



The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

EMERGENCY TOWN BOARD AGENDA July 26, 2016

Call to Order **5:00 PM**
Pledge of Allegiance
Town Board Meeting:

Members of Town Board

Present

Absent

Supervisor Conway
Councilor DiMartino
Councilor Matters
Councilor Grant
Councilor Tierney

Resolutions and Proposals by Town Board Members:

149-2016 A Resolution to Ratify the Town Supervisor's July 25, 2016 Declaration of a State of Emergency for Hydor Drive Due to Severe Erosion That Caused Sinkholes Due to Corroded Pipes

WHEREAS, severe erosion had caused sinkholes to occur on Hydor Drive on February 25, 2016 and then again on contiguous ground on June 9, 2016; and

WHEREAS, the Town contracted with Kenyon Pipeline Inspection, LLC to conduct a CCTV inspection of the storm water pipes along the length of Hydor Drive to determine how much of the pipe needs to be replaced; and

WHEREAS, the Town Board passed Resolution 138-2016 on July 20, 2016 authorizing the solicitation of bids to replace the storm water pipes on Hydor Drive identified by the pipeline inspection as requiring such work; and

WHEREAS, on July 25, 2016 a third sinkhole occurred on ground immediately contiguous to the site of the second sinkhole and the Town received a report from Kenyon Pipeline Inspection LLC identifying 770 linear feet of storm water pipe contiguous to the site of the first three sinkholes that needs immediate replacement raising the immediate possibility of more sinkholes occurring on Hydor Drive; and

WHEREAS, Section 24 of the New York State Executive Law permits the Town Supervisor to declare a local state of emergency when a dangerous situation is present or imminent; and

WHEREAS, Town Supervisor John J. Conway believing that the emergence of the third sinkhole and the data contained in the Kenyon Pipeline Inspection indicated that a dangerous situation is present and the potential for further danger is imminent, after consulting with counsel and an attorney from the New York State Office of Emergency Management, declared a local state of emergency on Hydor Drive;

now, therefore be it

RESOLVED, that the Town Board of the Town of East Greenbush ratifies the decision made by Supervisor Conway to declare a local state of emergency on Hydor Drive.

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

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

150-2016 A Resolution Authorizing the Supervisor to Prepare the Necessary Contract Documents to Repair Defective Storm Water Pipes on Hydor Drive and to Enter Into a Contract With a Pipe Contractor After Receiving Three Quotes for the Work

WHEREAS, the Town Supervisor declared a local state of emergency on Hydor Drive following the occurrence of a third sinkhole in the last five months and a report from Kenyon Pipeline Inspection LLC that 770 linear feet of storm water pipe there needs to be replaced raising the imminent possibility of more ground collapsing due to severe erosion caused by corroded pipe; and

WHEREAS, Guideline 9 – Emergencies – of the Town’s written purchasing policies reads: “If by virtue of a public emergency arising out of an accident or an unforeseen occurrence purchases or services must be procured, the above guidelines [purchasing policies] do not apply. Public interest dictates that even emergency purchases be made at the lowest possible cost and informal solicitation of quotes should be attempted and document”; and

WHEREAS, the Town has solicited three written quotes but has so far received only one response; and

WHEREAS, the Town Board wants to wait until it has all three quotes before making the best decision for the Town but, due to the emergency situation on Hydor Drive, cannot wait until the next Town Board meeting;

now, therefore be it

RESOLVED, that the Town Board authorizes the Supervisor to prepare the necessary contract documents to repair defective storm water pipes on Hydor Drive and to enter into a contract with a pipe contractor after receiving up to three quotes for the work with the lowest bidder.

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

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

ADJOURNMENT

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

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