

**DATE:** MAY 26, 2016

**KIND OF MEETING:** TOWN BOARD

**WHERE HELD:** SCHODACK TOWN HALL

**CLERK:** DONNA L. CONLIN

**PRESIDING OFFICER:** DENNIS E. DOWDS

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

**MEMBERS ABSENT:**

**ATTORNEY:** DAVID GRUENBERG

**COMPTROLLER:** PAUL HARTER, COMPTROLLER

**OTHERS PRESENT:** DAWNE KELLY, SUPERVISOR'S ASSISTANT

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Supervisor Dowds called the May 26, 2016 Town Board Workshop 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 Resolution Agenda**

S. Dowds said that although the Board tries to defer from passing resolutions at a Workshop Meeting, this evening two resolutions need to be considered. The first is amending a resolution that was originally adopted on March 10<sup>th</sup> regarding the refunding bond for the highway garage. According to bond counsel, there were several references to Local Finance Law in the original resolution that are not pertinent to this bond so they had to be stricken. He continued that the refunding bond will save the Town approximately \$200,000.00 in interest costs by doing it at this time. The second resolution relates to the Town's contractual agreement with the Town of East Greenbush for sewer service and The Spinney. The Spinney at Pond View will be building Phase II and will have to pay connection fees (*charged by East Greenbush*). The Board is in the process of trying to renegotiate those fees with East Greenbush. In the interim, in order not to impede the building process for The Spinney, the Town did an analysis of the actual usage in Phase I (*The Spinney*) to help determine an equitable fee. Instead of the \$132,000.00 that would have been charged, the Town was able to document that \$62,500.00 was a reasonable connection fee and that is the agreement that the Town is entering into with The Spinney.

**Public Comment on Resolutions – 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 A WITHDRAWN resolution is so noted and Italicized.**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. 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:**

**2016-153)** WHEREAS, on March 10, 2016, this Town Board adopted a Refunding Bond Resolution identified as Resolution 2016-113, which Refunding Bond Resolution as prepared by the Town's bond counsel contained certain incorrect language which such bond counsel has asked to be corrected by the adoption of this Amendatory Refunding Bond Resolution, which beginning with the next paragraph sets forth the complete text of the Refunding Bond Resolution with deleted incorrect language shown as struck through text and additional corrective language shown as underscored text; and

WHEREAS, the Town of Schodack, Rensselaer County, New York (herein called the "Town") on March 15, 2006 issued its \$2,500,000 General Obligation (Serial) Bonds, 2006 (the "2006 Bonds") which were issued pursuant to a bond resolution adopted by the Town Board of the Town, on October 13, 2005 authorizing bonds in the not-to-exceed amount of \$2,500,000 (the "Bond Resolution") for the construction of a highway garage building, and related improvements; and

WHEREAS, the aggregate principal amount of 2006 Bonds now outstanding is \$2,060,000, including \$60,000 of 2006 Bonds that mature March 15, 2016; and

WHEREAS, the outstanding 2006 Bonds mature on March 15 in each year in the principal amounts, and bear interest payable on March 15 and September 15, in each year as follows:

<u>Year of Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2016	\$ 60,000	4.250%
2017	65,000	4.250
2018	65,000	4.250
2019	70,000	4.250
2020	70,000	4.250
2021	75,000	4.300
2022	80,000	4.300
2023	85,000	4.300

2024	85,000	4.300
2025	90,000	4.300
2026	95,000	4.300
2027	100,000	4.300
2028	105,000	4.300
2029	110,000	4.300
2030	110,000	4.300
2031	120,000	4.300
2032	125,000	4.300
2033	130,000	4.300
2034	135,000	4.300
2035	140,000	4.300
2036	145,000	4.300

WHEREAS, Section 90.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), permits the Town to refund the 2006 Bonds by the issuance of new bonds provided such issuance will result in present value debt service savings for the Town; and

WHEREAS, the 2006 Bonds maturing on or after March 15, 2017 are subject to redemption prior to maturity, in whole or in part, on not less than 30 days' notice at the option of the Town or on any interest payment date on or after March 15, 2016 at par, plus accrued interest to the date of redemption; and

WHEREAS, the Town Board has determined that the refunding of the 2006 Bonds maturing after March 15, 2016 is a Type 2 action for purposes of the State Environmental Quality Review Act ("SEQRA") and requires no further action under SEQRA; and

WHEREAS, such refunding will result in present value savings in debt service as required by ~~Section 90.10 of~~ the Local Finance Law; and

WHEREAS, the Town Board deems it in the public interest to refund the 2006 Bonds as described below by the issuance of refunding bonds pursuant to the Law, and now desires to authorize the issuance of bonds to achieve such refunding;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF SCHODACK, NEW YORK, AS FOLLOWS:

Section 1: The Town is hereby authorized to refund all or a portion of the outstanding principal balance of the 2006 Bonds maturing after March 15, 2016. The 2006 Bonds maturing after March 15, 2016 are referred to hereinafter as the "Bonds".

Section 2: Attached hereto as **Appendix A** and incorporated herein by reference is the estimated financial plan for the refunding of the Bonds (the "Refunding Financial Plan"). The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds (as defined herein) will be issued in a single series to refund all of the Bonds. This Town Board recognizes that the Refunding Bonds may be issued in series, and for only one or more of the series of the Bonds, or portions thereof, and that the Refunding Financial Plan also will most probably be different from that attached hereto. The Supervisor is hereby authorized and directed to determine which of the Bonds will be refunded and the timing thereof. The Bonds to be refunded shall be hereinafter referred to as the "Refunded Bonds".

Section 3: Subject only to the issuance of the Refunding Bonds as herein authorized, the Town hereby elects to redeem all of the Refunded Bonds that are callable at a present value savings, if any. Upon the issuance of the Refunding Bonds, the election to redeem such callable Refunded Bonds shall become irrevocable. The Escrow Agent (as defined herein) for the Refunding Bonds is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the Town in the manner and within the time provided in the Refunded Bonds and in Section 53 of the Local Finance Law. Upon the issuance of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Agent to cause notice thereof to be given as provided in this Section 3 shall become irrevocable, provided that this Section may be amended from time to time as may be necessary in order to comply with the publication requirements of paragraph a of Section 53.00 of the Local Finance Law, or any successor law thereto.

Section 4: The Town is hereby authorized to issue its serial general obligation refunding bonds (the "Refunding Bonds") in the aggregate principal amount of not to exceed \$2,000,000 and to expend up to \$90,000 of available funds in order to refund (~~including an advance refunding and/or~~ as a current refunding for federal income tax purposes) all or a portion of the Refunded Bonds. The Refunding Bonds described herein are hereby authorized to be consolidated for purposes of sale in one or more refunding serial bond issues. The Refunding Bonds shall each be designated substantially "TOWN PUBLIC IMPROVEMENT REFUNDING (SERIAL) BOND" together with such series designation and year as is appropriate on the date of sale thereof, shall be of the denomination of \$5,000 or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity, shall be dated on such dates, and shall mature on such

dates in such years, bearing interest on such dates, at the rate or rates of interest per annum, as may be necessary to sell the same, all as shall be determined by the Supervisor pursuant to Sections 5 and 10 hereof.—~~It is hereby further determined that such Refunding Bonds may be issued to refund all or a portion of the Bonds, subject to the limitation hereinafter described in Section 13 hereof relating to approval by the State Comptroller.~~

Section 5: The Supervisor is hereby authorized and directed to determine the amount of the Refunding Bonds to be issued, the maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, if any, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in the manner authorized by paragraph c of Section 57.00 of the Local Finance Law, and the rate or rates of interest to be borne thereby, whether the Refunding Bonds shall be issued having substantially level or declining annual debt service and all matters related thereto, and to prepare, or cause to be provided, a final Refunding Financial Plan and, in accordance herewith, all powers in connection therewith are hereby delegated to the Supervisor, provided that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of ~~Section 90.10 of~~ the Local Finance Law.

The Refunding Bonds may be subject to redemption prior to maturity upon such terms as the Supervisor shall prescribe, which terms shall be in compliance with the requirements of Section 53.00 (b) of the Local Finance Law. If less than all of the Refunding Bonds of any maturity are to be redeemed, the particular Refunding Bonds of such maturity to be redeemed shall be selected by the Town by lot in any customary manner of selection as determined by the Supervisor. Notice of such call for redemption shall be given by mailing such notice to the registered owners not less than thirty (30) days prior to such date and as otherwise provided in Securities and Exchange Commission Release No. 34-26856, as the same may be amended from time to time. Notice of redemption having been given as aforesaid, the bonds so called for redemption shall, on the date for redemption set forth in such call for redemption, become due and payable, together with interest to such redemption date, and interest shall cease to be paid thereon after such redemption date.

The Refunding Bonds shall be issued in registered form and shall not be registrable to bearer or convertible into bearer coupon form. In the event said Refunding Bonds are issued in non-certificated form, such bonds, when issued, shall be issued initially in registered form in denominations such that one bond shall be issued for each maturity of bonds and shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the bonds in accordance with the book-entry-only system of DTC. In the event that

either DTC shall discontinue the book-entry-only system, or the Town shall terminate its participation in such book-entry-only system, such bonds shall thereafter be issued in certificated form of the denomination of \$5,000 each or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity. In the case of non-certificated Refunding Bonds, principal of and interest on the bonds shall be payable by check or draft mailed by the Fiscal Agent (as defined herein) to the Depository Trust Company, New York, New York, or to its nominee, Cede & Co., while the Refunding Bonds are registered in the name of Cede & Co. in accordance with such book-entry-only system. Principal shall be payable only upon surrender of the bonds at the principal corporate trust office of such Fiscal Agent (or at the office of the Town Clerk as Fiscal Agent as hereinafter provided).

In the event said Refunding Bonds are issued in certificated form, principal of and interest on the Refunding Bonds shall be payable by check or draft mailed by the Fiscal Agent to the registered owners of the Refunding Bonds as shown on the registration books of the Town maintained by the Fiscal Agent, as of the close of business on the fifteenth day of the calendar month or last business day of the calendar month preceding each interest payment date as appropriate and as provided in a certificate of the Supervisor providing for the details of the Refunding Bonds. Principal shall be payable only upon surrender of bonds at the principal corporate trust office of a bank or trust company or banks or trust companies located or authorized to do business in the State of New York, as shall hereafter be designated by the Supervisor as fiscal agent of the Town for the Refunding Bonds (collectively, the "Fiscal Agent"). Refunding Bonds in certificated form may be transferred or exchanged at any time prior to maturity at the principal corporate trust office of the Fiscal Agent for bonds of the same maturity of any authorized denomination or denominations in the same aggregate principal amount. Principal and interest on the Refunding Bonds shall be payable in lawful money of the United States of America.

The Supervisor, as chief fiscal officer of the Town, is hereby authorized and directed to enter into an agreement or agreements containing such terms and conditions as he/she shall deem proper with the Fiscal Agent, for the purpose of having such bank or trust company or banks or trust companies act in connection with the Refunding Bonds as the Fiscal Agent for said Town, to perform the services described in Section 70.00 of the Local Finance Law, and to execute such agreement or agreements on behalf of the Town, regardless of whether the Refunding Bonds are initially issued in certificated or non-certificated form; provided, however, that the Supervisor is hereby authorized to name the Town Clerk as the Fiscal Agent in connection with the Refunding Bonds if said Refunding Bonds are issued in non-certificated form.

The Supervisor is hereby further delegated all powers of this Town Board with respect to agreements for credit enhancement, derived from and pursuant to

Section 168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 6: The maximum amount of Refunding Bonds authorized to be issued does not exceed the amount sufficient to pay the sum of (a) the principal amount of the Refunded Bonds, which will be outstanding as of the date of issue of the Refunding Bonds, (b) the aggregate amount of unmatured interest payable on the Refunded Bonds to and including either the dates the Refunded Bonds mature or, if such Refunded Bonds are to be called for redemption prior to their maturities, the dates set for such redemption in accordance with the Refunding Financial Plan, (c) redemption premiums, if any, payable on the Refunded Bonds as of such redemption dates and (d) costs and expenses incident to the issuance of the Refunding Bonds, including the development of the Refunding Financial Plan, and of executing and performing the terms and conditions of the escrow contract and all fees and charges of the Escrow Holder.

Section 7: The maximum period of probable usefulness permitted by law at the time of issuance of the 2006 Bonds for the object or purpose or objects or purposes for which the 2006 Bonds were issued is thirty (30) years.

Section 8: The Supervisor is hereby authorized and directed to contract on behalf of the Town with a bank or trust company located and authorized to do business in the State of New York for the purpose of having such bank or trust company act as the escrow holder (the "Escrow Holder") of the proceeds, inclusive of any premium, from the sale of the Refunding Bonds, together with all income derived from the investment of such proceeds, and any other moneys provided by the Town to accomplish the Refunding Financial Plan. The contract with the Escrow Holder shall comply in all respects with subdivision i. of Section 90.10 of the Local Finance Law.

Section 9: That portion of the proceeds of the sale of the Refunding Bonds, together with interest earned thereon, which shall be required for the payment of the principal of and interest on, the Refunded Bonds to be refunded, including any redemption premiums, in accordance with the Refunding Financial Plan, shall be irrevocably committed and pledged to such purpose and the holders of the Refunded Bonds to be refunded shall have a lien upon such moneys and the investments thereof held by the Escrow Holder. All interest earned from the investment of the proceeds of the sale of the Refunding Bonds not required for such payments on the Refunded Bonds to be refunded, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunding Bonds and the holders of the Refunding Bonds shall have a lien upon such moneys held by the Escrow Holder. The pledges and liens provided for in this Section shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and

investments held by the Escrow Holder shall immediately be subject thereto without any further act.

Section 10: Subject to the provisions of the Local Finance Law and this Resolution, the power to determine the final Refunding Financial Plan, to prescribe the terms, form and contents of the Refunding Bonds and to sell (including the power to sell the Refunding Bonds at a discount and pursuant to a competitive or negotiated sale), to select the underwriter (the "Underwriter") if the Refunding Bonds are to be sold at private sale, issue and deliver the Refunding Bonds is hereby delegated to the Supervisor, the chief fiscal officer of the Town. The Refunding Bonds shall be sold for purchase prices to be determined by the Supervisor, plus accrued interest from the date or dates of the Refunding Bonds to the date or dates of delivery of payment for the Refunding Bonds. If the Refunded Bonds are sold at a negotiated sale, ~~and subject to the approval of the terms and conditions of such sale by the State Comptroller as required by subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law,~~ the Supervisor is hereby authorized to execute and deliver a purchase contract for the Refunding Bonds in the name and on behalf of the Town providing the terms and conditions for the sale and delivery of the Refunding Bonds to the Underwriter. After the Refunding Bonds have been duly executed, they shall be delivered by the Supervisor upon the receipt by the Town of the purchase price thereof, including accrued interest.

Section 11: The Supervisor is hereby authorized to execute and the Town Clerk is hereby authorized to attest any Refunding Bonds issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Refunding Bonds the corporate seal of the Town. The Supervisor and all other officers, employees and agents of the Town are hereby authorized and directed for and on behalf of the Town to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

Section 12: The faith and credit of the Town of Schodack, New York are hereby irrevocably pledged for the payment of the principal of and interest on such Refunding Bonds as the same become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on the Refunding Bonds becoming due and payable in such year. There shall be levied annually on all taxable real property of the Town, a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same becomes due and payable.

~~Section 13: Notwithstanding anything to the contrary contained herein, the Town shall not issue the Refunding Bonds until it shall have obtained the approval of the Office of the State Comptroller in accordance with the provisions of Section 90.10 of the Local Finance Law.~~



Section 4413: This Resolution shall be published in summary form by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in each of the official newspapers of the Town. The validity of the Refunding Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of the summary of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 4514: This Resolution, amending and correcting Resolution 2016-113, shall take effect immediately upon its adoption.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, T. Rex, D. Dowds. 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:**

**2016-154)** Authorize Supervisor Dowds to execute and administer a certain agreement with The Spinney at Pond View LLC relating to the issuance of building permits and certain connection fees

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

**Discussion Items**

**Website/Status Update:** S. Dowds reported that the website was up and he felt it was incredibly successful. He was very pleased that the Department Heads embraced the new website and put a lot of time and effort into making their pages very useful. C. Rex said she believes the Kinder Morgan section needs to be updated since there have been two documents that should be posted. S. Dowds said he will get that addressed.

**Kinder-Morgan/Tennessee Gas:** The Supervisor stated that Kinder Morgan has withdrawn their application. He received a letter from FERC (Eric Tomasi, Senior Environmental Engineer at FERC), which said in part, "Tennessee (Gas) has officially withdrawn its Certificate Application for the Northeast Energy Direct (N.E.D.) Project, Docket CP-1621, I have attached the letter. To answer one question that will come up, Tennessee can file this or a modified version of this project in the future, but they would have to start our process anew. Thanks for all your work on this project." The Supervisor felt the decision to withdraw was a totally economic decision and the economics are no longer reasonable. For that reason, he didn't believe they would be considering this project again, at least in the near future. The Supervisor said he subscribes to all the letters from FERC so he is still getting

40 - 50 messages daily. C. Rex suggested that if he updated the Kinder Morgan information on the website, the number of messages would go down. S. Dowds explained that a lot of them are postcards from people in New Hampshire.

**Local Waterfront Revitalization Plan/LWRP:** The Supervisor said the Town's request for volunteers to serve on the commission appeared in the last edition of the *Advertiser*. Responses are due by June 3<sup>rd</sup>. Thus far he has received two applications, Tony Kirby (forwarded by C. Rex) and Dan Spilman. Also, Bob Zimmerman, who is a PHD, volunteered to be a resource for the commission, but did not want to serve on it. He spoke with the Mayor of Castleton and they also have two people, one being him, which might present a conflict of interest. C. Rex stated that elected officials are allowed to serve per the law. C. Rex asked if the town and village can't fill all the seats, can the number of members on the commission be reduced? Atty. Gruenberg said not unless you change the governing local law; however, since time is of the essence he advised the Board to go with whatever number they have initially and continue to seek members. S. Dowds said since there are different length terms, they also have to make that decision when appointing. C. Rex asked if the Town was eligible to pursue any grants relating to this particular subject, given the fact that it was in a transition period. Atty. Gruenberg said he believed they could meet the time frame. S. Dowds said there are two possible grant opportunities - one is a planning grant and the other is through CFA; however, the CFA has a July 31<sup>st</sup> deadline for applications. He believed they could apply for a \$50,000.00 grant but it has a local 50% match. He said if we do it and have enough support on the Board, we can actually have the grant written (hire a consultant) and submitted by July 31<sup>st</sup>. C. Bult asked if the Village had that level of financial resources available for that purpose. S. Dowds was not sure. C. Rex asked for reassurance that one is not dependent on the other. S. Dowds said no and Atty. Gruenberg agreed. As far as the village's financial commitment, it might not be 50/50. The percentage could be based on population or miles of coast line, both of which are less for the Village.

**Stewart's:** S. Dowds said they are still working on the Intermunicipal Agreement with the Village of Nassau relative to supplying water to Stewart's. He hopes to have an agreement for Board consideration at the June meeting. C. Kenney asked if the Village's attorney had come back to the Town with their proposal. S. Dowds said no.

**Summer Day Camp:** A resolution will be on the June agenda to approve the Summer Day Camp workers.

**Deed Conveyance/Circle Dr.:** S. Dowds explained that Georgette Byers has a piece of property but the town road is built on part of that property. She went to the Planning Board to petition for a lot line adjustment, which was granted. Atty. Gruenberg explained that the town's road is actually on part of her lot so they are conveying that land to the Town. We have already received the deed and we just need a resolution to accept it.

**BANS:** S. Dowds said some of the Bond Anticipation Notes will need to be renewed in July so those renewals will be on the next agenda.

**Police:** Chief Peter asked for Board consideration in purchasing the following new equipment for his department:

- 1) **Holsters w/lights**– A special holster light is attached to the weapon so if the officers have to draw their weapon at night or in a dimly lit environment, they don't have to hold a flashlight. Lt. Reickert explained the four safety features. He said all agencies within their shared service area are carrying this type of holster. The total cost for the holster/weapon for 20 officers is approximately \$8,000.00. The Chief said there is \$40,000 - \$50,000.00 in the forfeiture funds and recommended that the money for this purchase come from that fund. C. Bult asked if that covered the part-time officers as well. Response – yes.
- 2) **In-car repeater system**- The Chief said he would like to purchase one to test. He explained that we have 2 square miles in the town with lots of hills and valleys. There are areas in the town where the officers cannot communicate from the hand-held portable radio. The vehicles are easily reached, however, because they are outfitted with repeater systems. The In-car repeater would pick up the signal from their portable radios and send it through the car radio and the car would repeat it back to the main base. This would allow for the officer to get back to the main base from their hand-held radios (i.e. – in the woods, down by the river, etc.). The cost is \$1800.00 for one. The department relies on the 911 center in the evening and this would help with communications with them as well as with other local agencies. C. Swartz asked if this would be funded through the forfeiture account. The Chief said no, the regular budget. He will talk with the Comptroller to confirm that before the next meeting. After a brief question and answer period from the Board, the Chief continued to the next item.
- 3) **Tasers** – The Chief said the town's insurance carrier has been recommending for a few years that the department get Tasers. They feel it is a less lethal method of controlling a situation with combative individuals. He explained that recently two officers received minor injuries when they were dealing with a mentally ill individual. When the State Police arrived they had to Taser the individual. Sgt. Roy is a Taser instructor and would be able to handle the training for the department. C. Swartz asked if the Town would get any credit on the premium if we purchase them. The Town Clerk handles the insurance and will check with NYMIR. Board members asked if he would have a specified policy for their use. The Chief said yes. Asst. Chief Belardo will formulate a policy on how and when they are to be used which will be strictly adhered to. He would submit the policy to the Board when complete. C. Rex said she was trying to justify the need and asked if there was any kind of report on how often the combative situations occur. The Chief said no, he did not have a special report for those incidents. The Chief continued that Taser is a sole provider and he would like to initially purchase three units to be assigned on a shift. Discussion continued regarding training and litigation support provided by Taser. With the upswing in heroin usage C. Kenney thought it might be good time to consider purchasing them. Lt. Reickert agreed. He said people under the influence of narcotics do not necessarily respond to the other impact weapons, but the Taser addresses the central nervous system. The funding for these would come out of forfeiture money.
- 4) The Chief also requested approval to repair the 2002 van which they use for many different purposes. The vehicle is sound mechanically (has about 64,000 miles), but the body is rusting out. He solicited several quotes and the low quote, estimated at \$4,200.00, was submitted by Route 9 & 20 Auto. He believed that they would be

able to use the van for another 5 – 6 years if it is fixed. C. Bult asked if he knew the book value of the van because he didn't want to put more money into it than what it is worth. The Chief said he didn't have that figure, but felt if it were fixed it would book at \$8,000 - \$10,000; regardless, it is valuable to them for the jobs that they use it for. C. Swartz asked if there was sufficient money in the vehicle repair line of his budget. The Chief said yes; it should not negatively impact his budget. He gave accolades to the Head mechanic at the Highway Garage for keeping his fleet in top notch shape over the years.

On an unrelated topic, the Chief expressed his thanks to Dawne Kelly for all her efforts on the town's website.

S. Dowds asked the pleasure of the Board with regard to putting resolutions for the above mentioned items on the June agenda. **Determination:** It was the consensus of the Board to add them to the June 9<sup>th</sup> agenda.

### **ADJOURNMENT**

As there was no further business before the Board, C. Swartz made a motion to adjourn the 05/26/16 Town Board meeting at 7:55 p.m., seconded by C. Kenney. Meeting adjourned.

Respectfully Submitted,

Donna L. Conlin  
Schodack Town Clerk/RMC/CMC