



# The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

## TOWN BOARD MINUTES April 17, 2024

The following is a summary of the Town Board Meeting as recorded by the Town Clerk.

To view a recording of the full meeting, please see Town Hall Streams link below:  
[https://townhallstreams.com/stream.php?location\\_id=119&id=59713](https://townhallstreams.com/stream.php?location_id=119&id=59713)

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

### Members of Town Board

Present

Absent

Supervisor J. Conway  
Councilor H. Kennedy  
Councilor E. Nestler  
Councilor R. Matters  
Councilor J. McHugh

**Communications/Announcements/Reports** – Councilor Kennedy, Councilor Matters, Councilor McHugh, and Supervisor Conway provided their individual comments, community-related information, and/or announcements.

**Open Public Privilege** – Dr. Hayashi, of Albany Medical Center, who is also heavily involved in EMS, recently sat on the Board of Directors for Bruen Rescue Squad. He presented to the Town Board market research done of proposed rates which he thinks are in line with industry standards and to better support EMS in Town. Resident, David Terpening, presented his comments to the Town Board.

**Resolutions and Proposals by Town Board Members:**

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**81-2024 A Resolution to Approve Meeting Minutes**

**WHEREAS**, the minutes of the 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 Town Board Meeting held on March 20, 2024 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 Town Board Meeting held on March 20, 2024 are hereby approved as submitted.

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

|                      |            |
|----------------------|------------|
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

**82-2024 A Resolution to Approve Public Hearing 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**, a Public Hearing was held by the Town Board on March 20, 2024; and

**WHEREAS**, the minutes of the Public Hearing Meeting Minutes held on March 20, 2024 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 Public Hearing held on March 20, 2024 are hereby approved as submitted.

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

|                      |            |
|----------------------|------------|
| Councilor E. Nestler | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor R. Matters | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

**83-2024 A Resolution Proclaiming the Week of May 13 - May 19, 2024 Police Week in East Greenbush**

**WHEREAS**, in 1962, in recognition of the role that American police officers perform in maintaining domestic tranquility, President John F. Kennedy proclaimed the week of May 13<sup>th</sup> to be observed as National Police Week; and

**WHEREAS**, in immediate support of this proclamation, in a joint resolution of Congress, National Police Week was designated to pay special recognition to those law enforcement officers who have lost their lives in the line of duty for the safety and protection of others; and

**WHEREAS**, in 1974 New York State Police Trooper Emerson J. Dillon, Jr. was slain in the line of duty in the Village of Canastota which would prompt the State Legislature to designate Police Week in New York and would lead to the establishment of the Police Memorial now located at the Empire State Plaza, engraved with the names of fallen officers; and

**WHEREAS**, this Town Board appreciates how employees and residents alike have recognized Police Week locally by contacting Town police officers and offering thanks and encouragement to them; and

**WHEREAS**, according to National Police Week.Com, the dates for this year's Police Week are May 13 - May 19, 2024; and

**WHEREAS**, this Board joins with the residents of East Greenbush in support of the police officers who serve our communities and encourage them to work safely as they pursue their duties;

now, therefore, be it;

**RESOLVED**, that the week of May 13-19, 2024 be and hereby is proclaimed Police Week in East Greenbush.

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

|                      |            |
|----------------------|------------|
| Councilor H. Kennedy | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |

**84-2024 A Resolution Proclaiming April, 2024 Child Abuse Prevention Month in East Greenbush**

**WHEREAS**, every child has the right to safe, secure, and supportive environments, free from abuse and neglect; and

**WHEREAS**, child abuse is considered to be one of our nation's most serious public health problems, with studies documenting the link between the abuse and neglect of children and a wide range of medical, emotional, psychological, and behavioral disorders; and

**WHEREAS**, child abuse prevention creates a more compassionate society, one which places a high value on the welfare of children; and

**WHEREAS**, creating communities where families can access an array of support and resources to address the social, emotional and physical health of their children is the best way to combat child abuse; and

**WHEREAS**, keeping children safe from abuse means playing an active role in their lives, having check-ins, and teaching them the warning signs of abuse and how to protect themselves; and

**WHEREAS**, effective child abuse prevention programs succeed because of partnerships between families, social services agencies, schools, faith communities, civic organizations, law enforcement agencies, and the business community; and

**WHEREAS**, displaying a pinwheel during the month of April will serve as a positive reminder that together we can prevent child abuse and neglect, and by doing so, keep children safe;

now, therefore, be it;

**RESOLVED**, that April 2024 be and the same hereby is proclaimed Child Abuse Prevention Month in the Town of East Greenbush.

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

|                      |            |
|----------------------|------------|
| Councilor J. McHugh  | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |

**85-2024 A Resolution in Support of Raising Awareness of Sarcoidosis and Declaring April Sarcoidosis Awareness Month in the Town of East Greenbush**

**WHEREAS**, Sarcoidosis is a disease which can affect multiple organs in the body; and

**WHEREAS**, Sarcoidosis is an autoimmune disease associated with an abnormal immune response, but the trigger for the abnormal response is unknown; and

**WHEREAS**, Sarcoidosis most commonly targets the lungs and lymph nodes, but the disease can affect other organs too, such as the skin, eyes, liver, salivary glands, sinuses, kidneys, heart, muscles, bones, the brain and nervous system; and

**WHEREAS**, the symptoms of Sarcoidosis depend on the organ affected, but generally speaking symptoms will include fever, weight loss, night sweats and an overall feeling of malaise as well as persistent cough, enlarged lymph nodes, shortness of breath, headaches, visual problems, joint pain, eye pain and sinusitis; and

**WHEREAS**, while there is no cure for Sarcoidosis, there are treatment options; and

**WHEREAS**, to further the public's awareness of Sarcoidosis and its effects on those diagnosed with this autoimmune disease, the Town of East Greenbush wishes to encourage Sarcoidosis awareness among residents of the Town of East Greenbush;

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush wishes to support the raising of awareness of the symptoms and treatment of Sarcoidosis so that more money can be raised to support research and treatment options;

and be it further

**RESOLVED**, the Town Board declares April to be Sarcoidosis Awareness month in the Town of East Greenbush.

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

|                      |            |
|----------------------|------------|
| Supervisor J. Conway | VOTED: YES |
|----------------------|------------|

|                      |            |
|----------------------|------------|
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

**86-2024      A Resolution to Approve the Appointment of Summer Camp Staff in the Community and Recreation Department**

**WHEREAS**, the Community and Recreation Department advertised for summer camp staff, accepted applications and conducted interviews before deciding to submit the names below to the Town Board; and

**WHEREAS**, the Director of Finance confirms that this proposed Town Board action has been planned for in the 2024 Budget; now, therefore, be it

**RESOLVED**, that the candidates listed below are appointed to serve as Summer Camp Staff for the 2024 season at the rates listed:

|                    |   |            |
|--------------------|---|------------|
| Madeline Ingoldsby | Jr/Sr Camp Coordinator/<br>Medical Director | \$19.50/hr |
| Max Armando        | Camp Coordinator                            | \$17.00/hr |
| Ella Patterson     | Camp Coordinator                            | \$17.00/hr |
| Anthony Bisson     | Counselor                                   | \$16.25/hr |
| Luke Cioffi        | Counselor                                   | \$16.25/hr |
| Alexandra Donnelly | Counselor                                   | \$16.25/hr |
| Morgan Donnelly    | Counselor                                   | \$16.25/hr |
| Patrick Donnelly   | Counselor                                   | \$16.25/hr |
| Cole Durivage      | Counselor                                   | \$16.25/hr |
| Sara Fairchild     | Counselor                                   | \$16.25/hr |
| Corey Hamilton     | Counselor                                   | \$16.25/hr |
| Nathan Lurie       | Counselor                                   | \$16.25/hr |
| Cameron Mingle     | Counselor                                   | \$16.25/hr |
| Joshua Mosher      | Counselor                                   | \$16.25/hr |
| Rachel Ostiguy     | Counselor                                   | \$16.25/hr |
| Kaelyn Pagonis     | Counselor                                   | \$16.25/hr |
| Zander Poissant    | Counselor                                   | \$16.25/hr |
| Leo Schultheis     | Counselor                                   | \$16.25/hr |
| Garrett Wagner     | Counselor                                   | \$16.25/hr |
| Peyton Walters     | Counselor                                   | \$16.25/hr |

|                  |           |            |
|------------------|-----------|------------|
| Ryan Asenbauer   | Counselor | \$15.25/hr |
| Shane Baker      | Counselor | \$15.25/hr |
| Evelyn Bisson    | Counselor | \$15.25/hr |
| Giovani Bologna  | Counselor | \$15.25/hr |
| Alexander Breig  | Counselor | \$15.25/hr |
| John Delgrosso   | Counselor | \$15.25/hr |
| Poem DeRosier    | Counselor | \$15.25/hr |
| Madilyn Elliott  | Counselor | \$15.25/hr |
| Eric Farnan      | Counselor | \$15.25/hr |
| Andrew Gabriel   | Counselor | \$15.25/hr |
| Madelyn Kaminsky | Counselor | \$15.25/hr |
| John Marra       | Counselor | \$15.25/hr |
| Emily Marx       | Counselor | \$15.25/hr |
| Hannah Ortiz     | Counselor | \$15.25/hr |
| Kaitlyn Rogers   | Counselor | \$15.25/hr |
| Kaden Witte      | Counselor | \$15.25/hr |

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

|                      |            |
|----------------------|------------|
| Councilor J. McHugh  | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |

**87-2024      A Resolution to Adopt a Negative Declaration Under SEQRA for the 465 Miller Road Solar, LLC and 465 Miller Road Solar West, LLC Large Scale Solar Project**

**WHEREAS**, the Town Board of the Town of East Greenbush (the "Town Board") is in receipt of an application by 465 Miller Road Solar, LLC & 465 Miller Road Solar West, LLC (the "Applicant"), known collectively as the Seaboard Solar Project (the "Project"), which involves the construction and operation of a solar energy generation facility with a total capacity of 10 MWac on approximately 80 acres of land encompassing 465 Miller Rd and 465 Miller Rd South, East Greenbush, NY 12061; and

**WHEREAS**, the Town Board, acting as Lead Agency in a Coordinated Review, undertook an environmental review of the proposed Type 1 action, the Seaboard Solar Project, commencing after the submission of the application by the Applicant; and

**WHEREAS**, the Town Board has carefully reviewed the development proposal, plans, a Long Environmental Assessment Form Part 1, and related reports and studies for this project in accordance with Title 8 of the Environmental Conservation Law and 6NYCRR Part 617 and the New York Solar Guidebook For Local Governments: State Environmental Quality Review (SEQR) for Solar, for potential significant adverse environmental impacts as a result of the action, with the attachments of said Long Environmental Assessment Form Part 1, Part 2, and Part 3 marked as Exhibit A, Exhibit B, and Exhibit C, respectively; and

**WHEREAS**, mitigation measures, as appropriate to this solar project proposal, have been incorporated into the design of this project; and

**WHEREAS**, the Town Board has compared the proposed action against the criteria listed in the New York Solar Guidebook for Local Governments: State Environmental Quality Review (SEQR) for Solar and has considered the potential long-term, short-term, direct, indirect, and cumulative impacts as per section 3.4 Determine Significance and has also assessed the likely consequence of the action; and

**WHEREAS**, the Town Board has compared the proposed action against the criteria listed in 6NYCRR Part 617.7(c) (i – xii) and has considered the potential long-term, short-term, direct, indirect, and cumulative impacts as per 617.7 (2) and has also assessed the likely consequence of the action in connection with the criteria of 617.7 (3) (i-vii); and  
now, therefore, be it

**RESOLVED**, that the Town Board , upon completion of the coordinated review as required by 6 NYCRR Part 617, hereby declares itself lead agency and re-affirms the classification of the action as a Type 1 Action and based on the environmental assessment and review, the Town Board has determined that the project will not have any significant adverse effects on the environmental and that a negative declaration, pursuant to Part 3 of the Long Environmental Assessment Form attached hereto, is hereby adopted;  
and be it further

**RESOLVED**, that the Planning Board authorizes the Town Supervisor to endorse the SEQRA determination and supporting rationale contained therein.

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

|                      |            |
|----------------------|------------|
| Councilor H. Kennedy | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

#### **88-2024      A Resolution to Designate No Parking on Certain Streets in Town**

**WHEREAS**, the Commissioner of Public Works has reviewed several complaints that the Department of Public Works has received from residents and has made a recommendation to the Town Board to designate certain sections of Town Roads as “No Parking” to address safety concerns; and

**WHEREAS**, pursuant to §20-2 of the East Greenbush Town Code, the Town Board may designate highways within Town on which vehicles may not be parked; and

**WHEREAS**, such designation, when so made and completed, shall be filed in the office of the Town Clerk; and

**WHEREAS**, the Commissioner has made a recommendation for the designation of the following Town Roads:

**Englewood Ave** – from Elliot Road to the stop sign at Genet Elementary School

**WHEREAS**, the Director of Finance confirms that this resolution will not have a material impact on the Town’s finances:

now, therefore, be it

**RESOLVED**, that the Town Board does hereby designate that there shall be no parking on the sections of road identified above;  
and be it further

**RESOLVED**, that the Commissioner of Public Works shall arrange that sections of road identified within this Resolution be marked by conspicuous signs which shall be visible at all times.

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

|                      |            |
|----------------------|------------|
| Councilor H. Kennedy | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

**89-2024      A Resolution Declaring a Department of Public Works Vehicle and Equipment as Surplus and Authorize Auctioning of Same**

**WHEREAS**, the Town Board of the Town of East Greenbush has received a request from the Commissioner of Public Works to declare the following item as surplus;

- 1997 Mack Dump Truck VIN: 1M2P263C6VM022601

**WHEREAS**, the above listed equipment is surplus to the Department of Public Work's needs and is not economically repairable; and

**WHEREAS**, the Director of Finance confirms that this resolution will not have a material effect on Town finances;

now, therefore, be it

**RESOLVED**, that the above listed equipment is hereby declared as surplus; and be it further

**RESOLVED**, that the Commissioner of Public Works be authorized to conduct a public auction, sale or lawfully dispose of said surplus vehicle now owned by and in the custody of the East Greenbush Public Works Department.

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

|                      |            |
|----------------------|------------|
| Councilor E. Nestler | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor R. Matters | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

**90-2024      A Resolution to Authorize Meaghan Hart to Attend the Cornell Local Roads Program Highway School**

**WHEREAS**, the Director of Finance confirms that the provisions of this resolution were planned for in the 2024 Town Budget in charge code 14904.01 – Public Works Administration; now, therefore, be it

**RESOLVED**, that the following person be authorized by the Town of East Greenbush to attend the Cornell Local Roads Program Highway School at Ithaca College:

Meaghan Hart

and be it further



**RESOLVED**, that the Town will pay conference attendance expenses for this employee on June 3, 2024 through June 5, 2024. Attendee shall advance the cost for transportation and meals and maintain an expense report accompanied by appropriate receipts to be submitted to the Director of Finance following the meeting for reimbursement.

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

|                      |            |
|----------------------|------------|
| Councilor R. Matters | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |

**91-2024      A Resolution Increasing the Hourly Rate of Terry Sharp**

**WHEREAS**, Terry Sharp is the Town’s Waste Water Treatment Plant (WWTP) Assistant Operator who possesses a Grade 4A Operators License and who assists with process control and operations on a part-time basis; and

**WHEREAS**, Terry Sharp was the previous Chief Sewage Treatment Plant Operator until his retirement from the Town and was appointed as a Part-Time Operators Consultant in 2016 via resolution 227-2016 at a rate of \$40.00 per hour; and

**WHEREAS**, Terry Sharp currently operates as the Assistant Operator on a part-time basis alongside Steve Skowron while the Town continues to seek applications for full time operators of the Treatment Plant; and

**WHEREAS**, the Commissioner of Public Works recommends that due to the increase in responsibilities and time being spent at the WWTP that Terry Sharp’s hourly rate be increased to \$50.00 per hour; and

**WHEREAS**, to be in compliance with the Town’s SPDES permit, it is critical to maintain Terry Sharp as a licensed operator at the WWTP; and

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

now, therefore, be it

**RESOLVED**, that the Town Board does hereby approve the rate adjustment for Terry Sharp to \$50.00 per hour effective April 18<sup>th</sup>, 2024.

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

|                      |            |
|----------------------|------------|
| Councilor H. Kennedy | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |

**92-2024      A Resolution Updating the Transfer Station Information Sheet and Rates for 2024**

**WHEREAS**, Commissioner of Public Works has recommended changes be made to the Transfer Station Information Sheet and Rates for 2024 to better reflect the agreement the Town has with the Capital Region Solid Waste Management Partnership that we are a part of; and

**WHEREAS**, the Town currently charges permit holders for the recycling of televisions and monitors and in return is charged by E-Lots Recycling; and

**WHEREAS**, the update in rates would remove the fee for the permit holders by becoming a program partner, a status introduced in the new NYS regulations. A program partner is a collection site, consolidation facility, or recycler working with others to meet the acceptance standard of a manufacturer’s program while providing free recycling of covered electronic equipment (CEE). Program partners cannot charge consumers or each other for the acceptance of CEE, and

**WHEREAS**, as part of the recycling program, the Town shouldn’t be charged for electronic recycling, but because we have charged for the recycling of monitors and screens, E-Lots had to charge us. This update will correct this process; and

**WHEREAS**, the Transfer Station Operators recommended to the Commissioner of Public Works that we create a set fee for a One-Time Use Fee for non-permit holders that would like to utilize the Transfer Station for disposal household items, such as a mattress, spring clean out, family members house clean out, etc, plus a charge for items per the fee schedule; and

**WHEREAS**, creating this One-Time Use Fee will create a set price for this process and document it so it will be universally charged to those that want to take advantage of the Transfer Station; and

**WHEREAS**, the Director of Finance confirms that this resolution will not have a material impact on the Town’s finances:  
now, therefore be it

**RESOLVED**, that the Town Board does hereby approve the updates to the 2024 Transfer Station Information Sheet and Rates on the attached sheet.

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

|                      |            |
|----------------------|------------|
| Councilor J. McHugh  | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |

**93-2024      A Resolution Approving Service Repairs to Unit 8, the 2004 Gradall XL3100V by Alta Equipment Company**

**WHEREAS**, the Commissioner of Public Works is recommending the service of the 2004 Gradall XL3100V by Alta Equipment Company as it is one of the most used pieces of equipment by the Department of Public Works by all departments; and

**WHEREAS**, the General Foreman of the Highway Department utilized the Gradall Inspections that Alta Equipment Company was offering to Departments of Public Works as a result of the rain events and storms that we have experienced over the last year; and

**WHEREAS**, during the inspection, it was recommended that the Town makes the following repairs to the 2004 Gradall to adequately maintain the piece of equipment:

| <b>Recommended Service:</b> | <b>Cost:</b> |
|-----------------------------|--------------|
| Full Machine Inspection     | \$1,390.80   |

|   |                    |
|---|--------------------|
| Lights Electrical   | \$591.45           |
| R&I Stabilizer Cylinders Hydraulic Cylinder/Leak Rebuild                    | \$1,669.60         |
| Boom End Repair Lifting Frame   | \$5,347.70         |
| R&I Boom Rollers Lifting Frame  | \$7,683.52         |
| Boom Cylinders Reseal and Cylinder Guide Replacement Hydraulic/Leak/Rebuild | \$5,233.81         |
| Tilt Drive Leaking from Breather Hydraulic                                  | \$3,572.71         |
| Boom Holding Valve Hydraulic  | \$5,380.14         |
| <b>TOTAL REPAIR</b>   | <b>\$30,869.76</b> |

; and

**WHEREAS**, the Gradall is a vital piece of equipment for the Department and the cost of replacement exceeds \$500,000.00 and the monthly rental on equipment is \$8,200.00; and

**WHEREAS**, the Director of Finance confirms that this resolution will have a material impact on the Town’s finances, which can be funded as follows:

| Fund   | Transfer In | Transfer Out |
|--|-------------|--------------|
| General Fund Balance                             |             | \$10,289.92  |
| Water Fund Balance                               |             | \$10,289.92  |
| Sewer Fund Balance                               |             | \$10,289.92  |
| Machinery CE -51304.02.004.00                    | \$10,289.92 |              |
| Transmission & Distribution CE - 83404.05.004.00 | \$10,289.92 |              |
| Treatment & Disposal CE - 81304.07.004.00        | \$10,289.92 |              |

now, therefore, be it

**RESOLVED**, that the Town Board does hereby approve the repair to the 2004 Gradall XL3100V by Alta Equipment Company for the Department of Public Works.

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

|                      |            |
|----------------------|------------|
| Councilor J. McHugh  | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |

**94-2024 A Resolution Approving Gimondo Epoxy and Concrete, Inc. to Complete the Department of Public Works Garage Breakroom and Locker Room Floor**

**WHEREAS**, the Commissioner of Public Works has identified a number of projects to update the Department of Public Works Garage, one being the removal of VCT Tile and application of Epoxy on the floors; and

**WHEREAS**, the Deputy Commissioner did a Request for Quotes for the project, calling a number of local companies that are qualified to complete this project and set up appointments for each contractor to conduct a site visit; and

**WHEREAS**, upon the suggestion from each company that visited the garage, the tiles and floor glue was tested for asbestos by Alpine Environmental and results showed that there was no concern for asbestos when removing the tiles; and

**WHEREAS**, three quotes were received from contractors as follows:

|                          |   |
|--------------------------|---|
| Gimondo Epoxy & Concrete | \$9,850.00                                    |
| Garage Tech              | \$8,816.22 + \$3,000.00 for Demo of old floor |
| Performance Industrial   | \$22,500.00                                   |

; and

**WHEREAS**, Gimondo has completed other floors for the Town for other projects, such as the Town Hall entrance and stairs, and the Women’s Restroom at Town Hall; and

**WHEREAS**, the Director of Finance confirms that this was included in the 2024 Town Budget under the 16204.01 budget line for Buildings and Maintenance; now, therefore, be it

**RESOLVED**, that the Town Board does hereby approve Gimondo Epoxy and Concrete, Inc. to complete the Department of Public Works Garage Breakroom and Locker Room floor renovation for an amount not to exceed \$9,850.00.

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

|                      |            |
|----------------------|------------|
| Councilor J. McHugh  | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |

**95-2024 A Resolution to Appoint Temporary Seasonal Laborers in the Department of Public Works**

**WHEREAS**, the Department of Public Works has a need for Temporary Seasonal Laborers in the Parks Department and Sewer Department during the summer months to assist in addressing the backlog of preventative maintenance and mowing; and

**WHEREAS**, the Commissioner of Public Works has selected four (4) individuals based on their prior experience with seasonal positions and demonstrated potential; and

**WHEREAS**, William Clum has had prior experience working with the Town of East Greenbush and has demonstrated the ability to work independently and efficiently; and

**WHEREAS**, Sam Gamello has had prior experience working with the Town of East Greenbush and has demonstrated the ability to work independently and efficiently; and

**WHEREAS**, David Romer has been recommended by the Commissioner based on his experience and ability to work independently and efficiently; and

**WHEREAS**, Carter Albino has been recommended by the Commissioner based on his experience and ability to work independently and efficiently; and

**WHEREAS**, the Director of Finance confirms that these appointments can be funded with the 2024 Parks Budget Line 71104.01 and 2024 Sewer Budget Line 81201.07; now, therefore, be it

**RESOLVED**, that the Town Board confirms the appointment of David Romer, Samuel Gamello., William Clum and Carter Albano and they can begin work any time after April 15, 2024 to October 15<sup>th</sup>, 2024 in the Department of Public Works at the rate of \$17.00 per hour with no benefits. All appointments will end not later than October 15<sup>th</sup>, 2024 as per the CSEA Collective Bargaining Agreement.

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

|                      |            |
|----------------------|------------|
| Councilor R. Matters | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

#### **96-2024      A Resolution to Amend Resolution 272-2023 to Acquire a Police Patrol 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 patrol vehicles (Unit 306- VIN # 1FM5K8AR8HGD57730) was involved in an accident and deemed a total loss; and

**WHEREAS**, the Town Board approved the purchase of a replacement vehicle in 2023 using the insurance claim received (\$42,855.00) from Unit 306 and the difference to come from 31204.01.004.00, Police CE pending a quote; and

**WHEREAS**, Sawyer Chrysler Dodge, Inc., an authorized New York State OGS Contractor, has quoted a one-time total cost of \$40,106.00 for one new 2023 Dodge Durango Pursuit Police Utility Vehicle; and

**WHEREAS**, Specialized Vehicle Upfitting, Inc. has provided the lowest of three acquired quotes in the amount of \$16,300.35 to outfit the 2023 Dodge Durango for police use; and

**WHEREAS**, the Director of Finance confirms that the impact of this purchase will be charged to 31204.01.004.00, Police CE and will require a budget transfer from the General Fund; now, therefore, be it

**RESOLVED**, that the Town Board authorizes the Police Chief to purchase one (1) new 2023 Dodge Durango Pursuit Utility Vehicle from Contract # PC69491 SB for \$40,106.00; and be it further

**RESOLVED**, that the Town Board authorizes the Police Chief to use Specialized Vehicle Upfitting, Inc. to purchase and install the police equipment into the 2023 Durango for \$16,300.35.

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

|                      |            |
|----------------------|------------|
| Supervisor J. Conway | VOTED: YES |
| Councilor R. Matters | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

**97-2024 A Resolution to Accept the Resignation of Part-Time Clerk Jody Partin**

**WHEREAS**, Jody Partin was hired as a part-time Clerk in the Town Clerk's office on December 21, 2022 via Resolution 281-2022; and

**WHEREAS**, Jody Partin has served with great distinction in the Town Clerk's Office, assisting the Town Clerk and Deputy Town Clerk with the operation of the office, the organizing and retention of records, and helping other departments as needed; and

**WHEREAS**, on March 20, 2024, Jody Partin submitted her letter of resignation to the Town Clerk, Ellen Pangburn; and

**WHEREAS**, the Director of Finance confirms that this resolution will not have a material impact on the Town's finances; now, therefore, be it

**RESOLVED**, that the Town Board hereby accepts the resignation of Jody Partin from the position of Part-Time Clerk in the Town Clerk's Office; and be it further

**RESOLVED**, that the Town Board thanks Ms. Partin for her excellent job performance and her stellar customer service; and be it further

**RESOLVED**, the Town Board wishes Jody the best in all of her future endeavors.

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

|                      |            |
|----------------------|------------|
| Supervisor J. Conway | VOTED: YES |
| Councilor R. Matters | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

**98-2024 A Resolution to Make a Conditional Job Offer to Mark R. Eriole to the Position of Provisional Full Time Police Dispatcher**

**WHEREAS**, this Resolution was not able to be submitted in time to be considered at the regularly scheduled pre-board meeting of April 10, 2024 and was subsequently presented to the Town Board on April 16, 2024; and

**WHEREAS**, public safety in the Town is a priority concern of this Town Board; and

**WHEREAS**, the Board intends to maintain adequate staffing of the Town's Police and Emergency Communications Center, by appointing qualified individuals to replace positions that become vacant, and a position has become vacant; and

**WHEREAS**, the Director of Finance confirms that this position was anticipated in the current 2024 Town budget; and

**WHEREAS**, Mark R. Eriole, an Albany High School graduate and long term New York State Retirement System employee who has extensive call center experience and who meets the presumptive qualifications for this position established by the Rensselaer County Civil Service Commission;

now, therefore, be it

**RESOLVED**, that Mark Eriole, be, and hereby is offered a conditional appointment to the position of Provisional Full Time Police Dispatcher, subject to the examination, testing and final eligibility leading to the position of Permanent Full Time Police Dispatcher as determined by the Rensselaer County Civil Service Commission, as well as compliance with the Rules and Regulations of the Town including successful completion of the Dispatcher Training Program; and be it further

**RESOLVED**, that this conditional offer be valid for a period of 30 days, to be affirmed by said appointee by executing the oath of office as administered by the Town Clerk; and be it further

**RESOLVED**, said conditional position shall be subject to a probationary period of one (1) year; be compensated according to the appropriate collective bargaining agreement, and, that upon the administration of the oath of office shall become effective immediately

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

|                      |            |
|----------------------|------------|
| Councilor J. McHugh  | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |

**99-2024      A Resolution to Approve the Appointment of Part-time Police Dispatcher  
Robert F. McCrea**

**WHEREAS**, this Resolution was not able to be submitted in time to be considered at the regularly scheduled pre-board meeting of April 10, 2024 and was subsequently presented to the Town Board on April 16, 2024; and

**WHEREAS**, the Town currently retains the services of Part-time Police Dispatchers in the Emergency Communications Center; and

**WHEREAS**, this individual currently meets the presumptive, non-competitive qualifications for this title as established by the Rensselaer County Civil Service Commission and whose name is listed below; and

**WHEREAS**, the Director of Finance confirms that this position was anticipated in the current 2024 Town budget;

now, therefore, be it

**RESOLVED**, that on the recommendation of the Chief of Police, Robert F. McCrea is hereby appointed to the position of Part-time Police Dispatcher, effective April 17, 2024 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 said part-time dispatchers be compensated as set forth in the appropriate Collective Bargaining Agreement.

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

|                      |            |
|----------------------|------------|
| Councilor R. Matters | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

**100-2024 A Resolution to Adopt a Negative Declaration Under SEQRA for the Citrine Power Large Scale Solar Project**

**WHEREAS**, this resolution was not able to be submitted in time to be considered at the regularly scheduled pre-board meeting of April 10, 2024 and was subsequently presented to the Town Board on April 16, 2024; and

**WHEREAS**, the Town Board of the Town of East Greenbush (the "Town Board") is in receipt of an application by CP East Greenbush 1, LLC (the "Applicant") for the Citrine Power Solar Project (the "Project"), which involves the construction and operation of a solar energy generation facility on 82 Moore Rd, East Greenbush, NY 12061; and

**WHEREAS**, the Town Board, acting as Lead Agency in a Coordinated Review, undertook an environmental review of the proposed Type 1 action, the Project, commencing after the submission of the application by the Applicant; and

**WHEREAS**, the Town Board has carefully reviewed the development proposal, plans, a Long Environmental Assessment Form Part 1, and related reports and studies for this project in accordance with Title 8 of the Environmental Conservation Law and 6NYCRR Part 617 and the New York Solar Guidebook For Local Governments: State Environmental Quality Review (SEQR) for Solar, for potential significant adverse environmental impacts as a result of the action, with the attachments of said Long Environmental Assessment Form Part 1, Part 2, and Part 3 marked as Exhibit A, Exhibit B, and Exhibit C, respectively; and

**WHEREAS**, mitigation measures, as appropriate to this solar project proposal, have either been incorporated into the design of this project and/or the conditions of this resolution; and

**WHEREAS**, the Town Board has compared the proposed action against the criteria listed in the New York Solar Guidebook for Local Governments: State Environmental Quality Review (SEQR) for Solar and has considered the potential long-term, short-term, direct, indirect, and cumulative impacts as per section 3.4 Determine Significance and has also assessed the likely consequence of the action; and

**WHEREAS**, the Town Board has compared the proposed action against the criteria listed in 6NYCRR Part 617.7(c) (i – xii) and has considered the potential long-term, short-term, direct, indirect, and cumulative impacts as per 617.7 (2) and has also assessed the likely consequence of the action in connection with the criteria of 617.7 (3) (i-vii); and

**WHEREAS**, based on the environmental assessment and review, the Town Board has determined that the project will not have any significant adverse effects on the environmental and that a negative declaration, pursuant to Part 3 of the Long Environmental Assessment Form, is hereby adopted;

now, therefore, be it



**RESOLVED**, that the Town Board, upon completion of the coordinated review as required by 6 NYCRR Part 617, hereby declares itself lead agency and re-affirms the classification of the action as a Type 1 Action and based on the environmental assessment and review, the Town Board has determined that the project will not have any significant adverse effects on the environmental and that a negative declaration, pursuant to Part 3 of the Long Environmental Assessment Form attached hereto, is hereby adopted;  
and be it further

**RESOLVED**, that the Planning Board authorizes the Town Supervisor to endorse the SEQRA determination and supporting rationale contained therein.

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

|                      |            |
|----------------------|------------|
| Supervisor J. Conway | VOTED: YES |
| Councilor R. Matters | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

Supervisor Conway made a motion to go into a brief Executive Session to discuss two personnel issues and stated Councilor Matters has a third, to discuss recruiting someone for the Board of Ethics. Supervisor Conway invited the Commissioner of Public Works Fiacco and the Director of Finance Lallier into the Executive Session. Councilor Kennedy seconded.

|                      |            |
|----------------------|------------|
| Supervisor J. Conway | VOTED: YES |
| Councilor H. Kennedy | VOTED: YES |
| Councilor E. Nestler | VOTED: YES |
| Councilor R. Matters | VOTED: YES |
| Councilor J. McHugh  | VOTED: YES |

Respectfully submitted,

Ellen Pangburn  
East Greenbush Town Clerk