



The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

TOWN BOARD AGENDA PRE-BOARD MEETING May 10, 2017

Call to Order 6:00 PM
Pledge of Allegiance
Town Board Meeting:

Members of Town Board

Present

Absent

Supervisor Conway
Councilor DiMartino
Councilor Matters
Councilor Grant
Councilor Tierney

Schedule of Meeting:

85-2017 A Resolution to Approve Meeting Minutes

WHEREAS, the minutes of Town Board meetings, as provided in §106 of Article 7 of the New York Public Officers Law, shall be approved by the Board prior to them being finalized, deemed official and disseminated to the public by the Town Clerk; and

WHEREAS, that the minutes of the regular Town Board Meeting held on April 19, 2017 have been presented; and

WHEREAS, the Town Board has reviewed these minutes and any necessary corrections have been made;
now, therefore, be it

RESOLVED, that the minutes of the regular Town Board Meeting held on April 19, 2017, are hereby approved as submitted.

The foregoing resolution was duly moved by Councilor DiMartino and seconded by Councilor Matters and brought to a vote resulting as follows:

Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Supervisor Conway	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

86-2017 A Resolution to Extend Contract No. 1 – General Construction, by Wm. J Keller and Sons Construction Corp. for the Town of East Greenbush Wastewater Treatment Plant Outfall Piping Project

WHEREAS, the Town of East Greenbush has executed Contract #1 – General Construction Outfall Piping Project, with Wm. J. Keller and Sons Construction Corp.; and,

WHEREAS, Contract #1 when executed in the fall of 2016 incorporated a date for substantial completion of May 15, 2017 and final completion 30 days thereafter; and,

WHEREAS, Contract #1 has been delayed due to the Amtrak review process which could not be controlled by the Town, the Town’s Engineer or the Contractor; and,

WHEREAS, it is appropriate for the Town to issue a no-cost Change Order for Contract #1 to extend the contract time; and,

WHEREAS, financing for the project is provided in the Long Term Loan for the Wastewater Treatment Plant Upgrade Project and therefore, the Comptroller hereby confirms that none of the provisions in this resolution will pose an immediate financial impact to the 2017 Town Budget;

now, therefore, be it

RESOLVED, that the Town Board authorizes Delaware Engineering, DPC to issue Contract Extension to Wm. J. Keller and Sons Construction Corp for Contract #1 for the Outfall Piping Project with substantial completion on July 31, 2017 and final completion 30 days thereafter.

The foregoing resolution was duly moved by Supervisor Conway seconded by Councilor Matters and resulted in the following vote:

Supervisor Conway	VOTED:
Councilor Matters	VOTED:
Councilor DiMartino	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

87- 2017 A Resolution to Adopt the New York State Unified Solar Permit

WHEREAS, New York State has developed a unified solar photovoltaic permitting process designed to streamline municipal permitting which will reduce costs for solar projects and support the growth of clean energy jobs across the state; and

WHEREAS, the Town of East Greenbush is desirous of participating in the unified permitting process, thereby increasing the Town’s eligibility for various incentives and grants through the New York State Energy Research and Development Authority (NYSERDA); and

WHEREAS, by adopting the Unified Solar Permit Application, the Town of East Greenbush becomes eligible through the Streamlined Permitting Program to receive a grant award up to \$2,500 from NYSERDA; and

WHEREAS, the Town Comptroller has determined that this resolution will have no material impact on the Town’s finances;

now, therefore, be it

RESOLVED, that the Town of East Greenbush adopts the New York State Unified Solar Permit as attached hereto;

and be it further

RESOLVED, that the Town Board authorizes the Town Clerk to submit the grant application through the Streamlined Permitting Program to allow for the Town to receive a grant award from NYSERDA for the adoption of the Unified Solar Permit Application;

and be it further

RESOLVED, that this Resolution shall take effect immediately, and a copy of this resolution with the NY Unified Solar Permit, shall be provided to the Building Department.

The foregoing resolution was duly moved by Councilor Tierney and seconded by Councilor Grant and brought to a vote resulting as follows:

Councilor Tierney	VOTED:
Councilor Grant	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:

88- 2017 A Resolution Adopting An Energy Benchmarking Policy for Certain Municipal Buildings in the Town of East Greenbush

WHEREAS, New York State Energy Research and Development Authority (NYSERDA) announced a Clean Energy Communities program which would allow the Town of East Greenbush access to significant grant funding to further implement clean energy actions reducing both energy costs and greenhouse gas emissions; and

WHEREAS, one of the Clean Energy Communities "High Impact Actions" requires the local regulatory authority to establish a policy which mandates the public reporting of building energy benchmarking; and

WHEREAS, establishing a building energy benchmarking system will benefit the Town and its residents by making available actionable information on municipal building energy use to help identify opportunities to cut costs and reduce pollution in the Town of East Greenbush; and

WHEREAS, the Town Board directs that monthly building energy usage for all fuel types, including but not limited to: electricity, natural gas, fuel oil, chilled water, steam and diesel fuel be collected and formally tracked for all buildings that are 1,000 square feet or larger and are owned or occupied by the Town, using the EPA Portfolio Manager platform; and

WHEREAS, building reports shall be made available to the Town Board in EPA Portfolio Manager regarding summary statistics for each covered property including Energy Use Intensity, annual greenhouse gas emissions, an energy performance score where available, and other descriptive information as required by EPA Portfolio Manager and for that data to be made available to the public via the internet on an annual basis; and

WHEREAS, the Town Supervisor may exempt a particular covered municipal building from the benchmarking requirement if the Town Supervisor determines that it has characteristics that make benchmarking impractical; and

WHEREAS, the Town Comptroller has determined that this resolution will have no material impact on the Town's finances; and

WHEREAS, the Town Supervisor or his designee shall be the administrator of this local policy and promulgate procedures necessary for the administration of the requirements of this local policy;

now, therefore be it

RESOLVED, that the policy outlined in this resolution be hereby adopted and established for the Town of East Greenbush;
and, be it further

RESOLVED, that the Town Clerk is directed to forward copies of this resolution to the appropriate Town Departments.

The foregoing resolution was duly moved by Councilor Grant and seconded by Councilor Tierney and brought to a vote resulting as follows:

Councilor Grant	VOTED:
Councilor Tierney	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:

89-2017 A Resolution Designating a Portion of Lakeshore Drive from Onderdonk Park to Hampton Lake Park as One-Way for the Period of May 22, 2017 through September 11, 2017, the Installation of Necessary Signage and Traffic Control Devices to Safely and Appropriately Accomplish the Same

WHEREAS, this action has generated positive feedback from the residents using the roadway as it facilitates walking, bicycling and fishing along that portion of the roadway; and

WHEREAS, the Town Comptroller believes at this time that this resolution will have no material impact on the Town's finances;
now therefore, be it

RESOLVED, that Lake Shore Drive from Onderdonk Park to Hampton Lake Park shall be designated one-way during the period from May 22, 2017 through September 11, 2017, with the Commissioner of Public Works installing the appropriate signage to advise users of this designation

The foregoing resolution was duly moved by Councilor Matters and seconded by Councilor DiMartino and brought to a vote resulting as follows:

Councilor Matters	VOTED:
Councilor DiMartino	VOTED:
Supervisor Conway	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

90-2017 A Resolution Amending Resolution 247-2016 on the Reported Standard Work Day for Certain Employees

WHEREAS, the Town of East Greenbush submitted the Record of Activity approved in Resolution 247-2016; and

WHEREAS, the Employees' Retirement System (ERS) responded that the Town did not need to report anyone participating in the Town's time keeping system (employees previously reported in Resolution 247-2016 with an N/A next to their name), and as a result, the Human Resources Manager amended the report accordingly and submitted it to the ERS for review prior

to resubmitting to the Town Board to ensure that the amended version was correctly prepared; and

WHEREAS, the Town Comptroller has confirmed that this resolution will have no impact on the Town’s finances; now, therefore, be it

RESOLVED, that the Town of East Greenbush 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 activity maintained and submitted by these officials to the clerk of this body.

Title	Name	Standard Work Day (Hrs/Day)	Term Begins/Ends	Participates in Employer’s Time Keeping System	Not Submitted	Days/Month (based on Record of Activities)
Elected Officials						
Town Supervisor	John J. Conway	8	01/01/2016 - 12/31/2019	N		26.48
Town Board Member	Mary Ann Matters	6	01/01/2014 - 12/31/2017	N		1.74
Town Board Member	Deborah DiMartino	6	01/01/2014 - 12/31/2017	N		3.5
Town Board Member	Christine C. Tierney	6	01/01/2016 - 12/31/2019	N		10.28
Town Justice	Mary Pat Donnelly	6	01/01/2017- 12/31/2020	N		5.5
Town Justice	Kevin J. Engel	6	01/01/2016 - 12/31/2019	N		4.88
Appointed Officials						
Planning Board Chairman	Matthew Mastin	6	01/01/2016 - 12/31/2019	N		1.73
Planning Board Member	Matthew Polsinello	6	01/01/2016 - 12/31/2019	N		0.86
Planning Board Member	Michael Bottillo	6	01/01/2016 - 12/31/2019	N		1.33
Planning Board Member	Paul DiMascio	6	01/01/2016 - 12/31/2019	N		1.33
Planning Board Member	James Giordano	6	01/01/2016 - 12/31/2019	N	•	

The foregoing resolution was duly moved by Supervisor Conway and seconded by Councilor Tierney and brought to a vote resulting as follows:

Supervisor Conway VOTED:
 Councilor Tierney VOTED:
 Councilor DiMartino VOTED:
 Councilor Matters VOTED:
 Councilor Grant VOTED:

91-2017 A Resolution to Approve the Appointment of Community and Recreation Staff for the Summer of 2017

WHEREAS, the Community and Recreation Department has presented the Town Board of the Town of East Greenbush with a listing of the individuals who seek employment in the Summer Program for the Department of Community and Recreational Services; and

WHEREAS, the Town Comptroller believes that this proposed Town Board action has been planned for in the 2017 Budget and shall pose no material impact to the Town’s finances; now, therefore, be it

RESOLVED, that the candidates listed below are appointed to serve as Summer Staff, 2017, for the Department of Community and Recreational Services.

Nicole Kirby	Assistant Camp Director (Junior Camp)	12.00/hr
Elizabeth Miller	Assistant Camp Director (Senior Camp)	12.00/hr
Bailey Caruso	Assistant Medical Director	11.50/hr
Jonathan Arensmayer	Lifeguard/Counselor/WSI	11.50/hr/10.00/hr
Theresa Mulvey	Lifeguard/Counselor	11.00/hr/10.00/hr
Joseph Donahue	Activity Leader	11.00/hr
Elgin Scalzi	Activity Leader	11.00/hr
Joshua Lansing	Activity Leader	11.00/hr
Madison McCraith	Counselor	10.00/hr
John Verdon	Counselor	10.00/hr
Sara Fellehner-Endres	Counselor	10.00/hr
Ryan Dougherty	Counselor	10.00/hr
Adrianna Perez	Counselor	10.00/hr
Sarah Jaromin	Counselor	10.00/hr
Zachary Ahearn	Counselor	10.00/hr
Kara Blakeman	Counselor	10.00/hr
Sarah Smith	Counselor	10.00/hr
Dion Selby	Counselor	10.00/hr
Theresa Memole	Counselor	10.00/hr
Danielle Wagoner	Counselor	10.00/hr
Jada Alcindor	Counselor	10.00/hr
Michael Iula	Counselor	10.00/hr
Erin Dickie	Counselor	10.00/hr
Kelly Camp	Counselor	10.00/hr
Emily Russell	Counselor	10.00/hr
Gregory Smail	Counselor PT/On-Call	10.00/hr
Grant Philip	Counselor	10.00/hr
Mark Bodnar	Counselor PT/On-Call	10.00/hr

The foregoing resolution was duly moved by Councilor DiMartino and seconded by Supervisor Conway and brought to a vote resulting as follows:

Councilor DiMartino	VOTED:
Supervisor Conway	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

92-2017 A Resolution Authorizing Purchase of a John Deere 624K-II Wheel Loader from IFB 17-01

WHEREAS, Resolution 41-2017 authorized the Commissioner of Public Works to solicit bids for purchase of Vehicles and Equipment; and

WHEREAS, the Town of East Greenbush published Invitation to Bid 17-01 for a 3.5 Cubic Yard Wheel Loader for the Sewer Department with a Bid Opening Date of May 1, 2017; and

WHEREAS, the lowest responsible bid that met the bid specification was submitted by NORTRAX for a John Deere 624K-II in the amount of \$165,533.76; and

WHEREAS, the Town of East Greenbush Purchasing Policy requires that purchases of \$10,000 or more be approved by the Town Board; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is \$165,533.76 from the Sewer Fund for this expense

Fund	Transfer in	Transfer out
XXXX – Sewer Fund Balance		\$165,533.76
8130.4 – General Sewer Treatment and Disposal CE	\$165,533.76	

now, therefore, be it

RESOLVED, that the Town Board authorizes the Commissioner of Public Works to purchase a new John Deere 624K-II Wheel Loader from NORTRAX per the results of IFB 17-01 in an amount not to exceed \$165,533.76.

The foregoing resolution was duly moved by Supervisor Conway and seconded by Councilor DiMartino and brought to a vote resulting as follows:

Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

93-2017 A Resolution Authorizing Replacement of Truck Bodies from Oneida County Contract

WHEREAS, Resolution 41-2017 authorized the Commissioner of Public Works to solicit bids for purchase of Vehicles and Equipment; and

WHEREAS, Section 103, subdivision 16 of New York State General Municipal Law, allows political subdivisions and districts therein to purchase apparatus, materials, equipment and supplies, through the use of contracts let by the United States or any agency thereof, any state or any other political subdivision or district therein.; and

WHEREAS, Oneida County solicited Bids for Various Truck Body & Snow Plow Equipment on March 8th, 2017; and

WHEREAS, the Oneida County bid was awarded on April 13, 2017 and the results of the bid were made available to all municipalities and school districts in the State of New York; and

WHEREAS, the Town of East Greenbush must replace the dump bodies and plows on Truck #7 and Truck #15 because the bodies and plows are severely rusted; and

WHEREAS, prices for these dump bodies and plows were obtained from Zwack Inc. based on the Oneida County Contract; and

WHEREAS, the Town of East Greenbush Purchasing Policy requires that purchases of \$10,000 or more be approved by the Town Board; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is \$104,990.00 from the Highway Capital Project Fund for this expense

Fund	Transfer in	Transfer out
XXXX - Equipment Bond		\$104,990.00
5130.3 – Capital Project	\$104,990.00	

now, therefore, be it

RESOLVED, that the Town Board authorizes the Commissioner of Public Works to purchase dump bodies and plows as detailed on Quote #17112 and 17113 from Zwack Inc. from Oneida County Bid #1889 in an amount not to exceed \$104,990.00.

The foregoing resolution was duly moved by Supervisor Conway and seconded by Councilor DiMartino and brought to a vote resulting as follows:

Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

94-2017 A Resolution Authorizing Purchase of a Compact Articulating Loader from the Town of Cheektowaga Bid

WHEREAS, Resolution 41-2017 authorized the Commissioner of Public Works to solicit bids for purchase of Vehicles and Equipment; and

WHEREAS, Section 103, subdivision 16 of New York State General Municipal Law, allows political subdivisions and districts therein to purchase apparatus, materials, equipment and supplies, through the use of contracts let by the United States or any agency thereof, any state or any other political subdivision or district therein.; and

WHEREAS, the Town of Cheektowaga solicited Bids for a New Compact Articulating Loader on July 20th, 2015; and

WHEREAS, the Town of Cheektowaga Bid was awarded on August 17, 2015 to ADMAR Construction Equipment and Supplies, and the results of the bid were made available to all counties and other political subdivisions in the State of New York; and

WHEREAS, the Town of East Greenbush must purchase a Compact Articulating Loader to be able to remove snow from Town owned sidewalks; and

WHEREAS, a quote for the Compact Articulating Loader was obtained from ADMAR Construction Equipment and Supplies; and

WHEREAS, the Town of East Greenbush Purchasing Policy requires that purchases of \$10,000 or more be approved by the Town Board; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is \$59,587.25 from the Highway Capital Project Fund for this expense

Fund	Transfer in	Transfer out
XXXX - Equipment Bond		\$59,587.25
5130.3 – Capital Project	\$59,587.25	

now, therefore, be it

RESOLVED, that the Town Board authorizes the Commissioner of Public Works to purchase a Compact Articulating Loader from ADMAR Construction Equipment and supplies from the Town of Cheektowaga Bid in an amount not to exceed \$59,587.25.

The foregoing resolution was duly moved by Councilor Grant and seconded by Councilor DiMartino and brought to a vote resulting as follows:

Councilor Grant	VOTED:
Councilor DiMartino	VOTED:
Supervisor Conway	VOTED:
Councilor Matters	VOTED:
Councilor Tierney	VOTED:

95-2017 A Resolution to Make a Conditional Job Offer to Trevor J. LaGrave

WHEREAS, this Board intends to maintain adequate staffing within the Town Police Department, by appointing qualified individuals to replace positions that become vacant, and a police officer position has become vacant; and

WHEREAS, Trevor J. LaGrave, a graduate of Columbia High School and Hudson Valley Community College and currently a Police Officer for the State University at Albany, has made application for said position, has undergone a background investigation, has been interviewed by the Town Board and has been found to be eligible and qualified according to the Rensselaer County Civil Service Commission; and

WHEREAS, in order to further advance the lawful requirements of the Town to obtain medical, psychological and fingerprint clearances consistent with Homeland Security and Human Rights Law;

WHEREAS, the Town Comptroller has confirmed that this position was included in the current budget and will have no material impact on Town finances;

now therefore be it

RESOLVED, that Trevor J. LaGrave, be and hereby is offered a conditional appointment to the position of Police Officer, subject to the following conditions and stipulations;

- approved transfer by the Rensselaer County Civil Service Commission;
 - medical, psychological and drug test results meeting the standards of the Bureau for Municipal Police;
 - satisfactory fingerprint and background check;
 - successful completion of the Police Department Field Training Program;
- and be it further

RESOLVED, that said job offer be affirmed by said appointee within 30 days by executing the oath of office as administered by the Town Clerk, or, after which said offer shall become null and void;

and be it further

RESOLVED, that said conditional appointment, made by virtue of the foregoing, shall commence within 30 days of said Oath of Office and shall be subject to a probationary period of one (1) year, and, that upon successful completion of all said conditions and stipulations, shall be, and hereby is made permanent.

The foregoing resolution was duly moved by Councilor Grant, seconded by Supervisor Conway and voted as follows:

Councilor Grant	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Tierney	VOTED:

96-2017 A Resolution Authorizing the Finance Office to Solicit Bids for Upgrading the Phone System in Town Hall

WHEREAS, the Town of East Greenbush has identified the need to solicit bids for upgrading the Town's phone system; and

WHEREAS, the need to upgrade the phone system was identified during the 2017 Budget Season as the current phone system is dated and does not provide many features that the Town could utilize, and the Town does not have spare units of the current phone system, creating a potential problem if a unit stops working; and

WHEREAS, an upgrade to the phone system within Town Hall would require new phone units with increased capabilities, such as caller ID, as well as rewiring to promote future growth of the phone system. Rewiring would provide for a minimum of one voice line and one data line to each current operating phone, with a potential for growth of two or more per current line; and

WHEREAS, the goal of the bid solicitation is not just to upgrade to a new phone system, but to enhance the options for future growth without having to rewire again as new staff or units are added; and

WHEREAS, the Town Comptroller states that a phone system was budgeted in the 2017 budget and will have no material impact at this time on the Town's finances; now, therefore, be it

RESOLVED, the Town Board does hereby authorize the Finance Office to solicit sealed bids for Upgrading the Phone System in Town Hall.

The following resolution was duly moved by Supervisor Conway and seconded by Councilor DiMartino and brought to a vote resulting as follows:

Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

97-2017 A Resolution Authorizing the Supervisor to Sign the CSEA Employee Benefit Fund Contract to Maintain Employee Benefits

WHEREAS, the Town of East Greenbush had negotiated the most recent CSEA Agreement between the Town of East Greenbush and CSEA Local 1000 AFSCME, AFL-CIO for the years of January 1, 2014 – December 31, 2018; and

WHEREAS, as a benefit of the CSEA Union Contract being negotiated, the Town is able to continue offering vision and dental benefits to employees through the Employee Benefit Fund, and in order to maintain this agreement the Supervisor must sign the agreement; and

WHEREAS, the Town entered into the original agreement on January 25, 1989, for the provision by the Employee Benefit Fund of vision and dental benefits to the Town’s covered employees, which original agreement was most recently extended by renewal agreement dated June 15, 2011; and

WHEREAS, the parties desire to continue the provision of said benefits upon the terms and conditions contained in the Agreement, and is modified to meet the updated insurance requirements; and

WHEREAS, the Employee Benefit Fund shall provide benefits to the Town’s covered employees under the following benefit plans established by the Employee Benefit Fund:

HORIZON DENTAL PLAN;
SILVER 12 VISION PLAN;

WHEREAS, the Town Comptroller has confirmed this plan was anticipated in the 2017 budget and has no material impact on the Town’s finances; and
now, therefore, be it

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the Employee Benefit Fund Contract so that the Town’s Employee’s benefits may be maintained.

The foregoing resolution was duly moved by Councilor Matters and seconded by Councilor DiMartino and brought to a vote resulting as follows:

Councilor Matters	VOTED:
Councilor DiMartino	VOTED:
Supervisor Conway	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

98-2017 A Resolution Awarding the Bid for the Luther Road (NY Route 151) Pedestrian and Bicycle Access Improvements Project

WHEREAS, the Luther Road (NY Route 151) Pedestrian and Bicycle Access Improvements Project, PIN 1757.31 (the “Project”) is a locally administered Federal Aid Project which the Town of East Greenbush authorized pursuant to Resolution 107-2008; and

WHEREAS, the Town of East Greenbush advertised for bids for the construction of the Project in the Troy Record and the NYS Contract Reporter; and

WHEREAS, two (2) bids were received on Tuesday, May 2nd, 2017 for the construction of the Project, and Creighton Manning Engineering has recommended to the Town that the bid submitted by Peter Luizzi & Bros. Contracting, Inc. in the amount of \$1,164,745.65 be accepted as the lowest responsible bidder; and

WHEREAS, the Town Comptroller believes at this time that the resolution will contribute to a material negative impact on the Town’s finances yet to be determined but estimated pursuant to Resolution 107-2008 at approximately \$424,520 in consumed equity and another \$500,000 in negative cash flow estimated with the 2017 Town Budget analysis of budget fund balance page; and

now, therefore, be it

RESOLVED, that the Town of East Greenbush hereby awards the Project to Peter Luizzi & Bros. Contracting, Inc. for the total price of \$1,164,745.65 contingent upon New York State Department of Transportation (NYSDOT) and Federal Highway Administration (FHWA) concurrence with the award; and

and be it further

RESOLVED, that the Town of East Greenbush hereby authorizes the Supervisor to execute a construction contract between the Town of East Greenbush and Peter Luizzi & Bros. Contracting, Inc. in the amount of \$1,164,745.65, contingent on receipt of approval from the New York State Department of Transportation and Federal Highway Administration occurrence.

The foregoing resolution was duly moved by Councilor Tierney and seconded by Councilor Grant and brought to a vote resulting as follows:

Councilor Tierney	VOTED:
Councilor Grant	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:

99-2017 A Resolution Authorizing Payment for Tree Removal on the Luther Road (NY Route 151) Pedestrian and Bicycle Access Improvements Project

WHEREAS, the Luther Road (NY Route 151) Pedestrian and Bicycle Access Improvements Project, PIN 1757.31 (the “Project”) is a locally administered Federal Aid Project which the Town of East Greenbush authorized pursuant to Resolution 107-2008; and

WHEREAS, in order to fulfill environmental requirements of the Project, Creighton Manning Engineering, in consultation with the Commissioner of Public Works, recommended utilization of the Rensselaer County Emergency Tree Removal Contract to secure a bid from Allmark Tree Services for the sum of \$31,000.00 for the removal of trees within this Project, and that Creighton Manning Engineering has verified that all services required of Allmark Tree Services have been completed; and

WHEREAS, the Town Comptroller believes at this time that the resolution will contribute to a material negative impact on the Town’s finances yet to be determined but estimated pursuant to Resolution 107-2008 at approximately \$424,520 in consumed equity and another \$500,000 in negative cash flow estimated with the 2017 Town Budget analysis of budget fund balance page;

now, therefore, be it

RESOLVED, that the Town of East Greenbush hereby authorizes the Town Comptroller to pay Allmark Tree Service the sum of \$31,000.00 for tree removals necessitated by the Project.

The foregoing resolution was duly moved by Councilor Tierney and seconded by Councilor Grant and brought to a vote resulting as follows:

Councilor Tierney
Councilor Grant
Supervisor Conway
Councilor DiMartino
Councilor Matters

VOTED:
VOTED:
VOTED:
VOTED:
VOTED:

ADJOURNMENT

Motion to adjourn by Supervisor Conway seconded by Councilor Grant and brought to a vote as follows:

Supervisor Conway
Councilor Grant
Councilor DiMartino
Councilor Matters
Councilor Tierney

VOTED:
VOTED:
VOTED:
VOTED:
VOTED:

DRAFT