

DATE: OCTOBER 13, 2022

KIND OF MEETING: TOWN BOARD

WHERE HELD: SCHODACK TOWN HALL

CLERK: DEBRA L. CURTIS

PRESIDING OFFICER: CHARLES J. PETER

MEMBERS PRESENT: JAMES E. BULT
MICHAEL KENNEY
SCOTT SWARTZ
TRACEY REX

MEMBERS ABSENT:

ATTORNEY: CHRISTOPHER LANGLOIS, ESQ.

COMPTROLLER: PAUL HARTER

OTHERS PRESENT: DAWNE KELLY, ASSISTANT TO THE SUPERVISOR

Supervisor Peter called the October 13, 2022 Town Board Meeting to order at 7:00 p.m. with the Pledge of Allegiance and dispensed with roll call. All present as noted above.

Briefing of the Agenda

S. Peter gave a brief review of all resolutions on the agenda. He explained that an agreement had been made with the Hartland Associates, upon the approval of a subdivision on Route 9, to deed a portion of the property at Birchen Bend to the Town of Schodack as an easement (2022-295). All other resolutions were self-explanatory.

Public Comment: None.

Board Comment

Resolution 2022-291: S. Peter said he, along with the assistance of Atty. Langlois, had borrowed language from other local municipal codes to amend the noise ordinance for Schodack. He noted that sections had been added for construction and demolition, continuous animal noise and new regulations for waste trucks. There were exceptions included for agricultural practices. C. Bult noticed that the quiet hours had been amended from Midnight to 6:00 a.m. to 10:00 p.m. to 7:00 a.m. He felt the earlier time was beneficial. C. Rex asked if section seven, relating to parties and social events, applied to businesses, residential or both. S. Peter said any party would apply.

Resolution 2022-293: D. Kelly explained that three quotes had been received for the roof repair at the Schodack Police Department. Thankfully, the companies were kind enough to hold the pricing that they quoted the town earlier in the year. Based upon the quotes, All Conditions Roofing was selected with a quote of \$18,340.00.

Departmental Reports: The following monthly departmental reports were read and/or posted and filed in the Office of the Town Clerk: Building Department, Historian, Tax Receiver and Town Clerk.

Review of Abstracts of Claims and Budget Amendments: The Board reviewed claims #22-1569 to #22-1768 on Abstract No. 2022-10 in the amount of \$1,151,275.53, including the claims paid prior (\$622,004.73).

Adoption of Resolutions

EXPLANATION: Bracketed and strikethrough indicates language that was stricken from the resolution when adopted. Underlined indicates language that was added to the resolution when adopted. A WITHDRAWN resolution is so noted and italicized.

C. Bult made a motion to adopt the following resolution, as amended, seconded by C. Swartz:

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

2022-289) Pursuant to Article 7 Section 140 of the Highway Law, the Interim Highway Superintendent hereby appoints Timothy Haberland, subject to final approval by the Rensselaer County Civil Service Commission, as an Operator 3, at an hourly rate as set forth in the Year 2022 adopted budget. Said appointment is effective as of October 24, 2022.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Swartz made a motion to adopt the following resolution, seconded by C. Kenney:

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

2022-290) Authorize Kerrie D. Joiner, Human Resource Manager to advertise in the official Town newspaper, the full-time position of Mechanic at the Highway Department as necessary, contingent on internal posting.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Kenney made a motion to adopt the following resolution, seconded by C. Rex:

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

2022-291) Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on Proposed Local Law No. 5 of 2022 Amending Chapter 151 entitled Noise in the Town of Schodack. Said hearing to be held on Thursday, October 27, 2022 at the Schodack Town Hall at 7:05 p.m.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Swartz made a motion to adopt the following resolution, seconded by C. Bult:

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

2022-292) Authorize installation of a concrete Alaskan slab/pad beneath the Transfer station building by allowing the temporary relocation of building, including electric and heating as necessary to facilitate the construction and then resetting building on new pad in an amount not to exceed \$12,000.00 [expenses to be from a reallocation in 2022 budgeted in A8160.4 and A8189.4]

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Bult made a motion to adopt the following resolution, as amended, seconded by C. Kenney:

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

2022-293) Authorize Supervisor Peter to execute and administer Roofing Proposal for the Police Station at 1797 Columbia Turnpike dated October 13, 2022 with All Conditions Roofing in an amount not to exceed \$18,340.00.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

S. Peter read the proclamation prior to presenting P. Schweigert with a badge for his retirement from the Fire Investigation Team at the end of 2022.

C. Kenney made a motion to adopt the following resolution, seconded by C. Bult:

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

2022-294) **WHEREAS**, it is the sense of the Schodack Town Board to act in accord with its longstanding traditions, honoring the achievements of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, Peter Schweigert 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 Fire Investigator in the Town of Schodack, and

WHEREAS, Peter Schweigert is a 50 years plus resident of the Town of Schodack, graduated from Columbia in 1970, and

WHEREAS, Peter Schweigert was duly appointed as a Fire Investigator for the Town of Schodack on December 10th 1981 and has served faithfully in that capacity for 40 plus years, now having plans to retire on December 31, 2022, and

WHEREAS, Pete continues to demonstrate his commitment to the community by serving as a life member of the East Schodack Fire Company and as a newly appointed member of the Board of Assessment Review to the Town of Schodack, and

WHEREAS, Pete has demonstrated his love of family as he and his wife Joan celebrated 50 years of marriage in July of this year and are proud of their daughter Teresa, son-in-law Adam and grandchildren Ella Grace, Jackson and Adelaide

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Peter Schweigert, who has given himself to this community in so many ways, distinguishing himself throughout his careers and, as a longtime resident of this great Town, 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, be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack will pause in its deliberations on the 13th of October 2022 to acknowledge and honor Peter Schweigert, upon his retirement, for his more than 40 years of service to the Town of Schodack. A copy of this resolution, suitably engrossed, will be transmitted to him by Supervisor Peter.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Swartz made a motion to adopt the following resolution, seconded by C. Rex:

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

2022-295) WHEREAS, SGT Enterprises, LLC (“SGT”) and Cooper 287, LLC are the owners of property upon which Donald Hart/Hartland Associates, Inc. applied for and obtained subdivision approval from the Town Planning Board at its July 19, 2021 meeting;

WHEREAS, the resolution authorizing approval of the subject three lot subdivision requires: (1) that all easements and land to be dedicated be subject to the review and approval of the Planning Director before being filed with the

Rensselaer County Clerk's Office; and (2) that outstanding administrative items be satisfied;

WHEREAS, SGT and Cooper 287, LLC have submitted the easement agreements and SGT has submitted a deed of dedication as required by the approved subdivision map;

NOW THEREFORE BE IT RESOLVED THAT the Town Supervisor or his designee is hereby authorized to execute all necessary documents to accept and effectuate the acceptance of said conveyances subject to approval by the Attorney for the Town and Acting Planning Director/Planning Department.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Kenney made a motion to adopt the following resolution, seconded by C. Bult:

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

2022-296) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #22-1569 to 22-1768 on Abstract No. 2022-10, in the amount of \$1,151,275.53, including the claims paid \$622,004.73.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

C. Rex made a motion to adopt the following resolution, seconded by C. Swartz:

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

2022-297) Authorize the September 2022 budget modifications, interfund loans and interfund transfers as provided in document dated October 2022 and recommended by the Comptroller.

BUDGET MODIFICATIONS

Fund/ Department #		Fund / Department Name	Increase	Decrease
2022				
77	A-960-1330.4000	Tax Collection - Contractual	41.01	
	A-960-1330.1000	Tax Collection - Personal Services		41.01
	To modify the budget for BAS Maintenance and Envelope Purchases			
78	A-960-1620.2000	Building - Equipment	6,257.08	
	A-960-1620.4000	Building Personnel - Contractual		6,257.08

To modify the budget for Elevator part repair and installation of 2nd floor carpet

79	A-960-3120.1012	Police Grant - PTS	391.50	
	A-509-4320.9999	Federal Aid Public Safety	391.50	
	To modify the budget for PTS grant awards			
80	A-960-7110.1000	Parks - Personal Services	2,544.79	
	A-960-7110.1001	Parks - Works for RensCo		2,544.79
	To modify the budget for Park Manager time			
81	A-960-7550.2000	Celebrations - Equipment	1,974.74	
	A-960-7550.4000	Celebrations - Contractual	5,713.59	
	A-960-1990.4000	Contingency - Contractual		7,688.33
	To modify the budget for Purchase of equipment for Movie in the Park			
82	A-960-8160.1100	Refuse & Garbage - Overtime	539.95	
	A-960-8160.1000	Refuse & Garbage - Personal Service		539.95
	To modify the budget for Highway OT coverage			
83	A-960-8189.1100	Recycling - Overtime	687.39	
	A-960-8189.1000	Recycling - Personal Services		687.39
	To modify the budget for Highway OT coverage			
84	A-960-9901.9000	Trans Other Funds	21,876.46	
	A-599-9999.9999	A Fund Balance - Unassigned		21,876.46
	To modify the budget for A Portion of EW Debt			
85	B-960-1910.4000	Unallocated Insurance - Contractual	370.80	
	B-960-1990.4000	Contingency - Contractual		370.80
	To modify the budget for Insurance on new Building Department vehicle			

BUDGET MODIFICATIONS

Fund/				
	Department #	Fund / Department Name	Increase	Decrease
2022				
86	DB-960-5110.1100	General Road Repair - Overtime	1,673.52	
	DB-960-5110.1000	General Road Repair - Personal Services		1,673.52

To modify the budget for September Overtime

87	DB-960-5112.1000	Road Construction - Personal Services	2,284.43	
	DB-960-5112.1100	Road Construction - Overtime	607.67	
	DB-960-5112.2000	Road Construction - Equipment	79,982.14	
	DB-960-5112.4000	Road Construction - Contractual	39.94	
	DB-960-5110.1000	General Road Repair - Personal Services		82,914.18

To modify the budget for increase in fuel costs

88	DB-960-5130.1400	Machinery - Police Work	246.87	
	DB-960-5130.1000	Machinery - Personal Services		246.87

To modify the budget for work on department vehicles

89	SW1-960-8320.1100	Clearview Source - Overtime	479.74	
	SW1-960-8320.4000	Clearview Source - Contractual	1,579.75	
	SW1-960-9060.8100	Clearview Source - Health Insurance retiree	8.56	
	SW1-599-9999.9999	Clearview Source Fund Balance		2,059.49
	SW1-960-9060.8109	Clearview Source - Retiree Benefits		8.56

To modify the budget for Operator time at Clearview Source for Chlorine issues

90	SW2a-960-9710.6000	Inglewood District - Bond Principal	0.49	
	SW2a-960-8310.4000	Inglewood District - Contractual		0.49

To modify the Budget for Rounding with Bond Principal payment

91	SWC1-960-8340.2000	Consolidated Water - Equipment	10,199.34	
	SWC1-960-8340.4000	Consolidated Water - Contractual	440.61	
	SWC1-960-8340.4010	Consolidated Water - Payment to	56,928.53	
	SWC1-599-9999.9999	Consolidated Water Fund Balance		67,568.48

To modify budget for Amazon Hydrant repair and SWC portion to EW debt

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

ADJOURNMENT

As there was no further business before the Board, C. Swartz made a motion to adjourn the 10/13/22 Town Board meeting at 7:21 p.m., seconded by S. Peter. Meeting adjourned.

Respectfully Submitted,

Debra L. Curtis
Schodack Town Clerk