



The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

TOWN BOARD AGENDA September 16, 2020

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

Members of Town Board

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

Communications/Announcements/Reports

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

Resolutions and Proposals by Town Board Members:

172-2020 A Resolution to Approve Meeting Minutes

WHEREAS, the minutes of Town Board meetings, as provided in §106 of Article 7 of the New York Public Officers Law, shall be approved by the Board prior to them being finalized, deemed official and disseminated to the public by the Town Clerk; and

WHEREAS, the minutes of the regular Town Board Meeting held on August 19, 2020 have been presented; and

WHEREAS, the Town Board has reviewed these minutes and any necessary corrections have been made;

now, therefore, be it

RESOLVED, that the minutes of the regular Town Board Meeting held on August 19, 2020 are hereby approved as submitted.

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

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

173-2020 A Resolution Recognizing October as “DOMESTIC VIOLENCE AWARENESS MONTH” and October 23, 2020 as “East Greenbush Goes Purple Day”

WHEREAS, domestic intimate partner violence is violence or aggression that occurs in a close relationship including current and former spouses and dating partners; and

WHEREAS, data from the CDC’s National Intimate Partner and Sexual Violence Survey indicate approximately 1 in 4 women and nearly 1 in 10 men have experienced contact sexual violence, physical violence, and/or stalking by an intimate partner during their lifetime; and

WHEREAS, many of the 11 million women and 5 million men who reported experiencing this violence also indicated that they first experienced these or other forms of violence by that partner before the age of 18; and

WHEREAS, domestic violence takes many forms, including physical violence, sexual assault, economic control, psychological/emotional abuse, or a combination of more than one of these and violence and can vary in frequency and severity and occurs on a continuum, ranging from one episode to chronic and severe episodes over a period of years; and

WHEREAS, the Town of East Greenbush wishes to support Domestic Violence Awareness Month by raising awareness of the prevalence and dangers of domestic violence between intimate partners;

now, therefore, be it

RESOLVED, to shine light on the subject of domestic violence and potentially reduce the number of acts each year the Town Board recognizes October to be Domestic Violence Awareness Month;

and be it further

RESOLVED, that the Town Board encourages participation in the Unity House Domestic Violence Program by designating October 23, 2020 as “East Greenbush Goes Purple” Day in memory of victims, and in honor of survivors throughout our community.

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

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

174-2020 A Resolution Recognizing October as “BREAST CANCER AWARENESS MONTH” and Friday October 16, 2020 as “East Greenbush Goes Pink Day”

WHEREAS, the American Cancer Society estimates that approximately 268,600 women will receive a diagnosis of breast cancer in 2019, making this disease the most frequently diagnosed cancer among women other than skin cancers; and

WHEREAS, the 3.1 million breast cancer survivors living in the United States today are a testament to courage, as well as to the importance of promoting awareness about breast cancer, providing information, funding research, following recommended screening guidelines, and offering treatment to those who are affected; and

WHEREAS, through research and advocacy, significant advances have been made in the fight against breast cancer; and

WHEREAS, the efforts of various organizations have made a major contribution to spreading breast cancer awareness to both women and men through outreach, education, and screening programs, and have empowered women with the lifesaving message of early detection and the importance of having annual mammograms; and

WHEREAS, throughout the month of October, organizations, health care practitioners, and municipalities throughout New York are encouraged to use this opportunity to promote awareness about breast cancer and proper breast health, and to observe the month with appropriate activities and programs that encourage annual mammograms; and

WHEREAS, the Town of East Greenbush recognizes the importance of working together and supporting events such as Breast Cancer Awareness Month;

now, therefore, be it

RESOLVED, that the Town of East Greenbush does hereby recognize October as Breast Cancer Awareness Month and has designated October 16, 2020 as “East Greenbush Goes Pink” Day.

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

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

175-2020 Resolution Recognizing September as “CHILDHOOD CANCER AWARENESS MONTH” and September 28, 2020 as “East Greenbush Goes Gold Day”

WHEREAS, the American Cancer Society reports that cancer is the leading cause of death by disease among United States children between infancy and age 15, and estimates that more than 10,000 children will be diagnosed with cancer each year; and

WHEREAS, although progress has been made in combating pediatric cancer, approximately 1,250 children younger than 15 years old will lose his or her battle with cancer; and many infants, children and teens will suffer from long-term side effects of comprehensive treatment, including secondary cancers; and

WHEREAS, there is significant progress that still must be made with regard to childhood cancer treatment; progress towards an effective treatment is painfully slow with

dramatically fewer new FDA approved treatments for childhood cancer approved each year than for cancer in adults; and

WHEREAS, the designation of September as “Childhood Cancer Awareness Month” could increase the rate of early detection, lead to newer and improved treatments, and an overall higher survival rate for children diagnosed with the condition; and

WHEREAS, the Town of East Greenbush wishes to support the fight against childhood cancer in any way possible so that we may give any child afflicted with cancer the best chance possible; and

WHEREAS, “East Greenbush Goes Gold” is an initiative intended to raise awareness of the issue of childhood cancers, and this Board would like to support such a campaign to help raise awareness in honor of young patients, their loved ones, and all those who support them;

now, therefore, be it

RESOLVED, that September 2020 is designated "Childhood Cancer Awareness Month" in the Town of East Greenbush to promote awareness of pediatric cancer and to support the brave children who battle cancer every day;

and be it further

RESOLVED, that the Town Board encourages participation in Go Gold in September by designating Friday, September 25, 2020 as “East Greenbush Goes Gold” Day.

and be it further

RESOLVED, that the September 25, 2020 designation of “East Greenbush Goes Gold” Day will be in memory of Sean Jucha.

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

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

176-2020 A Resolution to Appoint Robert Jucha to the Board of Assessment Review

WHEREAS, Robert Jucha has served with distinction on the Board of Assessment Review since March 3, 2016; and

WHEREAS, his term expires on September 30, 2020; and

WHEREAS, the Town’s Sole Appointed Assessor, Susan McCarthy, has recommended to the Town Board that Mr. Jucha be appointed to a new five-year term, a recommendation with which the Town Board heartily concurs; and

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

now, therefore, be it

RESOLVED, that Robert Jucha is appointed to the Board of Assessment Review for a term that will begin on October 1, 2020 and expire on September 30, 2025.

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

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

177-2020 A Resolution Authorizing the Purchase of Road Salt from New York State OGS Contract

WHEREAS, the Department of Public Works requires Road Salt (mineral crushed rock) for winter road maintenance; and

WHEREAS, the State of New York has extended the award for one year (September 1st, 2020 to August 31st, 2021), of a contract for the purchase of road salt, treated salt, and emergency standby road salt – (Group Number 01800, Contract Number PC 68228) from Apalachee, LLC at a cost of \$54.89 per ton, subject to fuel price adjustment; and

WHEREAS, an essential component of the contracts entered into by the State of New York provides that said materials and respective bid prices received by the State shall be available to local governments of New York State; and

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

RESOLVED, that the Town Board hereby authorizes the Commissioner of Public Works to purchase Road Salt from the above contract as required for treating snow and ice on Town Highways and Town Owned Facilities subject to the limits of Department of Public Works Budget Line DA 5142.4.

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

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

178-2020 A Resolution Authorizing Replacement of Truck Bodies from Oneida County Contract

WHEREAS, on August 20th, Dump Truck #9 was pulled from the paving job that it was assigned to, as the paving foreman saw that the hoist had separated from the dump body making it unsafe to operate; and

WHEREAS, Deputy Commissioner of Public Works Scott Gallerie sent both Truck #9 and Truck #16, which was in similar condition, to Zwack Incorporated, the original installer, to determine a price to repair both dump bodies; and

WHEREAS, the quote to rebuild both painted steel dump bodies was estimated at approximately \$50,000 with an expected life span of 4-5 more years; and

WHEREAS, this price was compared to replacing the dump bodies with stainless steel bodies at a price of \$81,530 for the two with an expected life span of 40 or more years; it was

determined that it would be more cost effective to replace the dump bodies with stainless steel ones; and

WHEREAS, the Town of East Greenbush must replace the dump bodies and plows on Truck #9 and Truck #16 because the bodies are rusted beyond repair; and

WHEREAS, Oneida County solicited Bids for Various Truck Body & Snow Plow Equipment in July 2019; and

WHEREAS, the Oneida County bid was awarded on September 19, 2019 and the results of the bid were made available to all municipalities and school districts in the State of New York; and

WHEREAS, prices for these dump bodies were obtained from Zwack Inc. based on the Oneida County Contract; and

WHEREAS, the Town of East Greenbush Purchasing Policy requires that purchases of \$10,000 or more require approval by the Town Board; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is \$81,530.00 from the Highway Machinery Line for this expense, which will require the following budget transfer;

Fund	Transfer in	Transfer out
5142.4.2 Snow Removal - Contractual		\$60,000
5130.4.2 – Highway Machinery - Contractual	\$60,000	

now, therefore, be it

RESOLVED, that the Town Board authorizes the Commissioner of Public Works to purchase two (2) stainless steel dump bodies as detailed on Quote #20002 from Zwack Inc. from the Oneida County Bid #1989 in an amount not to exceed \$81,530.00.

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

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

179-2020 A Resolution to Appoint Jeremy M. Haberland to the Position of Laborer in the Department of Public Works

WHEREAS, the Department of Public Works has an existing vacancy for the position of Laborer at the Transfer Station; and

WHEREAS, the Commissioner of Public Works reviewed our file of applications for jobs within the Department of Public Works; and

WHEREAS, all submitted applications were reviewed, and because Jeremy M. Haberland’s credentials were so far in excess of other candidates, an interview was scheduled

and conducted by the Town Supervisor, the Commissioner of Public Works, and Deputy Commissioner of Public Works; and

WHEREAS, Jeremy M. Haberland was unanimously selected as the most qualified candidate for the position due to his experience in the public works field; and

WHEREAS, the Town Comptroller has confirmed that this appointment can be funded with the 2020 budget code 81601.01.01;

now, therefore, be it

RESOLVED, that the Town Board confirms the appointment of Jeremy M. Haberland to the position of Laborer in the Department of Public Works, Transfer Station, at the rate of \$21.2326 per hour as specified by the CSEA Collective Bargaining Agreement. This appointment will be effective as of September 1st, 2020.

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

180-2020 A Resolution Authorizing the Solicitation of Proposals from the Approved List of Town Engineers for an Upstream Drainage Study at 16 Evergreen Way

WHEREAS, since 2016, the Town has received several complaints of flooding from the residents at 16 Evergreen Way during heavy rain events; and

WHEREAS, an informal assessment of the drainage system at that location was conducted by the Commissioner of Public Works to ensure that the flooding was not being caused by a blockage such as roots or debris and finding none; and

WHEREAS, during the subsequent rain event, the property at 16 Evergreen Way was again flooded requiring the Fire Department to pump water out of the basement; and

WHEREAS, the Commissioner of Public Works has determined that an upstream drainage study at this location is needed to determine the sources of the drainage problems and to determine what steps can be taken to mitigate the drainage issue; and

WHEREAS, the Town Comptroller confirms that this resolution has no material impact at this time because it is merely requesting the authority to solicit proposals;

now, therefore, be it

RESOLVED, that the Town Board authorizes the solicitation of proposals from the Approved List of Town Engineers for an Upstream Drainage Study at 16 Evergreen Way.

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

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

181-2020 A Resolution Authorizing the Solicitation of Bids for a Sewer Inspection Camera

WHEREAS, the Town of East Greenbush has a need for an updated Sewer Inspection Camera System to replace our current unit which has been in service since 2006 and lacks the ability to record in a commonly used format such as MP-4 thereby limiting our ability to share data obtained by it; and

WHEREAS, the need to assess the condition of the Town’s storm sewers and sanitary sewers on a routine and recurring basis is becoming critical to prevent sink holes and blockages; and

WHEREAS, the Commissioner of Public Works has developed specifications for a camera system that has the capabilities that we require including common output file formats and GPS tracking ability; and

WHEREAS, the GEIS Committee has reviewed the eligibility of this project to be funded with GEIS Water/Sewer Funds and determine that it is eligible; and

WHEREAS, the Town Comptroller confirms this resolution has no material impact at this time because it is merely requesting the authority to solicit bids; now, therefore, be it

RESOLVED, that the Town Board authorizes the Finance Office to solicit bids for the procurement of a new Sewer Camera System.

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

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

182-2020 A Resolution Authorizing Purchase and Installation of a Sign at the Wastewater Treatment Plant

WHEREAS; a sign to be installed at the east entrance of the Wastewater Treatment Plant is part of a \$75,000 landscaping project which is the final phase of the Wastewater Treatment Plant upgrade project; and

WHEREAS; the Commissioner of Public Works designed the sign as depicted at Attachment 1; and

WHEREAS, in accordance with the Town of East Greenbush Purchasing Policy four quotes for this sign were solicited, with the only positive response being from Saxton Sign Corp in the amount of \$13,958.33; and

WHEREAS, the Town of East Greenbush Purchasing Policy requires that purchases of \$10,000 or more require approval by the Town Board, and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is \$13,958.33 from the Special Items charge code A1960.4.01. now, therefore, be it

RESOLVED, that the Town Board authorizes the Commissioner of Public Works to contract with Saxton Sign Corp. to purchase and install the sign as depicted at Attachment 1.

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

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

183-2020 A Resolution Adopting the Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan by the Town of East Greenbush

WHEREAS, the Town of East Greenbush, 225 Columbia Turnpike, Rensselaer NY 12144, with assistance from AECOM and Rensselaer County Bureau of Public Safety, has gathered information and prepared the Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan; and

WHEREAS, the Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the Town of East Greenbush is a local unit of government that has afforded the citizens an opportunity to comment and provide input on the Plan and the actions in the Plan; and

WHEREAS, the Town Board of the Town of East Greenbush has reviewed the Plan and affirms that the Plan will be updated no less than every five years;

WHEREAS, the Town Comptroller confirms this resolution has no material impact at this time;

now, therefore, be it

RESOLVED that the Town Board of East Greenbush hereby adopts the Rensselaer County Multi-Jurisdictional Hazard Mitigation Plan as approved by FEMA and New York State in July 2020 as this jurisdiction’s Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

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

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

184-2020 A Resolution to Adjust the Transfer Station Permit Rates to Allow For Reduced Fee Permits for the Second Half of 2020

WHEREAS, it is necessary to establish policies and rates for the use of the East Greenbush Transfer Station; and

WHEREAS, the use of the Transfer Station has increased by residents of the Town of East Greenbush this year partly due to the COVID-19 pandemic and the increase in performance of home projects; and

WHEREAS, it is desirable to be able to issue a short term permit to cover the last half of this year due to the unusual circumstances; and

WHEREAS, the revenue goals for 2020 for the Transfer Station are anticipated to be exceeded; and

WHEREAS, the Commissioner of Public Works has requested that, due to hardships caused on family budgets by current circumstances, the Town Board consider a one-time reduced rate Transfer Station Permit for the second half of 2020; and

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

now, therefore, be it

RESOLVED, that the Town Clerk and Transfer Station attendants be authorized to issue a short term permit to cover the months of July through and December at a price of \$60 for regular Transfer Station Permits, \$40 for Senior Citizen Transfer Station Permits, and \$75 for Non-resident Transfer Station Permits.

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

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

185-2020 A Resolution 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 is reaching 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 \$49,488.00 for one new 2020 Ford Police Interceptor Utility Vehicle, and

WHEREAS, the Town Comptroller confirms that the financial impact of this resolution is \$49,488.00 from the charge code 19904.01.04 Contingency, transferred to 31202.01.02 Police EQ; and covered by the following budgetary transfer;

Fund	Transfer in	Transfer out
19904.01.04 Contingency		\$49,488.00
31202.01.02 Police EQ	\$49,488.00	

now, therefore, be it

RESOLVED, that the Town Board authorizes the Police Chief to purchase one (1) new 2020 Ford Police Interceptor Utility Vehicle from Beyer Ford LLC, per the Westchester County Contract # RFB-WC-19023.

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

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

186-2020 A Resolution Authorizing Purchase of One Mavic 2 (DUAL) Enterprise Drone with Smart Controller and Fly More Accessory Package for the Police Department from Mechanical Testing, Inc.

WHEREAS, it is the intention of the Police Department to create and maintain an Unmanned Aerial System (UAS) program to enhance the department’s mission of protecting lives and property when other means and resources are not available or are less effective in accomplishing that goal; and

WHEREAS, the Town of East Greenbush requested a quote through Mechanical Testing, Inc. for one (1) DJI Mavic 2 (DUAL) Enterprise Drone, which also includes a Smart Controller and Fly More Accessory Package; and

WHEREAS, quote #494 was submitted by Mechanical Testing, Inc. for (1) DJI Mavic 2 (DUAL) Enterprise Drone, with Smart Controller and Fly More Accessory Package in the amount of \$4,475.00; and

WHEREAS, the Town Comptroller confirms that the financial impact of this resolution is \$4,457.00 to 31202.01.02 Police EQ, which will consume \$4,457.00 in Town General Fund balance; and covered by the following budgetary transfer;

Fund	Transfer in	Transfer out
Town General Fund balance A917(1)		\$4,457.00
31202.01.02 Police EQ	\$4,457.00	

now, therefore, be it

RESOLVED, that the Town Board authorizes the Police Chief to purchase one (1) DJI Mavic 2 (DUAL) Enterprise Drone, with Smart Controller and Fly More Accessory Package in the amount of \$4,475.00 from Mechanical Testing, Inc. per the results of Quote #494 in an amount not to exceed \$4,475.00.

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

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

187-2020 A Resolution to Purchase A Supply of Ammunition for the East Greenbush Police Department

WHEREAS, the Town Board intends to provide members of the Town Police Department and EGPD SSRT members with sufficient ammunition for their respective bi-annual and bi-weekly training in order to maintain their certifications as well as for their daily use; and

WHEREAS, the current supply of ammunition nationwide is depleted and the firearms instructors have been advised by the distributors that there may not be sufficient ammunition necessary for the police department members to qualify for the 2021 upcoming spring and fall range, nor for the SSRT members to continue to train throughout 2021 if the department supply isn't secured in a timely fashion; and

WHEREAS, the police firearms instructors and the Chief of Police, have recommended to replenish the Federal American Eagle 9mm/147 and Federal Ammo Lake City 5.56mm training and duty ammunition; and

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

now, therefore, be it

RESOLVED, that the Chief of Police be and hereby is authorized to enter into an agreement with Amchar Wholesale Inc. of Rochester New York, under NY State Contract Number PC66331, for the purchase and replenishment of the police department's 2021 ammunition for a total expenditure of \$ 9,898.94;

and be it further

RESOLVED, that this resolution shall take effect immediately.

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

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

188-2020 A Resolution to Approve the Appointment of Part-Time Police Dispatchers

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

WHEREAS, these individuals currently meet the presumptive, non-competitive qualifications for this title as established by the Rensselaer County Civil Service Commission and whose names are listed and attached hereto; and

WHEREAS, the Town Comptroller confirms that the provisions of this resolution were planned for in the current Budget and will have no material impact on the Town Finances; now, therefore, be it

RESOLVED, that on the recommendation of the Chief of Police, the individuals so listed below, and the same hereby are 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,

Kara Blakeman
Jakeb Boniface

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 Kennedy and brought to a vote resulting as follows:

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

189-2020 A Resolution to Direct Certain Mitigation Fees Received in Connection with the Single Family Home Development at 50 Lona Lane and 56 Lona Lane to the GEIS Water/Sewer Fund

WHEREAS, the Town of East Greenbush received an applications for building permits to construct single family residences at 50 Lona Lane and 56 Lona Lane (the “Project”); and

WHEREAS, on March 14, 2007 the Town of East Greenbush Town Planning Board issued Conditional Approval of the Final Plat for the Birch Lane/Railroad Avenue Major 27-lot Subdivision (aka “Birch Haven Estates”); and

WHEREAS, the Planning Board, as a condition of approval, required that the developer pay fees associated with the project; and

WHEREAS, on March 7, 2007, the Town issued a “Schedule of Outstanding Fees and Payment” for the Project, which schedule included a “Remaining I&I Fee” of \$2,000/lot and a “Sewer Connection Fee” of \$2,500/lot to be paid prior to obtaining each building permit; and

WHEREAS, Town policy is that land development mitigation fees be paid to the Town in accordance with the Western East Greenbush Generic Environmental Impact Statement (“GEIS”) and Local Law No. 5 of the year 2018 in order to mitigate the impact of development in Town, including impacts to the Town’s Water/Sewer infrastructure; and

WHEREAS, Local Law No. 5 of the year 2018 created a series of segregated accounts into which land development mitigation fees collected by the Town are to be deposited and among these accounts is the GEIS Water/Sewer account; and

WHEREAS, the GEIS Committee issued a recommendation that all Remaining I&I Fees and Sewer Connection Fees collected in connection with the Project be deposited into the GEIS Water/Sewer account; and

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

now therefore be it

RESOLVED, that the Town Board finds that the fees assessed in 2007 were collected to mitigate impacts associated with the Town’s Water/Sewer infrastructure, that collection of these fees is consistent with the GEIS and the policy outlined in Local Law 5 of 2018, and hereby directs that the \$9,000.00 required in connection with the Project be deposited into the GEIS Water/Sewer account.

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

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

190-2020 A Resolution to Authorize the Town Supervisor to Sign an Agreement for Maintenance of Post-Construction Stormwater Management Facilities (SWMFs) Installed in Connection with the University at Albany’s Bioscience Development Corporation’s B-Wing Parking Lot Expansion Project (PZD File #18-06)

WHEREAS, the Town of East Greenbush is subject to Municipal Separate Storm Sewer System (MS4) Phase II requirements of State Pollutant Discharge Elimination System (SPDES) General Permit GP-0-15-003 stormwater management requirements of the National Pollutant Discharge Elimination System (NPDES); and

WHEREAS, the University at Albany’s Bioscience Development Corporation (UABDC) undertook the B-Wing Parking Lot Expansion Project (the “Project”) which is subject to the requirements of NYSDEC General Permit for Stormwater Discharges from Construction Activity (Permit Number GP-0-15-002) and the Town’s Comprehensive Zoning Law (CZL), including Section 3.13 Erosion, Sediment Control and Stormwater Management, and installed Post-Construction Stormwater Management Facilities (SWMFs) which are to be privately owned and operated; and

WHEREAS, UABDC is the owner or operator of the Project and SWMFs (SPDES Permit Number NYR11G226) and has submitted to the Town a partially executed Stormwater Management Facilities Maintenance and Easement Agreement (the “Agreement”), which is attached hereto; and

WHEREAS, the attached Agreement contains modifications from the Town’s Template Agreement as approved by Town Board resolution 221-2019; and

WHEREAS, the MS4 Coordinator and Town Attorney have reviewed the attached Agreement and approve of the Agreement, including the changes to the Town’s Template Agreement, as consistent with the project specifics and applicable requirements; and

WHEREAS, Town Board resolution 240-2019 is amended to provide that a) references to “B-Wing Parking Lot Expansion Project” therein be revised to read “Parking Lot Repair and Expansion Project” and b) references to “PZD File #18-06” therein be revised to read “PZD File #17-07”; and

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

now, therefore be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to execute the attached Agreement;

and be it further

RESOLVED, Town Board resolution 240-2019 is amended as provided herein.

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

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

191-2020 A Resolution to Appoint Mary Hendrick to the Position of Clerk within the Finance Department on a Provisional Basis

WHEREAS, the Town Supervisor has identified the need within the Finance Department to have a full time Clerk whose primary focus is Purchasing; and

WHEREAS, Mary Hendrick has been working as Clerk to the Town Comptroller since April 2017 and has proven through her work that she has the knowledge and ability to serve the Town as a Purchasing Clerk within the Finance Office; and

WHEREAS, the responsibilities of this position will include, but not be limited to, assist Department Heads in the development and administration of bids, purchasing policy compliance which includes reviewing vouchers and purchase requisitions to ensure that all purchases are in compliance with the purchasing policy prior to payment, maintain and monitor capital projects to submit and coordinate drawdowns, and an review of the Town’s Purchasing Policy; and

WHEREAS, the position of Part Time Clerk was budgeted for in the 2020 Budget for Purchasing which is part of the Finance Department; and

WHEREAS, the Town Comptroller confirms that this resolution can be funded with the 2020 budget since the transfer is effective with the next payroll going forward;

now, therefore, be it

RESOLVED, that Mary Hendrick will transfer from the Comptroller’s Office to the Finance Department as a Clerk on a provisional basis, pending the next Clerk’s exam administered by the Rensselaer County Civil Service Commission

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

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

192-2020 A Resolution Awarding the Bid for Construction of the Town Park Restrooms Utilizing GEIS Recreation Fees

WHEREAS, the high volume of year-round use at the Town Park has created a need for an ADA compliant restroom to be available year round; and

WHEREAS, Resolution 192-2019 authorized the Finance Officer to obtain bids for the supply, purchase, and construction of new bathrooms at the Town Park; and

WHEREAS, the lowest responsible bid that met the specifications of the bid was submitted by Bunkoff General Contractors Inc. of Latham, NY in an amount not to exceed \$273,000.00; and

WHEREAS, the GEIS Committee has recommended to the Town Board that this is an appropriate use of GEIS Recreation funds; and

WHEREAS, the Town of East Greenbush Purchasing Policy requires that purchases of \$10,000 or more must be approved by the Town Board; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is \$273,000 from the Recreation GEIS Fees 80304.01.04.004 for this expense and use of A915 Assigned GEIS Funds;

now, therefore, be it

RESOLVED, that the Town Board authorizes the Town Supervisor to execute a contract with Bunkoff General Contractors to construct new restrooms at the Town Park in an amount not to exceed \$273,000.00.

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

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

193-2020 A Resolution Authorizing the Supervisor to Sign and Submit a Letter of Support for Grant Applications Relative to Establishing a K9 Unit in the East Greenbush Police Department

WHEREAS, this resolution was not submitted in time to be considered on the regularly scheduled pre-board meeting of September 9, 2020 and was subsequently presented to the Town Board on September 15, 2020; and

WHEREAS, the East Greenbush Police Department (EGPD) has researched the establishment of a K9 Program in the Department and demonstrated to the satisfaction of the Town Board that such a program would benefit our continuing efforts to support our excellent Police Department as they keep our Town safe; and

WHEREAS, the total cost of funding such a program is currently beyond the means of the Town as it requires significant start-up costs including the purchase and training of the dog, the acquisition of a specially equipped vehicle, and the purchase of supplies, including a kennel to be maintained at the handler's residence; and

WHEREAS, grant funding is available to assist the Town with the start-up costs but among the requirements for grant applications are formal letters of support from the Town Supervisor, the Chief of Police and the Police Union; and

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

now, therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush authorizes the Town Supervisor to sign and submit a letter of support for all grant applications submitted for the purpose of establishing a K9 unit in the East Greenbush Police Department.

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

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

194-2020 A Resolution Approving the 2021 Policy Year Changes for Capital District Physicians Health Plan (CDPHP) and MVP Plan as Health Insurance Options for Town Employees

WHEREAS, this resolution was not submitted in time to be considered on the regularly scheduled pre-board meeting of September 9, 2020 and was subsequently presented to the Town Board on September 15, 2020; and

WHEREAS, in 2020, the Town of East Greenbush offered employees the CDPHP Platinum 130 EPO Copayment Plan and the MVP Liberty Exclusive Provider Organization (EPO) 1 Plan; and

WHEREAS, the Director of Finance, after reviewing renewal options for 2021, has recommended that we continue to offer employees the CDPHP Platinum 130 EPO Copayment Plan and the MVP Liberty Exclusive Provider Organization (EPO) 1 Plan again; and

WHEREAS, the MVP Platinum – EPO 1 Plan has a 5.0% increase over the 2020 rates, and the CDPHP Platinum 130 EPO Copayment Plan has a 3.8% increase over the 2020 rates making these the lowest rates available to the Town and employees; and

WHEREAS, the Director of Finance and the Human Resources Manager will continue to review the changes that are made to plans for 2022 to see if these plans will remain beneficial to employees and the Town, or if other insurance options will need to be considered to provide a sustainable benefits program for the Town and employees; and

WHEREAS, the Director of Finance has used the rates provided to the Town for MVP and CDPHP to adequately account for Health Insurance projections in the 2021 Tentative Budget; and

WHEREAS, the Town Comptroller confirms that this resolution has a material impact on the Town’s finances budgeted to the 2021 Medical Insurance Account 90608 for operating funds;

now, therefore, be it

RESOLVED, that the Town of East Greenbush’s policy year for medical insurance will remain December 1, 2020 – November 30, 2021, and the Town will offer a choice of CDPHP Platinum 130 EPO Copayment Plan and the MVP Liberty Exclusive Provider Organization (EPO) 1 Plan to employees.

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

195-2020 A Resolution Accepting the Resignation of Michelle Merola

WHEREAS, this resolution was not submitted in time to be considered on the regularly scheduled pre-board meeting of September 9, 2020 and was subsequently presented to the Town Board on September 15, 2020; and

WHEREAS, part-time Dispatcher Michelle Merola, has now accepted full time employment with the Rensselaer County Clerk’s Office and submitted her resignation to the Town; and

WHEREAS, this Board extends its thanks to Michelle Merola for her service to the Town and wishes her success in her future endeavors; and

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

RESOLVED, that the resignation of Michelle Merola is hereby accepted, and will be effective as of September 14, 2020.

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

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

196-2020 A Resolution to Schedule a Special Meeting

WHEREAS, this resolution was not submitted in time to be considered on the regularly scheduled pre-board meeting of September 9, 2020 and was subsequently presented to the Town Board on September 15, 2020; and

WHEREAS, the Town Board of the Town of East Greenbush had to cancel a Special Meeting on September 9, 2020 which was scheduled to appoint an Assistant Chief of Police because the Rensselaer County Civil Service Commission canceled its August meeting due to scheduling conflicts and did not have a chance to approve the qualifications of the person selected for the appointment; and

WHEREAS, the Rensselaer County Civil Service Commission is now scheduled to meet on September 30, 2020; and

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

RESOLVED, that the Town Board of the Town of East Greenbush hereby schedules a Special Meeting for October 1, 2020 at 6:00 p.m. at the Red Barn in the Town Park, 100 Town Park Road, East Greenbush, NY 12061 for the purpose of appointing an Assistant Chief of

Police and attending to any other business that may be brought to the attention of the Town Board.

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

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

ADJOURNMENT

Motion to adjourn is made by Supervisor Conway and seconded by Councilor Tierney and brought to a vote resulting as follows:

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