



# The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

## TOWN BOARD AGENDA November 18, 2020

**Call to Order**                                **7:00 PM**  
**Pledge of Allegiance**  
**Town Board Meeting:**

### Members of Town Board

Present	Absent	
<input type="checkbox"/>	<input type="checkbox"/>	Supervisor J. Conway
<input type="checkbox"/>	<input type="checkbox"/>	Councilor T. Tierney
<input type="checkbox"/>	<input type="checkbox"/>	Councilor H. Kennedy
<input type="checkbox"/>	<input type="checkbox"/>	Councilor R. Matters
<input type="checkbox"/>	<input type="checkbox"/>	Councilor B. Fritz

### Communications/Announcements/Reports

**Open Public Privilege:** NOTE – Each speaker may choose to state name and address prior to addressing the Board and shall be granted the floor for up to five minutes. The Board thanks everyone in attendance for their understanding and also for their desire to actively participate in the decision making process. All speakers must conduct themselves in a civil manner. Personal attacks will not be tolerated.

### Resolutions and Proposals by Town Board Members:

#### 221-2020      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**, the minutes of the regular Town Board Meeting held on October 21, 2020 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 October 21, 2020 are hereby approved as submitted.

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

Councilor R. Matters	VOTED:
Councilor H. Kennedy	VOTED:
Supervisor J. Conway	VOTED:
Councilor T. Tierney	VOTED:
Councilor B. Fritz	VOTED:

**222-2020 A Resolution Recognizing November as “Men’s Health Awareness Month”**

**WHEREAS**, “Movember” is an annual campaign that runs throughout the month of November involving the growing of mustaches to "change the face" of men’s health and raise awareness of men’s health issues, such as prostate cancer, testicular cancer, mental health issues, and suicide prevention; and

**WHEREAS**, significant numbers of male-related health problems could be detected and treated if men’s awareness of these problems was more pervasive. By encouraging men to get involved, Movember aims to increase early cancer detection, diagnosis, effective treatments, and ultimately reduce the number of preventable deaths; and

**WHEREAS**, men who are educated about the value that preventive health can play in prolonging their lifespan and their role as productive family members will be more likely to participate in health screenings;

now, therefore, be it

**RESOLVED**, that the Town of East Greenbush wishes to support Men’s Health Awareness Month by raising awareness of the dangers of men’s health issues; and be it further

**RESOLVED**, that the Town Board declares November to be Men’s Health Awareness Month in the Town of East Greenbush.

This resolution was duly moved by Councilor Matters and seconded by Supervisor Conway and brought to a vote as follows:

Councilor R. Matters	VOTED:
Supervisor J. Conway	VOTED:
Councilor T. Tierney	VOTED:
Councilor H. Kennedy	VOTED:
Councilor B. Fritz	VOTED:

**223-2020 A Resolution Approving the Adoption of the Annual Budget for Fiscal Year 2021**

**WHEREAS**, pursuant to New York Town Law § 106, subd. 2, the East Greenbush Town Supervisor duly filed a Tentative Budget and budget message in the Office of the Town Clerk on September 30, 2020 (referred to hereinafter as the “Tentative Budget”); and

**WHEREAS**, the Tentative Budget provided for no increase in the Town’s Real Property Tax Levy for fiscal year 2021; and

**WHEREAS**, pursuant to New York Town Law § 106, subd. 4, the East Greenbush Town Board, at the regularly scheduled Town Board meeting held on October 21, 2020 duly approved a Preliminary Budget which was filed in the office of the Town Clerk on October 22, 2020 (referred to hereinafter as the “Preliminary Budget”); and

**WHEREAS**, pursuant to New York Town Law § 108, the East Greenbush Town Board duly conducted a public hearing on November 5, 2020 on the Preliminary Budget; and

**WHEREAS**, the Town Comptroller confirms that this resolution will not have a material impact on the Town’s finances because appropriations are matched to revenue and fund balance; now, therefore, be it

**RESOLVED**, that, pursuant to New York Town Law § 109, subd. 1, the Preliminary Budget be, and the same hereby is, duly adopted as the Annual Budget for fiscal year 2021 (referred to hereinafter as the “Adopted Budget”);

and be it further

**RESOLVED**, that the Town Clerk shall cause a copy of the Adopted Budget to be duly filed in her office, forthwith, following receipt thereof from the Comptroller;

and be it further

**RESOLVED**, that, pursuant to New York Town Law § 109, subd. 3, the Supervisor, Director of Finance, Comptroller, Receiver of Taxes, and Assessor take all respective action required and/or appropriate relative to the implementation of the Adopted Budget.

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

Supervisor J. Conway	VOTED:
Councilor T. Tierney	VOTED:
Councilor H. Kennedy	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED:

#### **224-2020 A Resolution Authorizing the Purchase of 12 Ketch-All Poles**

**WHEREAS**, the Chief of Police has recommended the purchase of twelve (12) 4 foot Ketch-All Poles to be kept in the police vehicles in order to ensure that in the event any officer of the Town of East Greenbush is required to capture a rabid animal that is too close to a residence or business and requires dispatching, or a loose dog that may be in harms-way or a danger to the community requires capturing; and

**WHEREAS**, the Town Board agrees with the Chief of Police that this is an important piece of personal safety equipment needed to ensure the safety and well-being of the police officers in the Town of East Greenbush; and

**WHEREAS**, the Town of East Greenbush requested a quote through Ketch-All company, for twelve (12) 4 foot Ketch-All Poles and quote dated 10/21/2020 was submitted in the amount of \$918.52; and

**WHEREAS**, the Town of East Greenbush requested a quote through Animal Care Equipment & Services LLC for twelve (12) 4 foot Ketch-All Poles and quote #12065 was submitted in the amount of \$1,024.50; and

**WHEREAS**, the Town of East Greenbush requested a quote through Campbell Pet Company for twelve (12) 4 foot Ketch-All Poles and quote #0278172 was submitted in the amount of \$1,144.62; and

**WHEREAS**, the Town Comptroller confirms that this resolution will not have a material impact on the Town finances charged to 31204.01.04 Police CE; now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush authorizes the expenditure of \$918.52 to purchase twelve (12) 4 foot Ketch-All Poles from Ketch-All poles Company.

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

Councilor R. Matters	VOTED:
Councilor H. Kennedy	VOTED:
Supervisor J. Conway	VOTED:
Councilor T. Tierney	VOTED:
Councilor B. Fritz	VOTED:

**225-2020 A Resolution Authorizing the Purchase of Combat Application Tourniquets (C-A-T) and Compact Officer Response Emergency Kits (CORE)**

**WHEREAS**, the Chief of Police has recommended the purchase of thirty (30) C-A-T Tourniquets and twelve (12) CORE kits to be kept in the police vehicles and distributed to each officer in order to ensure that in the event there is a traumatic injury to any resident(s) in the community or any officer(s) of the Town of East Greenbush immediate life-saving treatment is available; and

**WHEREAS**, the Town Board agrees with the Chief of Police that these are important pieces of personal safety equipment needed to ensure immediate medical attention for any traumatic injury for the residents and the police officers of the Town of East Greenbush; and

**WHEREAS**, the Town of East Greenbush requested a quote through North American Rescue for twelve (12) CORE kits and (30) C-A-T Tourniquets and quote # Q57492 was submitted in the amount of \$1,584.94; and

**WHEREAS**, the Town of East Greenbush requested a quote through 911 Tactical Medicine for twelve (12) CORE kits and (30) C-A-T Tourniquets and quote # 80QJ2 was submitted in the amount of \$1,979.46; and

**WHEREAS**, the Town Comptroller confirms that this resolution will not have a material impact on the Town finances charged to 31204.01.04 Police CE;  
now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush authorizes the expenditure of \$1,584.94 to purchase twelve (12) CORE kits and thirty (30) C-A-T Tourniquets from North American Rescue.

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

Supervisor J. Conway	VOTED:
Councilor B. Fritz	VOTED:
Councilor T. Tierney	VOTED:
Councilor H. Kennedy	VOTED:
Councilor R. Matters	VOTED:

**226-2020      A Resolution Authorizing the Purchase of One (1) GETAC A140 Rugged Tablet and Mount and One (1) HAVIS Keyboard**

**WHEREAS**, the Chief of Police has recommended the purchase of one (1) GETAC A140 Rugged Tablet and Mount and one (1) HAVIS Keyboard to the Town Board as necessary equipment that will assist the East Greenbush Police Department K-9 officer in enforcing the Vehicle and Traffic Laws of New York State, in accessing the e-justice portal in the K-9 patrol unit and in apprehending violators of the laws of the State of New York, while helping to make the residents of the Town of East Greenbush safer, and

**WHEREAS**, the Town Board agrees with the Chief of Police that these are important factors in realizing its commitment to public safety in the Town of East Greenbush; and

**WHEREAS**, the Town of East Greenbush requested a quote through Diagnostic Services & Installations, LLC., a preferred contracted vendor, for one (1) GETAC Rugged Tablet and Mount and one (1) HAVIS Keyboard; and

**WHEREAS**, quote #4011 as submitted by Diagnostic Services & Installation, LLC. is in the amount of \$6,350.00; and

**WHEREAS**, the Town Comptroller confirms that this resolution will not have a material impact on the Town finances charged to 31204.01.04 Police CE; now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush authorizes the expenditure of \$6,350.00 to purchase one (1) Tablet and Mount and one (1) Keyboard as described above.

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

Councilor T. Tierney	VOTED:
Councilor B. Fritz	VOTED:
Supervisor J. Conway	VOTED:
Councilor H. Kennedy	VOTED:
Councilor R. Matters	VOTED:

**227-2020      A Resolution to Authorize the Refund of the Filing Fee for the Small Claims Assessment Review Hearing**

**WHEREAS**, Section 730 of the Real Property Tax Law authorizes the Small Claims Assessment Hearing Officers to award to the petitioner the cost of the filing fee that was paid to the County of Rensselaer; and

**WHEREAS**, the Small Claims Hearing Officer may make awards on each case that he or she has heard, but the award cannot exceed \$30.00 (Thirty Dollars and no cents). The Town Comptroller is directed to issue the refund in the amount of \$30.00 to the persons listed below and;

**WHEREAS**, the Town Comptroller has confirmed that this resolution can be funded by Account 13554.01.04 Assessor CE;

now, therefore, be it

**RESOLVED** that the Town of East Greenbush will refund to the following property owners, the filing fee in an amount not to exceed \$30.00;

Kristen Hart, 247 Waters Road, East Greenbush, NY 12061

Greg and Gail Dobkins, 16 Rysedorph Lane, Rensselaer, NY 12144

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

Councilor R. Matters	VOTED:
Councilor H. Kennedy	VOTED:
Supervisor J. Conway	VOTED:
Councilor T. Tierney	VOTED:
Councilor B. Fritz	VOTED:

**228-2020      A Resolution to Support Giving Towns in New York State the Sole Authority and Discretion to Grant Real Property Tax Exemptions to PILOT Projects Sponsored by County Industrial Development Agencies**

**WHEREAS**, in 1969, the New York state legislature enacted an amendment to the New York General Municipal Law (hereinafter, “GML”) by adding thereto article 18-A, the New York State Industrial Development Agency Act (hereinafter, the “Act”), in order to facilitate economic development and improve the economic conditions in specific localities; and

**WHEREAS**, as laudable as the Act has been in achieving its statutory purpose, the Act currently provides a county industrial development agency (hereinafter, “IDA”) with the sole authority to exempt, within its jurisdiction, IDA-sponsored projects from real property taxes, including real property taxes related to town general and highway assessments (hereinafter, “Town Exemptions”); and

**WHEREAS**, although IDA-sponsored projects may be subject to payment in lieu of taxes (hereinafter, “PILOT”) agreements used to offset lost revenue, such offsets are, generally, relatively nominal and, depending upon the financial condition of the town, may pose inappropriate and substantial fiscal burdens on towns by reducing their tax bases over a significant period of time; and

**WHEREAS**, the authority to enter into PILOT agreements and negotiate their terms resides with IDAs and does not involve town boards; and

**WHEREAS**, the East Greenbush town board believes: (1) that the authority and discretion regarding whether to grant Town Exemptions, either in whole or in part via a PILOT agreement, should reside solely with towns, (2) that an amendment to relevant state statutes, including, but not limited to, GML § 874(4), to provide for such sole authority and discretion would be just and proper, and (3) that the support and assistance by the Association of Towns of the State of New York (hereinafter, “ATSNY”) would be greatly instrumental in achieving the enactment of such amendment(s);

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

now, therefore, be it

**RESOLVED**, that the East Greenbush Town Board hereby requests that ATSNY support the foregoing proposed amendment(s), seek the support thereof by other New York towns, and include such proposed amendment(s) as part of its 2021 legislative agenda;

and it be it further

**RESOLVED**, that the Supervisor be, and the same hereby is, authorized to transmit a certified copy of this resolution to ATSNY’s legislative director and counsel.

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

Councilor R. Matters VOTED:  
Supervisor J. Conway VOTED:  
Councilor T. Tierney VOTED:  
Councilor H. Kennedy VOTED:  
Councilor B. Fritz VOTED:

**229-2020 A Resolution Authorizing the Supervisor to Approve National Grid’s Lighting LED Conversion of 876 Roadway Luminaires and to sign the Commitment letter with National Grid**

**WHEREAS**, the Town Board has determined that it’s in the Town’s best interest to approve National Grid’s Lighting LED Conversion of 876 Roadway Luminaires and to sign the Commitment letter with National Grid; and

**WHEREAS**, the Town will be required to fund the estimated conversion costs of \$49,571.58 up front from account code 51824.01 Street Lighting,CE; and

**WHEREAS**, National Grid is committing to reimburse the Town once the project is complete an estimated \$48,845.00 as National Grid’s Lighting LED Conversion incentive payment booked to revenue code 2770.01 Unclassified Revenues; and

**WHEREAS**, National Grid is estimating that annual savings to the Town will be more than \$18,000 per year once the conversion process is completed; and

**WHEREAS**, in order to start the conversion process, the Supervisor needs to approve of the project and sign the commitment letter with National Grid for the LED conversion of roadway luminaire lights; and

**WHEREAS**, it is anticipated that the 68 Decorative Luminaires will be eligible in April 2021 for an incentive reimbursement program with National Grid so it is recommended that the Town Board visit that conversion program at that time; and

**WHEREAS**, the Town Comptroller confirms that this resolution should not have a material negative impact on the Town’s finances;  
now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush authorizes the Supervisor to approve of the project and sign the commitment letter with National Grid for the LED conversion of roadway luminaire lights.

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

Councilor T. Tierney VOTED:  
Councilor B. Fritz VOTED:  
Supervisor J. Conway VOTED:  
Councilor H. Kennedy VOTED:  
Councilor R. Matters VOTED:

**230-2020      A Resolution Granting Authority to the State of New York to Install Landscaping Within the New Roundabout and Agreeing to Subsequently Maintain Roundabout Landscaping for the Route 4 and I-90 Intersection Safety Improvements Project**

**WHEREAS**, the New York State Department of Transportation proposes the intersection safety improvement of Route 4 and westbound ramps of I-90, by converting it to a roundabout, located in the Town of East Greenbush, Rensselaer County, PIN 1089.79; and

**WHEREAS**, the Town of East Greenbush approves of such project, including installation of a new roundabout; and

**WHEREAS**, the State of New York will include as part of the construction of the above mentioned project, to provide at no cost to the Town new landscaping and turf areas at the new roundabout, pursuant to Article II, Section 10, Subdivision 35 of the State Highway Law, as shown on the contract plans relating to the project; and

**WHEREAS**, the Town of East Greenbush has agreed, at its own expense, to maintain these DOT-owned roundabout landscaping and turf features constructed as a part of this project, for a period of at least 25 years; and

**WHEREAS**, the Town Comptroller confirms that this resolution will have a material impact as the cost of maintaining the Roundabout Landscaping through future years will exceed \$10,000.00;

now, therefore, be it

**RESOLVED**, that the Town of East Greenbush approves of the installation of the above roundabout and roundabout landscaping features to the project; and the State of New York will include roundabout landscape features within this construction project;

and be it further

**RESOLVED**, that the Town of East Greenbush shall maintain or cause to be maintained at its own expense, these DOT-owned roundabout landscaping features for a period of at least 25 years;

and be it further

**RESOLVED**, that the Town Board authorizes the Supervisor, John J. Conway, to enter into and execute a Maintenance Agreement with the State of New York and through the Commissioner of Transportation to maintain these roundabout landscaping features on the above identified project as it relates to the Town of East Greenbush;

and be it further

**RESOLVED**, that the Town Clerk is hereby directed to transmit an electronically signed, sealed, notarized and stamped certified copy of the foregoing resolution to the New York State Department of Transportation;

and be it further

**RESOLVED**, that this resolution shall take effect immediately.

This resolution was duly moved by Supervisor Conway and seconded by Councilor Matters and brought to a vote resulting as follows:

Supervisor J. Conway	VOTED:
Councilor R. Matters	VOTED:
Councilor T. Tierney	VOTED:
Councilor H. Kenned	VOTED:
Councilor B. Fritz	VOTED:



**231-2020 A Resolution Authorizing the Acceptance of a Certain Offer of Cession From Greenbush Associates, LLC, for a Road Known as ‘Tech Valley Drive’ Located in the Town of East Greenbush**

**WHEREAS**, Greenbush Associates, LLC, is the owner of the bed of Tech Valley Drive, located in the Town of East Greenbush, and more fully bounded and described on Schedule ‘A’ annexed hereto; and

**WHEREAS**, said LLC has irrevocably offered to grant, cede and convey to the Town, all of said parcel or tract of land as more fully described on Schedule ‘A’, to be used as a public roadway and for utility easements; and

**WHEREAS**, the Town of East Greenbush, in Resolution 122-2004, has previously accepted an approximately 0.35 mile portion of the proposed conveyance as a Town of East Greenbush Highway; and

**WHEREAS**, the Commissioner of Public Works has determined that said road has been completed in final form, and meets the criteria for a Town road; and

**WHEREAS**, the Town Comptroller confirms that this resolution will have a material impact as the cost of maintaining this road through future years will exceed \$10,000.00; now, therefore, be it

**RESOLVED**, that the Town hereby accepts said offer of cession from Greenbush Associates, LLC; and be it further

**RESOLVED**, that the Town Board authorizes the acceptance of the deed conveying the property described in Schedule ‘A’ annexed to this resolution after (1) the form and content of said deed and a policy of title insurance to the benefit of the Town for said property have been reviewed and approved by the Attorney to the Town; (2) complete as-built plan and profile drawings are provided to the Town in paper and digital formats, subject to approval by the Commissioner of Public Works; and (3) installation of the required right-of-way survey monuments.

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

Councilor B. Fritz	VOTED:
Councilor H. Kennedy	VOTED:
Supervisor J. Conway	VOTED:
Councilor T. Tierney	VOTED:
Councilor R. Matters	VOTED:

**232-2020 A Resolution to Approve and Endorse the Application for Grant Funding for a Community and Transportation Linkage Study for 2020 for the US Route 4 Corridor Between Mannix Road and NY Route 43**

**WHEREAS**, in 2006, the Town of East Greenbush, in conjunction with the Capital District Transportation Committee (CDTC), completed the Route 4 Corridor Study; and

**WHEREAS**, it is necessary to update this plan to ensure that the transportation network can meet the demand of continued job growth and mixed use development; and

**WHEREAS**, the purpose of this study is to examine the current US Route 4 corridor between Mannix Road and NY Route 43 as well as existing adjacent land use and likely future

conditions in order to enhance the transportation system to support the continued growth the Town has experienced; and

**WHEREAS**, approved land use developments, such as the Village at Tempel Farms and those developments under construction, such as the Regeneron Tempel Lane Campus expansion and East Greenbush Technology Park, are expected to place additional stress on the already taxed transportation network as travel demand increases for all modes; and

**WHEREAS**, this study would provide a potential, but partial, draft of a NYSDOT style scoping report to be used for further project development as funds become available for implementation; and

**WHEREAS**, it is anticipated that the grant, if awarded, would provide \$67,500 of federal funds and a required contribution from the Town of East Greenbush in the amount of \$22,500 to establish the preferred recommendation for the US 4 corridor to be used by the Town and local stakeholders while reviewing upcoming projects and for researching future funding sources for improvements; and

**WHEREAS**, the Comprehensive Plan Steering Committee (“CPSC”) has released a draft of the Comprehensive Plan Update (“Plan Update”) and held a public hearing on the draft on November 4, 2020, which draft catalogs significant public support to address transportation and mobility needs in this corridor and outlines a number of placemaking, economic growth, and transportation and mobility recommended actions, including working with regional partners to enhance complete streets conditions and improve operations and reliability; and

**WHEREAS**, upon its adoption by the Town Board, the Plan Update will form the foundation of a planned update to the zoning regulations and Western East Greenbush Generic Environmental Impact Statement (GEIS), providing an ideal time to update Route 4 corridor-level planning, given the overlaps among corridor planning, zoning, and transportation investments relating to growth management; and

**WHEREAS**, as with the existing 2006 study, recommendations will be used by our Planning and Zoning Department to guide future development in this congested corridor; and

**WHEREAS**, the Town previously submitted applications for grant funding for a Community and Transportation Linkage Study in 2018 and 2019 but was not selected to receive funding; and

**WHEREAS**, the GEIS Committee has voted to recommend approval of the use of land development mitigation fees collected from developers in connection with the GEIS to partially offset the impact of development in the GEIS Study Area to fund the required local match of \$22,500; and

**WHEREAS**, the Town Comptroller confirms this resolution has a material impact on the finances of \$22,500 charged to 80304.01.04.02 GEIS Traffic CE;

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush hereby approves and endorses the application for the grant submitted to the Capital District Transportation Committee for a project known as the Community and Transportation Linkage Study for 2020 for the US Route 4 Corridor Between Mannix Road and NY Route 43;

and be it further

**RESOLVED**, that the Town Board of the Town of East Greenbush hereby approves the use of \$22,500 in GEIS Traffic mitigation funds as the required local match funding.

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

Councilor T. Tierney	VOTED:
Supervisor J. Conway	VOTED:
Councilor H. Kennedy	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED:

**233-2020 A Resolution Setting a Public Hearing Date for a Proposed Local Law Amending Section 2.7.3(B) of the Comprehensive Zoning Law to Provide that a Religious Facility Will Be a Permitted Use Within the Commercial Business District (B-2)**

**WHEREAS**, the Town Board of the Town of East Greenbush has learned of a proposed project to locate a church within a General Business District (B-2), near Onderdonk Avenue; and

**WHEREAS**, a review of Section 2.7.3(B) of the Zoning Law shows that a church is not a permitted use within the B-2 Zone in which the property for the project is located; and

**WHEREAS**, the Town has determined that such a restriction may be inconsistent with existing federal law, relating to local land use restrictions only and religious uses of property; and

**WHEREAS**, the Town Comptroller confirms this resolution has no material financial impact on the Town’s finances;  
now, therefore, be it

**RESOLVED**, that the Town Board shall hold a public hearing on a proposed local law to amend Section 2.7.3(B) of the Zoning Law, to add “civic, religious facility” as a permitted use in the General Business District (B-2), at 6:00 p.m. on December 9, 2020, at the East Greenbush Town Hall located at 225 Columbia Turnpike, Rensselaer, New York;  
and be it further

**RESOLVED**, that the proposed local law shall be referred to the Planning Board and to the appropriate officials of Rensselaer County, for their response and reaction;  
and be it further

**RESOLVED**, that any action taken on this local law will be classified as a Type 1 action under SEQRA.

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

Councilor B. Fritz	VOTED:
Councilor H. Kennedy	VOTED:
Supervisor J. Conway	VOTED:
Councilor T. Tierney	VOTED:
Councilor R. Matters	VOTED:

**234-2020      A Resolution Authorizing the Director of Planning and Zoning to Enter Into an Agreement with GPI to Provide Consultant Support Related to the Gilligan Road Complete Streets Feasibility Study Project and Use of GEIS Traffic Mitigation Funds**

**WHEREAS**, the Town applied for and received grant funding and technical assistance from the Capital District Transportation Committee (CDTC) and the Capital District Regional Planning Commission (CDRPC) in order to develop a Feasibility Study (“Study”) to apply a complete streets approach in order to increase non-motorized connectivity along the Gilligan Rd corridor, with Study outcomes to include specifying a preferred alignment for a separate multi-use facility (e.g., a side path), increasing safety for all modes, obtaining stakeholder input, and planning for future neighborhood-level connectivity along Gilligan Rd; and

**WHEREAS**, as part of its support of the Study and application for assistance, the Town is providing staff support and has committed to provide consultant engineering technical assistance that Town staff, working with CDTC and CDRPC, were able to identify as needed in order to advance the Study; and

**WHEREAS**, the Town Board authorized (resolution 91-2020) the Director of Planning and Zoning to execute a mini-bid in support of the Feasibility Study and Project requesting support with existing conditions analysis, traffic engineering, stakeholder engagement, and cost estimation (“Consultant Support”) as part of the Study effort; and

**WHEREAS**, the Town received two (2) responses to its mini-bid and the Director of Planning and Zoning recommends the selection of GPI to provide the services as outlined in their November 5, 2020 revised proposal and under the Term Services Agreement between GPI and the Town; and

**WHEREAS**, the GEIS Committee has recommended approval of the use of GEIS Traffic mitigation funds for the Consultant Support; and

**WHEREAS**, the Town Comptroller confirms this resolution has a material impact not to exceed \$16,500 on the Town’s finances charged to 80304.01.04.02 GEIS Traffic;  
now therefore be it

**RESOLVED**, that the Town Board hereby approves the selection of GPI to provide Consultant Support related to the Gilligan Road Complete Street Project;  
and be it further

**RESOLVED**, that the Town Board hereby approves the use of GEIS Traffic mitigation funds for the Consultant Support in an amount not to exceed \$16,500;  
and be it further

**RESOLVED**, that the Director of Planning and Zoning be and is hereby authorized to sign a Task Order agreement with GPI for services not to exceed \$16,500 to provide Consultant Support related to the Gilligan Road Complete Street Project.

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

Councilor H. Kennedy	VOTED:
Councilor T. Tierney	VOTED:
Supervisor J. Conway	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED:

**235-2020 A Resolution Authorizing the Town Supervisor to Enter Into an Agreement with MFS Consulting Engineers & Surveyors, DPC for Additional Land Surveying Services to Complete the Design Phase of Upgrades to the Third Avenue and Barracks Road Pump Stations and Authorizing Use of GEIS Funds**

**WHEREAS**, the Town is upgrading the existing pump stations known as the Third Avenue Pump Station and the Barracks Road Pump Station (hereinafter “the pump stations”); and

**WHEREAS**, in accordance with Town Board resolution 75-2020, the Town has engaged H2M Architects and Engineers (“H2M”) to provide final design, bid support, and construction phase services; and

**WHEREAS**, H2M and the Commissioner of Public Works have identified the need for additional property boundary, topographic, location, and subsurface facility location/mapping land surveying services as necessary to advance the design phase portion of the Third Ave and Barracks Road pump stations upgrade project (the “additional survey services”); and

**WHEREAS**, the Town issued RFP 20-11 “Supplemental Survey Services Supporting Third Avenue & Barracks Road Pump Station Upgrade” pursuant to Town Board resolution 212-2020 and received five (5) proposals; and

**WHEREAS**, a Selection Committee comprised of Town staff and H2M representatives have reviewed the proposals and recommend that the proposal provided by MFS Consulting Engineers & Surveyors, DPC for additional survey services be selected; and

**WHEREAS**, in accordance with a recommendation from the Town’s GEIS Policy Committee, the Town Board previously authorized the use of a portion of the SEQRA mitigation fees paid to the Town by Regeneron for these mitigation projects (resolution 132-2019), including replacement of the pump stations, as set forth in the Regeneron Development Agreement; and

**WHEREAS**, the Town Comptroller confirms that this resolution may have a material negative impact on Town finances charged to GEIS Water/Sewer 80304.01.04.24; now, therefore be it

**RESOLVED**, that the Town Board of the Town of East Greenbush hereby authorizes the Town Supervisor to enter into an agreement with MFS Consulting Engineers & Surveyors, DPC to provide the additional survey services required to complete the pump station upgrade project design phase upon its approval as to form by the Town Attorney; and be it further

**RESOLVED**, that the Town Board hereby confirms the additional survey services are part of the pump station upgrade project and eligible for use of GEIS Water/Sewer funds and, therefore, authorizes use of GEIS Water/Sewer funds in an amount not to exceed \$13,900.00 for the agreement with MFS Consulting Engineers & Surveyors, DPC to provide the additional survey services.

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

Councilor R. Matters	VOTED:
Supervisor J. Conway	VOTED:
Councilor B. Fritz	VOTED:
Councilor H. Kennedy	VOTED:
Councilor T. Tierney	VOTED:

**236-2020 A Resolution to Appoint Sean O’Neill to the Board of Ethics**

**WHEREAS**, this resolution was not submitted in time to be considered on the regularly scheduled pre-board meeting of November 10<sup>th</sup>, 2020 and was subsequently presented to the Town Board on November 12<sup>th</sup>, 2020; and

**WHEREAS**, the Board of Ethics consists of five (5) voting members and two alternates, and the term of one of the voting members, Cheryl Vallee, has expired; and

**WHEREAS**, it is an important principle for the Town Board that the Board of Ethics be fully staffed; and

**WHEREAS**, Sean O’Neill expressed an interest in the position, submitted a resume and was interviewed by the five members of the Town Board; and

**WHEREAS**, the interview revealed Sean O’Neill to be a person of unquestioned integrity and ethical comport: and

**WHEREAS**, the Town Comptroller confirms that this resolution will not have a material impact on the Town’s finances;

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush appoints Sean O’Neill to a position as a voting member of the Board of Ethics for a term of November 18, 2020 – December 31, 2024.

This resolution was duly moved by Councilor Fritz and seconded by Councilor Tierney and brought to a vote resulting as follows:

Councilor B. Fritz	VOTED:
Councilor T. Tierney	VOTED:
Supervisor J. Conway	VOTED:
Councilor H. Kennedy	VOTED:
Councilor R. Matters	VOTED:

**237-2020 A Resolution to Establish Community and Recreation Department Fees for 2021**

**WHEREAS**, this resolution was not submitted in time to be considered on the regularly scheduled pre-board meeting of November 10<sup>th</sup>, 2020 and was subsequently presented to the Town Board on November 12<sup>th</sup>, 2020; and

**WHEREAS**, the Town Board of the Town of East Greenbush is required to establish rates charged by the Community and Recreation Department; and

**WHEREAS**, the rates for park rentals and the summer camp program have been established and reviewed by the Community and Recreation department as well as the Town Board; and

**WHEREAS**, these fees are vital as they are the main source of revenue for the department and allows the town to continue bringing exemplary community and recreation opportunities for its citizens; and

**WHEREAS**, the Town Comptroller confirms the resolution has no material impact to the Town’s finances;

now therefore, be it

**RESOLVED**, that the following fees for the Community and Recreation Department for 2021 have been established:

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

Councilor H. Kennedy	VOTED:
Councilor B. Fritz	VOTED:
Supervisor J. Conway	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED:

**238-2020 A Resolution to Set the Transfer Station Rates for 2021**

**WHEREAS**, this resolution was not submitted in time to be considered on the regularly scheduled pre-board meeting of November 10<sup>th</sup>, 2020 and was subsequently presented to the Town Board on November 12<sup>th</sup>, 2020; and

**WHEREAS**, it is required to establish policies and rates for the use of the East Greenbush Transfer Station on an annual basis; and

**WHEREAS**, the annual cost of a Transfer Station permit and punch card is still a significant savings over garbage pickup options; and

**WHEREAS**, the Town Comptroller confirms that this resolution may have a positive material impact on the Town's finances to offset increased recycling and landfill fees; now, therefore, be it

**RESOLVED**, that the attached policies and rates be effective for the year 2021.

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

Councilor T. Tierney	VOTED:
Councilor H. Kennedy	VOTED:
Supervisor J. Conway	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED:

**239-2020 A Resolution to Report Standard Work Day for Certain Employees**

**WHEREAS**, the NYS Comptroller has adopted revised regulations for reporting days worked by elected and appointed officials to the New York State and Local Retirement System; and

**WHEREAS**, anyone not participating in the Town's time keeping system has prepared and submitted a log of their work-related activities for three consecutive months; and

**WHEREAS**, the Town Comptroller confirms that this resolution has no material impact on Town 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)
<b>Elected Officials</b>						
Town Supervisor	John J. Conway	8	01/01/2020 - 12/31/2023	N		26.48
Town Board Member	Christine C. Tierney	6	01/01/2020 - 12/31/2023	N		10.28
Town Board Member	Bridget Fritz	6	01/01/2020 - 12/31/2023	N		3.37
Town Clerk	Ellen Pangburn	6	01/01/2020 - 12/31/2023	N		26.08
Town Justice	Kevin J. Engel	6	01/01/2020 - 12/31/2023	N		4.88
<b>Appointed Officials</b>						
Planning Board Member	Kurt Bergmann	6	01/01/2018 - 12/31/2024	N		1.25
Planning Board Member	Chris Horne	6	05/15/2019 - 12/31/2021	N	•	
Zoning Board Member	Tom Hickey	6	01/01/2019 - 12/31/2022	N	•	

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

Councilor R. Matters	VOTED:
Councilor H. Kennedy	VOTED:
Supervisor J. Conway	VOTED:
Councilor T. Tierney	VOTED:
Councilor B. Fritz	VOTED:

**240-2020 A Resolution to Authorize a Public Auction of Surplus Equipment**

**WHEREAS**, this resolution was not submitted in time to be considered on the regularly scheduled pre-board meeting of November 10<sup>th</sup>, 2020 and was subsequently presented to the Town Board on November 13<sup>th</sup>, 2020; and

**WHEREAS**, the Town Board has received a request from the Chief of Police to declare the following Town property to be surplus equipment:

One (1) model year 2007 Ford Crown Victoria VIN # 2FAHP71W07X117654  
(Town ID #330)

**WHEREAS**, said equipment is not suited for any other Town department; and

**WHEREAS**, the Town Comptroller has determined that this resolution will not have a material impact on the Town's finances;

now, therefore, be it

**RESOLVED**, that said property be and hereby is declared to be surplus; and be it further

**RESOLVED** that the Chief of Police be authorized to conduct a public auction or sale or otherwise to lawfully dispose of said surplus equipment now owned by and in the custody of the East Greenbush Police Department.

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

Supervisor J. Conway	VOTED:
Councilor T. Tierney	VOTED:
Councilor H. Kennedy	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED:



**241-2020 A Resolution to Authorize a Public Auction of Surplus Equipment**

**WHEREAS**, this resolution was not submitted in time to be considered on the regularly scheduled pre-board meeting of November 10<sup>th</sup>, 2020 and was subsequently presented to the Town Board on November 12<sup>th</sup>, 2020; and

**WHEREAS**, the Town Board has received a request from the Chief of Police to declare the following Town property to be surplus equipment;

One (1) model year 2015 Ford Interceptor VIN # 1FM5K8AR4FGC51742  
(Town ID #301)

**WHEREAS**, said equipment is not suited for any other Town department; and

**WHEREAS**, the Town Comptroller has determined that this resolution will not have a material impact on the Town's finances;

now, therefore, be it

**RESOLVED**, that said property be and hereby is declared to be surplus;

and be it further

**RESOLVED** that the Chief of Police be authorized to conduct a public auction or sale or otherwise to lawfully dispose of said surplus equipment now owned by and in the custody of the East Greenbush Police Department.

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

Councilor T. Tierney	VOTED:
Supervisor J. Conway	VOTED:
Councilor H. Kennedy	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED:

**242-2020 A Resolution Authorizing the Town of East Greenbush to Solicit Bids for Grinding and Removal of Yard Waste at the Transfer Station**

**WHEREAS**, this resolution was not submitted in time to be considered on the regularly scheduled pre-board meeting of November 10<sup>th</sup>, 2020 and was subsequently presented to the Town Board on November 16<sup>th</sup>, 2020; and

**WHEREAS**, the Highway Foreman reported to the Commissioner of Public Works that the brush pile at the Transfer Station is reaching the size limit given space available; and

**WHEREAS**, the Department of Public Works has traditionally requested quotes for grinding and removal of yard waste and brush accumulated at the Transfer Station; and

**WHEREAS**, the quotes received last year exceeded the \$35,000 threshold required to bid, therefore it is most likely to exceed that amount this year; and

**WHEREAS**, the grinding and removal of the yard waste is necessary to comply with NYS DEC requirements as well as to make room for the collection of next year's yard waste; and

**WHEREAS**, the Town Comptroller has confirmed that the provisions of this proposed Board action will have no material impact on the Town's finances;

now, therefore, be it

**RESOLVED**, that the Town Board authorizes the DPW Commissioner to solicit bids for Grinding and Removal of Yard Waste at the Transfer Station.

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

Supervisor J. Conway	VOTED:
Councilor H. Kennedy	VOTED:
Councilor T. Tierney	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED

### **ADJOURNMENT**

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

Supervisor J. Conway	VOTED:
Councilor H. Kennedy	VOTED:
Councilor T. Tierney	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED:

## 2021 Summer Camp Rates

Prices are PER WEEK	Resident Camp Tuition	Non-Resident Camp Tuition
Full Day	\$160.00	\$190.00
½ Day	\$110.00	\$135.00
After Care Per Child	\$80.00	\$80.00
Half Day Add on 1 Field Trip	\$30.00	\$30.00
Half Day Add on 2 Field Trip	\$50.00	\$50.00
FLAT FEES		
Withdrawal Fee Prior to June 1st (after June 1st no refunds)	\$50.00	
Discounts:		
Each Additional Child	10% off each child= \$145.00	10% off each child= \$175.00

<b>Park Rates 2021</b>	<b>Resident Weekend</b>	<b>Non Resident Weekend</b>	<b>Resident Weekday</b>	<b>Non Resident Weekday</b>	<b>School Groups or Community Youth Groups (Weekday/Weekend)</b>
Red Barn	450	555	350	450	(100.00/225.00)
Lower Pavilion (ADD-ON)	100	100	100	100	(100.00/100.00)
Upper Pavilion	250	350	150	250	(75.00/200.00)
Onderdonk Pavilion	150	250	100	200	(50.00/50.00)
Hampton Manor Beach House	100	200	75	150	(50.00/50.00)
Alcohol Permit	50	50	50	50	N/A
Each hour after 8:00	50	50	50	50	N/A
Softball Field	N/A	N/A	N/A	N/A	N/A
Cancellation Fee IF 2 weeks or more prior	75	75	75	75	75.00/75.00



# The Town of East Greenbush

EAST GREENBUSH TRANSFER STATION  
 246 Ridge Road, Rensselaer, NY 12144  
 (518) 477-7012

## 2021 Information

Resident- Annual Permit	Senior – Annual Permit (Senior = 65+)	Non-Resident – Annual Permit	Commercial Brush – Annual Permit
<b>\$120.00</b>	<b>\$75.00</b>	<b>\$150.00</b>	<b>\$1500.00</b>
<b>Teal Permit</b>	<b>Orange Permit</b>		<b>Plus \$40.00 per yard</b>
<b>Proof of East Greenbush Residency Required</b>		<b>Proof of Residency Required</b>	<b>Annual Permit for Commercial Landscaping Companies</b>

Anyone electing to use the Transfer Station must have a Permit. Each Permit holder will be issued a sticker; the sticker must be kept with the punch card at all times so it is clearly visible to the attendant.

**Permits and Punch Cards may be purchased at:**

**Town Hall** - Monday – Friday with CASH or CHECK.

**Transfer Station** - Tuesday – Saturday with CHECK only.

**Resident – Punch Cards Proof of East Greenbush Residency Required**

**\$100.00 52 Punch Card**

**\$50.00 25 Punch Card**

**Non-Resident – Punch Cards Proof of Residency Required**

**\$110.00 52 Punch Card**

In addition to a permit, a punch card **must** be purchased to avoid a fee each time the facility is used. The punch card will be “punched” by the attendant depending on the quantity of refuse brought to the Transfer Station. The number of “punches” is determined at the discretion of the attendant acting within the guidelines established by the Town. Each punch card allows for the disposal of fifty – two (52) forty (40)-gallon bags. Each bag must be 40-gallons or less. You **MUST** bring your punch card with you.

**Transactions at the Transfer Station can only be paid by check.**

Residents may purchase as many punch cards as necessary. Remaining “punches” at the end of the year are rolled over to the following calendar year. *NO REFUNDS will be granted to anyone who purchases a permit regardless of the time of year or circumstances surrounding such refund request*

**COSTS FOR ADDITIONAL ITEMS:**

**Payment may be made by Additional Punches or by Check ONLY**

Passenger Vehicle Tires	\$10.00	5 Punches	Rugs/Carpets (up to 12 x 10)	\$12.00	6 Punches
Pool Liners/Covers	\$10.00	5 Punches	Sinks/Toilets	\$10.00	5 Punches
Chair	\$6.00	3 Punches	Wood Furniture	\$12.00	6 Punches
Couch	\$12.00	6 Punches	All METAL Household Appliances		FREE
Mattress/Box Spring	\$10.00	5 Punches	Any Appliances with refrigerant	\$16.00	8 Punches
Televisions – Sm/Med/Lg	\$12/\$16/\$20	6/8/10 Punches	All Metal		FREE
Commercial Tires – Not Accepted					

Household construction/demolition debris will be charged \$12.00 per 40-gallon container. All debris must fit into a barrel and cannot contain any of the Prohibited Items listed below:

**With a permit, the following items are accepted at no additional charge:**

- Tree limbs (less than four inches in diameter)
- Newspaper/Magazines/Cardboard
- Tin Cans
- Household Batteries
- Glass Bottles/Jars
- Plastic Containers

**All Residents** can bring bagged brush/leaves/grass clippings (in brown, recyclable bags) **at no charge.**

**Proof of residency required.**

**Prohibited Items:**

Commercial Construction/Demolition Debris

Motor Oil

Paint

Flammable Liquids

Radioactive Waste

Hazardous Waste

Roof Shingles

Tree Stumps

Infectious Items

Propane Tanks

**In addition, other items may be deemed dangerous or otherwise not acceptable by the facility attendant.**

**OPERATING HOURS FOR THE TRANSFER STATION ARE:**

Monday	CLOSED
Tuesday, Wednesday, Friday	8:30 AM - 4:55 PM
Thursday	8:30 AM - 6:55 PM
Saturday	8:00 AM - 4:00 PM
Sunday	CLOSED

**CLOSED ON THE FOLLOWING HOLIDAYS:**

New Year's Day	Friday, January 1, 2021
Independence Day	Sunday, July 4, 2021
Election Day	Tuesday, November 2, 2021
Veterans Day	Thursday, November 11, 2021
Thanksgiving Day	Thursday, November 25, 2021
Day After Thanksgiving	Friday, November 26, 2021
Christmas Day	Saturday, December 25, 2021

**SPRING/FALL CLEANUP DATES AND THE 2021 AMNESTY WEEK**

**POSTED ON THE TOWN WEBSITE AND IN THE ADVERTISER ONCE THE DATES HAVE BEEN DETERMINED**

**Please remember the following when bringing items to the Transfer Station:**

Household items must be bagged

Due to Albany Landfill restrictions, there are **NO overloads allowed on Friday or Saturday.**

Please do not leave trash when the Transfer Station is CLOSED

Absolutely no commercially owned landscaping businesses allowed to use facilities without a permit

No scavenging or "picking" will be allowed on the Transfer Station premises.

**Violation of Transfer Station policies will result in the permit holder  
being subject to penalties under Town Law.**