



The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

TOWN BOARD AGENDA January 18, 2017

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

Members of Town Board

Present

Absent

Supervisor Conway
Councilor DiMartino
Councilor Matters
Councilor Grant
Councilor Tierney

Communications/Announcements/Reports

The Town Clerk received monthly reports from the following departments: Police, Building, Water and Sewer, and Department of Public Works.

Councilor DiMartino- *stated that the Town is now overflowing with medical equipment, so we are no longer accepting donations. If you are in need of medical equipment please call 477-4194, the Community and Recreation Department.*

She also reminded everyone to rsvp to the new Senior classes if they plan on attending. The classes are on the Town Web Site under Community and Recreation. She stated that the ice skating is now open at the East Greenbush Town Park. Councilior DiMartino stated that she was proud to announce that 2017 is the year of the parks for East Greenbush, and that there is an East Greenbush Town Parks Priority Survey on line for residents to fill out so we know what everyone's priorities are for the park at this time.

Councilors Matters, Grant, and Tierney had nothing further to add at this time.

Supervisor Conway- *Welcomed the Participation in Development Students from Columbia High School.*

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 locally. All speakers must conduct themselves in a civil manner. Personal attacks will not be tolerated.

B. Welton,- *stated that he is the President of the Plaza View Home Owners Association.*

He explained that the ground is shifting in our neighborhood and next to our neighborhood. A large sink hole was discovered by Scott Gallerie, The Commissioner of Public Works. He explained that it was created by defective drainage in the Town's water evacuation system. He explained that 47 Malibu Hill is in clear danger of structural damage. He went on to discuss this matter and stated that it was created by the town and wanted a comprehensive solution plan.

B. Perkins.- *stated that he, along with his neighbors located around the Love Lutheran Church would like to express our appreciation to the Board for resolution 10-2017 in opposition of the proposed Housing Development Birchwood Manor in Schodack . He went on to explain why he they dispute this development.*

P. Stenson- *expressed that he would like to keep President and Mrs. Bush in our thoughts. He congratulated Frank Michaels and Ed Wallace on their retirement.*

He acknowledged resolution 25-2017 giving the more experienced part time clerks raises. Pete went on to offer opinions on other resolutions on the agenda.

Resolutions and Proposals by Town Board Members:

01-2017 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 December 21, 2016 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 December 21, 2016, 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: YES

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

02-2017 A Resolution to Approve Organizational 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 Organizational Town Board Meeting held on January 3, 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 special Organizational Town Board Meeting held on January 3, 2017, are hereby approved as submitted.

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

03-2017 A Resolution Honoring Edward Wallace on the Occasion of His Retirement from the Department of Public Works

WHEREAS, the Town’s Department of Public Works is responsible for maintenance and repair of our highways, water and sewer lines, parks, town facilities, including Town Hall, the Wastewater Treatment Plant and Highway garage, and many other infrastructure tasks that keep our Town safe and functioning in a manner that affords residents a good quality of life; and

WHEREAS, the Department is staffed by dedicated employees who brave the elements and surmount sometimes dangerous conditions to get a difficult job done; and

WHEREAS, Edward Wallace has served the residents of the Town of East Greenbush for 21 years, having started on August 21, 1995 as a laborer in the Highway Department, and done so with commitment, professionalism and skill; and

WHEREAS, he has filed his papers with the New York State Retirement System and finished his long tenure of working for the Town of East Greenbush;

now, therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush thanks Edward Wallace for his dedicated service, congratulates him on his retirement and wishes him good fortune and good luck in his retirement.

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

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

04-2017 A Resolution Honoring Frank Michael on the Occasion of His Retirement from the Department of Public Works

WHEREAS, the Town’s Department of Public Works is responsible for maintenance and repair of our highways, water and sewer lines, parks, town facilities, including Town Hall, the Wastewater Treatment Plant and Highway garage, and many other infrastructure tasks that keep our Town safe and functioning in a manner that affords residents a good quality of life; and

WHEREAS, the Department is staffed by dedicated employees who brave the elements and surmount sometimes dangerous conditions to get a difficult job done; and

WHEREAS, Frank Michael has served the residents of the Town of East Greenbush for 31 years, having started on May 10, 1985 as a laborer, promoted to a Light Equipment Operator in 1989, promoted to the position of Heavy Equipment Operator in 1995, promoted again to the position of Working Forman in 2010, and serving most recently in the Parks Department, and having done all of this with commitment, professionalism and skill; and

WHEREAS, he has filed his papers with the New York State Retirement System and finished his long tenure of working for the Town of East Greenbush;
now, therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush thanks Frank Michael for his dedicated service, congratulates him on his retirement and wishes him good fortune and good luck in his retirement.

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

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

05-2017 A Resolution Scheduling a Public Hearing to Consider a New Contract with the Best Luther Fire Company, Inc.

WHEREAS, as the Town Comptroller has confirmed that none of the provisions of this proposed Board action shall have a material impact on the Town’s finances;
now, therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, will hold a Public Hearing on the 15th day of February, 2017, at 6:40PM in the evening of said day, at the Town Hall, 225 Columbia Turnpike, in East Greenbush, New York, to consider the entry into a new contract between the Town of East Greenbush and the Best Luther Fire Company, Inc. which agreement will include certain conditions as set forth in the proposed contract and the payment of the sum of \$103,400.00 by the Town of East Greenbush to the Best Luther Fire Company, Inc. for such Fire Protection.

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

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

06-2017 A Resolution Scheduling a Public Hearing to Consider a New Contract with the Best Luther Company, Inc., on behalf of the Third Avenue Fire Protection District, Inc.

WHEREAS, as the Town Comptroller has confirmed that none of the provisions of this proposed Board action will have a material impact on the Town's finances;
now, therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, will hold a Public Hearing on the 15th day of February, 2017 at 6:50PM in the evening of said day, at the Town Hall, 225 Columbia Turnpike, in East Greenbush, New York, to consider the entry into a new contract between the Town Board of the Town of East Greenbush and the Best Luther Fire Company, Inc., which agreement will include certain conditions as set forth in the proposed contract and the payment of the sum of \$7,560.00 by the Town of East Greenbush to the Best Luther Fire Company, Inc. for such Fire Protection.

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

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

07-2017 A Resolution Authorizing the Supervisor to Enter into Agreements for Sewer Services with Individuals/Entities

WHEREAS, the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, does annually enter into an Agreement for Sewer Services with the following Individuals/Entities: Dean and Doris Calamaras; Willard L. Clum, Jr.; Karen Hynes; Vincent E.

Sturn and Mary A. Sturn; Love Lutheran Church; Love Lutheran Parsonage and Rita Bernardo; and

WHEREAS, these individuals are provided sewer service by the Town of East Greenbush's General Sewer District which received a 69% rate increase in 2016, which will be charged to these individuals/entities beginning in May, 2017; and

WHEREAS, the Town Comptroller has confirmed that none of the provisions of this proposed Board action will have a material impact to the Town's finances; now, therefore, be it

RESOLVED, that the Supervisor of the Town of East Greenbush is hereby authorized to enter into an Agreement for the General Sewer District connections of the aforementioned, at a sum not to exceed One Thousand and Thirty Seven Dollars (\$1,037.00) each; said Agreement to be valid throughout the year 2017 and to expire on December 31, 2017, and that these charges shall be billed to the owner in four installments in the amount of \$170.75 during the month of February 2017, and three equal installments of \$288.57 for each of May 2017, August 2017, and November 2017.

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

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

08-2017 A Resolution Approving Membership and Fees for the New York State Park and Recreation Society

WHEREAS, the Town Board of the Town of East Greenbush seeks to have a representative of the Community & Recreation Department become a member of the New York State Park & Recreation Society; and

WHEREAS, The Town Board of the Town of East Greenbush deems Jessica Lansing, Town Services Coordinator, the appropriate person to represent the Town of East Greenbush in said society; and

WHEREAS, the membership fee of \$125 will be paid to the New York State Recreation and Park Society; and

WHEREAS, as the Town Comptroller has confirmed that none of the provisions of this proposed Board action will have a material impact to the Town's finances; now, therefore, be it

RESOLVED, that the Community & Recreation Department file the proper paper work to become a member of New York State Park and Recreation Society.

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

Councilor DiMartino	VOTED: YES
Councilor Tierney	VOTED: YES
Supervisor Conway	VOTED: YES

Councilor Matters VOTED: YES
Councilor Grant VOTED: YES

09-2017 A Resolution Approving the Annual Re-Appointment of Part-time Police Dispatchers

WHEREAS, the Town Police Department retains the services of part-time staff in the Emergency Communications Center; and

WHEREAS, these individuals meet the presumptive, non-competitive qualifications for this title as established by the Rensselaer County Civil Service Commission; and

WHEREAS, the Town Comptroller has confirmed that the provisions of this resolution were planned for in the 2017 Budget and will not have a material impact on the Town finances; now, therefore, be it

RESOLVED, that on the recommendation of the Chief of Police, each of said individuals so listed be, and the same hereby is re-appointed to the position of part-time police dispatcher, consistent with all terms and conditions as previously set forth by the Town Board, for a term to expire at the Town’s next Organizational Meeting, or otherwise at the pleasure of the Town Board,

and be it further

RESOLVED, that the said part-time dispatchers be compensated as set forth in the appropriate Collective Bargaining Agreement: Timothy E. Boel, Steven C. Schongar, Edward R. Dimartino, Michael J. Benson, Daniel P. Farnan, Robert G. Lehmann, Jeffrey G. Tooker, Donna A. Holt, Nicholas J. Liuzzi, David J. DeBacco, and Janet M. Gamble.

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: YES
Councilor Tierney VOTED: YES
Supervisor Conway VOTED: YES
Councilor DiMartino VOTED: ABSTAIN
Councilor Matters VOTED: YES

10-2017 A Resolution Reiterating Opposition to the Proposed Birchwood Manor-Love Lutheran Church Senior Citizens Housing Project

WHEREAS, the Town Board of the Town of East Greenbush has been advised that Love Lutheran Church has once again filed an application with the Town of Schodack seeking authorization to construct and operate a sixty (60) unit senior citizen apartment complex at 114 Birchwood Drive behind the Love Lutheran Church, located at 13 Pheasant Lane, Town of Schodack, County of Rensselaer and State of New York; and

WHEREAS, the Town of East Greenbush is an Interested Party in that the location of the subject project borders the Town Line between the Town of Schodack and the Town of East Greenbush, and in that the Town roads of the Town of East Greenbush will be utilized to access the apartment complex site, and in that it is anticipated that the apartment complex may have an effect on properties in the Town of East Greenbush and may increase emergency services of the Town of East Greenbush in responding to issues at the apartment complex; and

WHEREAS, the Town Board of the Town of East Greenbush is desirous of having all issues fully addressed by the Planning Board of the Town of Schodack before issuance of any approvals for the subject project; and

WHEREAS, the Town Board of the Town of East Greenbush declared its opposition to this project with Resolution 36-2014; and

WHEREAS, there are legitimate traffic concerns with the proposed development that impact the adjoining community. As such, in addition to the week day traffic assessment completed, we suggest that an assessment of weekend traffic conditions be completed, specifically during the hours of religious instruction class and church services; and

WHEREAS, the Director of Planning and Zoning of the Town of East Greenbush having raised further concerns with the Town Supervisor of the Town of East Greenbush relative to the proposed project, and such Director of Planning and Zoning having not had the opportunity to fully review this matter with the engineers for the applicant and the Planning Board of the Town of Schodack; and

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

now therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush reiterates the opposition to this project declared in Resolution 36-2014 and requests that the Planning Board of the Town of Schodack not issue a Special Permit and Site Plan Approval until such time as the Director of Planning and Zoning for the Town of East Greenbush and the Town Board of the Town of East Greenbush have had the opportunity to fully review this matter with the engineers for the applicant and the Planning Board of the Town of Schodack;

and be it further

RESOLVED, that the Town Clerk of the Town of East Greenbush be directed to send a copy of this resolution to the Schodack Town Supervisor and the Planning Board.

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: YES
Councilor Tierney	VOTED: YES
Councilor DiMartino	VOTED: YES
Councilor Matters	VOTED: YES
Councilor Grant	VOTED: YES

11-2017 A Resolution Appointing Roger Johnson as a Member of the Town Board of Ethics

WHEREAS, the East Greenbush Town Board at its regular meeting on October 13, 2010, adopted Resolution No.161-2010 which constituted the East Greenbush Town Board of Ethics; and

WHEREAS, the Town adopted an amended Code of Ethics in Resolution 192-2016 as Local Law No. 3 of 2016 to establish minimum standards of conduct for officials and employees of the Town to ensure that the business of Town government is free from improper influence and conflicts of interest and to facilitate consideration of problems before they occur; and

WHEREAS, the current Town Board has a commitment to establish transparent frameworks for government officials, to promote and foster public trust in the administration of

government and to demonstrate a formal and codified commitment to ethical behavior on the part of government officials; and

WHEREAS, the Board of Ethics consists of five full members and two alternates, none of whom are compensated for their service: and

WHEREAS, the term of Judith Ehrlich has expired; and

WHEREAS, the Town Comptroller has confirmed that this resolution will not have a material impact on the Town finances;

now, therefore, be it

RESOLVED, that Roger Johnson be appointed to a five year term as a member of the Town of East Greenbush's Board of Ethics, such term to expire on December 31, 2021;

and be it further

RESOLVED, that the Town Board of the Town of East Greenbush thanks Judith Ehrlich for her service to the Town and the Board of Ethics.

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

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

12-2017 A Resolution Appointing Mary Boisvert as an Alternate Member of the Town Board of Ethics

WHEREAS, the East Greenbush Town Board at its regular meeting on October 13, 2010, adopted Resolution No.161-2010 which constituted the East Greenbush Town Board of Ethics; and

WHEREAS, the Town adopted an amended Code of Ethics in Resolution 192-2016 as Local Law No. 3 of 2016 to establish minimum standards of conduct for officials and employees of the Town to ensure that the business of Town government is free from improper influence and conflicts of interest and to facilitate consideration of problems before they occur; and

WHEREAS, the current Town Board has a commitment to establish transparent frameworks for government officials, to promote and foster public trust in the administration of government and to demonstrate a formal and codified commitment to ethical behavior on the part of government officials; and

WHEREAS, the Board of Ethics consists of five full members and two alternate members, none of whom are compensated for their service: and

WHEREAS, there are currently no alternate members of the Board of Ethics; and

WHEREAS, the Town Comptroller has confirmed that this resolution will not have a material impact on the Town finances;

now, therefore, be it

RESOLVED, that Mary Boisvert be appointed to a five year term as an alternate member of the Town of East Greenbush's Board of Ethics, such term to expire on December 31, 2021.

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

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

13-2017 A Resolution Appointing Leighton Cookson as an Alternate Member of the Town Board of Ethics

WHEREAS, the East Greenbush Town Board at its regular meeting on October 13, 2010, adopted Resolution No.161-2010 which constituted the East Greenbush Town Board of Ethics; and

WHEREAS, the Town adopted an amended Code of Ethics in Resolution 192-2016 as Local Law No. 3 of 2016 to establish minimum standards of conduct for officials and employees of the Town to ensure that the business of Town government is free from improper influence and conflicts of interest and to facilitate consideration of problems before they occur; and

WHEREAS, the current Town Board has a commitment to establish transparent frameworks for government officials, to promote and foster public trust in the administration of government and to demonstrate a formal and codified commitment to ethical behavior on the part of government officials; and

WHEREAS, the Board of Ethics consists of five full members and two alternate members, none of whom are compensated for their service; and

WHEREAS, there are currently no alternate members of the Board of Ethics; and

WHEREAS, the Town Comptroller has confirmed that this resolution will not have a material impact on the Town finances;

now, therefore, be it

RESOLVED, that Leighton Cookson be appointed to a five year term as an alternate member of the Town of East Greenbush’s Board of Ethics, such term to expire on December 31, 2021.

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

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

14-2017 A Resolution Raising the Rate of Pay for East Greenbush Police Officers Who Work During Court Sessions

WHEREAS, it is essential to the safety of court personnel and the public that uniformed East Greenbush police officers provide security when Traffic, Civil and Criminal courts are in session; and

WHEREAS, the current rate of pay of \$25.00 per hour has made it difficult to recruit police officers to staff the court security detail; and

WHEREAS, the Town Comptroller has confirmed that this resolution will not have a material impact on Town finances;

now, therefore, be it

RESOLVED, that the rate of pay for uniformed East Greenbush police officers when they work to provide security during Traffic, Civil or Criminal court sessions is raised to \$30.00 per hour.

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

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

15-2017 A Resolution Ratifying the Emergency Repair Procedures for the Sink Hole on Brook Street and the Award of the Contract to Conduct the Emergency Repairs to Wm. J. Keller & Sons Construction Corp.

WHEREAS, on Thursday, December 29, 2016 at approximately 3:15 p.m. the Commissioner of Public Works was notified by the Police Dispatchers that a large sink hole had surfaced on Brook Street and, upon inspection, found a hole in the pavement approximately 4' x 4' x 3' deep; and

WHEREAS, the Commissioner of Public Works ordered the Highway Foreman to secure the hole with a large steel plate , thus providing a temporary solution to the problem; and

WHEREAS, a physical inspection of the storm sewer system revealed that the bottom was rusted through on a large galvanized culvert located 14 feet underground; and

WHEREAS, the Commissioner of Public Works submitted a letter to the Town Supervisor and copied the Town Board on January 6, 2017 declaring the situation an emergency and detailing the reasons for utilizing emergency repair procedures and outlining the procedure used to secure three bids for the work to repair the sinkhole; and

WHEREAS, the Town Comptroller has confirmed that this resolution will have a material impact on the Town's finances;

now, therefore, be it

RESOLVED, that the Town Board ratifies the emergency declaration issued by the Commissioner of Public Works;

and be it further

RESOLVED, that the Town Board ratifies the award of the contract to Wm. J. Keller and Sons Construction Corp.to conduct the emergency repairs for an approximate amount of \$42,000.00.

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: YES
Supervisor Conway	VOTED: YES
Councilor Matters	VOTED: YES

Councilor Grant
Councilor Tierney

VOTED: YES
VOTED: YES

16-2017 A Resolution to Adopt the Updated Amenities Plan

WHEREAS, the Town Board of the Town of East Greenbush seeks to update the Town's amenities plan; and

WHEREAS, Behan Engineering was contracted by the Town to complete an amenities plan in 2012; and

WHEREAS, the Town Board passed resolution #121 in June of 2016 which authorizes the Planning Department to enter into a three year term agreement with Behan Engineering for parks, trails, and community amenity needs on an as needed basis; and

WHEREAS, Behan Engineering was contracted by the Town to update their previous plan to align with the Town's current needs and have now submitted that plan to the Town Board; and

WHEREAS, the Town Board has held a public hearing on January 11, 2017; and

WHEREAS, the Town Director of Planning has reviewed the foregoing resolution for compliance with SEQR and has determined the proposed document is advisory in nature and does not commit the Town to a definite course of conduct, therefore no further SEQR review is required; and

WHEREAS, the Town Comptroller has confirmed that none of the provisions of this proposed Board action will have a material impact to the Town's finances;

now, therefore, be it

RESOLVED, that the Town Board formally adopts the 2017 updated amenities plan prepared by Behan Engineering;

and be it further

RESOLVED, that the updated amenities plan will serve as a guide for updating and revitalizing the town's parks as well as implementing new recreational activities; each facet of the plan will be subject to the approval of the town board and implemented according to the town's procurement policy.

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

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

17-2017 A Resolution Authorizing the Town of East Greenbush to Sell Certain Real Property to Scott Monuteaux and Stefani Monuteaux

WHEREAS, The Town of East Greenbush is the owner of certain real property located adjacent to property currently owned by Scott Monuteaux and Stefani Monuteaux, near the intersection of Red Mill Road and Discovery Drive; in the Town of East Greenbush; and

WHEREAS, The Monuteaux's are desirous of purchasing a certain parcel of land from town lands, approximately 47.04 feet by 70 feet, as more fully described in a metes and bounds description made by John J. Dunn, dated December 6, 2016, annexed hereto, and have offered to purchase said property from the Town for \$1,000.00; and

WHEREAS, The Town of East Greenbush has no current or proposed future use for said real property; and

WHEREAS, the comptroller has determined that this resolution will not have a material impact on town finances;

now, therefore, be it

RESOLVED, that the supervisor is hereby authorized to execute a deed and the associated documents required to convey said real property, as approved by the attorney to the Town, to Scott Monuteaux and Stefani Monuteaux, for the consideration of \$1,000.00;

and be it further

RESOLVED, that the Monuteaux's shall pay for all transfer taxes, and any recording and filing costs associated with the transaction, together with the costs of posting and publishing any notice in connection with such transactions;

and be it further

RESOLVED, that the Town Clerk is directed to, to publish and post the notice of permissive referendum required by Town Law sections 64 (2) and 90 in the appropriate newspaper and posting venues.

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

Councilor Matters motioned to table this resolution due to the concern that she felt the property in question was valued much higher than \$1,000. Councilor Grant seconded her motion to table. During the discussion period, Supervisor Conway explained how this resolution came to be and where the pricing came from. Councilor Matters subsequently withdrew her request to table the resolution, Councilor Grant withdrew the seconding of the motion, and there was no further discussion on this topic.

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

18-2017 A Resolution to the New York State Legislature in Support of Ride-Sharing in Upstate New York and Requesting That the State Legislature Ensure Accessibility Issues are Addressed for the Disability Community

WHEREAS, the New York State Legislature is currently considering legislation that would allow for ride-sharing services to be available outside of the confines of New York City; and

WHEREAS, ride-sharing can often be beneficial to the public, by combating the tendency to drink and drive, reducing road congestion, and in making a positive impact on the environment; and

WHEREAS, the People of New York State, including the residents of East Greenbush, may receive numerous benefits with the passage of this legislation, such as easier access to transportation and more reliable services; and

WHEREAS, the State Legislature should include and address accessibility issues for the disability community in such legislation to provide disabled-accessible rides; and

WHEREAS, those benefits must also be balanced against public safety concerns, which is why the East Greenbush Town Board urges the State Legislature to consider appropriate security measures, such as insurance requirements, fingerprinting, and background checks for drivers who participate with these new service providers; and

WHEREAS, the Comptroller has confirmed that this resolution will not have a material impact on Town finances;

now therefore be it

RESOLVED, that the East Greenbush Town Board does hereby show their support for the State Legislature's passing of legislation that would permit ride-sharing companies to operate throughout New York State;

and be it further

RESOLVED, that such legislation should also require ride-sharing services to provide disabled-accessible ride-sharing;

and be it further

RESOLVED, that the Town Clerk is directed to send a copy of this resolution to NYS State Senator Kathy Marchione and NYS Assemblyman Steve McLaughlin.

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

19-2017 A Resolution to Appoint Ryan M. Condo to the Position of Motorized Equipment Operator Light (MEOL) on a Provisional Basis in the Department of Public Works

WHEREAS, the Department of Public Works has an existing vacancy for the position of Motorized Equipment Operator Light (MEOL) in the Highway Department; and

WHEREAS, the Public Works Commissioner advertised for an MEOL in the Town's Official Newspaper and on the Town's website; and

WHEREAS, Applications were received and reviewed, and interviews conducted by the Town Supervisor, the Commissioner of Public Works, and the Highway Department Foreman; and

WHEREAS, Ryan Condo was unanimously selected as the most qualified candidate for the position from a field of nine applicants; and

WHEREAS, the Town Comptroller has confirmed that this appointment can be funded with the 2017 budget;

now, therefore, be it

RESOLVED, that the Town Board confirms the appointment of Ryan Condo to the position of Motorized Equipment Operator Light (MEOL) on a Provisional basis in the Department of Public Works Highway Division at the rate of \$20.8425 per hour as required by

the CSEA Collective Bargaining Agreement. This appointment will be effective as of January 23, 2017.

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: YES
Councilor DiMartino	VOTED: YES
Councilor Matters	VOTED: YES
Councilor Grant	VOTED: YES
Councilor Tierney	VOTED: YES

20-2017 A Resolution to Urge the New York State Department of Transportation to Repave that Portion of Red Mill Road Between NYS Route 4 and Barracks Road

WHEREAS, the Town Board of the Town of East Greenbush has long strived to protect the quality of life and the economic vitality of the Town of East Greenbush; and

WHEREAS, the pavement on Red Mill Road (NYS Route 151) between Troy Road (NYS Route 4) and Barracks Road (NYS Route 151) has deteriorated to the point where it has become difficult to traverse; and

WHEREAS, The Average Daily Traffic Count on that portion of Red Mill Road exceeds 6,800 vehicles per day;
and be it further

RESOLVED, that the Town Board urges the Director of Region 1 of New York State Department of Transportation to consider repaving of the roadway and repainting of traffic lines on the aforementioned portion of Red Mill Road during the upcoming construction season to prevent further deterioration of this vital roadway;
and be it further

RESOLVED, that the Town Clerk is hereby directed to transmit certified copies of this resolution to Mr. Sam Zhou P.E., Director of Region 1, New York State Department of Transportation, State Senator Kathleen Marchione, and Assemblyman Steve McLaughlin.

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:	YES
Councilor Tierney	VOTED:	YES
Councilor DiMartino	VOTED:	YES
Councilor Matters	VOTED:	YES
Councilor Grant	VOTED:	YES

21-2017 A Resolution Authorizing the Supervisor to Sign the 2017 STOP-DWI Enforcement Crackdown Agreement with Rensselaer County

WHEREAS, an agreement was reached on January 6, 2017 between the County of Rensselaer and the Town of East Greenbush because the parties share a mutual interest in enforcing existing DWI laws and in decreasing the number of alcohol-related motor vehicle accidents through special countermeasure enforcement programs; and

WHEREAS, this goal can be accomplished by increasing public awareness of the dangers of impaired driving by maintaining a high visibility in the law enforcement area, by increasing enforcement to deter the motoring public from driving while impaired, and by enforcing alcohol laws as they relate to minors; and

WHEREAS, the County will grant an amount not-to-exceed \$2,281.00 to fund STOP-DWI Enforcement Crackdown Patrols, which will be reimbursed in a lump sum at the termination of the patrols; and

WHEREAS, the Town of East Greenbush agrees that special DWI patrols will be implemented by the Town with such patrols staffed by officers who have completed basic training and have experience on road patrols, in particular apprehending and charging impaired drivers; and

WHEREAS, the special patrols will coincide with the following NYS-recognized DWI Enforcement Dates:

Super Bowl	February 3-5, 2017
St. Patrick's Day	March 17-19, 2017
Memorial Day	May 26-29, 2017
Fourth of July	June 30-July 4, 2017
Labor Day	August 18- September 4, 2017
Halloween	October 28-31, 2017
Thanksgiving	November 22-26, 2017
Holiday Season	December 16-January 2, 2017; and

WHEREAS, the Town of East Greenbush acknowledges and agrees that the services to be provided pursuant to the terms of this agreement are provided as an independent contractor and not as an agent or as employees of Rensselaer County, and agrees to indemnify and hold harmless the County of Rensselaer from and against any and all claims or causes of action; and

WHEREAS, the Town Comptroller confirms that this resolution will have a positive effect on the Town's finances;

now, therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush authorizes the Town Supervisor to execute this agreement with Rensselaer County;

and be it further

RESOLVED, that the term of the contract shall be from January 6, 2017 to January 3, 2018.

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

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

22-2017 A Resolution to Fund and Acquire a Police Vehicle

WHEREAS, it is the intention of the Town to maintain its police vehicles in a safe and mechanically efficient condition; and

WHEREAS, the Chief of Police has reported that one of the Town’s police vehicles has reached the end of its mechanical usefulness and is in need of replacement; and

WHEREAS, Beyer-Warnock Fleet Sales of East Hanover New Jersey, an authorized New York State OGS Contractor and Westchester County Contractor, has quoted a one-time total cost of \$32,753.00 for one new 2017 Ford Police Interceptor Utility Vehicle; and

WHEREAS, the Town Comptroller confirms that the financial impact of this resolution is approximately \$32,753.00 from the General Restricted Fund Police Forfeiture Funds for this expense;

Fund	Transfer in	Transfer out
A899 – General Restricted Fund Balance (Police Forfeiture Funds from 2626 Revenue)	--	\$32,753.00
3120.4– Police C/E	\$32,753.00	

now, therefore, be it

RESOLVED, that the Town Comptroller is authorized to perform the fund transfer described herein,

and be it further

RESOLVED, that the proposed quote of Beyer-Warnock Fleet Sales be and hereby is accepted,

and be it further

RESOLVED, that this resolution shall take effect immediately.

The foregoing resolution was duly moved by Councilor Grant seconded by Councilor DiMartino and voted as follows:

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

23-2017 A Resolution to Replace License-Plate Reader Technology

WHEREAS, the Town Board is aware of the public safety importance of the License-Plate Reader Program and intends to keep it fully operational; and

WHEREAS, the Chief of Police has reported that the current system is over ten years old and requires replacement with new technology to restore its usefulness for officers on patrol; and

WHEREAS, Secure Watch 24, LLC of New York, a qualified OGS State Contractor, has provided a cost quote of \$15,361.65 plus four annual service agreement charges of \$1,600.00 each thereafter, that will provide a replacement License Plate Reader under NYS Contract Number PT64408; and

WHEREAS, said new license-plate reader requires a dedicated companion laptop to be permanently attached and programed; and

WHEREAS, Diagnostic Services Inc. of Albany, NY, which is already under contract with the Town, dated April 1, 2016, to supply professional technology services and equipment at OGS contract prices or less; and

WHEREAS, said Diagnostic Services has determined the hardware and software requirements for said proposed License Plate Reader and has provided a quote in the amount of \$1,435.50 for a HP Business Class PROBOOK computer, installed and configured as specified by the manufacturer; and

WHEREAS, the Town Comptroller has determined that this acquisition was anticipated in the current budget in general fund account code 3120.4, Police CE, and will have no material negative effect on Town finances;

now, therefore, be it

RESOLVED, that the quote by Secure Watch 24, LLC, as described above for \$15,361.65; and that the quote by Diagnostic Services, as described above for \$1,435.50 are hereby approved and accepted;

and be it further

RESOLVED, that the Chief of Police be authorized to enter into said agreements as detailed above;

and be it further

RESOLVED, that this resolution shall take effect immediately.

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

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

24-2017 A Resolution to Approve the Appointment of Tyler VanCour-Bryant as Part-time Recreation Assistant to the Community & Recreation Services Department.

WHEREAS, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of January 11, 2017 and was subsequently presented to the Town Board on January 17, 2017; and

WHEREAS, the Town Board recognizes the importance of the key position, Recreation Assistant-PT to the Department of Community and Recreation; and

WHEREAS, the Town Comptroller confirms that this resolution cost was covered within the 2017 budget for account 71401.01.01 Community Rec Personal Services;

now, therefore, be it

RESOLVED, that Tyler VanCour-Bryant, be hereby appointed to the position of Part-time Recreation Assistant at a rate of \$12.00 per hour and consistent with all the terms and conditions of this position as previously set forth by the Town Board;

and be it further

RESOLVED, that the Human Resource Manager will take all necessary steps to process the personnel transaction authorized by this resolution, which will take effect immediately.

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

Councilor Grant made the motion to go into Executive Session to discuss personnel matters and was seconded by Councilor Tierney and brought to a vote as follows:

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

Councilor Grant made a motion to close Executive Session and return to the Regular Town Board meeting and was seconded by Councilor Matters at 8:10 PM and brought to a vote resulting as follows:

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

25-2017 A Resolution Raising Certain Salaries For Part-Time Clerks Employed by The Town of East Greenbush

WHEREAS, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of January 11, 2017 and was subsequently presented to the Town Board on January 17, 2017; and

WHEREAS, at the organizational meeting of the town board held on January 3, 2017, the town board set hourly rates for certain part-time clerks employed by the Town of East Greenbush; and

WHEREAS, the Town Board wishes to provide certain additional compensation for such positions, and to make such rates uniform; and

WHEREAS, the Town Comptroller believes that the provisions of the foregoing resolution will have a less than material impact to the Town's finances charged principally to accounts 1355.01 Assessor, 1330.01 Tax Collector, and 1345.01 Purchasing;

now, therefore, be it

RESOLVED, that the hourly rate for the part-time clerks at the assessor's office (Ellen Schwab and Sheila Terry), the part-time clerk employed by the tax department (Kate Bennett), and the part-time clerk Genevieve DiGuile, shall be increased to \$16.00 per hour;

and be it further

RESOLVED, that said increased hourly rate shall take effect commencing at the beginning of the first pay period that begins after the adoption of this resolution.

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

Councilor Grant	VOTED:	YES
Councilor Tierney	VOTED:	YES
Supervisor Conway	VOTED:	NO
Councilor DiMartino	VOTED:	NO
Councilor Matters	VOTED:	NO

ADJOURNMENT

Motion to adjourn at 8:00 by Supervisor Conway seconded by Councilor Grant and brought to a vote as follows:

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