



# The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

## TOWN BOARD AGENDA SPECIAL MEETING Wednesday, January 27, 2016

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

### Members of Town Board

| Present                             | Absent                              |                     |
|-------------------------------------|-------------------------------------|---------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Supervisor Conway   |
| <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Councilor DiMartino |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Councilor Matters   |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Councilor Grant     |
| <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Councilor Tierney   |

Town Clerk Kimberly Carlock stated that the following notice was posted on the legal board and the media was notified:

**Notice is hereby** given that the East Greenbush Town Board will be meeting on Wednesday, January 27, 2016 at 6:00 PM. It is being held to consider change orders for the Wastewater Treatment Plant, computer acquisition and the issuance of a Bond Anticipation Note for the final phase of the WWTP upgrade.

Supervisor Conway explained that at the last meeting there was a resolution that had a clause in it that should not have been in the resolution. He stated that it was an embarrassment to Counselor Matters and that he takes full responsibility and apologizes publicly for that.

**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.

**Supervisor Conway Stated that the main reason for this meeting is the Waste Water Treatment Plant. He felt that the Board did not have enough time to evaluate the change orders and change requests before the last week’s meeting and needed to take that extra time to evaluate them. Some of these things cannot wait another three weeks.**

### 26-2016 A Resolution Authorizing the Purchase of Computer Equipment

**WHEREAS**, the Town Board has received a proposal for twelve (12) new Computers, six (6) for Town Hall utilization and six (6) for Police Department utilization, in an effort to replace remaining Windows XP computers and add any needed computers; and

**WHEREAS**, Diagnostic Services & Installations LLC has provided a quote as detailed below; and

Supervisor Conway stated that the infrastructure of our Town Government is so degraded and he was very surprised by this. Our servers are from 2003 and are out dated. This resolution allows us to recycle 6 computers to part time clerks and give full time staff the new computers that are needed.

Counselor Grant also stated that these upgrades are needed to make the Government run effectively.

| Item         | Description   | QTY | Rate   | Total               |
|--------------|---|-----|--------|---------------------|
| HWARE        | HP Compaq Elite 800GI, UltraSlim Desktop, Intel Core i5 Quadcore, Win7 64bit, 4GB memory, 320GB hard drive<br>HP Business Class 20" LED monitor | 12  | 955.5  | \$ 11,466.00        |
| Services     | PC Delivery & Setup, join to network, migrate enduser applications, data and settings to new PC (2.5 hours per PC)                              | 30  | 105.00 | \$ 3,150.00         |
| <b>Total</b> |   |     |        | <b>\$ 14,616.00</b> |

**WHEREAS**, the Town Comptroller has heretofore confirmed that this purposed Board action will not have an adverse effect on Town's finances;  
now, therefore, be it

**RESOLVED**, that the Town Board does hereby approve the purchase of twelve (12) computers from Diagnostic Services & Installation LLC for upgrading the Town's hardware.

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: | ABSENT |
| Councilor Matters   | VOTED: | YES    |
| Councilor Tierney   | VOTED: | YES    |

**27-2016 A Resolution to Enter into an Agreement with PAYCHEX.**

**WHEREAS**, the Director of Finance has reviewed the payroll needs for the Town of East Greenbush and identified Paychex as a vendor who can meet those needs;

**WHEREAS**, the cost proposal received from Paychex includes a two-year price lock as well as additional services to those we are currently presented with, therefore increasing the efficiency of payroll and time management; and

**WHEREAS**, as the Town Comptroller confirmed that the provisions of this proposed Town Board action shall pose an adverse impact to the Town's finances;  
now, therefore, be it

**RESOLVED**, that the Supervisor, pending the approval from the Attorney for the Town be authorized to execute said Agreement on behalf of the members of the Town Board. A copy of which will be filed with the Town Clerk.

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

*Supervisor Conway stated that we have been using a payroll service that has not been adequate. We had a committee review three companies and believe Paychex was the best. It will increase staff efficiency and save time and money. It will cost \$4,500 more than we are paying currently, but it does have the benefits to the Town that are needed.*

|                     |        |        |
|---------------------|--------|--------|
| Supervisor Conway   | VOTED: | YES    |
| Councilor Tierney   | VOTED: | YES    |
| Councilor DiMartino | VOTED: | ABSENT |
| Councilor Matters   | VOTED: | YES    |
| Councilor Grant     | VOTED: | YES    |

**28-2016 Authorize Employees to Attend the Association of Towns Annual Meeting**

**WHEREAS**, the Town Comptroller has confirmed that the provisions of this resolution were planned for in the 2016 Budget and will have no adverse impacts on the Town finances; now, therefore be it

**RESOLVED**, that the following person be authorized by the Town of East Greenbush to attend the Annual Meeting of the Association of Towns in New York City, February 14 – 17, 2016:

**Joseph Cherubino**

and it is further

**RESOLVED**, the Town will pay the lodging expense and conference attendance expense for this employee. Attendees shall advance the cost for transportation and meals and maintain an expense report accompanied by appropriate receipts to be submitted to the Comptroller following the meeting for reimbursement.

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

|                     |        |        |
|---------------------|--------|--------|
| Councilor Grant     | VOTED: | YES    |
| Supervisor Conway   | VOTED: | YES    |
| Councilor DiMartino | VOTED: | ABSENT |
| Councilor Matters   | VOTED: | YES    |
| Councilor Tierney   | VOTED: | YES    |

**29-2016 A Resolution Authorizing the Supervisor to Sign a Technical Service Change Order (TSCO) for Construction Administration and Inspection Services**

**WHEREAS**, the Chazen Companies, the Engineering firm supervising the East Greenbush Waste Water Treatment Plant upgrade project, has requested the authority for an additional \$82,000 for completion of construction administration and inspection services for the project; and

**WHEREAS**, construction work continues with an anticipated finish date of May 27, 2016. The previous dated September 2015, which allocated funds through the anticipated completion date of November 25, 2015 have lasted past said date, but will not provide for engineering expenses through the end of May 2016; and

**WHEREAS**, the proposed increases and summaries of all project budget lines are detailed in the table below; and

| Task | Task Description             | Current Budget and Type |                       | Change and New Budget |                       |
|------|------------------------------|-------------------------|-----------------------|-----------------------|-----------------------|
|      |                              | Lump Sum                | Time & Materials      | Increase              | New Budget            |
| 01   | Design & Regulatory Approval | \$132,500               | --                    | No Change             | \$132,500             |
| 01   | Subcontractor                | --                      | \$16,901.01           | No Change             | \$16,901.01           |
| 02   | Bidding Services             | \$8,100                 | --                    | No Change             | \$8,100               |
| 03   | Construction Engineering     | \$25,500                | --                    | No Change             | \$25,500              |
| 04   | Construction Administration  | \$137,800               | --                    | \$20,000              | \$157,800             |
| 05   | Construction Inspection      | --                      | \$641,300             | \$62,000              | \$703,300             |
| 06   | Post Construction Services   | \$22,500                | --                    | TBD                   | \$22,500              |
| RE   | Reimbursable Expenses        |                         | \$27,500              | No Change             | \$27,500              |
|      | <b>TOTALS</b>                |                         | <b>\$1,012,101.01</b> | <b>\$82,000</b>       | <b>\$1,094,101.01</b> |

**WHEREAS** this change request increases the amount of money necessary to finance the Wastewater Treatment Plant;

**WHEREAS**, as the Town Comptroller confirmed that the provisions of this proposed Town Board action shall pose an adverse impact to the Town’s finances; now, therefore, be it

**RESOLVED**, the Town Supervisor is authorized to sign the Technical Services Change Order with Chazen Companies, however, the contract amendment must be submitted to EFC for eligibility determination to ensure that all costs are eligible for financing under the program.

*Councilor Matters made a motion to amend the above chart to amend the amount in Task 01 to read \$137,500 in both the Lump Sum and New Budget Columns therefore making the*

Totals line \$1,017,101.01 for the Current Budget and Type and Change and New Budget Total to \$1,099,101.01.

| ask | Task Description             | Current Budget and Type |                       | Change and New Budget |                       |
|-----|------------------------------|-------------------------|-----------------------|-----------------------|-----------------------|
|     |                              | Lump Sum                | Time & Materials      | Increase              | New Budget            |
| 01  | Design & Regulatory Approval | \$137,500               | --                    | No Change             | \$137,500             |
| 01  | Subcontractor                | --                      | \$16,901.01           | No Change             | \$16,901.01           |
| 02  | Bidding Services             | \$8,100                 | --                    | No Change             | \$8,100               |
| 03  | Construction Engineering     | \$25,500                | --                    | No Change             | \$25,500              |
| 04  | Construction Administration  | \$137,800               | --                    | \$20,000              | \$157,800             |
| 05  | Construction Inspection      | --                      | \$641,300             | \$62,000              | \$703,300             |
| 06  | Post Construction Services   | \$22,500                | --                    | TBD                   | \$22,500              |
| RE  | Reimbursable Expenses        |                         | \$27,500              | No Change             | \$27,500              |
|     | <b>TOTALS</b>                |                         | <b>\$1,017,101.01</b> | <b>\$82,000</b>       | <b>\$1,099,101.01</b> |

The foregoing motion to amend was duly moved by Councilor Matters and seconded by Councilor Grant and brought to a vote resulting as follows:

|                     |        |        |
|---------------------|--------|--------|
| Councilor Matters   | VOTED: | YES    |
| Councilor Grant     | VOTED: | YES    |
| Supervisor Conway   | VOTED: | YES    |
| Councilor DiMartino | VOTED: | ABSENT |
| Councilor Tierney   | VOTED: | YES    |

Counselor Matters questioned whether the additional \$62,000.00 is to get the inspectors thru the end of May. Jim Connell from Chazen stated that that was correct. Mary Ann also questioned whether the \$82,000.00 would be paid by the EFC. Jim stated that it is eligible.

The foregoing amended 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: | ABSENT |
| Councilor Matters   | VOTED: | YES    |

**30-2016 A Resolution Authorizing the Contract Amendment to the Waste Water Treatment Plant Project Contract #1 – General Construction – Existing Change Request Revision/Credit and Needed Additional Change Requests**

**WHEREAS**, UW Marx Construction was awarded the Waste Water Treatment Plant Project Contract #1 – General Construction in Resolution 170-2013; and

**WHEREAS**, the Town Board of the Town of East Greenbush approved Change Request to the UW Marx General Construction Contract in 2015 that has since been removed, creating a credit to the Town; and

| Work  | Contract/Change Request | Amount to Credit    |
|---|-------------------------|---------------------|
| Driveway Entrances and Asphalt Sidewalks                                | Contract #1             | \$149,488.84        |
| New 18" and 24" Gravity Sewers, Manholes and Connections along railroad | Contract #1             | \$176,995.00        |
| Rail Road Training and Permitting                                       | Contract #1             | \$50,000.00         |
| <b>Total Credits from Contract #1</b>                                   |                         | <b>\$376,483.84</b> |

**WHEREAS**, the following change requests are necessary in order to complete the General Construction Work:

- Change Request #20 – Supply and Install Miscellaneous Metals
  - Description:
    - Supply and install 101lf 2-line Aluminum Railing at Chlorine Contact Tank
    - Supply and install 4ft long ladder extension at sludge holding tank building face
    - Supply & Install Aluminum Single Flight Stair with 12sf platform landing, gates, stair treads and aluminum railing

- Cost: \$19,369.35
- Change Request #22 – Remove and Replace FRP Chemical proof door for the Sludge Holding Tank
  - Description
    - Change the swing of door #ES133 – Furnish and install
  - Cost: \$4,599.50

| <b>Summary of Change Requests</b>         |                               |                       |
|---|-------------------------------|-----------------------|
| <b>Change Request</b>                     | <b>Description</b>            | <b>Cost</b>           |
| #20                                       | Supply & Install Misc. Metals | \$19,369.35           |
| #22                                       | Replacement of FRP Door       | \$4,599.50            |
| <b>Total Change Request Expense</b>       |                               | <b>\$23,968.85</b>    |
| <b>Credits vs. Change Request Expense</b> |                               |                       |
| Totals Credited                           |                               | (\$376,483.84)        |
| Total Change Request Expense              |                               | \$23,968.85           |
| <b>Balance</b>                            |                               | <b>(\$352,514.99)</b> |

**WHEREAS**, as the Town Comptroller at this time cannot confirm that the provisions of this proposed Town Board action shall pose an adverse impact or not to the Town’s finances; now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush does hereby approve the WWTP General Construction – UW Marx Construction Change Request to Contract #1, both accepting credits and approving additional expense for the contract to be completed; now, be it further

**RESOLVED**, that the Supervisor is authorized to sign Change Request #20 and 22, on the UW Marx General Construction Contract #1 for the WWTP upon review of the Attorney for the Town.

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: | ABSENT |
| Councilor Matters   | VOTED: | YES    |

**31-2016 A Resolution Approving UW Marx Construction to Replace Aluminum Entrance to Control Building as a Result of the Sludge Spill at the Waste Water Treatment Plant**

**WHEREAS**, the Waste Water Treatment Plant Construction project experienced a Sludge Spill in March 2015 and the Town’s Insurance Company, New York Municipal Insurance Reciprocal (NYMIR) has accepted liability; and

**WHEREAS**, as a result of the Sludge Spill the entrance door to the Control Building was damaged and reported to NYMIR; and

**WHEREAS**, the Town has received a proposal from UW Marx to furnish and install a new Aluminum Entrance at the Control Building in the amount of \$8,163.15; and

**WHEREAS**, this change request increases the amount of money necessary to finance the Wastewater Treatment Plant; and

**WHEREAS**, the Town of East Greenbush has received payment from NYMIR as a 1<sup>st</sup> Party Claim, damages to property and equipment that the Town experienced as a result of the Sludge Spill in the amount of \$77,941.75 in August 2015;

**WHEREAS**, as the Town Comptroller at this time cannot confirm that the provisions of this proposed Town Board action shall pose an adverse impact or not to the Town’s finances; now, therefore, be it

**RESOLVED**, that the Town Board does hereby authorize UW Marx Construction to complete the proposal of the new aluminum entrance door to the Control Building at the Waste Water Treatment Plant.

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

|                     |        |        |
|---------------------|--------|--------|
| Councilor Tierney   | VOTED: | YES    |
| Councilor Matters   | VOTED: | YES    |
| Supervisor Conway   | VOTED: | YES    |
| Councilor DiMartino | VOTED: | ABSENT |
| Councilor Grant     | VOTED: | YES    |

**32-2016      A Resolution Authorizing JP Industrial Services, LLC., to Complete the Steel Plates Work at the Sludge Building (Originally proposed for UW Marx Change Order 21)**

**WHEREAS**, the Town Board of the Town of East Greenbush has received a proposal from JP Industrial Services, LLC., to complete the Steel Plate work on the Sludge Building under the recommendation from Delaware Engineering and The Chazen Companies; and

**WHEREAS**, this task is necessary to finish the General Construction tasks for the current Waste Water Treatment Plant Upgrade Project; and

**WHEREAS**, the scope of work proposed by JP Industrial Services would cost \$10,714.00 with a three (3) week delivery on wear plate;

**WHEREAS**, as the Town Comptroller at this time cannot confirm that the provisions of this proposed Town Board action shall pose an adverse impact or not to the Town’s finances; now, therefore, be it

**RESOLVED**, that the Town Board does hereby approve JP Industrial Services LLC to perform the work, pending the New York State Environmental Facilities Corporation approval prior to payment.

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 DiMartino | VOTED: | ABSENT |
| Councilor Matters   | VOTED: | YES    |
| Councilor Grant     | VOTED: | YES    |

**33-2016      Supplemental Bond Resolution Dated January 27, 2016 of the Town Board of the Town of East Greenbush authorizing an additional not to exceed \$1,600,000 Aggregate Principal Amount of Serial General Obligation Bonds to finance the reconstruction of the Wastewater Collection and Treatment System of the Town of East Greenbush, at an estimated maximum cost of \$15,600,000, levy of tax in annual installments in payment thereof, the expenditure of such sum for such purpose, and determining other matters in connection therewith.**

**WHEREAS**, pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as “SEQRA”), the Town Board of the Town of East Greenbush (the “Town”) has examined the Environmental Assessment Form prepared in connection with the Purpose (as defined below) in order to classify the Purpose and has determined that the Purpose constitutes a “Type II” action as that term is defined under SEQRA, and therefore no further review is required;

**WHEREAS**, pursuant to a bond resolution duly adopted on November 14, 2012 (the “Original Bond Resolution”), the Town Board of the Town authorized the reconstruction of the Town wastewater collection and treatment system (the “Purpose”), at a maximum cost of \$14,000,000 and the issuance of not to exceed \$14,000,000 of bonds and notes of the Town to finance the costs of the Purpose;

**WHEREAS**, the Town Board of the Town has determined that the cost of the Purpose has increased by \$1,600,000 to a maximum cost of \$15,600,000; and

**WHEREAS**, the Town Board of the Town desires to approve the increase in the maximum cost of the Purpose and authorize the issuance of an additional not to exceed \$1,600,000 of bonds and notes to finance the costs of the Purpose;

**WHEREAS**, as the Town Comptroller at this time cannot confirm that the provisions of this proposed Town Board action shall pose an adverse impact or not to the Town’s finances; now, therefore, be it

**RESOLVED**, by this Town Board as follows:

Section 1. The Town shall reconstruct the Town wastewater collection and treatment system, at a maximum cost of \$15,600,000, as more particularly described in Section 3 hereof.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the "Bonds") in an additional aggregate principal amount of not to exceed \$1,600,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein.

Section 3. The class of objects or purposes to be financed pursuant to this Resolution (the "Purpose") is the reconstruction of the Town wastewater collection and treatment system, including, but not limited to, reconstruction of the wastewater treatment plant, pump stations and sanitary sewer collection system, including costs incidental thereto.

Section 4. It is hereby determined and declared that (a) the maximum cost of the Purpose, as estimated by the Town Board, is \$15,600,000, (b) \$14,000,000 has heretofore been authorized to be applied to the payment of the cost of the Purpose, and (c) the Town plans to finance the cost of the Purpose from funds raised by the issuance of bonds and notes authorized pursuant to the Original Bond Resolutions and the Bonds and bond anticipation notes hereinafter referred to.

Section 5. It is hereby determined that said Purpose is an object or purpose described in subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said Purpose is 40 years.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the Supervisor of the Town, the chief fiscal officer.

Section 7. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level or declining debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor of the Town. The Supervisor of the Town is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 8. The faith and credit of the Town of East Greenbush, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property of the Town, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 9. This Resolution shall constitute the Town's "official intent", within the meaning of Section 1.150-2 of the Treasury Regulations, to finance the additional costs of the Purpose with the Bonds and notes herein authorized. The Town shall not reimburse itself from the proceeds of the Bonds or notes for any expenditures paid more than sixty days prior to the date hereof, unless specifically authorized by Section 1.150-2 of the Treasury Regulations.

Section 10. This Resolution is adopted subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law and Section 90.00 of the Town Law. The Town Clerk is hereby authorized and directed within ten (10) days after the adoption of said Resolution, to cause to be published a notice which sets forth the date of the Resolution's adoption and contains an abstract of the Resolution concisely stating its purpose and effect.

Section 11. The law firm of Barclay Damon, LLP is hereby appointed as bond counsel in connection with any Bonds and bond anticipation notes issued to finance the Purpose in accordance with their Engagement Letter dated November 6, 2015.

Section 12. When effective, this Resolution shall be published in full by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in each official newspaper of the Town. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 13. This Resolution shall take effect upon the earlier of (a) the expiration of the time for filing a petition requesting that the issuance of the Bonds be submitted to referendum or (b) a positive vote upon the referendum authorizing the issuance of the Bonds.

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

*Counselor Conway questioned how much the Rail Road would eat up of the Band. Jim Connell stated that the Rail Road would take up \$750,000.00 plus rock removal which would be a total of upwards of one million dollars.*

*Councilor Grant stated that he would support the resolution tonight, but that he is not happy about this at all. He stated that this should have been included in the original band. He is not sure who is responsible, but feels that this should have been looked at back then.*

|                     |        |        |
|---------------------|--------|--------|
| Supervisor Conway   | VOTED: | YES    |
| Councilor Grant     | VOTED: | YES    |
| Councilor DiMartino | VOTED: | ABSENT |
| Councilor Matters   | VOTED: | YES    |
| Councilor Tierney   | VOTED: | YES    |

**34-2016 A Resolution Authorizing the Industrial Generator Annual Preventative Maintenance Service Contract**

**WHEREAS**, the Commissioner of Public Works has identified the need for the Industrial Generator Annual Preventative Maintenance Service Contract to service our five (5) locations throughout Town that have the Kohler Generators; and

**WHEREAS**, Capital Power has submitted a Service Contract to the Town from January 1, 2016 through December 31, 2016 that would provide for two (2) scheduled service visits per site, per contract year at the discounted rate (5% discount) of \$3, 857.00; and

**WHEREAS**, as the Town Comptroller at this time cannot confirm that the provisions of this proposed Town Board action shall pose an adverse impact or not to the Town’s finances now, therefore, be it

**RESOLVED**, that the Town Board does hereby authorize the Town Supervisor to Sign the Industrial Generator Annual Preventative Maintenance Service Contract with Capital Power upon the review and approval of the Attorney for the Town.

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: | ABSENT |
| Councilor Matters   | VOTED: | YES    |
| Councilor Tierney   | VOTED: | YES    |

**35-2016 A Resolution Authorizing the Professional Services Proposal from The Chazen Companies to Provide a Hoist Beam Rating at the DPW Highway Garage**

**WHEREAS**, the Town of East Greenbush Department of Public Works Highway Garage received a site visit from New York State’s Public Employee Safety and Health Bureau in December highlighting a number of concerns; and

**WHEREAS**, during the site visit the Highway Garage Hoist Beam was indicated as an area of concern; and

**WHEREAS**, as a result of the site visit, The Chazen Companies was consulted about providing a load rating of the hoist beam and they have submitted a professional services proposal to complete the task; and

**WHEREAS**, the scope of services represents tasks that are necessary to accomplish the objectives:

| Tasks                                    | Fee Estimates     | Proposed Schedules                             |
|--|-------------------|--|
| Task No. and Description                 | Lump Sum Fee Bill | Projected Start/End Dates                      |
| Task 001 – Load Rating Assessment Report | \$1,200           | Start: upon authorization<br>Duration: 3 weeks |

|  |         |                |
|--|---------|----------------|
| Task 002 <sup>(1)</sup> – Existing Building Analysis | \$2,000 | As Required    |
| <b>Total Estimated Professional Service Fee</b>      |         | <b>\$3,200</b> |

(1) This task is only required if existing record documents of the building are not available for review

**WHEREAS**, as the Town Comptroller confirmed that the provisions of this proposed Town Board action shall pose an adverse impact to the Town’s finances; now, therefore, be it

**RESOLVED**, that the Town Supervisor is hereby authorized to sign the Proposal for Professional Services with The Chazen Companies for providing a Hoist Beam Rating at the DPW Highway Garage upon review and authorization from the Attorney for the Town.

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: | ABSENT |
| Councilor Matters   | VOTED: | YES    |
| Councilor Tierney   | VOTED: | YES    |

**36-2016 A Resolution Approving Hudson River Industries, Inc. to outfit the Waste Water Treatment Plant Lab**

**WHEREAS**, as a result of the Sludge Spill in March 2015 at the Waste Water Treatment Plant (WWTP) the facility lab needs to be rebuilt per the specifications of the construction contract; and

**WHEREAS**, the Town has received Insurance Recoveries from New York Municipal Insurance Reciprocal (NYMIR) for the damages done to the lab and equipment ordered; and

**WHEREAS**, the Town Comptroller has confirmed that this will not have an adverse effect on the Town Finances; and

**WHEREAS**, The Chazen Companies sought out a number of vendors to make sure that we were awarding to the lowest responsible bidder to Hudson River Industries;

| <b>Company</b>          | <b>Total Price</b> |
|-------------------------|--------------------|
| Hudson River Industries | \$25,200           |
| Kraftwerks (Bid #1)     | \$28,785           |
| Hanson Lab Furniture    | Refused to Quote   |
| LABRepCo                | Refused to Quote   |

now, therefore, be it

**RESOLVED**, that the Town Board does hereby approve the purchase of the WWTP lab from Hudson River Industries, Inc.

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 Matters   | VOTED: | YES    |
| Councilor DiMartino | VOTED: | ABSENT |
| Councilor Grant     | VOTED: | YES    |

**ADJOURNMENT**

Motion to adjourn by Supervisor Conway at 7:00pm seconded by Councilor Matters and brought to a vote as follows:

|                     |        |        |
|---------------------|--------|--------|
| Supervisor Conway   | VOTED: | YES    |
| Councilor Matters   | VOTED: | YES    |
| Councilor DiMartino | VOTED: | ABSENT |
| Councilor Grant     | VOTED: | YES    |
| Councilor Tierney   | VOTED: | YES    |

