDULE "A"

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

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

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

Thence North 54°31'22" East 62.26 feet along the northerly right-of-way of Sunset Road to a point

on the westerly right-of-way of NYS Route 9 and 20, also known as Columbia Turnpike, to the point of beginning.

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

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

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

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

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

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

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

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

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

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

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

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

- 2020-086)** Authorize the Comptroller’s recommendation to direct the Town Supervisor to pay the claims #20-0001 to 20-0029 on Abstract No. 2020-01, in the amount of \$272,648.33, including the claims paid (\$0) since the previous town board meeting.

- 2020-087)** Authorize the December 2019 budget modifications, interfund loans and interfund transfers as provided in document dated January 2020 and recommended by the Comptroller.

January 23, 2020

- 2020-088)** **WHEREAS**, certain improvements are required at the Town owned wastewater pump station located in the right of way of New York State Route 9 and 20; and

WHEREAS, the New York State Department of Transportation (the Department) must issue a highway work permit for the improvements contemplated; and

WHEREAS, for a work permit to be issued it will be also necessary to obtain a Use and Occupancy Permit from the Department;

NOW, THEREFORE, BE IT RESOLVED THAT the Supervisor is hereby authorized to make application to the Department for the required Use and Occupancy permit and to execute all required documents to obtain the permit as required by the Department.

February 13, 2020

- 2020-89)** Ratify and affirm authorizing Human Resources Manager to post internally and advertise publicly the full-time position of Court Clerk and further authorize advertising in the official Town newspaper as necessary.

- 2020-90)** Amend resolution 2019-336 as adopted December 30, 2019 as follows:
Adopt the following annual salary expense for the calendar year 2020:

Summer Grounds	\$ 15.10	<u>15.10</u> /hour
Wingmen	\$ 14.37	<u>14.40</u> /hour
Flaggers	\$ 11.31	<u>11.91</u> /hour

Effective February 10, 2020.

Amended 03/12/20 by 2020-118

- 2020-91)** Amend resolution 2020-053 as adopted January 9, 2020 as follows: Appoint Philip Danaher, Esq., to act as Deputy Attorney to the Town (at no compensation) and to act as the Town/Traffic Prosecutor for Vehicle and Traffic matters at Schodack Justice Court, pursuant to retainer agreement dated January 6, 2020, remuneration as set forth in the Year 2020 adopted budget ~~(\$15,000.00)~~. **(\$15,300.00)**

- 2020-92)** Authorize Supervisor Harris to execute and administer Consulting agreement with Katherine E. Lubbers, at an hourly rate of \$50.00 not to exceed Forty (40) hours for February 14 to March 31, 2020.

- 2020-93)** Ratify and affirm appointing Janette D. Peter as temporary Court Clerk, effective January 3, 2020 at an hourly rate of \$ 15.00 without benefits, for up to 20 hours per week unless otherwise requested by the Justices.

- 2020-94)** Approve the attached Transfer Station Fee schedule, to be effective ~~March~~ April 1, 2020. (See separate schedule)

- 2020-95)** Authorize Supervisor Harris to execute and administer Shared Services Agreement by and Between New York State Department of Transportation (NYSDOT) and Town of Schodack pursuant to Section 99-r of the General Municipal Law relative to Town of Schodack salt shed for a Four (4) year period October 1, 2019 to September 30, 2023

- 2020-96)** 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 \$400.00 for the licensing fee to ASCAP.

- 2020-97)** Authorize the appropriation of the Highway Equipment Capital Reserve Fund, established by Resolution 2010-422, in an amount not to exceed \$195,256.87 as follows:

Dump/Plow Truck for \$195,256.87 with a period of probable usefulness of fifteen years. This resolution is subject to permissive referendum as specified in GML §6-c.

- 2020-98)** Authorize the purchase of a 2021 International, Model HV 507, Single-Axle Truck with dump body with material spreader, plow and wing NTE \$195,256.87 from Navistar Inc., pursuant to County of Onondaga Purchasing Contract No. 8996 contingent upon resolution #2020-097.

- 2020-99)** Pursuant to Section 510 of the Town of Schodack Personnel and Procedure Handbook, direct Comptroller's office, the 2020 monthly cell phone reimbursement rate amount will be \$30.00 and pursuant to Section 506 the positions to receive reimbursement are as follows: Ken Holmes – Highway Superintendent, Shawn Zinzow – Water and Sewer Operator, Brian Brahm – Water & Sewer Operator/Working Foreman, Larry Perez – Working Foreman, Bruce Goodall – Transfer Station Director, John Lewis – Transfer Station Employee, Nadine Fuda – Plan/Zone Director, Joe Tremblay – Building

Inspector, Dan Garvensites – Park Manage and further direct that Sheila Golden – Youth Director will be provide a cell phone at a cost to the Town of Schodack and to amend Section 506 & 510 of the Town of Schodack Personnel Policy and Procedure Handbook (Expense Reimbursement & Telephone/Cell Phone...) to reflect same.

2020-100) Authorize Supervisor Harris to execute and administer purchase order agreement with Tri-City ValleyCats on behalf of the Schodack Summer Camp for group event on July 30, 2020 (estimated 200 tickets @ \$12.50 per attendee with service charge of \$3.00) for an amount not to exceed \$3,000.00. 50% - to be remitted 30 days prior to the event.

2020-101) WHEREAS, the Town of Schodack has heretofore established the following sewer districts, to wit: Sewer District No. 1 – Castleton Sewer District and its one extension; Sewer District No. 2- Castleridge Sewer District; Sewer District No. 4 – Brick Yard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District and the said Town of Schodack on behalf of the existing sewer districts and one extension wishes to consolidate the aforementioned four sewer districts and one extension into the Town of Schodack Consolidated Sewer District No. 1, a municipal corporation existing pursuant to the Laws of the State of New York and created pursuant to the provisions of Article 17 A of the General Municipal Law of the State of New York, and;

WHEREAS, in connection with the consolidation of the aforementioned four sewer districts and one extension the Town of Schodack will need to review the environmental impact, if any, associated with the consolidation.

NOW, THEREFORE, IT IS: RESOLVED, that the town board of the Town of Schodack be designated as lead agency with respect to the environmental review associated with the consolidation of the four aforementioned sewer districts and one extension pursuant to Part 617 of the State Environmental Quality Review Act; and it is further

RESOLVED, that the town supervisor be authorized to sign any and all documents associated with the environmental review of the consolidation of the aforementioned four sewer districts and one extension pursuant to Part 617 of the State Environmental Quality Review Act.

2020-102) WHEREAS, the Town of Schodack has heretofore established the following Town of Schodack Sewer Districts, to wit: Sewer District No. 1 – Castleton Sewer District and its extension; Sewer District No. 2 – Castleridge Sewer District; Sewer District No. 4 – Brickyard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District and the said Town of Schodack on behalf of the four existing sewer districts and one extension wishes to consolidate all of such areas into the Town of Schodack Consolidated Sewer District No. 1, a municipal corporation existing pursuant to the Laws of the State of New York and created pursuant to the provisions of Article 17 A of the General Municipal Law of the State of New York, and;

WHEREAS, the Town Board by and through its Supervisor is desirous of endorsing and subsequently entering into the annexed proposed Joint Consolidation Agreement consolidating the four sewer districts and one extension into one consolidated sewer district serving the following sewer districts: Sewer District No. 1 – Castleton Sewer District and its one extension; Sewer District No. 2 – Castleridge Sewer District; Sewer District No. 4 – Brickyard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District; and

WHEREAS, the new Consolidated Sewer District will assume jurisdiction over all areas previously served by the four sewer districts and the one extension, and;

WHEREAS, in order to consolidate the four sewer districts and the one extension it is necessary that the Town of Schodack comply with all the provisions of Article 17A of the General Municipal Law of the State of New York.

NOW, THEREFORE, it is resolved that the Town Board of the Town of Schodack acting on behalf of the Town of Schodack, Sewer District No. 1 – Castleton Sewer District and its one extension; Sewer District No. 2 – Castleridge Sewer District; Sewer District No. 4 – Brickyard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District, hereby endorses the attached proposed Joint Consolidation Agreement; and it is further,

RESOLVED, the Town personnel and officers shall undertake the steps required under the aforesaid Article 17A of the General Municipal Law of the State of New York to comply with the provisions thereof to effect such consolidation.

2020-103) Authorize the Planning & Zoning Department to purchase a HP Color LaserJet Enterprise M553dn Printer for an amount not to exceed \$617.36 as per quote QAL354988 dated February 7, 2020 from GSS Infotech NY Inc. pursuant to the 2020 Adopted Budget. [A8010.2 & A8020.2]

2020-104) Authorize Kerrie Joiner, Human Resource Manager to attend SHRM Conference in Verona, New York, September 13-15, 2020. All appropriate expenses (mileage, lodging, meals, and registration) are to be borne by the

Town an estimated total cost of \$954.45, as budgeted. [This is a budgeted item. A1430.4]

2020-105) 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 19-21, 2020. All appropriate expenses (mileage, lodging, meals, and registration) are to be borne by the Town at a cost of \$783.71 each, at an estimated total cost of \$1,567.42, as budgeted. [This is a budgeted item. A8010.4 & A8020.4]

Amended 03/12/20 by 2020-119

2020-106) Authorize Supervisor Harris to contract with musicians to perform at the 2020 Music in the Park as follows:

Peaceful Country Band	June 2 nd (rain date 6/3/20)	\$500.00
Gone Grey	June 9 th (rain date 6/10/20)	\$400.00
Triskele	June 16 th (rain date 6/17/20)	\$800.00
Kyle Borgault Band	June 23 rd (rain date 6/24/20)	\$800.00
Yankee Doodle Band	June 30 th (rain date 7/1/20)	\$600.00

2020-107) Authorize Supervisor Harris to contract with the Musicians Union Local 14 for a Big Band to perform at the 2020 Music in the Park on Tuesday July 7 (rain date 7/8/20). Jim Clark Community Performance Fund in conjunction with a Grant from the Music Performance Trust Fund will provide a 50% match of \$720.00. The final cost to the town in an amount not to exceed \$720.00.

2020-108) Approve the list of Volunteer Ambulance Workers Service Award Program Participants for all 2019 active Volunteer Ambulance Workers of the Castleton Volunteer Ambulance Service Inc., as submitted.

2020-109) 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 2019 TWC/Charter paid the Town of Schodack \$95,234.77 in franchise fees, and

WHEREAS, TWC/Charter was levied a total of \$4,437.68 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 2019,

NOW, THEREFORE, BE IT RESOLVED to authorize payment of \$4,437.68 to Rensselaer County Bureau of Finance based on the 2019 TWC/Charter Utility report on said franchise properties assessed within the Town of Schodack.

- 2020-110)** 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, 2020 to February 1, 2021 for \$1,058.40 annually. Contract includes 168,000 copies annually with an average charge of \$0.00662 per copy.
- 2020-111)** Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment regarding granting a cable television franchise agreement by and between the Town of Schodack and Spectrum Northeast, a/k/a Charter Communications, the Town Board shall hold said public hearing on March 12, 2020 at 7:10 p.m. at the Town Hall, 265 Schuurman Road.
- 2020-112)** Upon receipt of TJA Clean Energy, Castleton Solar Farm Negative Declaration documents under SEQRA from the Planning Board, the Town Board hereby ratifies and affirms resolution 2019-258 as adopted on October 10th 2019
- 2020-113)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-0030 to 20-0254 on Abstract No. 2020-02, in the amount of \$2,021,178.99, including the claims paid (\$167,336.85) since the previous town board meeting.
- 2020-114)** **WITHDRAWN:** *Authorize the January 2020 budget modifications, interfund loans and interfund transfers as provided in document dated February 2020 and recommended by the Comptroller.*

February 27, 2020

- 2020-115)** Authorize Supervisor Harris to execute and administer the Intermunicipal PILOT Agreement for payments in-lieu of taxes on real property that contains Solar energy system by and between the Town of Schodack, Rensselaer County, Schodack Central School District and Elmbook Solar LLC.
- 2020-116)** Authorize Supervisor Harris to execute and administer a Payment in Lieu of Taxes Agreement by and between the Town of Schodack, Rensselaer County, Schodack Central School District and Elmbook Solar LLC, relating to the premises located at 2191 Brookview Road.
- 2020-117)** Authorize Supervisor Harris to execute and administer a Temporary License to Use Premises by and between the Town of Schodack and Boy Scout Troop 53.

March 12, 2020

2020-118) Amend resolution 2020-93 as adopted February 13, 2020 as follows: Ratify and affirm appointing Janette D. Peter as temporary Court Clerk, effective ~~January 3, 2020~~ December 27, 2019 at an hourly rate of \$ 15.00 without benefits, for up to 20 hours per week unless otherwise requested by the Justices.

2020-119) Amend resolution 2020-106 as adopted February 13, 2020 as follows: Authorize Supervisor Harris to contract with musicians to perform at the 2020 Music in the Park as follows:

Kyle Bergault Band	June 23rd (rain date 6/24/20)	\$800.00
Jarrod	June 23 rd (rain date 6/24/20)	\$500.00

2020-120) Appoint Dean Thomas as part-time police officer at an hourly rate as set forth in resolution 2019-336.

2020-121) 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 24, 2020 to February 23, 2021 for \$510.53 annually. Contract includes 30,660 copies annually with an overage charge of \$0.01665 per copy.

2020-122) 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>
Rapin-Plant, John & Mary Joy	3804 US 20	1
Beberwyk, MaryAnn	7 Beberwyk Way	1
Tobin, Ed	777 Western Road	1
Leavenworth Trailer Park c/o Buck, Clemens	1477 Bame Rd.	17
Brown Cow Opportunities c/o Brian Chittenden	759 Schodack Landing Rd.	1

Curtis Trailer Park c/o Garden Homes Mgmt.	2032 East Schodack Rd.	70
Cedar Acres c/o Garden Homes Mgmt.	16 Hoags Corners Rd.	21
Field, George	85 Veering Rd.	1

2020-123) Authorize Debra Curtis, Town Clerk, and Melissa Hulsopple, Deputy Clerk, to attend the annual New York State Town Clerk’s Association Conference in Albany, New York, April 26 through April 29, 2020. All appropriate expenses (mileage and registration) are to be borne by the Town per the 2020 adopted Town Budget, which are estimated to be \$666.82, as budgeted [A1410.4]

2020-124) Pursuant to Article 3, Section 20(1)(a) of Town Law, by the recommendation of the Justices the Town Board hereby appoint Cynthia Waters as Secretary to Justice Court on a full-time basis at the hourly rate of \$16.18 to be effective March 16, 2020.

2020-125) Authorize the Justice Court to purchase a HP Color LaserJet Enterprise M607n Printer for an amount not to exceed \$583.81 as per quote QAL355136 dated March 6, 2020 from GSS Infotech NY Inc. pursuant to the 2020 Adopted Budget. [A1010.2]

2020-126) **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, Joseph Belardo has distinguished himself as a person of outstanding ability, establishing a high standard of integrity, and has imparted a sense of fairness, and compassion to his position of Schodack Police Chief in the Town of Schodack, and

WHEREAS, Joe has been a life-long resident of the Town of Schodack and a graduate of Maple Hill High School class of 1987, and

WHEREAS, Joe began his career as a part-time Police Officer in Philmont from April 1991 thru May 1992 while at the same time was working as a Police Officer with the Copake Park Police, then as a Rensselaer County Sheriff, and then with Chatham Police from August 1992 thru November 1995, and

WHEREAS, on October 26, 1995 the Town Board of the Town of Schodack authorized the hiring of Joseph J. Belardo for the Schodack Police Department for the COPS FAST three-year grant

WHEREAS, Joe assumed the position of Police Officer on November 13, 1995 rising to the rank of Lieutenant and served faithfully in this role under Supervisors: Eileen Natoli, Beth Secor, Dennis Dowds, David Harris and Police Chiefs: David Schlinder and Bernard Peter until his retirement on May 30, 2014, and

WHEREAS, from early on, Joe demonstrated his commitment to the community by serving on the SWAT team, and

WHEREAS, Joe came out of retirement to be appointed Assistant Police Chief on June 13, 2014 and Police Chief on February 22, 2017, and

WHEREAS, Joe has demonstrated his love of family by being the father of Anthony Belardo, stepfather to Michael and Jordyn Wood, grandpa to Austin and Noah and devoted husband of Renee', and often shares his love for barbequing and smoked meat with his coworkers and friends,

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Joseph Belardo, who has given himself to this community in so many ways and distinguished himself throughout his career bringing great pride to his family, his peers, his associates and his 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 will pause in its deliberations on the 12th day of March 2020 to acknowledge and honor Joseph Belardo, upon his retirement, for his 25 years of service to the Town of Schodack and a copy of this resolution, suitably engrossed, will be transmitted to him.

2020-127) 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, Dean Thomas has distinguished himself as a person of outstanding ability, establishing a high standard of integrity, and has imparted a sense of fairness and compassion to his position of Schodack Police Detective Sergeant in the Town of Schodack, and

WHEREAS, Dean has been a life-long resident of the Town of Schodack and a graduate of Columbia High School class of 1987, and

WHEREAS, Dean began his career in 1995 as a Reserve Officer with the Village of Nassau Police Department, and

WHEREAS, Dean graduated from Zone 14 Law Enforcement Academy in the spring of 1997 and became a Full Time Police Officer of the Village of Nassau Police Department, and

WHEREAS, Dean earned his Associates Degree in Criminal Justice from Hudson Valley Community College in 1998, and

WHEREAS, on January 21, 1999 the Town Board of the Town of Schodack authorized the hiring of Dean Thomas for the Schodack Police Department, and

WHEREAS, Dean assumed the position of Police Officer on February 1, 1999 rising to the rank of Detective Sergeant and served faithfully under Supervisors: Eileen Natoli, Beth Secor, Dennis Dowds, David Harris and Police Chiefs: David Schlinder, Bernard Peter and Joseph Belardo until his retirement on March 11, 2020, and

WHEREAS, Dean has held positions of Basic Motor Vehicle Collision Investigator, Advanced Motor Vehicle Collision Investigator, Sergeant and Detective Sergeant and is responsible for maintaining the Town's entire evidence room and regarded as a mentor to both patrol and the supervisory staff, and

WHEREAS, Dean has demonstrated his love of family by being the father of Holden and Taylor and devoted husband of Nicole, and often shares his love for hunting and camping with his coworkers and friends, and

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Dean Thomas, who has given himself to this community in so many ways and distinguished himself throughout his career bringing great pride to his family, his peers, his associates and his 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 will pause in its deliberations on the 12th day of March, 2020 to acknowledge and honor Dean Thomas, upon his retirement, for his 21 years of service to the Town of Schodack and a copy of this resolution, suitably engrossed, will be transmitted to him.

2020-128) WHEREAS, Kyle Scalera, son of Anthony and Lori Scalera, on the 28th of October in the year two thousand nineteen, was awarded the rank of Eagle Scout, the highest rank a boy can achieve in scouting; and

WHEREAS, Kyle started his journey in scouting as a Bear Scout in 2010, with Pack 257, and

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

WHEREAS, Kyle is a member of Boy Scout Troop 522, and has earned 25 Merit Badges in his 7 years of Boy Scouting, and

WHEREAS, Kyle has served the troop as Patrol Leader, Quartermaster and Senior Patrol Leader, and

WHEREAS, as his Eagle Scout project, Kyle with the assistance of other Scouts, Scout leaders, and family and friends, built a nature trail which included installation of a 16' bridge, a gate, and multiple sets of trail stairs and water swales at The Doane Stuart school in the City of Rensselaer, New York, and

WHEREAS, Kyle a senior at The Doane Stuart School, where he is a member of the Baseball Team, and will be attending Marist College this fall to study Criminal Justice, and

WHEREAS, Kyle is a professional drummer for "4 the Blues" and "The Young Wildcats", two blues bands who perform throughout the Capital Region.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Schodack commends and congratulates Kyle Scalera 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 Kyle Scalera at his Court of Honor on March 29, 2020.

2020-129)

WHEREAS, the U.S. Housing and Community Development Act of 1974 (P.L. 93-383), as amended, provides for the development of viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, said Act authorizes the Secretary of Housing and Urban Development (HUD), through the New York State Office of Homes Community Renewal to make grants to units of general local government to help finance Community Development Programs under Section 103 (a)(1) of Title I; and

WHEREAS, under said legislation, eligible applicants in the case of municipalities, are required to authorize an official representative to file the application and to provide the Secretary with certain assurance of compliance with applicable laws and regulations under Title I of said Acts; and

WHEREAS, it is desirable to conduct and hold a public hearing pursuant to the HUD Act to obtain the views of the citizens on Community Development needs, to establish priorities, and subsequently to develop the application, programs and any amendments or revisions thereto; and

NOW, THEREFORE, IT IS RESOLVED, by the Members of the Town Council: That the Town Clerk is hereby authorized to publish a Notice of Public Hearing to be held on **April 9th, 2020 at 7:10 p.m.** at the Town Hall to provide an opportunity for the Town to:

- a. Provide the citizens of the Town with adequate information concerning the amount of funds available for proposed community development activities, the range of activities that may be undertaken and other important program requirements.
- b. Provide citizens adequate opportunity to participate in the development of the application, any revisions, changes or amendments to the application, prior to the submittal.

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to execute and file an application on behalf of the Town of Schodack with the New York State Office of Homes and Community Renewal for a community development grant pursuant to Title I of the Housing and Community Development Act of 1974, as amended; and

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

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to execute any contract and/or agreement with the New York State Office of Homes and Community Renewal in connection with the Application and his designee is further authorized to request and expend funds from the U.S. Government pursuant to said contract and/or agreement; and;

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

2020-130) WHEREAS, The Schodack Town Board, understanding the responsibility we all have to the environment around us, has demonstrated a commitment to reducing its carbon footprint and improving its energy efficiency by adopting green energy technologies; and

WHEREAS, The Schodack Town Board has established a set of regulations pertaining to utility-scale solar collection systems and windmills or wind generator projects that allow for the siting of said green energy production to be located within the town while simultaneously taking into consideration our unique rural character, the preservation of our quality of life, and the concerns and impacts such projects could have on surrounding properties; and

WHEREAS, Governor Andrew Cuomo, in his 2020 State Budget presentation, in an effort to “streamline” the siting process for renewable-energy generating plants, proposed the elimination of local input on many of these projects and instead hand the permitting authority over to a newly formed agency within the State’s Department of Economic Development; and

WHEREAS, This newly created agency as proposed would have the ability to bypass local zoning regulations, set-up its own PILOT (payment in lieu of taxes) agreements outside any local Industrial Development Agency or local agreements made between municipalities and developers, and remove any local oversight of the siting of these projects;

NOW, THEREFORE, BE IT RESOLVED, That this Town Board does hereby oppose this Governor’s proposal to strip localities across New York State from having a voice in the permitting process of these renewable-energy generating plants and instead encourages him to allow the current process that respects the opinion of the local residents and follows the laws and regulations of these local municipalities to continue, and,

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

2020-131) WHEREAS, the Town of Schodack has a long and proud history of being a rural community with a strong agricultural sector where a number of farms still call Schodack home today, among them being Windy Hill Orchards, Swartz Dairy and Produce, and The Farm at Kristy's Barn, among others; and

WHEREAS, these farms along with others provide a vast array of goods for our consumption as well as chances to enjoy some of the natural beauty Schodack has to offer with various festivals, activities, or family events held on these farms as well as educational opportunities for local schools who visit on field trips; and

WHEREAS, this Town Board on occasion has adopted resolutions supportive of protecting farms in our town and county; and

WHEREAS, the farming economy is often tough, with changing and difficult market conditions, and these farmers continually face challenges beyond their control which present hurdles towards their ability to continue farming operations; and

WHEREAS, during the 2019 legislative session, the New York State Legislature passed a Farm Labor bill which implemented changes to the overtime structure of farm laborers, chief among them a 60-hour threshold for overtime; and

WHEREAS, this Bill, adopted with considerable dissent from upstate lawmakers, local elected officials and farmers, also called for the creation of a Farm Laborer Wage Board that would meet and could propose a lowering of this threshold but not an increase; and

WHEREAS, even though Farmers have not even had the chance to go through one growing season under these new conditions, the Wage Board is required to render a decision by the end of this year on whether or not to propose any changes; and

WHEREAS, factors like market prices, weather, and crop yield can vary dramatically year-to-year and have significant impact on the profitability and sustainability of a farming operation as well as decisions each farmer must make on how best to manage their business and employees;

NOW, THEREFORE, BE IT RESOLVED, that this Town Board calls on the Farm Laborer Wage Board to withhold suggesting any changes to the current overtime structure this year; and,

BE IT, IT FURTHER RESOLVED, that this Town Board encourages the Farm Laborer Wage Board to withhold making any such decision until a period of no fewer than five years has passed to allow farmers and growers ample time to examine the impacts these new regulations will have on their operations and decide how they can best proceed to maintain their viability, and,

BE IT, IT FURTHER RESOLVED, that the Clerk of the Town of Schodack is hereby directed to transmit copies of this resolution to the Office of New York State Department of Labor Commissioner Roberta Reardon, and legislative leaders who represent Schodack in the State Senate and State Assembly.

2020-132) WHEREAS, the sharing of information between law enforcement agencies across all levels of government is key to the prevention, investigation, and prosecution of crime; and

WHEREAS, the Schodack Police Department enjoys positive working relations with a variety of other law enforcement agencies in achieving its goal of protecting the people of Schodack from those who might otherwise do them harm; and

WHEREAS, with the passage of the 2019 Green Light Legislation in New York State, various Federal law enforcement agencies have had their access to New York State Department of Motor Vehicle (DMV) records revoked; and

WHEREAS, local law enforcement agencies were forced to sign an agreement with New York State that stated they would not share said DMV records with these Federal agencies under threat that if they did not agree to these terms, they too would lose their access to these records; and

WHEREAS, these records are vital to the day-to-day operations of our Schodack Police Department and any such loss would make it nearly impossible to perform their duties; and

WHEREAS, the Acting Director of the Immigration and Customs Enforcement agency came to Rensselaer County and was joined by a number of leading law enforcement officials from across New York State to discuss the difficulties posed by the state legislation; and

WHEREAS, it is unheard of in a post 9/11 world that New York State would take such a step to limit cooperation amongst various law enforcement agencies;

NOW, THEREFORE, BE IT RESOLVED, that this Town Board asks New York State and Governor Andrew Cuomo to lift the restrictions placed on local law enforcement agencies preventing them from being able to fully work with all law enforcement agencies; and,

BE IT FURTHER RESOLVED, that this Town Board encourages New York State to restore full access to DMV records to these Federal agencies; and,

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

2020-133) WHEREAS, there exist within the Town of Schodack four sewer districts, among others, to wit: Sewer District No. 1 – Castleton Sewer District and its one extension; Sewer District No. 2 – Castleridge Sewer District; Sewer District No. 4 – Brickyard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District; and,

WHEREAS, the aforesaid sewer districts and one extension have been created for a similar purpose; and,

WHEREAS, the Town Board is desirous of conducting a Public Hearing pursuant to the provisions of Article 17A of the General Municipal Law for the purpose of hearing all persons upon the question of consolidating Town of Schodack Sewer District No. 1 – Castleton Sewer District and its one extension; Sewer District No. 2 – Castleridge Sewer District; Sewer District No. 4 – Brickyard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District into one consolidated sewer district subject to the completion of proceedings pursuant to Article 17A of the General Municipal Law of the State of New York and further approving and authorizing the execution of a joint consolidation agreement by the Supervisor of the Town of Schodack; and,

WHEREAS, a map, plan and report prepared by Laberge Group, competent engineers, describing the proposed consolidation has been filed in the Town Clerk's Office; and,

WHEREAS, in the event of consolidation, all expenses for any future debt repayment and capital charges for the aforesaid four sewer districts and one extension shall be determined as follows: All parcels shall pay a \$100 flat fee, and in addition to the flat fee any remaining debt service shall be based on assessed valuation of the particular parcel.

WHEREAS, in the event of consolidation, expenses for operation and maintenance for the aforesaid four sewer districts and one extension shall be determined on a proportional basis resulting from the fraction derived from the number of the equivalent dwelling units per property within the consolidated sewer district as the numerator to the total number of the equivalent dwelling units in the consolidated sewer district as the denominator; and

WHEREAS, repairs and replacements required to be made within the consolidated sewer district shall be paid by the consolidated sewer district on a proportional basis resulting from the fraction derived from the number of the equivalent dwelling units per property within the consolidated sewer district as the numerator to the total number of the equivalent dwelling units in the consolidated sewer district as the denominator.

NOW, THEREFORE, IT IS,

ORDERED that the Town Board of the Town of Schodack shall meet and hold a Public Hearing at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, at 7:05 o'clock p.m. on the 9th day of April, 2020, to consider the consolidation of the four Town of Schodack Sewer Districts, to wit: Town of Schodack Sewer District No. 1 – Castleton Sewer District and its one extension; Sewer District No. 2 – Castleridge Sewer District; Sewer District No. 4 – Brickyard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District into a single consolidated sewer district, known as the Town of Schodack Consolidated Sewer District No. 1; to consider the execution and approval of a Joint Consolidation Agreement; and to hear all persons interested in the subject thereof concerning the same and to take such action thereon as shall be required or authorized by law, and it is further,

ORDERED, the Joint Consolidation Agreement proposes to consolidate the four Town of Schodack Sewer Districts and one extension pursuant to the provisions of Article 17A of the General Municipal Law and that as of June 1, 2020 it is proposed to consolidate the four aforesaid sewer districts and one extension located within the Town of Schodack pursuant to Article 17A of the General Municipal Law of the State of New York, and it is further,

ORDERED, the proposed Joint Consolidation Agreement is on file in the Town of Schodack Town Clerk's Office at 265 Schuurman Road, Castleton-on-Hudson, New York. A copy of the proposed Joint Consolidation Agreement and a summary thereof are displayed upon and available for public inspection on the Town of Schodack Town Clerk's Bulletin Board, at the Town Clerk's Office at the Town of Schodack Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, and on the Town of Schodack website; and it is further,

ORDERED, that a copy of the Summary of the Joint Consolidation Agreement is attached to this resolution as Exhibit A, and that a description of the geographic boundaries of the proposed consolidated sewer district is attached to this resolution as Exhibit B.

Exhibit "A"

SUMMARY OF THE JOINT CONSOLIDATION AGREEMENT

The Joint Consolidation Agreement is to be entered into by the Town of Schodack with Sewer District No. 1 - Castleton Sewer District and its one extension; Sewer District No. 2- Castleridge Sewer District; Sewer District No. 4 -Brickyard Sewer District; and Sewer District No. 7 -Hamilton Printing Sewer District. The Town will as of June 1, 2020 be consolidating these four sewer districts and one sewer district extension into one consolidated sewer district. All property of the four sewer districts and the one extension will be transferred to the consolidated sewer district and any liabilities paid from the consolidated sewer district balances. Any future bonded indebtedness and any capital improvements of the consolidated sewer district will be paid for based upon the following formula: All parcels shall pay a \$100 flat fee, and in addition to the flat fee any remaining debt service shall be based on assessed valuation of the particular parcel.

Annual operation and maintenance expenses will be determined on a proportional basis resulting from the fraction derived from the number of the equivalent dwelling units per property within the consolidated sewer district as the numerator to the total number of equivalent dwelling units in the consolidated sewer district as the denominator. All repairs and replacements associated with sewage collection within the consolidated sewer district shall be funded by the consolidated sewer district on an equivalent dwelling unit basis.

A public hearing upon the consolidation will be held by the Town Board at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, not less than 35 days or more than 90 days after February 13, 2020. Notice of the date and time of the public hearing will be posted and published pursuant to Section 754 of the General Municipal Law of the State of New York.

A copy of the Joint Consolidation Agreement and this summary may be reviewed at the Town Clerk's Office, 265 Schuurman Road, Castleton-on-Hudson, New York, on the Town Clerk's bulletin board or on the town's website.

Schodack, New York February 13, 2020

Exhibit "B"

TOWN OF SCHODACK, COUNTY OF RENSSELAER, STATE OF NEW YORK SUGGESTED DESCRIPTION CASTLETON CONSOLIDATED SEWER DISTRICT

ALL those parcels of land situated in the Town of Schodack, County of Rensselaer, State of New York, more particularly described as follows:

AREA 1

Generally east of NYS Route 9J, north of Brickyard Road, south of the boundary between the Village of Castleton; being specifically tax parcels 198.19-8-5; 198.19-8-6.

AREA 2

Generally west of NYS Route 9J, south of the Moordener Kill, east of the Hudson River; being specifically tax parcel 198-4-1.11.

AREA 3

Generally south of Maple Hill Road, west of South Schodack Road; being specifically tax parcel 209-2-12.

AREA 4

Bounded on the west and north by the Village of Castleton; on the east by National Grid (tax parcel 199-7-18); on the south by the southern boundaries of tax parcels 199.17-1-18, 198-2-3.1, and 198-2-3.2; specifically excluding any portion of tax parcels 199-7-18, 199-7-17, 199-7-23.1, and 199-7-25 that is within the boundary described above.

This description was generated on 8/8/2019, based on the tax assessment maps as they existed on August 8, 2019 by Raymond C. Smith Jr, LLS.

- 2020-134)** Concur that the Town Board of the Town of Schodack is the lead agency for the Fire District Consolidation project.
- 2020-135)** All Civil Service requirements having been met, the Town Board hereby permanently appoints Joseph Tremblay to the position of Town Building Inspector/Code Enforcement Officer.
- 2020-136)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-0255 to 20-0423 on Abstract No. 2020-03, in the amount of \$394,812.51, including the claims paid (\$161,803.18) since the previous town board meeting.
- 2020-137)** Authorize the January 2020 and February 2020 budget modifications, interfund loans and interfund transfers as provided in document dated March 2020 and recommended by the Comptroller.

March 26, 2020

2020-138) **WHEREAS**, on February 13, 2020 the Schodack Town Board approved by resolution (2020-108) the Volunteer Ambulance Workers Service Award Program List of all 2019 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 16, 2020 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.

April 9, 2020

2020-138A) **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 2020 was 1.81% and the current rate charged to the Village is \$4.30 per 1,000 gallons of water,

NOW THEREFORE IT BE RESOLVED, that effective January 1, 2020 the rate charged to the Village of Castleton for the purchase of water shall be \$4.38 per 1,000 gallons.

2020-139) 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 2020 annual budget.

2020-140) Adopt the fee schedule for Spring Clean-Up Days (May 14, 15 & 16) at the Transfer Station as follows:

Refrigerators, freezers, air conditioners & dehumidifiers	\$ 8.00
Tires, rimless (maximum size 16")	\$ 2.00
Rimmed tires	\$ 6.00
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*****

2020-141) **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 Supervisor Harris ~~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 6 to July 31, 2020 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 3, 2020 and the remaining \$3,000.00 shall be paid by July 1, 2020. Subject to approval by Town Attorney as to form

2020-142) WHEREAS, a map, plan and report have been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Schodack relating to the consolidation of the Town of Schodack's four sewer districts, to wit: Sewer District No. 1 – Castleton Sewer District and its one extension; Sewer District No. 2 – Castleridge Sewer District; Sewer District No. 4- Brickyard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District, in the Town of Schodack, County of Rensselaer, State of New York; and

WHEREAS, such map, plan and report was prepared by Laberge Group, competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed Town of Schodack Consolidated Sewer District No. 1, the general plan of the Town of Schodack Consolidated Sewer District No. 1, and the various expenses to be charged for real property located within the consolidated sewer district; and

WHEREAS, the consolidation of the Town of Schodack Sewer Districts requires compliance with the provisions of the Environmental Conservation Law of the State of New York and regulations of the Department of Environmental Conservation, Part 617, State Environmental Quality Review Act and the Town of Schodack has previously established that the Town Board act as lead agency for the review of plans and environmental impact, if any, of the proposed consolidation of the Town of Schodack's four sewer districts.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board of the Town of Schodack as lead agency has determined that the establishment of the Town of Schodack Consolidated Sewer District No. 1 as described in the map, plan and report prepared by Laberge Group, is an Unlisted Action and that establishment of the proposed Town of Schodack Consolidated Sewer District No. 1 will not result in any significant adverse environmental impacts, and that the Supervisor of the Town of Schodack be authorized to execute the Short Environmental Assessment Form with respect to the determination that the establishment of the Town of Schodack Consolidated Sewer District No. 1 is an Unlisted Action and that the establishment of the Town of Schodack Consolidated Sewer District No. 1 will not result in any significant adverse environmental impacts;
2. Based on its examination of the EAF, the criteria set forth in Sections 617.6 and 617.7 of the regulations, and such further investigation as the town board has deemed appropriate, no potential significant adverse environmental impacts are known;
3. Consent to proceed with the consolidation of the Town of Schodack Consolidated Sewer District No. 1 will not cause a significant impact on the environment, and the town board will not require the preparation of an environmental impact statement;
4. A negative declaration is to be signed by the supervisor;

5. The Town Clerk of the Town of Schodack is hereby directed to cause to be filed and circulated the negative declaration in accordance with the requirements of SEQRA, a copy of the negative declaration shall be maintained in the Office of the Town Clerk in a file that will be readily accessible to the public, and the clerk shall mail copies, return receipt requested, to:
 - Office of the Commissioner
 - Department of Environmental Conservation
 - 625 Broadway
 - Albany, New York 12233
 and Environmental Notice Bulletin
 NYSDEC – Attn: Jack Nasca
 625 Broadway, 4th Floor
 Albany, New York 12233-1750

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

2020-143) WHEREAS, there exist within the Town of Schodack four sewer districts, to wit: Sewer District No. 1 – Castleton Sewer District and its one extension; Sewer District No. 2- Castleridge Sewer District; Sewer District No. 4 – Brickyard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District; and,

WHEREAS, the aforesaid sewer districts and one extension have been created for similar purposes; and,

WHEREAS, the Town Board did on the 12th day of March, 2020 adopt a Resolution and Order, to give notice of a Public Hearing pursuant to the provisions of Article 17A of the General Municipal Law of the State of New York to be held at the Schodack Town Hall on the 9th day of April, 2020 at 7:05 p.m. for the purpose of hearing all persons upon the question of consolidating the Town of Schodack Sewer Districts, to wit: Sewer District No. 1 – Castleton Sewer District and its one extension; Sewer District No. 2 – Castleridge Sewer District; Sewer District No. 4 – Brickyard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District into a single consolidated sewer district; and,

WHEREAS, the Town Board wishes to plan for the future needs of the Town and its residents and businesses; and to consolidate services, reducing the amount of administrative services and costs within the sewer districts; to increase the financial base of the sewer districts in order to obtain a reduction in interest rates on any anticipated borrowing, to distribute costs more evenly and permitting establishment of fair and reasonable rates for services as follows: the payment of a \$100.00 flat fee with any remaining debt service to be paid based upon the assessed value of the particular parcel for capital charges; the costs for operation and maintenance on an equivalent dwelling unit basis to be determined on a proportional basis resulting from the fraction derived from the number of the equivalent dwelling units per property within the consolidated sewer district as the numerator to the total number of equivalent dwelling units in the consolidated sewer district as the denominator; and the costs for repairs and replacements within the consolidated sewer district to be paid by the consolidated sewer district on a proportional basis resulting from the fraction derived from the number of the equivalent dwelling units per property within the consolidated sewer district as the numerator to the total number of the equivalent dwelling units in the consolidated sewer district as the denominator; and,

WHEREAS, the Town Board and Town Clerk have caused, as required by law, to be posted and published, the Notice of Public Hearing pursuant to the provisions of the aforesaid Article 17A of the General Municipal Law; and,

WHEREAS, the Town Board conducted the Public Hearing on the 9th day of April, 2020 to consider the consolidation of the stated sewer districts into a single consolidated sewer district at which time all persons interested in the same were afforded ample opportunity to be heard and speak in support of or in opposition to the proposed consolidation; and

WHEREAS, the Town Board has carefully reviewed the issues associated with the consolidation of the aforesaid sewer districts.

NOW, THEREFORE, it is hereby resolved that this Town Board acting pursuant to the provisions of Section 754 of the General Municipal Law of the State of New York does hereby consolidate Town of Schodack Sewer Districts, to wit: Sewer District No. 1 – Castleton Sewer District and its one extension; Sewer District No. 2 – Castleridge Sewer District; Sewer District No. 4 – Brickyard Sewer District; and Sewer District No. 7 – Hamilton Printing Sewer District into a single consolidated sewer district, said consolidation to be effective June 1, 2020 and on such consolidation does hereby further determine as follows:

1. This Resolution is adopted pursuant to the provisions of Article 17A of the General Municipal Law of the State of New York.
2. That all steps required by the provisions of Article 17A of the General Municipal Law have been carried out in relation to this project.
3. That it is in the public interest to consolidate the aforesaid stated sewer districts as set forth herein and as set forth in the Joint

Consolidation Agreement executed by the Town of Schodack and each of the existing districts.

4. All property and assets of the aforesaid sewer districts shall become the property and assets of the new consolidated sewer district.
5. All property of the existing sewer districts shall become the property of the consolidated sewer district, and the consolidated sewer district shall assume and pay for the indebtedness, if any, of each of the existing sewer districts as if such indebtedness had been incurred subsequent to the consolidation, as provided by law.
6. All expenses of operation and maintenance and for repairs and replacement of equipment within the consolidated district shall be distributed among the consolidated district as set forth within this resolution.
7. All expenses for capital charges arising from any future indebtedness shall be paid as set forth within this resolution.
8. The consolidated sewer district shall be known as the Town of Schodack Consolidated Sewer District No. 1.
9. The Joint Consolidation Agreement executed between the Town of Schodack and each aforesaid sewer district is approved, and the town Supervisor is authorized to execute the same.
10. The Town Clerk is hereby directed within ten (10) days after the adoption of this Resolution to cause a certified copy of this final resolution to be filed in the Rensselaer County Clerk's Office and in the office of the New York State Comptroller at Albany, New York.
11. The Town of Schodack Consolidated Sewer District boundaries are as set forth in Schedule A annexed hereto.

SCHEDULE "A"

**TOWN OF SCHODACK, COUNTY OF RENSSELAER, STATE OF NEW YORK
SUGGESTED DESCRIPTION
CASTLETON CONSOLIDATED SEWER DISTRICT**

ALL those parcels of land situated in the Town of Schodack, County of Rensselaer, State of New York, more particularly described as follows:

AREA 1

Generally east of NYS Route 9J, north of Brickyard Road, south of the boundary between the Village of Castleton; being specifically tax parcels 198.19-8-5; 198.19-8-6.

AREA 2

Generally west of NYS Route 9J, south of the Moordener Kill, east of the Hudson River; being specifically tax parcel 198-4-1.11.

AREA 3

Generally south of Maple Hill Road, west of South Schodack Road; being specifically tax parcel 209-2-12.

AREA 4

Bounded on the west and north by the Village of Castleton; on the east by National Grid (tax parcel 199-7-18); on the south by the southern boundaries of tax parcels 199.17-1-18, 198-2-3.1, and 198-2-3.2; specifically excluding any portion of tax parcels 199-7-18, 199-7-17, 199-7-23.1, and 199-7-25 that is within the boundary described above.

This description was generated on 8/8/2019, based on the tax assessment maps as they existed on August 8, 2019 by Raymond C. Smith Jr, LLS.

J:\2018115\Survey Folders\Legal Descriptions\Castleton Consolidated Sewer District.docx

2020-144) 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>
Creekside Park c/o DCJ Enterprises, LLC	5-77 Creekside Circle	5
Rensselaer Estates c/o DCJ Enterprises, LLC	23-65 Teddie Blvd.	53
Bunker Hill Farms, LLC c/o Margaret Hutchinson	117 Bunker Hill Rd.	1
Sundowner Trailer Park c/o Hanson, Thomas & Debra	4-18 Amelia Way	6
Windy Hill c/o Todd & Scott Seeberger	1297 Brookview Rd.	5
Washburn, David &Francesca LaRosa	65 Washington Ave.	1
Heffner, Matthew	217 Clove Rd.	1

- 2020-145)** Authorize Supervisor Harris to execute and administer Proposal dated February 28, 2020 from Creighton Manning for Supplemental Utility Hanger Design for Van Hoesen Road over Amtrak Bridge at a cost not to exceed \$5,800.00.
- 2020-146)** Authorize Supervisor Harris to execute and administer First amendment to Easement by and between Town of Schodack and Schodack Senior Housing LLC subject to attorney approval as to form.
- 2020-147)** Appoint John Hourigan as Chief of the Schodack Police Department effective April 10, 2020 at an annual salary as set forth in resolution 2019-336.
- 2020-148)** Authorize Supervisor Harris to submit a 211 Waiver Application for Police Chief John Hourigan to the New York State Civil Service Commission for approval.
- 2020-149)** Amend resolution 2019-281 as adopted on October 29, 2019 to include a 7th paragraph as follows:

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 29th day of October 2019, 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 2020 billing period for water rates for Water District No. 101 for 384 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 2020 billing period water rates for residential out of district users for Water District No. 101 for 6 existing users shall be \$140.00 for the first 18,000 gallons and \$3.00 for each additional 1,000 gallons or portion thereof.

FURTHER RESOLVE that commencing with the second quarter 2020 billing period water rates for commercial out of district users for Water District No. 101 shall be invoiced quarterly at a rate to include, in addition to the current district user rate of \$45.00 for the first 18,000 gallons per EDU of metered water and \$3.00/ 1000 gallons thereafter, a capital component measured by equivalent dwelling units in accordance with resolution 19-269 to be updated annually by resolution.

2020-150) Amend resolution 2019-286 as adopted on October 29, 2019 to include a 6th paragraph as follows:

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on October 29, 2019 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 29th day of October 2019, 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 2020 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.

FURTHER RESOLVE that commencing with the second quarter 2020 billing period sewer rates for out of district users for Sewer District No.6 shall be invoiced quarterly at a rate of \$7.50/1000 gallons of metered water. This district currently does not maintain debt service therefore, at this time, no additional capital charges apply. Should the District acquire debt service in the future, in addition to the current out of district user rate of \$7.50/1000 gallons of metered water, a capital component measured by equivalent dwelling units in accordance with resolution 19-117 and 19-269 to be updated annually by resolution will be added.

2020-151) Authorize the collection of, upon application for service connection, in addition to the current water and sewer connection fees per Section 174, Sewer Regulation, Attachment 1 and Section 175, Water Regulations, Attachment 1, a Future Water District Extension Fee and/or a Future Sewer District Extension Fee from those properties installing a curb stop or with an existing curb stop, that are not within the boundaries of the water and/or sewer District providing service, in the amount of \$1,000.00 per service connection.

- 2020-152)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-0423 to 20-0423 on Abstract No. 2020-04, in the amount of \$479,857.20, including the claims paid (\$360,228.10) since the previous town board meeting.
- 2020-153)** Authorize the March 2020 budget modifications, interfund loans and interfund transfers as provided in document dated April 2020 and recommended by the Comptroller.
- 2020-154)** Amend resolutions: 2019-021 appointing Laura Palmer as Assistant Comptroller on a part-time basis at the hourly rate set forth in resolution 2019-07 and 2020-023 appointing Laura Palmer as Assistant Comptroller on a part-time basis at the hourly rate set forth in resolution 2019-336 to the extent of an hourly rates of \$45.28 per hour for 142 hours worked between November 1 and December 31, 2019 and \$46.18 per hour for 361 hours worked between January 1 and April 10, 2020 in an amount not to exceed \$6,233.30

May 14, 2020

- 2020-155)** Re-designate resolution 2020-138 as adopted on April 9th, 2020 to resolution 2020-138A.
- 2020-156)** Amend resolution 2020-152 as adopted on April 9 to reflect ending claims number as follows: Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-0423 to ~~20-0423~~ 0558 on Abstract No. 2020-04, in the amount of \$479,857.20, including the claims paid (\$360,228.10) since the previous town board meeting.
- 2020-157)** **WITHDRAWN:** *As per recommendation of Joseph Tremblay, Code Enforcement Officer amend Building & Zoning Permit Application Fees, Section 4 Miscellaneous Fees, subsection C Solar/Wind Generator, ii. Commercial as follows: rate for commercial solar to \$100 per 1,000 sq. ft for a maximum fee of \$25,000.00.*
- 2020-158)** **WHEREAS**, the U.S. Housing and Community Development Act of 1974 (P.L. 93-383), as amended, provides for the development of viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, said Act authorizes the Secretary of Housing and Urban Development (HUD), through the New York State Office of Community Renewal to make grants to units of general local government to help finance Community Development Programs under Section 103 (a)(1) of Title I; and

WHEREAS, under said legislation, eligible applicants in the case of municipalities, are required to authorize an official representative to file the application and to provide the Secretary with certain assurance of compliance with applicable laws and regulations under Title I of said Acts; and

WHEREAS, the Town of Schodack conducted a public hearing on April 7, 2020 pursuant to the HUD Act to obtain the views of the citizens on Community Development needs, to establish priorities, and subsequently to develop the application, programs and any amendments or revisions thereto; and

NOW, THEREFORE, IT IS RESOLVED, that the Supervisor is hereby authorized to execute and file an application on behalf of the Town of Schodack with the New York State Office of Homes and Community Renewal for a community development grant pursuant to Title I of the Housing and Community Development Act of 1974, as amended; and

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

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to execute any contract and/or agreement with the New York State Office of Homes and Community Renewal in connection with the Application and his designee is further authorized to request and expend funds from the U.S. Government pursuant to said contract and/or agreement; and;

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

2020-159) To approve the 2020 Road Program as proposed by the Superintendent of Highways to resurface with hot-mix asphalt on Best Road, Brookview Station Road, Jensis Road, Silver Bridge Road. Further, Crack Fill/Single Chip Seal treatments shall be applied on Bunker Hill Road, Kingman Road and Rohloff Road.

2020-160) Appoint Dawne M. Kelly as part-time Board of Assessment Review Secretary with compensation of hourly rate as per 2020 Adopted Budget.

2020-161) Authorize and consent to the Superintendent of Highways filing a Declaration of Abandonment with respect to the highway and right-of-way

consisting of that portion of Glaz Road extending south of Paul Road, and authorize the Town Supervisor to sign such Declaration on behalf of the Town Board.

2020-162) WHEREAS, Applicant Seasons East Landscape has applied for approval from the Town Board pursuant to Chapter 137 of the Town Code to import clean fill soil onto property consisting of 11.1 acres and located on U.S. Route 9, Castleton, NY (Tax Map No. 220.-9-10); and

WHEREAS, a public hearing in connection with said application was duly noticed and held on January 9, 2020; and

WHEREAS, the application and project has been reviewed by the Town’s engineering firm, which by letter dated April 20, 2020 recommended that the Town Board issue a negative declaration under the State Environmental Quality Review Act (“SEQRA”) with respect to the project, and recommended that the Town Board approve the project subject to the conditions set forth therein.

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Town Board finds and concludes that the proposed project is classified as an Unlisted Action under SEQRA; finds and concludes that the proposed project will not result in any significant adverse impacts to the environment; and therefore issues a negative declaration pursuant to SEQRA for the reasons set forth in Part 3 of the Short Environmental Assessment Form prepared with respect to the project; and it is further

RESOLVED, that the Town Board hereby determines pursuant to Town Code Section 137-5 that it is in the public interest to grant such application; and it is further

RESOLVED, that such application is hereby GRANTED, subject to the following conditions:

1. The Applicant shall satisfy each of the conditions set forth as Items “1” through “4” in the letter from Laberge Group dated April 20, 2020; and
2. The Applicant shall comply with the regulations set forth in Town Code Section 137-6, except that the requirement of Section 137-6(H) that a bond be posted is hereby waived.

2020-163) WHEREAS, the Town Board is considering the adoption of a local law delegating to the Chief of Police of the Town of Schodack the authority and power to request and grant police assistance involving other local governments pursuant to New York State General Municipal Law Section 209-m and Section 119-o; and

WHEREAS, the Town Board wishes to schedule a public hearing to hear and consider public comment regarding the proposal local law.

NOW, THEREFORE, IT IS HEREBY:

RESOLVED, the Town Board hereby schedules a public hearing to be held on May 28, 2020 at 7:05 p.m. to consider adoption of Local Law No. 1 of 2020 delegating to the Chief of Police of the Town of Schodack the authority and power to request and grant police assistance involving other local governments pursuant to New York State General Municipal Law Section 209-m and Section 119-o; and it is further

RESOLVED, the Town Clerk is hereby requested to publish notice of the public hearing at least five days prior to the public hearing in the Town's newspaper of record, on the Town Clerk's bulletin board and on the Town's website, and it is further

RESOLVED, that proposed Local Law No. 1 of 2020 is attached hereto and made a part hereof and are incorporated herein by reference.

- 2020-164)** 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 April 15, 2020 to April 14, 2021 for \$577.50 annually. Contract includes 12,000 copies annually with an overage charge of \$0.045 per copy.
- 2020-165)** Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Xerox VersaLink B405DN copier for Justice Court at the Town Hall, ID # 908FV, for the period April 15, 2020 to April 14, 2021 for \$423.30 annually. Contract includes 25,596 copies annually with an overage charge of \$0.01575 per copy.
- 2020-166)** Authorize Supervisor Harris execute and administer Annual Web-site License and Service Agreement with CivicPlus, LLC for an annual cost not to exceed \$3,675.00.
- 2020-167)** **WHEREAS**, an application has been duly made to the Town Board of the Town of Schodack by Spectrum Northeast, LLC, locally known as Charter Communications, a partnership organized under the laws of the State of New York doing business at 20 Century Hill Drive Latham, NY 12110, and the holder of a cable television franchise in the Town of Schodack, for the approval of an agreement to renew the cable television franchise for an

additional fifteen (15) years, which Franchise Renewal Agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings; and

WHEREAS, a public hearing was held in the Town of Schodack on March 12, 2020, at 7:10 p.m. and notice of the hearing was published in The Record on February 29, 2020 and March 5, 2020.

NOW, THEREFORE, the Town Board of the Town of Schodack finds that:

1. Charter Communications has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. The quality of the Charter Communications service, including signal quality, response to customer complaints and billing practices has been in light of community needs; and
3. Charter Communications has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
4. Charter Communications can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

BE IT FURTHER RESOLVED that the Town Board of the Town of Schodack hereby renews the cable television franchise in the Town of Schodack for fifteen (15) years commencing on the date of approval by the Public Service Commission, and authorizes the Town Supervisor to execute said cable television franchise on behalf of the Town.

2020-168) Authorize Supervisor Harris to accept and execute on behalf of the Town a Permanent Right of Way and Easement by and between Center Square Properties, LLC, and the Town of Schodack, subject to approval by the Town Attorney as to form.

2020-169) Authorize Supervisor Harris to execute and administer a professional services proposal dated May 11, 2020 from the Laberge Group to assist the Town Board with Battisti Water District Improvement Project for Planning and Grant Development and further. Authorize Supervisor Harris to execute and administer Addendum Number 2020051-00 for professional services from the Laberge Group to assist the Town Board in development of grant applications in regard to the Battisti Water system services not to exceed \$17,000.00.

- 2020-170)** Authorize Supervisor Harris to execute and administer Upgrade Order Agreement dated May 14, 2020 with Schindler Elevator Corporation to replace emergency light battery in a sum not to exceed \$985.00.
- 2020-171)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-0559 to 20-0738 on Abstract No. 2020-05, in the amount of \$385,102.22, including the claims paid (\$210,363.09) since the previous town board meeting.
- 2020-172)** Authorize the April 2020 budget modifications, interfund loans and interfund transfers as provided in document dated May 2020 and recommended by the Comptroller.

May 28, 2020

2020-173) **WHEREAS**, Parkview at Ticonderoga, LLC, as owner of the existing real property located at 1657 Columbia Turnpike Castleton, New York 12033, has requested to extend an existing sewer district to incorporate its property, and;

WHEREAS, the project entails the construction of a sanitary sewage grinder pump and a 225 LF small diameter force main with connection to an existing 1.5 inch diameter force main, and;

WHEREAS, the route of the proposed facilities is completely within and along public rights of way and town owned easements, depending upon the final construction alternative chosen, and;

WHEREAS, the proposed action is an Unlisted Action since it does not satisfy the Type I thresholds identified in part 617.4 of the State Environmental Quality Review Act.

NOW, THEREFORE, IT IS:

RESOLVED, the Town Board of the Town of Schodack is hereby designated as lead agency for the proposed Sewer District No. 6, Extension No. 6 pursuant to the State Environmental Quality Review Act.

2020-174) **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, 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 Advance Engineering & Surveying, PLLC, competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed District Extension and the general plan of the proposed District Extension; and

WHEREAS, said map shows the location and description of the public works which will be required and the lands or easements to be acquired including but not limited to, the construction of a sanitary sewage grinder pump and a 225 LF small diameter force main with connection to an existing 1.5 inch diameter force main; and

WHEREAS, the boundaries of the proposed sewer district extension are as described in Schedule "A" annexed hereto; and

WHEREAS, the maximum amount proposed to be expended by creation of the District Extension is Forty-Four Thousand Four Hundred Fifty and 00/100 Dollars (\$44,450.00); and

WHEREAS, pursuant to Section 209(f) of the Town Law, approval of the New York State Comptroller will not be required for establishing this District Extension since debt shall not be issued or assumed by the town for any improvements; and

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

WHEREAS, the first year cost of debt repayment for typical properties within the District Extension is \$0, operation and maintenance charges are estimated at One Thousand Twenty-Six and 56/100 (\$1,026.56) for the first year of operation for the typical property. Connection fees equal Ten Thousand Eight Hundred Eighty-Eight and 00/100 Dollars (\$10,888.00).

NOW, IT IS HEREBY ORDERED, that the Town Board of the Town of Schodack, shall meet and hold a public hearing at the Schodack Town Hall in said Town, on the 11th day of June, 2020, at 7:05 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.

SCHEDULE "A"

Description

Sewer District #6

Sanitary Sewer Extension No. 6

Lands now or formerly of Parkview at Ticonderoga LLC

All that tract or parcel of land situate, lying in the Town of Schodack, County of Rensselaer, State of New York, (being tax map parcel 189.00-4-1) on the easterly side of Columbia Turnpike (Routes 9 & 20) and being shown on a plan titled "Map of Survey showing Boundary and Topography, prepared for Curtis Lumber Company, Inc." dated December 14, 2011, as prepared by W.J. Rourke, P.L.S. and being more particularly bounded and described as follows:

Beginning at a point in the easterly highway boundary of Columbia Turnpike (Routes 9 & 20) at its intersection with the division line between lands now or formerly of Center Square Properties LLC on the north and lands now or formerly of Parkview at Ticonderoga LLC on the south; thence from said point of beginning along said division line North 67°-54'-57" East, 182.87 feet to a point in the division line between lands of the aforementioned Parkview at Ticonderoga LLC on the west and south and lands now or formerly of Schodack Realty Associates LLC on the east and north; thence along said division line South 24°-06'-00" East, 100.06 feet to a point and North 67°-54'-57" East, 562.35 feet to a point in the division line between lands of the aforementioned Parkview at Ticonderoga LLC on the west and north and lands of the People of the State of New York (Interstate Route 90) on the east and south; thence along said division line the following three (3) courses and distances:

- 1) South 02°-27'-14" East, 426.13 feet to a point; thence
- 2) South 03°-49'-49" West, 676.77 feet to a point; thence
- 3) North 88°-41'-10" West, 259.67 feet to a point in the aforementioned easterly highway boundary of Columbia Turnpike (Routes 9 & 20); thence along said easterly highway boundary the following three (3) courses and distances:

- 1) North 25°-32'-46" West, 348.09 feet to a point; thence
- 2) North 27°-25'-11" West, 562.32 feet to a point; thence
- 3) North 21°-02'-24" West, 99.64 feet to the point and place of beginning.

2020-175) 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 May 28, 2020, at 7:05 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #1 of 2020 relating to the delegation to the Chief of Police of the Town of Schodack the authority and power to request and grant police assistance involving other local governments pursuant to New York State General Municipal Law Section 209-m and Section 119-o; and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on May 21, 2020 and advertised in the May 22, 2020 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on May 28, 2020 at 7:05 p.m. at the Schodack Town Hall and all interested parties were permitted an opportunity to submit comment 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 2020 (P1 of 2020) to be known as Local Law #1 of 2020 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.

2020-176) Authorize Supervisor Harris to execute and administer two law enforcement intermunicipal/shared services agreements known as the High Intensity Law Enforcement Activity Agreement and the Police Tactical Team Cooperation Agreement, in such final form as may be approved by the Town Attorney.

June 11, 2020

2020-177) WHEREAS, a map, plan and report have been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Schodack relating to the establishment of Sewer District No. 6, Extension No. 6, in the Town of Schodack, County of Rensselaer, State of New York; and

WHEREAS, such map, plan and report was prepared by Advance Engineering & Surveying, PLLC, competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed Sewer District No. 6, Extension No. 6, the general plan of Sewer District No. 6, Extension No. 6, and the various expenses to be charged for real property located within the District Extension; and

WHEREAS, the establishment of the Sewer District No. 6, Extension No. 6 requires compliance with the provisions of the Environmental Conservation Law of the State of New York and regulations of the Department of Environmental Conservation, Part 617, State Environmental Quality Review Act and the Town of Schodack has previously established that the Town Board act as lead agency for the review of plans and environmental impact, if any, of the proposed Sewer District No. 6, Extension No. 6.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

The Town Board of the Town of Schodack as lead agency has determined that the establishment of Sewer District No. 6, Extension No. 6 as described in the map, plan and report prepared by Advanced Engineering & Surveying, PLLC, is an Unlisted Action and that establishment of the proposed Sewer District No. 6, Extension No. 6 will not result in any significant adverse environmental impacts, and that the Supervisor of the Town of Schodack be authorized to execute the Short Environmental Assessment Form with respect to the determination that the establishment of Sewer District No. 6, Extension No. 6 is an Unlisted Action and that the establishment of the Sewer District No. 6, Extension No. 6 will not result in any significant adverse environmental impacts;

Based on its examination of the EAF, the criteria set forth in Sections 617.6 and 617.7 of the regulations, and such further investigation as the town board has

deemed appropriate, no potential significant adverse environmental impacts are known;

Consent to proceed with the establishment of Sewer District No. 6, Extension No. 6 will not cause a significant impact on the environment, and the town board will not require the preparation of an environmental impact statement;

A negative declaration is to be signed by the supervisor;

The Town Clerk of the Town of Schodack is hereby directed to cause to be filed and circulated the negative declaration in accordance with the requirements of SEQRA, a copy of the negative declaration shall be maintained in the Office of the Town Clerk in a file that will be readily accessible to the public, and the clerk shall mail copies, return receipt requested, to:

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

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

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

2020-178) WHEREAS, a petition, pursuant to Article 12 of the Town Law, relating to the establishment of Sewer District No. 6, 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 the proposed Sewer District No. 6, Extension No. 6 prepared by Advance Engineering & Surveying, PLLC, 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 May 28, 2020, 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 June 11, 2020 at 7:05 p.m. at Schodack Town Hall, 265 Schuurman Road, Castleton, New York as the date, time and place of the public meeting to consider the map, plan and report, and to hear all persons interested in the subject 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 11th day of June, 2020, beginning at 7:05 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 meeting of the Town Board conducted on the 11th day of June, 2020 at Schodack Town Hall; and

WHEREAS, the Town Board on June 11, 2020 approved the creation of Sewer District No. 6, Extension No. 6.

NOW, THEREFORE, IT IS RESOLVED AND DETERMINED:

- (a) That the petition is signed and acknowledged or proved as required by law and complies with requirements of Town Law Section 191 as to sufficiency of signers and is otherwise sufficient and the notice of public hearing was published and posted as required by law, and it is otherwise sufficient;
- (b) That all property and property owners within the proposed district extension are benefited thereby;
- (c) That all the property and property owners benefited are included within the limits of the proposed district extension;
- (d) That it is in the public interest to establish Sewer District No. 6, Extension No. 6;
- (e) That the first year cost of debt repayment for the typical property is \$0; operation and maintenance expenses for the typical property within the district extension for the first year of operation is One Thousand Twenty Six and 56/100 Dollars (\$1,026.56); and connection fees equal Ten Thousand Eight Hundred Eighty-Eight and 00/100 Dollars (\$10,888.00).; and it is further,

RESOLVED AND DETERMINED, that the establishment of Sewer District No. 6, Extension No. 6, as set forth in the map, plan and report, be approved 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 extension shall be known and designated as Sewer District No. 6, Extension No. 6 in the Town of Schodack, and shall be bounded and described as set forth on Schedule "A" attached hereto; and it is further

SCHEDULE "A"

Description

Sewer District #6

Sanitary Sewer Extension No. 6

Lands now or formerly of Parkview at Ticonderoga LLC

All that tract or parcel of land situate, lying in the Town of Schodack, County of Rensselaer, State of New York, (being tax map parcel 189.00-4-1) on the easterly side of Columbia Turnpike (Routes 9 & 20) and being shown on a plan

titled "Map of Survey showing Boundary and Topography, prepared for Curtis Lumber Company, Inc." dated December 14, 2011, as prepared by W.J. Rourke, P.L.S. and being more particularly bounded and described as follows:

Beginning at a point in the easterly highway boundary of Columbia Turnpike (Routes 9& 20) at its intersection with the division line between lands now or formerly of Center Square Properties LLC on the north and lands now or formerly of Parkview at Ticonderoga LLC on the south; thence from said point of beginning along said division line North 67°-54'-57" East, 182.87 feet to a point in the division line between lands of the aforementioned Parkview at Ticonderoga LLC on the west and south and lands now or formerly of Schodack Realty Associates LLC on the east and north; thence along said division line South 24°-06'-00" East, 100.06 feet to a point and North 67°-54'-57" East, 562.35 feet to a point in the division line between lands of the aforementioned Parkview at Ticonderoga LLC on the west and north and lands of the People of the State of New York (Interstate Route 90) on the east and south; thence along said division line the following three (3) courses and distances:

- 4) South 02°-27'-14" East, 426.13 feet to a point; thence
- 5) South 03°-49'-49" West, 676.77 feet to a point; thence
- 6) North 88°-41'-10" West, 259.67 feet to a point in the aforementioned easterly highway boundary of Columbia Turnpike (Routes 9 & 20); thence along said easterly highway boundary the following three (3) courses and distances:

- 4) North 25°-32'-46" West, 348.09 feet to a point; thence
- 5) North 27°-25'-11" West, 562.32 feet to a point; thence
- 6) North 21°-02'-24" West, 99.64 feet to the point and place of beginning.

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 Rensselaer County Clerk's Office and in the office of the state department of audit and control at Albany, New York; and it is further

RESOLVED AND DETERMINED, that the maximum amount to be expended for said improvement and/or acquisition of necessary lands is the sum of Forty-Four Thousand Four Hundred Fifty and 00/100 Dollars (\$44,450.00).

NOW, upon motion of Councilmember Kenney and seconded by Councilmember Rex.

2020-179) WHEREAS, a map, plan and report along with a petition duly signed and acknowledged in accordance with the requirements of Article 12 of the Town Law of the state of New York has been filed with the Town Clerk's Office for the creation of Battisti Water District #10, and;

WHEREAS, the Town Board upon district creation intends to apply for funds and anticipates funds to be awarded through the Community Development Block Grant (CDBG) from the U.S. Department of Housing and Urban Development, as administered by the NYS Office of Community Renewal (OCR) to implement necessary improvements to the Battisti Water District #10 (hereinafter "Battisti Water Improvements") with a Consolidated Funding Application to be submitted at the appropriate time, and;

WHEREAS, the Town Board is required to review the proposed project in accordance with the New York State Environmental Quality Review Act (hereinafter "SEQRA").

NOW, THEREFORE, IT IS:

RESOLVED, that the Town Board declares its intent to serve as Lead Agency for the Town of Schodack Battisti Water Improvements and that the Unlisted Action be coordinated with the Involved Agencies and Interested Agencies pursuant to SEQRA; and, it is further

RESOLVED, the Town Board hereby classifies the Battisti Water Improvements as an Unlisted Action, pursuant to the New York State Environmental Quality Review Act (SEQRA) 6 NYCRR Part 617, and Part 1 and Part 2 of the SEQRA Short Environmental Assessment Form (EAF) have been prepared pursuant to the requirements set forth in SEQRA; and, it is further

RESOLVED, the following potential Involved and Interested Agencies have been identified:

Rensselaer County Highway Department
124 Bloomingrove Drive
Troy, New York 12180

NYS Department of Transportation
Region One,
50 Wolf Road
Albany, New York 12232

NYS Department of Health
1600 7th Avenue
Troy, New York 12180

**New York State Office of Parks,
Recreation and Historic Preservation**
Ruth L. Pierpont, Deputy Commissioner for Historic Preservation
Division for Historic Preservation
Peebles Island Resource Center
PO Box 189
Waterford, New York 12188-0189

NYS Department of Environmental Conservation
Division of Environmental Permits

Mr. Jeffrey Sama, Director
625 Broadway, 4th Floor
Albany, New York 12207

NYS Homes & Community Renewal
Office of Community Renewal
Andrew Griffin, Community Developer
Hampton Plaza
38-40 State Street, 4S
Albany, New York 12207-2804

Delaware Nation
Ms. Deborah Dotson, President
PO Box 825
Anadarko, OK 73005

Delaware Tribe of Indians
Ms. Susan Bachor, Preservation Representative (East Coast)
P.O. Box 64
Pocono Lake, PA 18347

St. Regis Mohawk Tribe
Mr. Darren Bonaparte, Acting Director, THPO
71 Margaret Terrance Memorial Way
Akwasasne, New York 13655

Stockbridge Munsee Community
Ms. Bonney Hartley, THPO
65 1st Street
Troy, New York 12180

and, it is further

RESOLVED, that the Town Board hereby authorizes circulation of the attached Notice to the other Involved and Interested Agencies, indicating the Town Board's intention to serve as Lead Agency, including circulation of a copy of the submitted Part 1 and Part 2 EAF, pursuant to the requirements set forth in SEQRA.

2020-180) 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 Battisti Water District #10 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 Laberge Group Ltd., competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed District and the general plan of the proposed District; and

WHEREAS, said map, plan and report shows the location and description of the public works which will be required and the lands or easements to be acquired including but not limited to, the purchase seven 8 inch valves, a maximum of eight 12 inch valves, a maximum of thirteen fire hydrant assemblies, 3,500 linear feet of 8 inch DIP, a maximum of 5000 linear feet of 12 inch DIP, directional drilling, associated construction material and traffic protection; and

WHEREAS, the boundaries of the proposed water district are as described in Schedule "A" annexed hereto; and

Schedule "A"

Town of Schodack
Rensselaer County, New York
Water District Boundary Description
Battisti Water District #10

The following is intended to describe the bounds of the proposed water district in the Town of Schodack, Rensselaer County, State of New York. This District is shown on the map entitled "Proposed Battisti Water District #10 Water District Boundary" prepared by Laberge Group, dated January 16, 2019. The parcels referred to in the following description are shown on the Town of Schodack Tax Map 210.01.

Beginning at a point located at the northwest corner of the intersection of Van Hoesen Road and N.Y.S. Route 9 at the southeasterly corner of Parcel 17(A);

Thence proceeding westerly along the northerly bounds of Van Hoesen Road to a point in its intersection with the easterly bounds of Northern Boulevard, said point also being the southwesterly corner of Parcel 33;

Thence southerly across Van Hoesen Road to a point at the intersection with the southerly line of Van Hoesen Road and the northeasterly corner of lot 2;

Thence southerly along the easterly bounds of lot 2 to the southeasterly corner of lot 2;

Thence westerly along the southerly line of lot 2 to the southwesterly corner of lot 2;

Thence northerly along the westerly bounds of lot 2 to a point in the southerly line of Van Hoesen Road, said point being the northwesterly corner of lot 2;

Thence northerly across Van Hoesen Road to a point at the intersection with the northerly line of Van Hoesen Road and the southeasterly corner of lot 34;

Thence westerly along the northerly bounds of Van Hoesen Road to a point in the easterly bounds of Orchard Road, said point also being the southwest corner of Parcel 43;

Thence westerly across Orchard Road to a point at the intersection with the northerly bounds of Van Hoesen Road, said point also being the southeasterly corner of Parcel 44;

Thence westerly along the northerly bounds of Van Hoesen Road to a point at the southwesterly corner of Parcel 44;

Thence northerly along the westerly bounds of Parcels 44, 45, 46, 47, 48, and 49 to a point in the southerly bounds of the westerly terminus of Orchard Road, said point also being the northwesterly corner of Parcel 49;

Thence northerly along the westerly terminus of Orchard Road to a point in the northerly bounds of Orchard road, said point also being the southwest corner of Parcel 52;

Thence northerly along the westerly bounds of Parcels 52, 53, and 2 to a point in the northwest corner of Parcel 2;

Thence easterly along the northerly bounds of Parcel 2 to a point in the easterly corner of Parcel 2, said point also being in the northerly terminus of the westerly bounds of a "paper street";

Thence easterly across the northern terminus of said "paper street" to the easterly bounds of said "paper street", said point also being the northwest corner of Parcel 1;

Thence easterly along the northerly bounds and southerly along the easterly bounds of Parcel 1 to a point in the southeast corner of said Parcel 1, said point also being the northwest corner of Parcel 3;

Thence easterly along the northerly bounds of Parcels 3, 4, and 7.1 to a point in the northeasterly corner of Parcel 7.1, said point also being in the northerly bounds of Loretta Lane;

Thence easterly along the northerly bounds of Loretta Lane to a point in the northwesterly corner of Parcel 14;

Thence easterly along the northerly bounds of Parcel 14 to a point in the westerly bounds of N.Y.S. Route 9, said point also being the northeasterly corner of Parcel 14;

Thence southerly along the westerly bounds of N.Y.S. Route 9 to a point in the northerly bounds of Orchard Road, said point also being the southeasterly corner of Parcel 15;

Thence southerly across Orchard road to a point in the southerly bounds of said road, said point also being the northeasterly corner of Parcel 16;

Thence southerly along the westerly bounds of N.Y.S. Route 9 to the point and place of beginning.

All Tax map parcel references are based upon those in use by the Rensselaer County Real Property Tax Service Agency in January, 2019.

WHEREAS, the maximum amount proposed to be expended by creation of the District is One Million Seven Hundred Ninety Thousand and 00/100 Dollars (\$1,790,000); and

WHEREAS, pursuant to Section 209(f) of the Town Law, approval of the New York State Comptroller may be required for establishing this District since debt may be issued or assumed by the town for the subject improvements as hereinafter set forth; and

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

WHEREAS, the first year cost of the annual debt service to finance the construction of the District improvements for typical properties within the District shall be determined by the ability to obtain grants to assist in decreasing the amount to be financed and the cost of financing; annual debt service will be spread across the properties in the District on a per equivalent dwelling unit basis ranging from a high of One Thousand Nine Hundred Ninety Nine and 00/100 Dollars (\$1,999.00), to One Thousand One Hundred Sixty One and 00/100 Dollars (\$1,161.00), to Eight Hundred and 00/100 (\$800.00), and to a low of Four Hundred Sixty Five and 00/100 Dollars (\$465.00); and

WHEREAS, operation and maintenance costs will equal approximately One Hundred Ten and 00/100 Dollars (\$110.00) per connection for the proposed district plus One Hundred Twenty One and 00/100 Dollars (\$121.00) per connection for the shared cost of water supply or approximately Two Hundred Thirty One and 00/100 Dollars (\$231.00) per connection for the first year of operation for the typical property; and

WHEREAS, water meters and individual pressure reducing valves for each individual service is estimated at Nine Hundred and 00/100 Dollars (\$900.00) per connection, per meter; and

WHEREAS, connection fees shall be waived by the town of Schodack for a period of one hundred eighty days after water service is made available, and if not connected within one hundred eighty days the connection fee to be paid by the property owner shall be Three Hundred and 00/100 Dollars (\$300.00).

NOW, IT IS HEREBY ORDERED, that the Town Board of the Town of Schodack, shall meet and hold a public hearing at the Schodack Town Hall in said Town, on the 9th day of July, 2020 at 7:05 p.m., local time, to consider said map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

2020-181) 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, on December 7th 2019 a live Evergreen Christmas Tree was transplanted from Castleton Christmas Tree Farm to Town Hall, and

WHEREAS, Dan Hersey of Castleton Christmas Tree Farm donated the Evergreen in memory and to recognize family members that had served the Town of Schodack, and

WHEREAS, Lewis Hudson served as Supervisor from 1944 to 1965, and

WHEREAS, Lewis is notably the longest termed Supervisor to serve the Town of Schodack, and

WHEREAS, Ruth Hudson served as Town Clerk from 1967 to 1973, and

WHEREAS, Lewis and Ruth both worked out of their home prior to Town Hall being erected at 1777 Columbia Turnpike, and

WHEREAS, they were remarkably the only married Elected couple to service the Town of Schodack

NOW, THEREFORE, BE IT RESOLVED that the Legislative Body of the Town of Schodack is moved to honor Lewis and Ruth Hudson who gave themselves to this community and distinguished themselves throughout their careers bringing great pride to their family, and be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack will pause in its deliberation on the 11th day of June 2020 to acknowledge exception and dedication of this evergreen Christmas tree, donated by Dan Hersey of Castleton Christmas Tree Farm in recognition and memory of Lewis and Ruth Hudson.

2020-182) Authorize the fire departments that service Schodack to color code the caps on all the town owned hydrants to meet ISO specifications. The cost as well as the labor will be borne by the individual departments.

2020-183) Authorize Supervisor Harris to execute and administer an agreement with Nassau Fire Department to install a dry hydrant in a pond located behind the town highway garage.

2020-184) Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on application submitted by Reliable Properties LLC to operate a clean landfill disposal at 950 NY Route 9 pursuant to §137 of Town Code of the Town of Schodack, the Town Board shall hold said public hearing on June 25, 2020 at 7:10 p.m. at the Town Hall, 265 Schuurman Road.

2020-185) 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>
Davis III, John H.	1516 Rt. 9	1
Skarzynski, Jerry & Kim	402 Waterbury Road	1

2020-186) Authorize Supervisor Harris to execute lease agreement with Pitney Bowes for mail system SendPRO P1000 with 5-pound scale and 100-departmental accounting for a period of 60-months at the monthly rate of \$300.00.

2020-187) Amend resolution 2020-05 as adopted January 9, 2020 to add Bank of Greene County as follows: Designate the following banks as depositories for all Town funds for the calendar year 2020: Key Bank, N.A., National Union Bank of Kinderhook, and Pioneer and Bank of Greene County.

- 2020-188)** Authorize the Supervisor Harris to transfer a maximum amount of \$1,097,446.00 from the Key Bank Money Market at 0.08%, to Bank of Greene County Money Market at 0.55% to establish Municipal Finance relationship.
- 2020-189)** Amend resolution 2020-058 as adopted January 9, 2020 to increase not to exceed amount as follows: Appoint Girvin & Ferlazzo, P.C. as Labor Counsel to the Town, pursuant to retainer agreement dated January 3, 2020. This authorization shall not exceed ~~\$10,000.00~~ \$30,000.00 without further board approval.
- 2020-190)** Authorize an Inter-Fund Loan in the amount of \$15,000.00 from General Town-wide Fund (A) to Capital Project H047 Battisti Water Extension to cover legal and engineering costs.
- 2020-191)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-0739 to 20-0884 on Abstract No. 2020-06, in the amount of \$233,672.70, including the claims paid (\$142,672.65) since the previous town board meeting.
- 2020-192)** Authorize the May 2020 budget modifications, interfund loans and interfund transfers as provided in document dated June 2020 and recommended by the Comptroller.
- 2020-193)** Authorize the Supervisor to execute an easement in favor of National Grid for the property at 1777 Columbia Turnpike, subject to Attorney approval.

June 25, 2020

2020-194) **WHEREAS**, a map, plan and report have been prepared in such manner and in such detail as is required by Article 12A of the Town Law of the State of New York, relating to Sewer District No. 6, Sewer District Extension No. 7, 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 Clough Harbour & Associates, LLP, (Eric Hirschmann, P.E.), 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 include, but are not limited to, the installation of 550 linear feet of 8 inch SDR26 PVC gravity sewer main; 130 linear feet of 4 inch sewer lateral; 160 linear feet of 6 inch sewer lateral; the installation of two new precast concrete manholes; surface restoration and

select backfill, 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; 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 demolition of an existing Sunoco gas station and the construction of a new Stewart's shop and convenience store with self-service gasoline; 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, the Town of Schodack Planning Board in its role as lead agency in its coordinated review issued a negative declaration with respect to the demolition of the existing Sunoco gas station and the construction of a new Stewart's shop and convenience store with self-service gasoline.

NOW, THEREFORE, IT IS RESOLVED: That the Town of Schodack Town Board hereby affirms that the Town of Schodack Planning Board act as lead agency in a coordinated review under the State Environmental Quality Review Act with respect to the proposed project defined within this Resolution.

2020-195) WHEREAS, a map, plan and report have been prepared in such manner and in such detail as is required by Article 12A of the Town Law of the State of New York, relating to the establishment of Town of Schodack, Sewer District #6, Extension #7 in the Town of Schodack, County of Rensselaer, State of New York, and has been filed in the Town Clerk's Office; and

WHEREAS, said map, plan and report was prepared by Clough Harbour & Associates, LLP, (Eric Hirschmann, P.E.), competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed District Extension and the general plan of the proposed District Extension; and

WHEREAS, said map, plan and report shows the location and description of the public works which will be required and the lands or easements to be acquired; and

WHEREAS, the boundaries of the proposed District Extension are as described in Schedule "A" annexed hereto; and

Schedule "A"

BOUNDARY DESCRIPTION OF THE PROPOSED TOWN OF SCHODACK SANITARY SEWER DISTRICT #6 EXTENSION #7

From a survey conducted by ALTA/NSPS at 1811 Columbia Turnpike in the Town of Schodack in Rensselaer County, NY, the property boundaries were described as such:

Beginning at an iron rod located along the easterly line of Route 9 and 20, also known as the Columbia Turnpike, said point being the intersection formed by said easterly line of Columbia Turnpike and lands now or formerly owned by Mayakis Associates LLC on the south, and the lands now or formerly of Stewart's Shops Corp. on the North;

Thence from said point of beginning and along the aforesaid Columbia Turnpike, the following three courses: 1) North 31°30'30" West, 77.53 feet to a point; 2) North 22°50'30" West, 129.44 feet to a point and 3) North 33°10'40" West, 100.00 feet to a point;

Thence along the lands now or formerly of the Town of Schodack and Continuing along the lands now or formerly of Rensselaer County, the following two courses: 1) North 56°49'20" East, 300.19 feet to a point and 2) South 86°27'40" East, 181.55 feet to a point;

Thence along the westerly line of Ferndale Road, along a curve to the right having a radius of 975.00 feet, an arc length of 237.85 feet and bearing a chord of South 07°44'16" West, 237.26 feet to a point; Thence along the first mentioned division line, South 53°44'24" West, 316.27 feet to the point or place of beginning

WHEREAS, the District Extension improvements include, but are not limited to, 550 linear feet of 8 inch SDR26 PVC gravity sewer main; 130 linear feet of 4 inch sewer lateral; 160 linear feet of 6 inch sewer lateral; the installation of two new precast concrete manholes; surface restoration and select backfill; and

WHEREAS, the maximum amount proposed to be expended for said improvements and/or acquisition of necessary lands is the sum of One Hundred Thirteen Thousand (\$113,000.00) Dollars; and all details as to the cost of construction are set forth in the aforesaid map, plan and report; and

WHEREAS, pursuant to Section 209(f) of the Town Law, approval of the New York State Comptroller will not be required for establishing this District Extension inasmuch as the town shall not finance the cost of the improvements nor pay or assume debt service associated with this District Extension; and

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

WHEREAS, the first year costs of full operation and maintenance for the typical property within the District Extension are estimated at \$7.50 per 1,000 gallons of sanitary sewer effluent for an annual estimated cost of Two Thousand Four Hundred Sixty-Four (\$2,464.00) Dollars with the charges to vary in relation to the amount of benefit provided to the premises; and

WHEREAS, the initial connection fee shall equal Eleven Thousand Two Hundred Fifty (\$11,250.00) Dollars; and

WHEREAS, the subject typical property shall be assigned six equivalent dwelling units on an annual basis; and

WHEREAS, the determination of annual operation and maintenance charges shall be based on a benefit basis.

NOW, IT IS HEREBY ORDERED, that the Town Board of the Town of Schodack shall meet and hold a public hearing at the Schodack Town Hall, 265 Schuurman Road, Castleton, New York 12033, in said Town, on the 9th day of July, 2020, at 7:30 p.m., local time, to consider said map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

2020-196) Concur that the Planning Board be designated lead agency for the Cedar Hill Solar Phillips Road Farm Community Solar project.

2020-197) Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on Cedar Hill Solar Farm, Tax Map Parcel 178-8-29.1 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, July 9, 2020 at 7:45 p.m. at the Schodack Town Hall.

2020-198) **WITHDRAWN: WHEREAS**, *Applicant Reliable Properties LLC has applied for approval from the Town Board pursuant to Chapter 137 of the Town Code to import clean fill soil onto property consisting of 3.5 acres and located on U.S. Route 9, Castleton, NY (Tax Map No. 220.-2-12); and*

WHEREAS, *a public hearing in connection with said application was duly noticed and held on June 25, 2020; and*

WHEREAS, *the application and project has been reviewed by the Town's engineering firm, which by letter dated June 1, 2020 recommended that the Town Board issue a negative declaration under the State Environmental Quality Review Act ("SEQRA") with respect to the project, and recommended that the Town Board approve the project subject to the conditions set forth therein.*

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Town Board finds and concludes that the proposed project is classified as an Unlisted Action under SEQRA; finds and concludes that the proposed project will not result in any significant adverse impacts to the environment; and therefore issues a negative declaration pursuant to SEQRA for the reasons set forth in Part 3 of the Short Environmental Assessment Form prepared with respect to the project; and it is further

RESOLVED, that the Town Board hereby determines pursuant to Town Code Section 137-5 that it is in the public interest to grant such application; and it is further

RESOLVED, that such application is hereby GRANTED, subject to the following conditions:

3. *The Applicant shall satisfy each of the conditions set forth as Items "1" through "2" in the letter from Laberge Group dated June 1, 2020; and*
4. *The Applicant shall comply with the regulations set forth in Town Code Section 137-6, except that the requirement of Section 137-6(H) that a bond be posted is hereby waived.*

July 9, 2020

2020-199) WHEREAS, a petition, pursuant to Article 12 of the Town Law, relating to the establishment of Battisti Water District No. 10 in the town of Schodack, County Rensselaer, State of New York, has heretofore been filed in the Town Clerk's Office; and

WHEREAS, a map, plan and report has been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Schodack relating to the establishment of Battisti Water District No. 10 in the Town of Schodack, County of Rensselaer, State of New York; and

WHEREAS, such map, plan and report was prepared by Laberge Group Ltd., competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed Battisti Water District No. 10, the general plan of Battisti Water District No. 10, and the various expenses to be charged for real property located within the District; and

WHEREAS, the establishment of Battisti Water District No. 10, requires compliance with the provisions of the Environmental Conservation Law of the State of New York and regulations of the Department of Environmental Conservation, Part 617, State Environmental Quality Review Act and the Town of Schodack has previously established that the Town Board act as lead agency in a coordinated review with the Involved Agencies and Interested Agencies for the review of plans and environmental impact, if any, of the proposed Battisti Water District No. 10; and

WHEREAS, the Involved Agencies and Interested Agencies have been informed of the adoption by the Town of Schodack of a resolution dated June 11, 2020 in which the Town Board declared its intent to serve as Lead Agency in a coordinated manner with the Involved Agencies and Interested Agencies; and

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

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board of the Town of Schodack as lead agency has determined that the establishment of Battisti Water District No. 10 as described in the map, plan and report prepared by Laberge Group Ltd. is an Unlisted Action and that establishment of the proposed Battisti Water District No. 10 will not result in any significant adverse environmental impacts, and that the Supervisor of the Town of Schodack be authorized to execute the Short Environmental Assessment Form with respect to the determination that the establishment of Battisti Water District No. 10 is an Unlisted Action and that the establishment of Battisti Water District No. 10 will not result in any significant adverse environmental impacts;
2. Based on its examination of the EAF, the criteria set forth in Sections 617.6 and 617.7 of the regulations, and such further investigation as the town board has deemed appropriate, no potential significant adverse environmental impacts are known;
3. Consent to proceed with the establishment of Battisti Water District No. 10 will not cause a significant impact on the environment, and the town board will not require the preparation of an environmental impact statement;
4. A negative declaration is to be signed by the supervisor;
5. The Town Clerk of the Town of Schodack is hereby directed to cause to be filed and circulated the negative declaration in accordance with the requirements of SEQRA, a copy of the negative declaration shall be maintained in the Office of the Town Clerk in a file that will be readily accessible to the public, and the clerk shall mail copies, return receipt requested, to:

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

and Environmental Notice Bulletin

NYSDEC – Attn: Jack Nasca
625 Broadway, 4th Floor
Albany, New York 12233-1750

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

2020-200) WHEREAS, a petition, pursuant to Article 12 of the Town Law, relating to the establishment of Battisti Water District No. 10 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 the proposed Battisti Water District No. 10 prepared by Laberge Group Ltd., 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 June 11, 2020, 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 July 9, 2020 at 7:05 p.m. at Schodack Town Hall, 265 Schuurman Road, Castleton, New York, as the date, time and place of the public meeting to consider the map, plan and report, and to hear all persons interested in the subject 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 9th day of July, 2020, beginning at 7:05 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 meeting of the Town Board conducted on the 9th day of July, 2020 at Schodack Town Hall; and

WHEREAS, the Town Board on July 9, 2020 approved the creation of Battisti Water District No. 10.

NOW, THEREFORE, IT IS RESOLVED AND DETERMINED:

- (f) That the petition is signed and acknowledged or proved as required by law and complies with requirements of Town Law Section 191 as to

sufficiency of signers and is otherwise sufficient and the notice of public hearing was published and posted as required by law, and it is otherwise sufficient;

- (g) That all property and property owners within the proposed district are benefited thereby;
- (h) That all the property and property owners benefited are included within the limits of the proposed district;
- (i) That it is in the public interest to establish Battisti Water District No. 10;
- (j) That the first year cost of debt repayment to finance the construction of the district improvements for typical properties within the district shall be determined by the ability to obtain grants to assist in decreasing the amount to be financed and the cost of financing; annual debt service will be spread across the properties in the district on a per equivalent dwelling unit basis ranging from a high of One Thousand Nine Hundred Ninety Nine and 00/100 Dollars (\$1,999.00), to One Thousand One Hundred Sixty One and 00/100 Dollars (\$1,161.00), to Eight Hundred and 00/100 Dollars (\$800.00) and to low of Four Hundred Sixty Five and 00/100 Dollars (\$465.00); operation and maintenance expenses will equal approximately One Hundred Ten and 00/100 Dollars (\$110.00) per connection for the proposed district plus One Hundred Twenty One and 00/100 Dollars (\$121.00) per connection for the shared cost of water supply or approximately Two Hundred Thirty One and 00/100 Dollars (\$231.00) per connection for the first year of operation for the typical property within the district; water meters and individual pressure reducing valves for each individual service is estimated to equal Nine Hundred and 00/100 Dollars (\$900.00) per connection, per meter; and connection fees shall be waived by the town of Schodack for a period of one hundred eighty (180) days after water service is made available, and if not connected within one hundred eighty (180) days the connection fee to be paid by the property owner shall equal Three Hundred and 00/100 Dollars (\$300.00); and it is further,

RESOLVED AND DETERMINED, that the establishment of Battisti Water District No. 10, as set forth in the map, plan and report, be approved 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 Battisti Water District No. 10 in the Town of Schodack, and shall be bounded and described as set forth on Schedule "A" attached hereto; and it is further

Schedule "A"

Town of Schodack

Rensselaer County, New York
Water District Boundary Description
Battisti Water District #10

The following is intended to describe the bounds of the proposed water district in the Town of Schodack, Rensselaer County, State of New York. This District is shown on the map entitled "Proposed Battisti Water District #10 Water District Boundary" prepared by Laberge Group, dated January 16, 2019. The parcels referred to in the following description are shown on the Town of Schodack Tax Map 210.01.

Beginning at a point located at the northwest corner of the intersection of Van Hoesen Road and N.Y.S. Route 9 at the southeasterly corner of Parcel 17(A);

Thence proceeding westerly along the northerly bounds of Van Hoesen Road to a point in its intersection with the easterly bounds of Northern Boulevard, said point also being the southwesterly corner of Parcel 33;

Thence southerly across Van Hoesen Road to a point at the intersection with the southerly line of Van Hoesen Road and the northeasterly corner of lot 2;

Thence southerly along the easterly bounds of lot 2 to the southeasterly corner of lot 2;

Thence westerly along the southerly line of lot 2 to the southwesterly corner of lot 2;

Thence northerly along the westerly bounds of lot 2 to a point in the southerly line of Van Hoesen Road, said point being the northwesterly corner of lot 2;

Thence northerly across Van Hoesen Road to a point at the intersection with the northerly line of Van Hoesen Road and the southeasterly corner of lot 34;

Thence westerly along the northerly bounds of Van Hoesen Road to a point in the easterly bounds of Orchard Road, said point also being the southwest corner of Parcel 43;

Thence westerly across Orchard Road to a point at the intersection with the northerly bounds of Van Hoesen Road, said point also being the southeasterly corner of Parcel 44;

Thence westerly along the northerly bounds of Van Hoesen Road to a point at the southwesterly corner of Parcel 44;

Thence northerly along the westerly bounds of Parcels 44, 45, 46, 47, 48, and 49 to a point in the southerly bounds of the westerly terminus of Orchard Road, said point also being the northwesterly corner of Parcel 49;

Thence northerly along the westerly terminus of Orchard Road to a point in the northerly bounds of Orchard road, said point also being the southwesterly corner of Parcel 52;

Thence northerly along the westerly bounds of Parcels 52, 53, and 2 to a point in the northwest corner of Parcel 2;

Thence easterly along the northerly bounds of Parcel 2 to a point in the easterly corner of Parcel 2, said point also being in the northerly terminus of the westerly bounds of a "paper street";

Thence easterly across the northern terminus of said "paper street" to the easterly bounds of said "paper street", said point also being the northwest corner of Parcel 1;

Thence easterly along the northerly bounds and southerly along the easterly bounds of Parcel 1 to a point in the southeast corner of said Parcel 1, said point also being the northwest corner of Parcel 3;

Thence easterly along the northerly bounds of Parcels 3, 4, and 7.1 to a point in the northeasterly corner of Parcel 7.1, said point also being in the northerly bounds of Loretta Lane;

Thence easterly along the northerly bounds of Loretta Lane to a point in the northwesterly corner of Parcel 14;

Thence easterly along the northerly bounds of Parcel 14 to a point in the westerly bounds of N.Y.S. Route 9, said point also being the northeasterly corner of Parcel 14;

Thence southerly along the westerly bounds of N.Y.S. Route 9 to a point in the northerly bounds of Orchard Road, said point also being the southeasterly corner of Parcel 15;

Thence southerly across Orchard road to a point in the southerly bounds of said road, said point also being the northeasterly corner of Parcel 16;

Thence southerly along the westerly bounds of N.Y.S. Route 9 to the point and place of beginning.

All Tax map parcel references are based upon those in use by the Rensselaer County Real Property Tax Service Agency in January, 2019.

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 Rensselaer County Clerk's Office and in the office of the state department of audit and control at Albany, New York; and it is further

RESOLVED AND DETERMINED, that the maximum amount to be expended for said improvement and/or acquisition of necessary lands is the sum of One Million Seven Hundred Ninety Thousand and 00/100 Dollars (\$1,790,000.00); and it is further

RESOLVED AND DETERMINED, approval of the Office of the State Comptroller is required since the cost to the typical property within Battisti Water District No.10 without any awarded grants exceeds the average annual

estimated cost threshold for similar types of districts as computed by the State Comptroller.

2020-201) **WHEREAS**, a map, plan and report have been prepared in such manner and in such detail as is required by Article 12A of the Town Law of the State of New York, relating to the establishment of Town of Schodack, Sewer District #6, Extension #7 in the Town of Schodack, County of Rensselaer, State of New York, and has been filed in the Town Clerk's Office; and

WHEREAS, said map, plan and report was prepared by Clough Harbour & Associates, LLP, (Eric Hirschmann, P.E.), competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed District Extension and the general plan of the proposed District Extension; and

WHEREAS, said map, plan and report shows the location and description of the public works which will be required and the lands or easements to be acquired; and

WHEREAS, the boundaries of the proposed District Extension are as described in Schedule "A" annexed hereto; and

Schedule "A"

BOUNDARY DESCRIPTION OF THE PROPOSED TOWN OF SCHODACK SANITARY SEWER DISTRICT #6 EXTENSION #7

From a survey conducted by ALTA/NSPS at 1811 Columbia Turnpike in the Town of Schodack in Rensselaer County, NY, the property boundaries were described as such:

Beginning at an iron rod located along the easterly line of Route 9 and 20, also known as the Columbia Turnpike, said point being the intersection formed by said easterly line of Columbia Turnpike and lands now or formerly owned by Mayakis Associates LLC on the south, and the lands now or formerly of Stewart's Shops Corp. on the North;

Thence from said point of beginning and along the aforesaid Columbia Turnpike, the following three courses: 1) North 31°30'30" West, 77.53 feet to a point; 2) North 22°50'30" West, 129.44 feet to a point and 3) North 33°10'40" West, 100.00 feet to a point;

Thence along the lands now or formerly of the Town of Schodack and Continuing along the lands now or formerly of Rensselaer County, the following two courses: 1) North 56°49'20" East, 300.19 feet to a point and 2) South 86°27'40" East, 181.55 feet to a point;

Thence along the westerly line of Ferndale Road, along a curve to the right having a radius of 975.00 feet, an arc length of 237.85 feet and bearing a chord of South 07°44'16" West, 237.26 feet to a point; Thence along the first

mentioned division line, South 53°44'24" West, 316.27 feet to the point or place of beginning

WHEREAS, the District Extension improvements include, but are not limited to, 550 linear feet of 8 inch SDR26 PVC gravity sewer main; 130 linear feet of 4 inch sewer lateral; 160 linear feet of 6 inch sewer lateral; the installation of two new precast concrete manholes; surface restoration and select backfill; and

WHEREAS, the maximum amount proposed to be expended for said improvements and/or acquisition of necessary lands is the sum of One Hundred Thirteen Thousand (\$113,000.00) Dollars; and all details as to the cost of construction are set forth in the aforesaid map, plan and report; and

WHEREAS, pursuant to Section 209(f) of the Town Law, approval of the New York State Comptroller will not be required for establishing this District Extension inasmuch as the town shall not finance the cost of the improvements nor pay or assume debt service associated with this District Extension; and

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

WHEREAS, the first year costs of full operation and maintenance for the typical property within the District Extension are estimated at \$7.50 per 1,000 gallons of sanitary sewer effluent for an annual estimated cost of Two Thousand Four Hundred Sixty-Four (\$2,464.00) Dollars with the charges to vary in relation to the amount of benefit provided to the premises; and

WHEREAS, the initial connection fee shall equal Eleven Thousand Two Hundred Fifty (\$11,250.00) Dollars; and

WHEREAS, the subject typical property shall be assigned six equivalent dwelling units on an annual basis; and

WHEREAS, the determination of annual operation and maintenance charges shall be based on a benefit basis.

NOW, IT IS HEREBY ORDERED, that the Town Board of the Town of Schodack shall meet and hold a public hearing at the Schodack Town Hall, 265 Schuurman Road, Castleton, New York 12033, in said Town, on the 13th day of August, 2020, at 7:05 p.m., local time, to consider said map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

2020-202) Authorize Supervisor Harris to execute and administer the Annual Certification and Board Resolution regarding the Five Year PHA Plan - Section 8 Housing Choice Voucher Program.

2020-203) **WHEREAS**, Applicant Reliable Properties LLC has applied for approval from the Town Board pursuant to Chapter 137 of the Town Code to import clean fill soil onto property consisting of 3.5 acres and located on U.S. Route 9, Castleton, NY (Tax Map No. 220.-2-12); and

WHEREAS, a public hearing in connection with said application was duly noticed and held on June 25, 2020; and

WHEREAS, the application and project has been reviewed by the Town's engineering firm, which by letter dated June 1, 2020 recommended that the Town Board issue a negative declaration under the State Environmental Quality Review Act ("SEQRA") with respect to the project, and recommended that the Town Board approve the project subject to the conditions set forth therein.

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Town Board finds and concludes that the proposed project is classified as an Unlisted Action under SEQRA; finds and concludes that the proposed project will not result in any significant adverse impacts to the environment; and therefore issues a negative declaration pursuant to SEQRA for the reasons set forth in Part 3 of the Short Environmental Assessment Form prepared with respect to the project; and it is further

RESOLVED, that the Town Board hereby determines pursuant to Town Code Section 137-5 that it is in the public interest to grant such application; and it is further

RESOLVED, that such application is hereby GRANTED, subject to the following conditions:

5. The Applicant shall satisfy each of the conditions set forth as Items "1" through "2" in the letter from Laberge Group dated June 1, 2020; and
6. The Applicant shall comply with the regulations set forth in Town Code Section 137-6, except that the requirement of Section 137-6(H) that a bond be posted is hereby waived.

2020-204) **WHEREAS**, the Town Board of the Town of Schodack has great admiration and the utmost gratitude for all of the men and women who have selflessly served their country and this community by joining the military; and

WHEREAS, the Purple Heart is the oldest military decoration in present use and was initially created as the Badge of Military Merit by General George Washington in 1782; and

WHEREAS, the Purple Heart was the first American service award or decoration made available to the common soldier and is specifically awarded to members of

the United States Armed Forces who have been wounded or paid the ultimate sacrifice in combat with a declared enemy of the United States of America; and

WHEREAS, the mission of the Military Order of the Purple Heart is to foster an environment of goodwill among the combat-wounded veteran members and their families, promote patriotism, support legislative initiatives, and most importantly - make sure we never forget; and

WHEREAS, the Town of Schodack appreciates the sacrifices our Purple Heart recipients made in defending our freedoms and believe it is important that we acknowledge them for their courage and show them the honor and support they have earned.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

- 1. That the Town of Schodack is a Purple Heart Town.
- 2. That the Town of Schodack hereby recognizes the sacrifices that the Purple Heart recipients have made in defending our freedoms and acknowledges their service and courage while protecting our country.

2020-205) Authorize Supervisor Harris to execute and administer the Intermunicipal PILOT Agreement for payments in-lieu of taxes on real property that contains Solar energy system by and between the Town of Schodack, Rensselaer County, Schodack Central School District and TJA-NY Paul Road.

2020-206) Provisionally appoint Cody Seeberger as part-time sworn police officer 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 to attend Academy will be borne by candidate, permanent employment will be subject to completion of Academy, meeting civil service requirements and further Town Board approval.]

2020-207) 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, 2020 to June 3, 2021 for \$548.72 annually. Contract includes 42,000 b/w copies and 3,000 color copies annually with an overage charge of \$0.00811 and \$0.06946 respectively per copy.

2020-208) **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	Term Begins/End	Participates in Employer's Time Keeping System (Y/N)	Pays or Days/Month (based on Record of Activities)	Not Submitted Record of Activities or T/S
Elected Officials						
Town Board Member	Michael Kenney	7	1/1/20-12/31/23	N	TBD	Not Submitted
Town Justice	Paul Peter	7	1/1/20-12/31/23	N	14.52	
Town Clerk	Debra Curtis	7	1/1/20-12/31/23	N	22.93	
Tax Receiver	Shawn Masters	7	1/1/20-12/31/23	N	TBD	
Appointed Officials						
Planning Board Member	Stephanie Leonard	7	1/1/15-12/31/21	N	TBD	Not Submitted

2020-209) 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 July 9, 2020 at 7:45 p.m. at the Schodack Town hall to hear all interested parties to amend the Zoning Map of the Town of Schodack Phillips Road, Tax Map Parcel 177.-8-29.1, and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's Sign Board on June 23, 2020 and advertised in the June 23, 2020 edition of THE RECORD, official newspaper of the Town, and was posted on the official sign board of the Town of Schodack on June 23, 2020, and

WHEREAS, said public hearing was held on July 9, 2020, at 7:45 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 Parcel 177.-8-29.1 from RA Zone (Residential Agricultural) to PD2 (Planned Development) in accordance with Planning Board Site Plan File #2019-25 Cedar Hill Solar Farm, for the purpose of a solar farm located at Phillips 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.

- 2020-210)** Authorize Paul W. Peter, Justice to attend New York State Magistrates Association Fall Conference September 13th through 16th at Syracuse, New York with registration fee of \$75.00, lodging (meals included) not to exceed \$750.50 and travel costs (mileage) not to exceed \$170.52 for a total estimate not to exceed \$925.00. [A1110.4 This is a budgeted item]
- 2020-211)** Authorize Ryan P. Mullahy, Justice to attend New York State Magistrates Association Fall Conference September 13th through 16th at Syracuse, New York with registration fee of \$75.00, lodging (meals included) not to exceed \$750.50 and travel costs (mileage) not to exceed \$170.52 for a total estimate not to exceed \$925.00. [A1110.4 This is a budgeted item]
- 2020-212)** 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 4 through 6, 2020 in Montour Falls, New York, at an estimated cost: 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.]
- 2020-213)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-0885 to 20-1051 on Abstract No. 2020-07, in the amount of \$283,108.33, including the claims paid (\$121,135.10) since the previous town board meeting.
- 2020-214)** Authorize the June 2020 budget modifications, interfund loans and interfund transfers as provided in document dated July 2020 and recommended by the Comptroller.

August 13, 2020

2020-215) **WHEREAS**, a map, plan and report relating to the establishment of Town of Schodack Sewer District No. 6, Extension No. 7, prepared by Clough Harbour & Associates, LLP, (Eric Hirschmann, P.E.), competent engineers, duly licensed by the State of New York, has been filed with the Town Clerk of the Town of Schodack, in accordance with the requirements of the Town Law; and

WHEREAS, an order was adopted by the Town Board of the Town of Schodack on July 9, 2020, reciting the filing of the map, plan and report, the improvements proposed, the estimated expense thereof, the proposed method of financing, the fact that the map, plan and report are on file in the Town Clerk's Office for public inspection, and all other matters required by law to be stated; and

WHEREAS, the order set August 13, 2020 at 7:05 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, and to take action as required and authorized by law; and

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

WHEREAS, a hearing on the matter was held by the Town Board on the 13th day of August, 2020, beginning at 7:05 p.m. and the matter being duly discussed and all interested persons having been duly heard;

NOW, THEREFORE, UPON MOTION of Councilmember Swartz, seconded by Councilmember Bult, it is hereby

RESOLVED AND DETERMINED:

- (a) That the notice of hearing was published and posted as required by law, and it is otherwise sufficient;
- (b) That all property and property owners within the proposed sewer district extension are benefited thereby;
- (c) That all 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 Town of Schodack Sewer District No. 6, Extension No. 7;
- (e) That the estimated maximum cost to construct the improvements to Sewer District No. 6, Extension No. 7 shall equal One Hundred Thirteen Thousand (\$113,000.00) and 00/100 Dollars and there will be no debt service associated with the establishment of Town of Schodack Sewer District No. 6, Extension No. 7 for the first year, and that the operation and maintenance expenses for the first year for Town of Schodack Sewer District No. 6, Extension No. 7 are estimated at \$7.50 per 1,000 gallons of sanitary sewer effluent for an annual estimated cost of Two Thousand Four Hundred Sixty-Four (\$2,464.00) and 00/100 Dollars with the charges to vary in relation to the amount of benefit provided to the premises; and
- (f) That the initial connection fee shall equal Eleven Thousand Two Hundred Fifty (\$11,250.00) and 00/100 Dollars;
- (g) That the approval of the New York State Comptroller is not required for the creation of Town of Schodack Sewer District No 6, Extension No 7;

- (h) The subject typical property shall be assigned six equivalent dwelling units on an annual basis, and the determination of annual operation and maintenance charges shall be based on a benefit basis; and it is

FURTHER RESOLVED AND DETERMINED, that the establishment of Town of Schodack Sewer District No. 6, Extension No. 7, as set forth in the map, plan and report, be approved and that the requested improvements be constructed, and the necessary easements, if any, be obtained, and it is

FURTHER RESOLVED AND DETERMINED, that this resolution shall be subject to a permissive referendum in the manner provided in Article Seven

- 2020-216)** Concur that the Planning Board be designated lead agency for the White River Solar Farm 2270 River Road Community Solar project.
- 2020-217)** Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on the adoption of proposed Local Law No. 2 of 2020 amending the Town of Schodack Zoning Code and creating a new Planned Development District, PD-2, known as Elmbrook Solar, with respect to a portion of lands now or previously owned by Elmbrook Limited Partnership, on the tract or parcel of land located at 2191 Brookview Road, in the Town of Schodack, Tax Map No. 188.-6-15. Said hearing to be held on Thursday, August 27, 2020 at 7:05 p.m. at the Schodack Town Hall.
- 2020-218)** Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on the adoption of proposed Local Law No. 3 of 2020 amending the Town of Schodack Zoning Code and creating a new Planned Development District, PD-2, known as Cedar Hill Solar, with respect to a portion of lands now or previously owned by Elmbrook Limited Partnership, on the tract or parcel of land located off Phillips Road, in the Town of Schodack, Tax Map No. 177.-8-29.1 Said hearing to be held on Thursday, August 27, 2020 at 7:10 p.m. at the Schodack Town Hall.
- 2020-219)** Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on the adoption of proposed Local Law No. 4 of 2020 amending the Town of Schodack Zoning Code and creating a new Planned Development District, PD-2, known as White River Solar, with respect to a portion of lands now or previously owned by Giovanni Maruca, on the tract or parcel of land located off River Road, in the Town of Schodack, Tax Map No. 188.-7-1. Said hearing to be held on Thursday, August 27, 2020 at 7:15 p.m. at the Schodack Town Hall
- 2020-220)** **RESOLVED**, By the Town Board of the Town of Schodack that Retention and Disposition Schedule for New York Local Government Records (LGS-1), issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein.

FURTHER RESOLVED, that in accordance with Article 57-A:

- (a) only those records will be disposed of that are described in Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein;
- (b) only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

2020-221) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-1052 to 20-1235 on Abstract No. 2020-08, in the amount of \$411,148.49, including the claims paid \$246,955.18

2020-222) Authorize the July 2020 budget modifications, interfund loans and interfund transfers as provided in document dated August 2020 and recommended by the Comptroller.

August 27, 2020

2020-223) **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 August 27, 2020, at 7:05 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #2 of 2020 relating to amending the Town of Schodack Zoning Code and creating a new Planned Development District, PD-2, known as Elmbrook Solar, with respect to a portion of lands now or previously owned by Elmbrook Limited Partnership, on the tract or parcel of land located at 2191 Brookview Road, in the Town of Schodack, Tax Map No. 188.-6-15; and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on August 17, 2020 and advertised in the August 17, 2020 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on August 27, 2020 at 7:05 p.m. at the Schodack Town Hall and all interested parties were permitted an opportunity to submit comment 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 2 of 2020 (P2 of 2020) to be known as Local Law #2 of 2020 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.

2020-224) **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 August 27, 2020, at 7:10 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #3 of 2020 relating to amending the Town of Schodack Zoning Code and creating a new Planned Development District, PD-2, known as Cedar Hill Solar, with respect to a portion of lands now or previously owned by Elmbrook Limited Partnership, on the tract or parcel of land located off Phillips Road, in the Town of Schodack, Tax Map No. 177.-8-29.1; and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on August 17, 2020 and advertised in the August 17, 2020 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on August 27, 2020 at 7:10 p.m. at the Schodack Town Hall and all interested parties were permitted an opportunity to submit comment on behalf of, or in opposition to, said proposed local law or any part hereof, and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts Proposed Local Law Number 3 of 2020 (P3 of 2020) to be known as Local Law #3 of 2020 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.

2020-225) **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 August 27, 2020, at 7:05 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #4 of 2020 relating to amending the Town of Schodack Zoning Code and creating a new Planned Development District, PD-2, known as White River Solar, with respect to a portion of lands now or previously owned by Giovanni Maruca, on the tract or parcel of land located off River Road, in the Town of Schodack, Tax Map No. 188.-7-1; and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on August 17, 2020 and advertised in the August 17, 2020 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on August 27, 2020 at 7:05 p.m. at the Schodack Town Hall and all interested parties were permitted an opportunity to submit comment 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 4 of 2020 (P4 of 2020) to be known as Local Law #4 of 2020 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.

2020-226) Authorize Girvin & Ferlazzo, P.C., to commence a legal action in the name of the Town of Schodack against Kokosa Pool Water and/or Christopher Kokosa to recover an outstanding balance of \$8,699.90 due and owing for unpaid water charges.

2020-227) Adopt a Travel Policy to be incorporated into the Personnel Policy and Procedure Manual as attached.

2020-228) Appoint Maggie Banker as Temporary Dog Control Officer effective September 1, 2020. The rate of payment shall be \$50.00 per call.

2020-229) Authorize the Town to compensate Maggie Banker, Temporary Dog Control Officer \$20.00 per dog per day, not to exceed three dogs, for boarding fees.

September 10, 2020

2020-230) **WHEREAS**, Town of Schodack, with the assistance from AECOM and Rensselaer County Bureau of Public Safety, has gathered information and prepared the Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan; and

WHEREAS, the Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, Town of Schodack is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, Town of Schodack have reviewed the Plan and affirms that the Plan will be updated no less than every five years;

NOW THEREFORE, BE IT RESOLVED by Town Council that Town of Schodack adopts the Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan as approved by FEMA and New York State in July 2020 as this jurisdiction's Natural Hazard Mitigation Plan and resolves to execute the actions in the Plan.

2020-231) WHEREAS, Village at Miller Road, LLC and the Town of Schodack are desirous of having certain assessment issues resolved as to properties owned by Village at Miller Road, LLC in the Town of Schodack, and

WHEREAS, a settlement proposal resolving tax certiorari litigation was recommended by the Vincelette Law Firm, special counsel to the Town of Schodack, and reviewed by the Schodack Town Board at its regular monthly meeting, and

WHEREAS, such a proposed settlement would present the parties with an expeditious and economic alternative to further litigation so as to resolve issues between the parties, and

WHEREAS, the Town Board has determined that the proposed settlement is in the best interests of the Town; now

THEREFORE BE IT RESOLVED, that the Town Board does hereby accept a proposed settlement for the 2019 tax certiorari proceedings filed by Village at Miller Road, LLC in which the 2019 assessed value of the subject properties shall be reduced as follows:

<u>Year</u>	<u>Parcel No.</u>	<u>Prior Assessed Value</u>	<u>New Assessed Value</u>	<u>Reduction</u>
2019	178.-3-6.223	\$1,800,000	\$1,250,000	\$550,000
2019	178.-3-6.226	\$1,176,000	\$785,000	\$391,000

Real Property Tax Law §727 shall apply, and the assessments shall remain unchanged for the 2020, 2021 and 2022 assessment rolls; and it is further

RESOLVED that Village at Miller Road, LLC shall be entitled to a refund of excess taxes, waiving statutory interest, paid based upon the above revision; and it is further

RESOLVED, that the Town Board does hereby adopt this resolution to end the litigation between Village at Miller Road, LLC and the Town of Schodack as to the above referenced assessment.

2020-232) Resolved that the 2020 Budget Presentation Meeting will be held Monday, October 5, 2020 at 5 p.m. Further, the following schedule was set to review the 2020 Tentative Budget:

Tuesday,	October 13, 2020	6 p.m.
Wednesday,	October 14, 2020	6 p.m.
Thursday,	October 15, 2020	6 p.m.

2020-233) Authorize Supervisor Harris to execute and administer 2020-2021 Snow and Ice Agreement with Rensselaer County Department of Engineering and Highways for reimbursement for snow and ice removal on Stony Point Road.

2020-234) **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.

2020-235) 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.

2020-236) 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.

2020-237) 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 Tuesday, October 27, 2020 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.

2020-238) 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 Tuesday, October 27, 2020 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.

2020-239) Authorize Town Clerk to publish legal notice of public hearing on proposed water rates for Operation and Maintenance costs and the assessment rolls of the capital charges for Water District Number 101. Said hearing shall be held on Tuesday, October 27, 2020 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.

2020-240) 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 Tuesday, October 27, 2020 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.

- 2020-241)** 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 Tuesday, October 27, 2020 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.
- 2020-242)** 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 Tuesday, October 27, 2020 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.
- 2020-243)** Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs for Consolidated Sewer District Number 1. Said hearing shall be held on Tuesday, October 27, 2020 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.
- 2020-244)** 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 Tuesday, October 27, 2020 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.
- 2020-245)** 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 Tuesday, October 27, 2020 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.
- 2020-246)** 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 Tuesday, October 27, 2020 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.
- 2020-247)** Authorize Town Clerk to publish legal notice of hearing to seek public input relative to the 2020 Preliminary Budget and proposed fees for 2020 to be held on Tuesday, October 27, 2020 at 7:30 p.m. at the Schodack Town Hall, 265 Schuurman Road as soon thereafter as the above sewer district hearing is concluded.
- 2020-248)** Adopt the fee schedule for Fall Clean-Up Days (October 15, 16 & 17) 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*******

2020-249) Appoint Ann St. Peter as a member of the Board of Assessment Review at salary as set forth in Year 2020 adopted budget. Term to expire September 30, 2025.

2020-250) 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 2019.

2020-251) Authorize the Comptroller’s recommendation to direct the Town Supervisor to pay the claims #20-1236 to 20-1401 on Abstract No. 2020-09, in the amount of \$364,871.60, including the claims paid \$118,242.90.

2020-252) Authorize the August 2020 budget modifications, interfund loans and interfund transfers as provided in document dated September 2020 and recommended by the Comptroller.

September 24, 2020

2020-253) Authorize Supervisor Harris to execute and administer refinancing initiative agreement relative to New York State Environmental Facilities Corporation (EFC) Clean Water and Drinking Water Revolving Funds, Series 2010C Bonds dated November 1, 2020.

October 8, 2020

2020-254) WHEREAS, a map, plan and report relating to the establishment of Town of Schodack Sewer District No. 6, Extension No. 7 prepared by Clough Harbour

& Associates, LLP, (Eric Hirschmann P.E.), competent engineers, duly licensed by the State of New York, in manner and detail as determined by the Town Board of Schodack has been filed with the Town Clerk of the Town of Schodack in accordance with the requirements of the Town Law; and,

WHEREAS, an Order was adopted by the Town Board of the Town of Schodack on July 9, 2020, reciting the filing of the map, plan and report, the boundaries of the proposed sewer district extension, the improvements proposed, the estimated expense thereof, the proposed method of financing, the fact that the map, plan and report are on file in the Town Clerk's Office in said Town for public inspection, and all other matters required by law to be stated; and

WHEREAS, the order set August 13, 2020 at 7:05 p.m. at the Schodack Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, as the date, time and place of the public meeting to consider the map, plan and report, and to hear all persons interested in the subject, and to take action as required and authorized by law; and,

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

WHEREAS, a hearing on the matter was held by the Town Board on the 13th day of August 2020 beginning at 7:05 p.m. and the matter being fully discussed and all interested persons having been duly heard; and

WHEREAS, it having been duly resolved and determined following such hearing that: the Notice of Public Hearing was published and posted as required by law and is otherwise sufficient; all property and property owners within the limits of the proposed sewer district extension are benefitted thereby; all property and property owners benefitted are included within the limits of the proposed sewer district extension; and, it was in the public interest to establish said Town of Schodack Sewer District No. 6, Extension No. 7, and to grant, in whole, the relief sought, and it having been then and there duly resolved that establishment of said Town of Schodack Sewer District No. 6, Extension No. 7, be approved, and that the permission of the New York State Comptroller is not required for the creation of Town of Schodack Sewer District No. 6, Extension No. 7, that the aforesaid Town Board resolution of August 13, 2020 having been adopted subject to permissive referendum, and no petition for a referendum having been filed,

NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED that the Town of Schodack Sewer District No. 6, Extension No. 7, be created so as to include therein the following lands which are hereby established as the Town of Schodack Sewer District No. 6, Extension No. 7 and which lie wholly within the Town of Schodack, County of Rensselaer, State of New York, and is bounded and described in Schedule "A" attached hereto, and it is further,

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

ORDERED, RESOLVED AND DETERMINED, that the establishment of Town of Schodack Sewer District No. 6, Extension No. 7, as set forth in the map, plan and report be approved; and it is further,

ORDERED, RESOLVED AND DETERMINED, the requested improvement shall be constructed, and the necessary easements and lands be acquired, and such sewer district extension shall be known and designated as the Town of Schodack Sewer District No. 6, Extension No. 7, in the Town of Schodack and shall be bounded and described as set forth in Schedule "A" annexed hereto.

Schedule "A"

**BOUNDARY DESCRIPTION OF THE PROPOSED
TOWN OF SCHODACK SANITARY SEWER DISTRICT #6 EXTENSION #7**

From a survey conducted by ALTA/NSPS at 1811 Columbia Turnpike in the Town of Schodack in Rensselaer County, NY, the property boundaries were described as such:

Beginning at an iron rod located along the easterly line of Route 9 and 20, also known as the Columbia Turnpike, said point being the intersection formed by said easterly line of Columbia Turnpike and lands now or formerly owned by Mayakis Associates LLC on the south, and the lands now or formerly of Stewart's Shops Corp. on the North;

Thence from said point of beginning and along the aforesaid Columbia Turnpike, the following three courses: 1) North 31°30'30" West, 77.53 feet to a point; 2) North 22°50'30" West, 129.44 feet to a point and 3) North 33°10'40" West, 100.00 feet to a point;

Thence along the lands now or formerly of the Town of Schodack and Continuing along the lands now or formerly of Rensselaer County, the following two courses: 1) North 56°49'20" East, 300.19 feet to a point and 2) South 86°27'40" East, 181.55 feet to a point;

Thence along the westerly line of Ferndale Road, along a curve to the right having a radius of 975.00 feet, an arc length of 237.85 feet and bearing a chord of South 07°44'16" West, 237.26 feet to a point; Thence along the first mentioned division line, South 53°44'24" West, 316.27 feet to the point or place of beginning

2020-255) Authorize Supervisor Harris to execute and administer a Payment in Lieu of

Taxes Agreement by and between the Town of Schodack, Rensselaer County, Schodack Central School District and Cedar Hill Solar, LLC, relating to the premises located at Phillips Road.

2020-256) Authorize Supervisor Harris to execute and administer a Payment in Lieu of Taxes Agreement by and between the Town of Schodack, Rensselaer County, Schodack Central School District and White River Solar, LLC, relating to the premises located at 2270 River Road.

2020-257) Approve listing the following as surplus vehicle 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) 2013 Ford Taurus PPV – Police VIN 1FAHP2M84DG119294

2020-258) Pursuant to Article 7 Section 140 of the Highway Law, the Highway Superintendent hereby appoints Rick Lindheimer, subject to final approval by the Rensselaer County Civil Service Commission, as an Operator 2, at an hourly rate as set forth in the Year 2020 adopted budget. Said appointment is effective as of October 26, 2020.

2020-259) WHEREAS, Chapter 174 & 176 of the Town of Schodack Code (Sewer Regulations) provides for capital costs to be allocated to each parcel of property within the sewer district based on the assessed valuation, units or front footage of property along which sewer 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. 2019-117 on March 14, 2019, 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 Sewer Districts, as follows:

**Town of Schodack/Village of Castleton
Sewer District Property Class Codes
Sewer Equivalent Dwelling Unit (EDU) Schedule**

Property Class Code per Assessor's Manual and Property Description	Capital-O&M EDU
200 Residential Dwellings	1 EDU per dwelling unit-additional units may be assigned for incidental commercial usage Residential parcels - 1 EDU per buildable lot or lots greater than 10,000 sq. ft. where connection is feasible. Commercial parcels - For large parcels, EDU's may be
300 Vacant Land-no O&M EDU for Vacant Properties	*

assigned to vacant properties based upon the assessed value per acre at the discretion of the Board.

400	Commercial Properties	**	1 EDU
410	Living Accommodations		
411	Apartments	**	1 EDU per dwelling unit (VOC)
416	Mobile Home Park	**	1 EDU per dwelling unit
480	Multi-Use Structures		
482	2-3 story structure with 1st Floor Commercial and upper floor apartments/offices	**	EDU(s) based upon main floor use of structure plus an additional EDU for each dwelling/office
484	1 Story multi-use	**	EDU(s) based upon commercial use of structure plus an additional EDU for each dwelling/office
600	Community Services		
612	Schools-day		1 EDU per 20 students/staff
633	Homes for the Aged-Nursing Home		.75 EDU per bed
682	Recreation Facilities-bike path, Nature Trail w/o sewer		Exempt
695	Cemetery		Exempt
800	Public Services		Exempt
900	Wild, Forested Conservation Land & Public Parks		Exempt

Commercial Property Class Codes with public water connections (excluding Sewer District #6) not specifically identified above, in general, will be assigned 1 EDU plus additional EDU's for every 40,000 gallons, or portion thereof, of water usage in excess of 40,000 gallons per year at the discretion of the Board. Entities using over 1 million gallons/year may be assigned units on a separate basis.

Sewer Districts without public water connections will be assigned EDU's based upon the above table or, if necessary, in accordance with the use of the property, excluding the component for water usage.

Sewer District #6 properties shall use EDU's calculated per annual Resolution for all Town Water Districts.

Water EDU Schedule (Red-2019 changes, \$20,000 vacant property – no change)

2020-260) 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>
<p><i>A typical property is defined as a single family residence with estimated annual water usage of 72,000 gallons or less.</i></p>		
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, 281	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>
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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
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		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:	421, 422,	1.00 EDU; plus 1.00 EDU for every 72,000 gallons or portion thereof in excess of 72,000 gallons.*^
Restaurants,	426, 430,	
Diner/Luncheonettes, Fast Food	431, 433,	
Franchises, Motor Vehicle	434, 442,	
Service, Auto Dealers – Sales &	444, 447,	
Service, Auto Body/ Tire/	449, 450,	
Related Auto, Automatic Car	452, 462,	
Wash, Mini Warehouse (self-	464, 465,	
storage), Lumber Yards,	472, 481	
Trucking Terminals, Other	483, 484,	
Storage/ Warehouse/ Distribution	485, 486,	
Facilities, Retail Services,	612, 615,	
Neighborhood Shopping	620, 632,	
Centers, Drive-In Branch Bank,	642, 651,	
Office Building, Professional	652, 662,	
Building, Dog Kennel/ Veterinary	682, 700,	

<p>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</p>	<p>870</p>
<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>	

- 2020-261)** Authorize Supervisor Harris to execute and administer the Road Use and Crossing Agreement by and between the Town of Schodack and New York TRANSCO LLC. [Knickerbocker Road]
- 2020-262)** Ratify and affirm authorizing Supervisor Harris to execute and administer the Verizon Wireless NYS OGS, Contract Group 77017, Award 23100 for Telecommunication Connectivity Services.
- 2020-263)** Authorize the Comptroller’s recommendation to direct the Town Supervisor to pay the claims #20-1402 to 20-1586 on Abstract No. 2020-10, in the amount of \$960,170.70, including the claims paid \$767,553.70.
- 2020-264)** Authorize the September 2020 budget modifications, interfund loans and interfund transfers as provided in document dated October 2020 and

recommended by the Comptroller.

October 22, 2020

2020-265) Accept the Utility Easement offered by Stewart's Shops Corp., as Grantor, to the Town of Schodack, as Grantee, with respect to the real property located at 1528-1542 Columbia Turnpike, Schodack, New York.

2020-266) Accept the Utility Easement offered by Stewart's Shops Corp., as Grantor, to the Town of Schodack, as Grantee, with respect to the real property located at 1811 Columbia Turnpike, Schodack, New York.

November 12, 2020

2020-267) **WHEREAS**, the Town Board of the Town of Schodack ("Town Board") is considering the establishment of Battisti Water District No. 10 within the Town of Schodack ("Battisti Water District") as described in the Map, Plan and Report that has been prepared for the Battisti Water District and which has been filed with the Town Clerk of the Town of Schodack in accordance with the requirements of the Town Law; and

WHEREAS, such map, plan and report was prepared by Laberge Group, competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed District, general plan of the District, the improvements to be made to the District, and a report showing the costs thereof; and

WHEREAS, an order was adopted by the Town Board of the Town of Schodack on June 11, 2020, reciting the filing of the map, the improvements proposed, the estimated expense thereof, the proposed method of financing, the fact that the map, plan and report are on file in the Town Clerk's Office for public inspection, and all other matters required by law to be stated; and

WHEREAS, the order set July 9, 2020 at 7:05 p.m. at the Schodack Town Hall, 265 Schuurman Road, Castleton, New York as the date, time and place of the public hearing to consider the map, plan and report, and to hear all persons interested in the subject, and to take action as required and authorized by law; and

WHEREAS, a public hearing on the establishment of the Battisti Water Extension was duly conducted by the Town Board on July 9, 2020 at 7:05 p.m. at the Schodack Town Hall; and

WHEREAS, the Notice of Public Hearing was published, posted and filed as required by Law, and is otherwise sufficient;

NOW, THEREFORE, BE IT:

RESOLVED, that the permission of the Office of the State Comptroller is required with respect to the creation of the Battisti Water District; and be it further

RESOLVED, that the Town Supervisor of the Town of Schodack be authorized to sign the Town of Schodack's application to the Office of the State Comptroller for the Battisti Water District pursuant to Section 194 of the Town Law and the Part 85 Regulations of the Office of the State Comptroller, and be it further

RESOLVED, that the application to the Office of the State Comptroller was prepared at the direction of the town board; and be it further

RESOLVED, that the town board of the town of Schodack believes the contents of the application to be accurate; and be it further

RESOLVED, that the town board of the town of Schodack has determined that the proposed water district creation for which permission is sought is in the public interest and will not constitute an undue burden on the real property which will bear the cost thereof; and be it further

RESOLVED, the cost of the proposed improvements shall be assessed in whole or in part against the benefited area and that all real property so assessed will be benefited by the proposed improvements and that no benefited property has been excluded; and be it further

RESOLVED, that duplicate copies of the aforesaid application be filed with the Office of the State Comptroller.

2020-268) 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, through December 31, 2021 to be charged by Bulk Commercial Water Sales from Enterprise Town-Wide Water Supply is \$10.00 per 1,000 gallons or portion thereof.

2020-269) 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, through December 31, 2021 to be charged by Water District No. 1 to Water District No. 3 is \$4.00 per 1,000 gallons or portion thereof.

2020-270) 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, 2021 through December 31, 2021 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.

2020-271) 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 27th day of October 2020, 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 2021 billing period for water rates for Water District No. 1 (Clearview) for 168 users shall be \$50.00 for the first 18,000 gallons and \$4.00 for each additional 1,000 gallons or portion thereof.

2020-272) **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 October 27, 2020 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 27th of October 2020, 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 240 units and adopted on October 27, 2020 and filed in the office of the Town Clerk of the Town of Schodack.

2020-273) **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 27th day of October 2020, 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 2021 billing period for water rates for Water District No. 3 (Maplecrest) for 44 users shall be \$75.00 for the first 18,000 gallons and \$4.00 for each additional 1,000 gallons or portion thereof.

2020-274) **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 October 27, 2020 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 27th of October 2020, 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 October 27, 2020 and filed in the office of the Town Clerk of the Town of Schodack.

2020-275) **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 27th day of October 2020, 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 2021 billing period for water rates for Water District No. 101 for 394 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 2020 billing period water rates for residential out of district users for Water District No. 101 for 7 existing users shall be \$140.00 for the first 18,000 gallons and \$3.00 for each additional 1,000 gallons or portion thereof.

2020-276) **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 October 27, 2020 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 27th of October 2020, 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 958 units and adopted on October 27, 2020 and filed in the office of the Town Clerk of the Town of Schodack.

2020-277) **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 October 27, 2020 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 27th of October 2020, 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 October 27, 2020 and filed in the office of the Town Clerk of the Town of Schodack.

2020-278) **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 October 27, 2020 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 27th of October 2020, 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 248.5 units and adopted on October 27, 2020 and filed in the office of the Town Clerk of the Town of Schodack.

2020-279) 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 October 27, 2020 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 27th of October 2020, 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 211.75 units and adopted on October 27, 2020 and filed in the office of the Town Clerk of the Town of Schodack.

2020-280) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on October 27, 2020 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 27th day of October 2020, 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 2020 billing period for the sewer rents for Sewer District No. 6 (Exit 10) for 71 users shall be \$7.75 per thousand based on water meter.

2020-281) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on October 27, 2020 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 27th day of October 2020, 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, 2021 to June 30, 2021) the sewer rents for Sewer District No. 5 (East Schodack) for 28 users shall be \$400.00 semi-annual rate per unit.

2020-282) 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 October 27, 2020 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 27th of October, 2020, 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 30 units and filed in the office of the Town Clerk of the Town of Schodack.

2020-283) **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 October 27, 2020 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 27th of October, 2020, 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 32 units and filed in the office of the Town Clerk of the Town of Schodack.

2020-284) **WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on October 27, 2020 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 27th day of October 2020, 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, 2021 to June 30, 2021) the sewer rents for Sewer District No. 8 (Schodack Landing) for 71 units shall be \$185.00 semi-annual rate per unit.

2020-285) **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 October 27, 2020 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 27th of October 2020, 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.

2020-286) **WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on October 27, 2020 to consider proposed sewer rents for Castleton Consolidation 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 27th day of October 2020, 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, 2021 to June 30, 2021) the sewer rents for Castleton Consolidation Sewer District No. 1 (Formerly - Castleton, Castleridge, Brickyard and Hamilton) for 194 users shall be \$220.00 semi-annual rate per unit.

2020-287) Ratify and affirm that the adjustments to the 2021 Tentative Budget are as follows:

Town of Schodack Tentative to Preliminary Budget Analysis* 2021					
		APPROPRIATIONS PROVISIONS	+/- ESTIMATED REVENUE	+/- UNEXPENDED BALANCE	AMOUNT TO BE RAISED BY TAXES
	Tentative Budget	12,733,595.00	4,760,534.00	1,172,436.00	6,800,625.00
A1010.1	Town Board	(800.00)	-	-	(800.00)
A1010.4	Town Board	(1,800.00)	-	-	(1,800.00)
A1110.4	Justice	2,800.00	-	2,800.00	-
A1220.4	Supervisor	(1,300.00)	-	-	(1,300.00)
A1330.4	Tax Receiver	(675.00)	-	-	(675.00)
A1355.1	Assessor	(2,557.00)	-	-	(2,557.00)
A1355.4	Assessor	(950.00)	-	-	(950.00)
A1410.4	Town Clerk	450.00	-	450.00	-
A1430.4	Personnel	(500.00)	-	-	(500.00)
A1620.4	Buildings	(1,300.00)	-	-	(1,300.00)
A3120.4	Police	750.00	-	750.00	-
A3510.1	Control of Animals	(15,998.00)	-	-	(15,998.00)
A3510.4	Control of Animals	15,998.00	-	-	15,998.00
A7310.1	Youth Programs	(2,600.00)	-	-	(2,600.00)
A8389	Water Miscellaneous	305.00	-	-	305.00
A9030.8	FICA	(1,690.00)	-	(81.00)	(1,609.00)
	Net A Fund Adjustment	(9,867.00)	-	3,919.00	(13,786.00)
B8010.1	Zonning	(156.00)	-	(156.00)	-
B8020.1	Planning	(418.00)	-	(418.00)	-
B9030.8	Social Security	(40.00)	-	(40.00)	-
	Net B Fund Adjustment	(614.00)	-	(614.00)	-
DB5110.1	Street Maintenance	(38,885.00)	-	(38,885.00)	-
DB5112.1	Road Construction	(2,777.00)	-	(2,777.00)	-
DB5130.1	Machinery	(6,605.00)	-	(6,605.00)	-
DB5140.1	Brush & Weeds	(1,365.00)	-	(1,365.00)	-
DB5142.1	Snow Removal	(8,737.00)	-	(8,737.00)	-
DB9010.8	State Retirement	240.00	-	240.00	-
DB9030.8	FICA	2,190.00	-	2,190.00	-
DB-962	Capital Reserve	30,000.00	-	30,000.00	-
	Net DB Fund Adjustment	(25,939.00)	-	(25,939.00)	-
EW2801	Interfund Transfer	-	(5,710.00)	5,710.00	-
	Net EW Fund Adjustment	-	(5,710.00)	5,710.00	-
SF1 3410.4	Fire Protection Districts	1,350.00	-	-	1,350.00
	Net SF1 Fund Adjustment	1,350.00	-	-	1,350.00
SS5	Net SS5 Fund Adjustment	300.00	-	300.00	-
SS6	Net SS6 Fund Adjustment	1,000.00	-	1,000.00	-
SS8	Net SS8 Fund Adjustment	470.00	-	470.00	-
SSC1	Net SSC1 Fund Adjustment	(2,540.00)	(2,240.00)	(300.00)	-
SW1	Net SW1 Fund Adjustment	535.00	135.00	400.00	-
SW9 2801	Interfund Revenue	-	(72.00)	-	72.00
	Net SW9 Fund Adjustment	-	(72.00)	-	72.00
SWC 1990.4	Contingency	(278.00)	-	-	(278.00)
SWC 8340-4	Trans & Distrib Contractual	(5,710.00)	416.00	200.00	(6,326.00)
SWC 9060.8	Medical Insurance - Active	478.00	-	-	478.00
	Net SWC Fund Adjustment	(5,510.00)	416.00	200.00	(6,126.00)
	South Schodack Fire District	274,304.00	200.00	-	274,104.00
	Schodack Center Fire District	9,260.00	-	5,667.00	3,593.00
	East Schodack Fire District	199,132.00	92,050.00	-	107,082.00
	Schodack Valley Fire District	203,082.00	1,000.00	-	202,082.00
	Nassau Fire District	193,843.00	188,101.00	-	5,742.00
	Preliminary Budget per 10/27/20 TB mtg	13,572,401.00	5,034,414.00	1,163,249.00	7,374,738.00

*The Tax Base will be updated with the latest assessment data, therefore an updated exemption impact report will be included with the preliminary budget.

2020-288) WITHDRAWN: Based on October 27th 2020 budget discussions, adopt the following changes to the 2021 Preliminary Budget as follows:

2020-289) WHEREAS, the Town Board met on Tuesday, October 27, 2020 at the Schodack Town Hall, as specified in the Notice of Public Hearing for the 2021 Preliminary Budget, with said notice appearing in the October 20, 2020 edition of The Record, and was posted on October 20, 2020, and

WHEREAS, said public hearing was held on October 27, 2020 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 2021 Preliminary Budget, and as hereinafter set forth, is hereby adopted.

- 2020-290)** Authorize \$170,000.00 to be transferred into the Highway (DB Fund) Capital Reserve Fund.
- 2020-291)** Authorize \$50,000.00 to be transferred into the Town Wide (A Fund) Police Vehicle Capital Reserve Fund.
- 2020-292)** Approve the attached Transfer Station Fee schedule, to be effective January 1, 2021.

(518) 477-8491

TOWN OF SCHODACK TRANSFER/RECYCLING STATION RULES AND REGULATIONS

For more information on our Transfer Station please visit <http://www.schodack.org/transfer-station-and-recycling>

- 1) The Town of Schodack Transfer/Recycling Station is for use by Town residents only and is for disposal of refuse generated within the Town of Schodack. Proof of residency **and** vehicle registration **must be provided** in order to utilize facility.
- 2) **Credit cards, personal checks or money orders are acceptable forms of payment at the Transfer Station. For credit card use, a convenience fee of \$1.75 or 2.45% (whichever is higher) will be applied to each transaction.**

Brush will be accepted up to 30 minutes before closing each day.

- 3) The Schodack Transfer/Recycling Station area shall be open for disposal as follows:

Tuesday	7:00 a.m. - 5:00 p.m.
Wednesday	7:00 a.m. - 2:00 p.m.
Thursday	7:00 a.m. - 2:00 p.m.
Friday	7:00 a.m. - 2:00 p.m.
Saturday	7:00 a.m. - 3:00 p.m.

The Transfer Station is closed all day Sunday, Monday and Holidays as posted.

- 4) Residents will be required to pay for each 30-gallon bag, or portion thereof, of refuse disposed of as follows:

a) 52-bag punch card	\$ 104.00
b) 12-Bag Punch Card	\$ 30.00
c) 30-gallon bag or equivalent	\$ 3.00 each

 (Previously purchased punch cards will be honored)

- 5) **There will be an additional charge for:**

a)	Refrigerators, freezers, dehumidifiers, air conditioners***	\$12.00 each or <u>6</u> punches
b)	Metal goods:	\$ 6.00 each or <u>3</u> punches
Stoves, washers, dryers, water tanks, riding lawn mowers, Bulk metals		
c)	Tires (car and light truck)	\$ 4.00 each or <u>2</u> punches
	Tires with rims	\$ 6.00 each or <u>3</u> punches
	Larger tires Bulky	*PRICED BY SIZE*
d)	furniture **	\$10.00 each or <u>5</u> punches
e)	Household construction debris, 30 gallon container	\$10.00 each or <u>5</u> punches
f)	Propane tanks	\$ 6.00 each or <u>3</u> punches
g)	Push Mowers	\$ 5.00 each or <u>3</u> punches
h)	Gas Grills, Bicycles	\$ 5.00 each or <u>3</u> punches
i)	Televisions, Computers, Monitor & Rear Projection Televisions *** Computer tower only ***	FREE
j)	Misc. Electronic – printers, copiers, typewriters, radios, microwaves ***	FREE

**Bulky Furniture, i.e.: Sofas, stuffed chairs, mattresses, box springs, rugs etc.

***All Electronics not containing Freon

The Director of the Transfer/Recycling Station or his designee has sole authority to determine ultimate cost of bulky items brought in.

- 6) **RECYCLING IS MANDATORY. NO RECYCLABLES SHOULD BE PLACED IN THE REFUSE CONTAINER.**

- 7) **THE FOLLOWING RECYCLABLES WILL BE ACCEPTED AT NO ADDITIONAL CHARGE:**
 - a) Newspapers/Magazines/Junk Mail – white paper. Books (hard & soft cover) Shredded paper (bagged)
 - b) Tin cans
 - c) Glass bottles/jars
 - d) Plastic bottles or containers (only recyclable codes 1 - 7)
 - e) Used oil and filters
 - f) Batteries - car and rechargeable
 - g) Anti-Freeze
 - h) Corrugated cardboard/Box Board/Brown
 - i) Clothes - Salvation Army container only
 - j) Brush and logs less than four (4) inches in diameter

- 8) **MATERIALS PROHIBITED AT THE TOWN OF SCHODACK TRANSFER/RECYCLING STATION:**
 - a) Industrial waste
 - b) Infectious waste
 - c) Sludge
 - d) Hazardous waste
 - e) Commercial construction and demolition debris
 - f) Trees and tree stumps
 - g) Gas, Kerosene and Fuel Oil
 - h) Ashes of any kind

- 9) As a consideration to our neighbors, all open loads should be covered and secured while traveling to and from the Transfer Station.

Any violations of these rules and regulations will void tipping privileges.

SPECIAL DATES & HOURS:

SPRING CLEAN-UP - May 13 14, and 15, 2021 **7 A.M. through 3 P.M.**

FALL CLEAN-UP - October 14, 15, and 16, 2021 **7 A.M. through 3 P.M.**

SHREDDING DAY – March 27th – East Greenbush **9 A.M. through 12 P.M.**

July 24th – Town of Schodack **9 A.M. through 12 P.M.**

October 30th – City of Rensselaer **9 A.M. through 12 P.M.**

HOUSEHOLD HAZARDOUS WASTE DAY – None Scheduled for 2021

The following days have been designated as 2021 holidays and the Transfer Station will be **closed**:

<u>Weekday</u>	<u>Date</u>	<u>Holiday</u>
Friday	January 1	New Year's Day *
Tuesday	June 1	Memorial Day *
Tuesday	September 7	Labor Day*
Thursday	November 25	Thanksgiving Day
Friday	November 26	Day after Thanksgiving
Saturday	December 25	Christmas Day

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

- 2020-293)** Authorize Supervisor Harris to execute and administer purchase agreement dated October 23, 2020 with All Traffic Solutions to purchase 2 Solar powered Speed Alert Signs for an amount not to exceed \$7,060.00.
- 2020-294)** Authorize the appropriation of the Federal Forfeiture Reserve Fund in the total amount not to exceed \$7,460.00 for purchase of 2 Toughbook Laptops per quote dated October 27, 2020 from Telrepso Foersch Holding Inc.
- 2020-295)** Authorize the purchase of 2 Toughbook laptops from Telrepso Foersch Holding Inc. not to exceed \$7,460.00. [contingent upon resolution 2020-294]
- 2020-296)** Authorize Supervisor Harris to execute a 3 year agreement with Unifirst Renew for exchange and cleaning of ten (10) floor mats on an every four-week basis at the Town Hall with UniFirst in an amount not to exceed \$110.50 per exchange.
- 2020-297)** Declare 1 Roll off container at the Transfer Station as surplus and accept offer from Speedcor Industries, Inc. to purchase for \$2,500.00
- 2020-298)** 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-10173302 dated November 4, 2020 from Wastequip for use at the transfer station in an amount not to exceed \$5,387.00.

- 2020-299)** Authorize Kerrie D. Joiner, Human Resource Manager to post internally the full-time positions of Staff Accountant for the Town of Schodack and allow the Supervisor to advertise in the official Town newspaper as necessary.
- 2020-300)** Authorize the selection of CDPHP-HMO Insurance for Health Insurance coverage effective January 1, 2021.
- 2020-301)** Authorize the selection of MVP-HMO Insurance for Health Insurance coverage effective January 1, 2021.
- 2020-302)** Authorize the selection of NYSHIP Empire Plan Insurance for Health Insurance coverage effective January 1, 2021, to employees hired prior to September 28, 2006 (eligible at retirement).
- 2020-303)** Authorize the selection of Humana Medicare PPO Insurance coverage effective January 1, 2021.
- 2020-304)** Authorize the selection of ShelterPoint for Disability Insurance coverage effective January 1, 2021.
- 2020-305)** **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 Board Member	Michael Kenney	7	1/1/20-12/31/23	N	TBD	Not Submitted
Court Justice	Paul Peter	7	1/1/20-12/31/23	N	TBD	Not Submitted
Town Clerk	Debra Curtis	7	1/1/20-12/31/23	N	22.93	
Tax Receiver	Shawn Masters	7	1/1/20-12/31/23	N	TBD	Not Submitted

Appointed Officials						
Planning Board Member	Stephanie Leonard	7	1/9/20-12/31/26	N	TBD	Not Submitted

2020-306) Authorize Supervisor Harris to execute and administer an annual maintenance agreement with W. & E. Phillips Locksmith Inc. for software maintenance at the Town Hall in an amount not to exceed \$590.00.

2020-307) **WITHDRAWN:** *Authorize Supervisor Harris to execute and administer Roofing Contract dated November 12, 2020 in an amount not to exceed \$_____.*

2020-308) **WHEREAS**, the Town has determined that there is surplus chip and grass material at the Transfer Station generated during the 2020, 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 3 proposals for grinding material and removing it from the Transfer Station as follows: a proposal from Sylvan Timber Clearing Inc. for \$7,500.00, , a proposal from Ken Morris & Sons Excavating, LLC for \$6,500.00 and a proposal from SM Gallivan, L.L.C. for \$9,875.00,

NOW, THEREFORE, BE IT RESOLVED that pursuant to the recommendation of the Transfer Station Director, that the Town Board does hereby accepts Ken Morris & Sons Excavating, LLC. proposal in the sum of \$6,500.00.

2020-309) Approve the Memorandum of Agreement between the Town and the United Public service Employees Union Schodack Police Department establishing a new three (3) year collective bargaining agreement between the parties, inclusive of the dates January 1,2020 through December 31,2022; and to further authorize Supervisor Harris to execute and administer, on behalf of the Town, a collective bargaining agreement incorporating the terms of the Memorandum of Agreement in a form acceptable to counsel for the Town.

2020-310) Authorize Superintendent of Highways to install weight limit at the Richwood Drive, pursuant to New York State Vehicle and Traffic Law §385 and Town Law §210 and recommendation of the Superintendent of Highways.

2020-311) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-1587 to 20-1783 on Abstract No. 2020-11, in the amount of \$330,832.43, including the claims paid \$76,116.24.

2020-312) Authorize the October 2020 budget modifications, interfund loans and interfund transfers as provided in document dated November 2020 and recommended by the Comptroller.

December 10, 2020

2020-313) Full-time employees (non-union) shall be given the following holiday for the year 2020:

<u>Weekday</u>	<u>Date</u>	<u>Holiday</u>
Friday	January 1, 2021	New Year's Day

Designate a Transfer Station holiday for year 2020 as follows:

<u>Weekday</u>	<u>Date</u>	<u>Holiday</u>
Friday	January 1, 2021	New Year's Day

2020-314) 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, 2021 with a Six Million Dollar Umbrella, single occurrence with a Twelve Million Dollar aggregate for the premium not to exceed \$147,653.43.

2020-315) Authorize Supervisor Harris to execute and administer Roofing Proposal dated November 11, 2020 with Garland/DBS, Inc. through participation in the U.S. Communities Cooperative Purchasing Alliance in an amount not to exceed \$179,978.00.

2020-316) Amend resolution 2020-054 as adopted January 9, 2020 to increase not to exceed amount by \$5,000.00 as follows: Pursuant to professional services agreement dated January 7, 2020, appoint Tabner, Ryan and Keniry, LLP as Special District Counsel and based on per hour fee schedule as follows: Partners \$275.00, Associates \$170.00 and Paralegals \$95.00. This authorization shall not exceed ~~\$7,500.00~~ \$12,500.00 without further board approval.

2020-317) Adopt the following annual salary expense for the calendar year 2021:

Town Board Members	\$	10,000.00	
Town Justices	\$	33,526.00	
Court Officer	\$	27.06	/hour
Secretary to the Town Justice	\$	23.85	/hour
Secretary to the Town Justice	\$	16.50	/hour
Supervisor	\$	60,725.00	
Secretary to the Supervisor	\$	25.13	/hour
Public Information Officer	\$	5,307.00	
Comptroller	\$	81,810.00	
Assistant Comptroller	\$	34.39	/hour
Accountant	\$	25.00	/hour
Human Resources Manager	\$	28.03	/hour
Receiver of Taxes	\$	39,791.00	

Deputy Tax Receiver	\$	18.24	/hour
Senior Tax Clerk	\$	14.64	/hour
Tax Clerk	\$	14.03	/hour
Budget Officer	\$	3,923.00	
Sole Assessor	\$	60,360.00	
Assistant to the Assessor	\$	21.26	/hour
Data Collector	\$	14.96	/hour
Board of Assessment Review (BAR)- Chair	\$	552.00	
BAR Members	\$	462.00	
BAR- Secretary		hourly rate	/hour
Town Clerk	\$	63,864.00	
Deputy Town Clerk-FT	\$	19.83	/hour
Deputy Town Clerk	\$	21.26	/hour
Records Management	\$	27.71	/hour
Buildings/Janitorial	\$	21.50	/hour
Police Chief	\$	79,017.00	
Police Officers (part-time) #1	\$	21.82	/hour
Police Officer (part-time) #2	\$	23.82	/hour
Highway Superintendent	\$	72,761.00	
Secretary to Highway Superintendent	\$	19.63	/hour
Secretary to Park	\$	19.63	/hour
Park Attendants	\$	14.79	/hour
Director of Youth and Recreation	\$	12,068.00	
Historian	\$	2,497.00	
Director of Transfer Station Operations	\$	57,503.00	
Park Manager	\$	21.13	/hour
Building Inspector	\$	32.12	/hour
Assistant Building Inspector	\$	33.07	/hour
Secretary to Building Department	\$	17.72	/hour
Registrars of Vital Statistics	\$	1,400.00	
Director of Planning and Zoning	\$	59,429.00	
Secretary to Director of P/Z	\$	18.70	/hour
Secretary to Director of P/Z	\$	18.70	/hour
Zoning Board Chairperson	\$	2,187.00	
Zoning Board Members	\$	1,368.00	
Planning Board Chairperson	\$	4,373.00	
Planning Board Members	\$	2,734.00	
Summer Grounds	\$	15.43	/hour
Wingmen	\$	14.69	/hour
Flaggers	\$	12.50	/hour
Pee Wee Wrestling Instructors	\$	500.00	
Water Safety Instructor	\$	3,000.00	
Camp Directors	\$	3,500.00	
Asst Director/Special Needs Supervisor	\$	2,000.00	
Pool and Summer School Director	\$	2,000.00	
Camp Nurse	\$	2,700.00	

Summer Soccer Director	\$	1,000.00	
Arts and Crafts Director	\$	3,000.00	
Transportation Director	\$	3,000.00	
Assistant Directors	\$	17.00	/hour
Lifeguards	\$	16.25	/hour
Bus Aides	\$	13.00	/hour
Counselors	\$	12.50	/hour
Special Needs Counselor	\$	21.00	/hour

1 Board of Assessment Review – Chairperson- \$92.00/meeting; Members - \$77.00/meeting and Secretary – hourly rate per/meeting-6 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.

2 Director of Planning - \$35,657.40; Director of Zoning - \$23,771.60

3 Secretary to Director of Planning/Zoning - Hourly rate paid for attendance at planning/zoning meetings only.

4 Zoning Board Chairperson - \$182.25/meeting-12 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.

5 Zoning Board Members - \$114/meeting-12 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.

6 Planning Board Chairperson - \$208.24/meeting-21 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.

7 Planning Board Members - \$130.19/meeting-21 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.

2020-318) Authorize Supervisor Harris to execute and administer a shelter agreement with Mohawk Hudson Humane Society for the 2021 calendar year to satisfy the requirements of the New York State Department of Agriculture and Markets Law. It is the policy of the Town that owners, if located, shall be responsible for charges incurred at Mohawk Hudson Humane Society when pets are claimed, as may be allowed by law. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.

2020-319) Authorize Supervisor Harris to execute and administer proposal dated November 17, 2020 from General code to provide supplementation local laws 1-4 of 2020 and reprint 18 Town Codebooks in an 8.5 x 11 format in an amount not to exceed \$2,785.00.

2020-320) **RESOLVED**, that a credit card authority for this Organization be established by the Designated Officer named in the section immediately below with UMB Bank, N.A., and that separate accounts and credit cards (“Cards”) under said authority be opened and issued by Bank in the name of this Organization for use by employees and agents of this Organization who are identified from time to time by the Designated Officer, or by any successor to the Designated Officer identified from time to time by the Recordkeeper (or by the successor to the Recordkeeper), and that the Organization authorizes the use of the Cards in accordance with the Cardholder Agreement that is sent by Bank with the Cards; and

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

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

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

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

- 2020-321)** Amend Personnel Policy and Procedure Manual Section 511 to add subsection Use of Social Media and Working from Home Policies to be effective immediately.
- 2020-322)** To concur that the Town of East Greenbush Town Board be designated lead agency for the B-2 Zoning in the Town of East Greenbush, amending text to allow Civic; religious facility uses.
- 2020-323)** All Civil Service requirements having been met for the position of Police Officer, the Town hereby appoints Carrie Kane to the position of full-time Police Officer effective December 21, 2020 at entry level salary as set forth in the Collective Bargaining Agreement between the Town of Schodack and Schodack Police Department, United Public Service Employees Union (UPSEU) dated January 1, 2020 through December 31, 2023.
- 2020-324)** All Civil Service requirements having been met for the position of Police Officer, the Town hereby appoints Ryen T. Boehme to the position of full-time Police Officer effective December 21, 2020 at entry level salary as set

forth in the Collective Bargaining Agreement between the Town of Schodack and Schodack Police Department, United Public Service Employees Union (UPSEU) dated January 1, 2020 through December 31, 2023.

- 2020-325)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-1784 to 20-1950 on Abstract No. 2020-12, in the amount of \$854,890.64, including the claims paid \$38,244.70.
- 2020-326)** Authorize the November 2020 budget modifications, interfund loans and interfund transfers as provided in document dated December 2020 and recommended by the Comptroller.

December 30, 2020

- 2020-327)** The Organizational Meeting of the Town Board will be held on January 14, 2021 at 7 p.m. at the Schodack Town Hall at 265 Schuurman Road.
- 2020-328)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #20-1951 to 20-2024 on Abstract No. 2020-13, in the amount of \$1,421,535.74, including the claims paid (\$1,284,595.87) since the previous town board meeting.