

DATE: JUNE 22, 2023

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
BRUCE GOODALL, DIRECTOR OF TRANSFER STATION
OPERATIONS

Supervisor Peter called the June 22, 2023 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.

Review of Resolutions

S. Peter gave a brief overview of the resolutions on the agenda. D. Kelly noted that resolution 2023-199 from the June 8th meeting amended the wrong resolution. To correct the problem, it was easier to rescind and re-amend the correct resolution (2023-204). All other resolutions were self-explanatory.

Board/Public Comment: None.

Adoption of Resolutions

The resolutions voted upon reflect additions, deletions and amendments approved by the consensus of the majority Board.

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 A WITHDRAWN resolution is so noted and italicized.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, seconded by C. Rex:

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

2023-204 Rescind resolution 2023-199 as adopted on June 8, 2023 and adopt the following: Amend resolution 2023-55 as adopted on January 12, 2023 to increase the not to exceed amount by \$10,500.00 as follows: Appoint Girvin & Ferlazzo, P.C. as Labor Counsel to the Town, pursuant to retainer agreement dated January 1, 2023. This authorization shall not exceed ~~\$10,000.00~~ **\$20,500.00** without further board approval.

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:

2023-205 Amend resolution 2023-194 as adopted on June 8, 2023 to remove and add additional staff for Summer Camp as follows:

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

Assistant Director: ~~Andrew Brunner~~ **Dylan Kolb**

Counselors: **Alexa Burger, Fiona Gokey and Jake Tucker**

Camp Nurse: **Amanda Fish, Shannon Hibbs and Joanne Post**

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. Bult:

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

2023-206 Authorize Supervisor Peter to execute and administer Stipulation of Settlement PERB Case No. A2022-152 in conjunction with Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO (Toby Goodall) and The Town of Schodack, Employer.

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. Swartz:

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

2023-207 Amend resolution 2022-352 as adopted December 29, 2022 to adjust Ralph Southworth Part-time Police Officer hourly rate to \$27.95 effective June 22, 2023.

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:**

- 2023-208** Authorize Kerrie D. Joiner, Human Resource Manager to post internally the part-time position of Clerk at the Police Department and authorize advertising in the official Town newspaper as necessary.
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:**

- 2023-209** Authorize Supervisor Peter to accept proposal and execute and administer Testing Services Agreement with Terracon Consultants – NY, Inc. for soils, compaction, and concrete testing relative to the Water Plant Bridge.
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, seconded by C. Kenney:

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

- 2023-210** Authorize Supervisor Peter to execute and administer a revised and updated version of the land and easement purchase agreement with Joel O'Neil, as previously authorized by the Board (Resolution 2023-86), for a pump station location in conjunction with the Maple Hill Road Sewer project being undertaken by the County, and to file necessary documents in Rensselaer County Clerk's Office when appropriate.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, C. Peter. Noes – 0.

2023-211 **Adopted on pg. 147.**

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:**

- 2023-212** **WHEREAS**, the Town Board delegated its annual auditing responsibilities pursuant to Section 123 of Town Law to the Town Comptroller, and

WHEREAS, the Town Comptroller performed the audit in accordance with the guidelines provided by the New York State Office of the State Comptroller as published in the Local Government Management Guide – Fiscal Oversight Responsibilities,

NOW, THEREFORE, BE IT RESOLVED that the Town Board accepts the audit report submitted for Building Department Funds and Town Clerk Funds for the fiscal year 2022.

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:

2023-213 Authorize Supervisor Peter to execute and administer easement and purchase agreement with Scott S. and Cheryl Simpson for a water tower location in conjunction with the Route 9 Water project being undertaken by the County, and to file necessary documents in Rensselaer County Clerk's Office when appropriate.

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

Discussion Items

Household Hazardous Waste Day – July 29th: B. Goodall informed the board that the link was live on the website for residents to register for the household hazardous waste event. He noted that he was having an issue with reaching the vendor, Scraper Smith, who was used last year to dispose of fire extinguishers and propane tanks. He explained that that Town could assume responsibility for disposing of the items; however, all participating municipalities should share the responsibility.

Transfer Station Roll-Off: S. Peter asked Mr. Goodall to explain the issue they were having with the roll-off. B. Goodall said that the transmission had issues going into third and seventh gears. At the moment, the truck was out of service which if an employee needed to utilize it for taking their Operator 3 road test, they would be unable to do so. He noted that they could use the roll-off from the Town of Nassau; however, a discussion would be needed on whether to repair or replace the truck. S. Peter asked if the parts were available. B. Goodall was not sure. C. Bult said he had spoken to Brian Brahm, Highway Superintendent, who advised that the roll-off had a simple transmission that could be replaced in house or rebuilt. C. Swartz recommended that the cost for an automatic transmission roll-off replacement be researched.

Farmer's Market: S. Peter noted that Ken Peter had been contacted by vendors who were interested in the Farmer's Market at 1777 Columbia Turnpike, the former location of the Schodack Town Hall. They anticipated the event to begin in July; however, there was concern for a holding tank on the premises which did not have a secured top and the stone for chip

sealing was limiting the space. He stated that the tank was now secured and hoped to have the stone for chip sealing moved soon.

Road Paving: S. Peter stated that, as of the meeting, Burden Lake Road and Clove Road had been patched, Simons Road and Ferndale Road had been paved and preparation work including the clearing of ditches and replacement of pipes was complete on Morey Park Road. He noted that Morey Park Road would be closed during paving as there was limited space for one way traffic. Residents would be notified in advance of the closure. He added that Schodack Landing Road had been paved in partnership with Rensselaer County. The town paid for the asphalt and the County utilized their equipment. The next road to be paved would be Phillips Road.

Elevator Upgrade: S. Peter informed the board that the upgrade on the elevator had been completed and noted that a screen within the elevator was able to promote town events.

Executive Session

C. Swartz made a motion at 7:15 p.m. to enter into an Executive Session of the board to discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Seconded by C. Bult.

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

C. Bult made a motion at 7:33 p.m. to adjourn the executive session. Seconded by C. Rex.

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

Adoption of Resolution

The resolution voted upon reflects additions, deletions and amendments approved by the consensus of the majority Board.

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, seconded by C. Rex:

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

2023-211) Appoint James Hallenbeck and Anthony Gullo as part-time police officers at an hourly rate as set forth in resolution 2022-344 (\$25.75/hour).

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

S. Peter gave a brief biography of Officer Hallenbeck and Officer Gullo. He welcomed them to the department and noted how they would be great assets to the Schodack Police. The Town Clerk administered the oath of office to both officers.

ADJOURNMENT

As there was no further business before the Board, C. Kenney made a motion to adjourn the 06/22/23 Town Board meeting at 7:37 p.m., seconded by S. Peter. Meeting adjourned.

Respectfully Submitted,

Debra L. Curtis
Schodack Town Clerk