

**May 14, 2015**

- 2015-130)** Appoint John Lewis, subject to final approval by the Rensselaer County Civil Service Commission, as a Transfer Station-Operator 2, at an hourly rate as set forth in the Year 2015 adopted budget. Said appointment shall be effective as of June 2, 2015.
- 2015-131)** Appoint Paul Harter as Comptroller at annual salary of \$73,000.00. Said appointment shall be effective as of June 16, 2015.
- 2015-132)** Authorize Supervisor Dowds to submit a 211 Waiver Application for Police Chief Bernhard Peter to the New York State Civil Service Commission.
- 2015-133)** Appoint Melissa Knights and Dawne M. Kelly as part-time Board of Assessment Review Secretaries with compensation of \$43.00 per meeting per 2015 Adopted Budget.
- 2015-134)** **WITHDRAWN:** *“Appoint Bryan Goldberger, Esq. of Goldberger & Kremer as Labor Counsel. This authorization shall not exceed \$5,000.00 without further action of the Town Board.”*
- 2015-135)** Appoint Daniel Garvansites to the part-time position of Park Manager at an hourly rate of \$18.85 as set forth in the Year 2015 adopted budget. Said appointment shall be effective as of May 15, 2015.
- 2015-136)** All civil service requirements having been met for the position of Police Lieutenant, the Town hereby appoints Jonathan Reickert to the position of Police Lieutenant effective May 16, 2015.
- 2015-137)** **WHEREAS**, the Town Board of the Town of Schodack has caused the preparation of a proposed Local Law No. 1 of the year 2015 amending the Town’s Zoning Code for the purpose of regulating solar collectors and utility scale solar collectors; and
- WHEREAS**, the proposed action has been determined to be an Unlisted Action, pursuant to 6 NYCRR Part 617, the New York SEQRA; and
- WHEREAS**, the Town Board has caused Part 1 and Part 2 of the Short Environmental Assessment Form to be prepared in accordance with SEQRA; and
- WHEREAS**, the Planning Board has reviewed the zoning amendment in accordance with Chapter 219, and
- WHEREAS**, the Town Board has forwarded a copy of the proposed local law to the County Economic Development and Planning Department for review in accordance with GML-239 and the County determined that the proposal does not have a major impact on County plans and that local consideration shall prevail; and

**WHEREAS**, the Town Board held a duly noticed public hearing on the proposed local law on May 14, 2015;

**NOW, THEREFORE, BE IT RESOLVED, THAT:** the Town Board of the Town of Schodack hereby makes the following determinations:

1. The Town Board accepts the findings and conclusions relating to probable environmental impacts contained within the attached Part 1 and Part 2 Short Environmental Assessment Form (EAF) pursuant to SEQRA; and
2. The Town Board has compared the proposed action with the Criteria for Determining Significance in 6 NYCRR 617.7 and has not identified any significant adverse impacts that may result from the adoption of the amendment to Chapter 219 Zoning Law for solar collectors and utility scale solar collectors and determines the Action to result in a Negative Declaration Determination; and it is further,

**RESOLVED**, that the Town Board hereby adopts Proposed Local Law Number 1 of 2015 (P1 of 2015) to be known as Local Law 1 of 2015 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.

**2015-138)** To approve the 2015 Road Program as proposed by the Superintendent of Highways to resurface with hot-mix asphalt on Langenbach Road, Crimson Court, Sharon Lane, Hillview Street, North Schodack Road, Reno Road and Payne Road. Single Chip Seal treatments applied on Lape Road, New Road, Duck Pond Road North, Duck Pond Road South, Schodack Drive, Kingman Road, Schoolhouse Road, Waters Road and Miller Road. Double Chip Seal Treatment applied on Graw Road and Fiber Mat Surface Treatments to Rolling Ridge Road and Timberland Road and Drainage upgrade to Orchard Road Outfall.

**2015-139)** Authorize the appropriation of the Highway Equipment Capital Reserve Fund, established by Resolution 2010-422, in an amount not to exceed \$66,313.70 as follows:

Crew Cab Truck for \$66,313.70 with a period of probable usefulness of fifteen years. This resolution is subject to permissive referendum as specified in GML §6-c.

**2015-140)** Authorize the purchase of a 2016 International Terrastar Crew Cab Truck with Everest Dump Body for the Highway Department at a cost not to exceed \$66,313.70 from Navistar, Inc. pursuant to County of Onondaga Purchasing Contract No. 7974, contingent upon resolution #2015-139.

**2015-141)** **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 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, 2015 for the Schodack Youth and Recreation Department in an amount not to exceed \$4,850.00. A deposit of \$1,850.00 shall be payable by June 22, 2015 and the remaining \$3,000.00 shall be paid by July 27, 2015.

**2015-142)** Authorize Supervisor Dowds to execute a one-year contract with Tech II for Small Business web hosting of Town website for an amount not to exceed \$265 for one-year contract. This is a 2015 budgeted item.

**2015-143)** Authorize Supervisor Dowds to execute and administer the Rensselaer County and Local Municipalities Government Efficiency Plan.

**2015-144)** Pursuant to Section 165-a of the General Municipal Law, authorize the Highway Department to deliver one load of Crusher Run material to Horizon View Cemetery before June 30, 2015.

**2015-145)** **WHEREAS**, Kinder Morgan, by its subsidiary Tennessee Gas Pipeline, LLC, is proposing a large natural gas pipeline to run through southern Rensselaer County, including the Town of Schodack, referenced as the Northeast Energy Direct (NED) pipeline project; and

**WHEREAS**, Kinder Morgan is seeking approval from the Federal Energy Regulatory Commission (FERC) for federal eminent domain status, to allow the project to proceed; and

**WHEREAS**, the citizens of the Town of Schodack have expressed strong opposition to this project, based upon a series of concerns:

1. The proposed NED pipeline would be large (36 inches in diameter) with a high pressure (1460 psi), which in turn would result in major public safety issues in the Town of Schodack;
2. The public safety issues will result in strains to fire departments and other emergency responders in the Town;
3. The public safety concerns will reduce property values in the Town of Schodack along the route of the proposed pipeline;

4. The project would create the risk of substantial damage to the health, safety, and environment of the Town of Schodack including damage to the aquifer;
5. The compensation, if any, paid to property owners by the pipeline operator would not come close to compensating for the major economic and environmental damages to the Town;
6. The project includes the siting of a compressor station, reportedly in the Town of Schodack. The industrial size of this proposed compressor station would result in significant noise and other environmental impacts to residents near the compressor site; and

**WHEREAS**, the Town Board of the Town of Schodack shares the concerns expressed by many residents, and wishes to give formal expression of this opposition to Kinder Morgan, FERC, and more particularly to our federal representatives in Congress;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Schodack hereby goes on record to express its strong opposition to the siting of this pipeline and the compressor station anywhere within the Town of Schodack; and

**BE IT FURTHER RESOLVED**, that the Schodack Town Clerk is hereby directed to send a certified copy of this resolution to the representatives of the Town in Congress, to wit, Hon. Charles Schumer, Hon. Kirsten Gillibrand, and Hon. Chris Gibson and Hon. Paul Tonko.

**2015-146)** Pursuant to Section 165-a of the General Municipal Law, authorize the Highway Department to deliver one load of Crusher Run material to Woodlawn Cemetery before June 30, 2015.

**2015-147)** Adopt the rate schedule and requirements for Clark Chapel Cemetery as follows:

**INTERMENTS**

Adults (Mon-Fri)	\$500.00
Adults (Weekend)	\$700.00
Child/Infant (0-12yrs)(Mon-Fri)	\$300.00
Child/Infant (0-12yrs)(Weekend)	\$500.00
Cremations (Mon-Fri)	\$150.00
Cremations (Weekend)	\$250.00

**NOTE ADDITIONAL REQUIREMENT:**

Concrete Vault with name(s) of Adult(s) and/or Child(ren) entombed is required

**DISINTERMENTS**

Exhume Body (Mon-Fri)	\$600.00
Exhume Body (Weekend)	\$800.00

**ADDITIONAL CHARGES**

Seasonal Weather Costs	Actual Costs
Snow Removal Costs	Actual Costs
Foundations	Actual Costs
Bronze Military/Veteran’s Marker...Flat Rate	Actual Costs
Vertical/Marble Marker	Actual Costs
Foundation removals	Actual Costs

**2015-148)** Authorize Supervisor Dowds to execute and administer the proposal for roof maintenance and repair from Phelps Brothers Roofing, LLC in an amount not to exceed \$3,175.00 for the town hall roof.

**2015-149) WHEREAS,** Zelenke KSR Holding, LLC is the owner of an eight lot subdivision on Seaman Avenue;

**WHEREAS,** a discrepancy has been noted between the County of Rensselaer tax map and the survey drafted by Creighton Manning Engineering lot line boundaries as to the property known as lot 8 of the Zelenke KSR Holding LLC subdivision;

**WHEREAS** said lot is part of the subdivision that has been approved by the Village;

**WHEREAS** the owner wishes to obtain a building permit to build on said lot;

**WHEREAS,** the Village and Town desire to memorialize their mutual understanding as to said lot via entry into an agreement;

**NOW, THEREFORE BE IT RESOLVED** that the Town Board authorizes Supervisor Dowds to execute and administer an Agreement\Memorandum of Understanding with the Village of Castleton-on-Hudson concerning same.

**2015-150)** Authorize Supervisor Dowds to execute and administer Professional Services Proposal dated May 8, 2015, Addendum No. 2015-08 with Laberge Group, LLC to prepare an Engineering Feasibility Report relative to (Sewer) Consolidated Funding Grant Applicant (CFA) in an amount not to exceed \$4,000.00 plus expenses.

**2015-151) WITHDRAWN:** “Authorize Supervisor Dowds to execute and administer the Client Coverage Acknowledgment and Compensation Disclosure Statement effective 1/1/2015 between the Town of Schodack and \_\_\_\_\_.” (Previously adopted 11/13/14. See resolution 2014-168).

**2015-152)** Amend resolution 2015-104 as adopted on March 12, 2015 to authorize payment of \$335.00 licensing fee to ASCAP.

**2015-153)** Authorize the Assistant Comptroller's recommendation to direct the Town Supervisor to pay the claims #15-0656 to 15-0841 on Abstract No. 2015-05, in the amount of \$331,343.17, including the claims paid (\$222,131.13) since the previous town board meeting.