



# The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

## TOWN BOARD AGENDA April 17, 2019

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

### Members of Town Board

Present

Absent

Supervisor J. Conway  
Councilor T. Tierney  
Councilor H. Kennedy  
Councilor R. Matters  
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.

**Presentations:**                    **School Budget Presentation - Superintendent Jeff Simons**  
   **E37 Pipeline National Grid – Laurie Poltynski**

### Resolutions and Proposals by Town Board Members:

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#### 74-2019            A Resolution to Approve Meeting Minutes

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

**WHEREAS**, that the minutes of the regular Town Board Meeting held on March 20, 2019 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 March 20, 2019 are hereby approved as submitted.

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

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

**75-2019 A Resolution to Turn the Town of East Greenbush Teal During the Month of September 2019 for the Purpose of Providing Support, Education and Advocacy for Women with Ovarian Cancer**

**WHEREAS**, Turn The Towns Teal® is a national campaign to make women and men aware of ovarian cancer, its subtle symptoms and risk factors since it has been proven that ‘the earlier the diagnosis, the better the prognosis’; and

**WHEREAS**, during National Ovarian Cancer Awareness Month in September, volunteers from Turn the Town Teal call attention to this disease by tying biodegradable, USA-made ribbons in various locations like town centers, businesses, places of worship, neighborhoods and on individual properties; and

**WHEREAS**, Turn the Towns Teal founder Gail MacNeil of Chatham, New Jersey set forth certain guidelines for the campaign, including that volunteers receive written approval from their Towns about the placement of ribbons; and

**WHEREAS**, Columbia High School in East Greenbush, under the leadership of Mary Signorelli and Michael Leonard, has raised thousands of dollars for this cause through fund-raising and participation in the Teal Ribbon Run; and

**WHEREAS**, members of the Town Board of the Town of East Greenbush wish to support and participate in this campaign to raise awareness and support for efforts to find a cure for ovarian cancer;

now, therefore, be it

**RESOLVED**, that the Town Board declares September 2019 Ovarian Cancer Awareness Month in the Town of East Greenbush;

and be it further

**RESOLVED**, that the Town hereby provides written approval to the local chapter of Turn the Towns Teal to place teal ribbons on all Town-owned properties and rights of way during the month of September for the purpose of providing support, education and advocacy for women with ovarian cancer;

and be it further

**RESOLVED**, that the Town Board encourages residents to join the campaign to Turn the Town Teal and help raise funds and awareness for the effort to find a cure for ovarian cancer.

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:

**76-2019      A Resolution Proclaiming the Week of May 12 – May 18, 2019 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 15<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 Canestota, which would prompt the State Legislature to designate Police Week in New York and would lead to the establishment 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**, this Board joins with the townspeople 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 12 - 18, 2019 be and hereby is proclaimed Police Week in East Greenbush.

The foregoing resolution was 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 H. Kennedy	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED:

**77-2019      A Resolution Proclaiming April 2019 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 2019 be and hereby is proclaimed Child Abuse Prevention Month in East Greenbush.

The foregoing resolution was 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:

**78-2019      A Resolution Authorizing Replacement of the Roof Top Furnace at Corliss Avenue Pump Station**

**WHEREAS**, during a service call to BPI Mechanical Service to repair the roof top furnace at the Corliss Avenue Pump Station, it was determined that the furnace was not repairable and that it needed to be replaced; and

**WHEREAS**, the Deputy Commissioner of Public Works requested quotes for replacement of the failed roof top furnace; and

**WHEREAS**, the lowest responsible quote that met the specification was submitted by A Plus Heating and Air Conditioning in the amount of \$16,500; 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 confirms the material financial impact of this resolution is not to exceed \$16,500.00 from the Sewer Fund (8120.4.7) for this Corliss Roof Furnace expense;

Fund	Transfer in	Transfer out
GEIS Water/Sewer Fund Balance A915 Revenue 2374.01.00.24	\$16,500	\$16,500
81204.07.04 Treatment Disposal CE SS917 (07)	\$16,500	\$16,500

now, therefore, be it

**RESOLVED**, that the Town Board authorizes the Commissioner of Public Works to order the replacement of the roof top furnace for the Corliss Avenue Pump Station using A Plus Heating and Air Conditioning in an amount not to exceed \$16,500.00.

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:

**79-2019 A Resolution Authorizing the Use of GEIS Recreation Funds for Woodland Park Improvements**

**WHEREAS**, the Town Board prepared the Western East Greenbush Generic Environmental Impact Statement (GEIS), dated July 2009, to evaluate the cumulative impacts of growth within the GEIS study area. Mitigation fees were developed for the following critical elements in East Greenbush: land use/GIS, water/sewer, recreation, and traffic; and

**WHEREAS**, in accordance with the GEIS Findings Statement a capital improvement expenditure is required to fund the following project:

Woodland Park Improvements including a gazebo, plants and shrubs, and picnic tables. This improvement expenditure will serve as mitigation for the growth inducing impacts caused by development within the Western GEIS Study Area.

**WHEREAS**, the GEIS committee has recommended to the Town Board that this is an appropriate use of GEIS recreation funds; and

**WHEREAS**, the Town Comptroller confirms the material financial impact of this resolution is not to exceed \$15,000.00 from the GEIS Recreation Fund Balance allocated to the Parks CE expense;

Fund	Transfer in	Transfer out
GEIS Recreation Fund Balance A915 (Revenue 2374.01.00.04)		\$15,000
71104.01.04 Parks CE	\$15,000	

now, therefore, be it

**RESOLVED**, that the Town Board authorizes the use of GEIS funds for this project and approves an expenditure not to exceed \$15,000.00 for the purpose of making improvements to Woodland Park.

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

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

**80-2019 A Resolution to Authorize Surface Treatment of Town Highways**

**WHEREAS**, in accordance with Town policy and General Municipal Law, all public works expenses in excess of \$20,000 require Town Board approval; and

**WHEREAS**, the Rensselaer County bid for Conventional Asphalt Paving was awarded on April 9, 2019 until December 31<sup>st</sup>, 2109, and the results of the bid were made available to all municipalities and school districts in the State of New York; and

**WHEREAS**, the New York State Office of General Services Bid for Comprehensive Liquid Bituminous Materials Award 23101, was awarded on April 1, 2018 until March 30<sup>th</sup>, 2020 and the results of the bid were made available to all municipalities and school districts in the State of New York; and

**WHEREAS**, the GEIS committee has recommended to the Town Board that paving of the Town Park Road is an appropriate use of GEIS Recreation Funds; and

**WHEREAS**, the Commissioner of Public Works has reviewed the needs of the Town and determined that as many of the following pavement preservation projects as possible will be completed this season subject to available funding; and

ROAD NAME	PROCESS	ESTIMATED COST	ROAD NAME	PROCESS	ESTIMATED COST
Carvill Lane	T&L, Chip Seal	\$34,500	Johnny Circle	Overlay	\$5,796
Delehunt Drive	Cape Seal	\$16,848	Kristen Court	Cape Seal	\$6,858
Elliot Avenue	Overlay	\$7,830	Marble Road	Overlay	\$17,370
Fieldcrest Drive	Overlay	\$13,476	Mill Run	Overlay	\$28,505
Foxwood Circle	Cape Seal	\$7,603	New Road	T&L, Chip Seal	\$64,186
Glaz Street	Cape Seal	\$5,816	Patroon Lane	Overlay	\$18,352
Hartfield Court	T&L, Cape Seal	\$18,080	Pineview Lane	Cape Seal	\$19,008
Hemlock Lane	Cape Seal	\$9,212	Tamarack Lane	Cape Seal	\$30,699
Huntswood Drive	Cape Seal	\$51,694	Town Park Road	T&L, Chip Seal	\$43,549
Jodon Drive	Cape Seal	\$5,346	Tyler Drive	Cape Seal	\$6,858

**WHEREAS**, the Commissioner of Public Works states that the estimates for the work will not exceed \$411,586. This amount is the 2019-2020 Consolidated Local Street and Highway Improvement Program (CHIPS) funding (\$156,067), the PAVE-NY supplemental funding (\$29,933), GEIS Recreation Fees (\$43,549), Developer ESCROW (\$12,812) and the paving budget for 2019 (\$169,225); and

**WHEREAS**, the Town Comptroller believes at this time that this resolution will have a 2019 budgeted or designated fund/escrow impact on Town Finances:

- Account Code 51124.01.04 CHIPS/ PAVE-NY for \$186,000,
- Account Code 51104.02.04 General repair Paving \$169,225,
- Account Code 80204.01.04.08 Escrow Planning \$12,812, and
- Account Code 2374.01.00.04 GEIS Recreation Fees \$43,549;

now, therefore, be it

**RESOLVED**, that the Commissioner of Public Works is hereby authorized to approve paving expenses not to exceed \$411,586 for surface treatment of the aforementioned Town roads.

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 B. Fritz            VOTED:
- Councilor R. Matters         VOTED:

**81-2019        A Resolution Authorizing Repaving the Waste Water Treatment Plant Parking Lot from Rensselaer County Bid**

**WHEREAS**, the planned upgrade of the Waste Water Treatment Plant included installation of curbing and repaving the upper parking lot; and

**WHEREAS**, the paving project was let for bid and the bid amount was in excess of the project budget; and

**WHEREAS**, it was determined that the most cost effective method of accomplishing this project was for the Department of Public Works to prepare the parking lot for paving using force account labor and award the paving portion of the contract to a qualified contractor from the Rensselaer County Conventional Asphalt Paving Bid (RFB 19-13); 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 confirms the financial impact of this resolution is not to exceed \$100,000.00 from the Town Sewer Fund Balance allocated to all four sewer districts for this sewer plant paving expense;

Fund	Transfer in	Transfer out
General Sewer Fund Balance (07 )SS-917		\$40,000
Hampton Sewer Fund Balance (08)SS-917		\$13,000
Couse Sewer Fund Balance (09)SS-917		\$13,000
3 <sup>rd</sup> Ave Sewer Fund Balance (10)SS-917		\$34,000
81304.07.04 Treatment Disposal CE	\$40,000	

81304.08.04 Treatment Disposal CE	\$13,000	
81304.09.04 Treatment Disposal CE	\$13,000	
81304.10.04 Treatment Disposal CE	\$34,000	

now, therefore, be it

**RESOLVED**, that the Town Board authorizes the Commissioner of Public Works to contract with New Castle Paving to pave the upper parking lot at the Waste Water Treatment Plant per the specifications contained in the upgrade plan in an amount not to exceed \$100,000.00.

The foregoing 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 H. Kennedy	VOTED:
Councilor R. Matters	VOTED:
Councilor B. Fritz	VOTED:

**82-2019 Resolution Authorizing the Purchase of a Rubber Tracked Skid Steer from New York State OGS Contract**

**WHEREAS**, the Sewer Department requires a Rubber Track Skid Steer to support Waste Water Treatment Plant operations and replace the 2003 Wheeled Skid Steer currently in use; and

**WHEREAS**, the State of New York has awarded a contract for the purchase of Heavy Duty Equipment – (Group Number 40625, Contract Number PC 67693) including a Kubota SVL75 Rubber Tracked Skid Steer; 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 the provisions of this proposed Board action were included in the Town’s 2019 Budget Line 81304.7/8/9/10;

now, therefore be it

**RESOLVED**, that the Town Board hereby authorizes the Commissioner of Public Works to purchase one Kubota SVL75 Rubber Tracked Skid Steer with options indicated on the quote from the above contract for a price not to exceed \$53,925.85.

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

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



**83-2019            A Resolution Authorizing the Solicitation of Quotes and the Use of GEIS Funds for Camera Inspection of Sewer Lines Between Hideaway and Luther Road Pump Stations and in the Vicinity of Sherwood Park**

**WHEREAS**, the sewer lines running from the Luther Road Pump Station to the Hideaway Pump Station and the lines that run through Sherwood Park into the Corliss Pump Station are a critical part of the Town’s sewer infrastructure; and

**WHEREAS**, based on analysis of flow data at these pump stations, it is suspected that the sewer system has Inflow and Infiltration issues which could be addressed by slip lining those sewer lines; and

**WHEREAS**, it is necessary to conduct a camera inspection of these sewer lines to determine which sections need to be slip lined and to set up the bid specifications accordingly; and

**WHEREAS**, in the GEIS Committee Meeting held on April 1, 2019, the Deputy Commissioner of Public Works presented this information to the GEIS Committee who voted to recommend approval of the use of GEIS funds for the Camera Inspection of Sewer Lines Between Hideaway and Luther Road Pump Stations and in the vicinity of Sherwood Park; and

**WHEREAS**, the Town Comptroller confirms the material financial impact of this resolution is not to exceed \$30,000.00 from the GEIS Water/Sewer Fund Balance allocated to the 80204.07.04 Sanitary Sewer CE expense;

Fund	Transfer in	Transfer out
GEIS Water/Sewer Fund Balance A915 (Revenue 2374.01.00.24)		\$30,000
81204.07.04 Sanitary Sewer CE	\$30,000	

now, therefore be it

**RESOLVED**, that the Town Board authorizes the use of GEIS Funds for a Camera Inspection of Sewer Lines Between Hideaway and Luther Road Pump Stations and in the vicinity of Sherwood Park utilizing Precision Trenchless LLC from Onondaga County Contract at a price not to exceed \$30,000.

The foregoing resolution was duly moved by Councilor Fritz and seconded by Councilor Kennedy and 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:

**84-2019      A Resolution Authorizing Directional Boring of Water Line under Red Mill Creek at Old Troy Road**

**WHEREAS**, the Town of East Greenbush Water Department’s best practices include providing a alternate method of providing water to as many areas of the Consolidated General Water District as possible in the event of a water main break; and

**WHEREAS**, in the event of a catastrophic failure on the 30” transmission line on Route 4, much of the Town of East Greenbush would be without water, and the installation of this 8” main would provide the Town the ability to maintain a water flow to most of the Consolidated General Water District; and

**WHEREAS**, the Water Department has solicited three quotes for installation of the water main under Red Mill Creek as part of a water main installation project that it is otherwise installing using force account labor; and

**WHEREAS**, the lowest quote received was from Drilling Technologies Inc. in the amount of \$33,400.00; 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 confirms that the financial impact of this resolution is \$33,400.00 from the 2019 budgeted Water Department account code 8340.4.5 Transmission/Distribution CE for this expense;

now, therefore, be it

**RESOLVED**, that the Town Board authorizes the Commissioner of Public Works to contract with Drilling Technologies, Inc. to install 360’ of 8” HDPE Water Main under Red Mill Creek at a cost not to exceed \$33,400.00.

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:

**85-2019      A Resolution to Appoint Temporary Seasonal Laborers in the Department of Public Works**

**WHEREAS**, the Department of Public Works requires temporary Seasonal Laborers in the Parks Department and the Sewer Department during the summer months to assist in addressing the backlog of preventative maintenance; and

**WHEREAS**, the Public Works Commissioner has selected two individuals based on their prior experience with the Town; and

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

**WHEREAS**, the Town Comptroller has confirmed that these appointments can be funded with the 2019 budget Parks 71104.01;

now, therefore, be it

**RESOLVED**, that the Town Board confirms the appointment for hours worked, hours paid, with no benefits, of William Clum effective June 24, 2019 at the rate of \$12.00 per hour,

and William Malone effective April 15, 2019 at the rate of \$14.00 per hour. The total amount of this resolution is not to exceed \$10,000 as reflected in the 2019 budget. All appointments will end not later than October 15<sup>th</sup>, 2019 as per the CSEA Collective Bargaining Agreement.

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

**86-2019      A Resolution Setting a Public Hearing on a Proposed Resolution to Terminate the Annual Service Award Program For Volunteers of the W. F. Bruen Rescue Squad**

**WHEREAS**, the Town of East Greenbush has previously authorized and contributed to an annual service award program for volunteer members of the W. F. Bruen Rescue Squad; and

**WHEREAS**, the Board is considering whether the termination of that program would be beneficial for the Town and for the volunteer members of said rescue squad; and

**WHEREAS**, a public hearing is required before the Board can act on any such resolution; and

**WHEREAS**, the Town Comptroller has confirmed that the provisions of this proposed Board action will have no material impact on the Town's finances; now, therefore, be it

**RESOLVED**, that the Board shall hold a public hearing to receive public comments on the resolution terminating said annual service award program, to be held on May 15, 2019, at 6:40 p.m., at the East Greenbush Town Hall, 225 Columbia Turnpike, East Greenbush, New York;

and be it further

**RESOLVED**, that the Town Clerk shall post notices advising the public of this public hearing.

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

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

**87-2019      A Resolution Authorizing the Solicitation of Bids for Consultant Services in Support of a Grant Received from the NYSDEC Water Quality Improvement Program (WQIP) for MS4 Mapping**

**WHEREAS**, the Town requires mapping of outfalls and other elements of the Town’s stormwater drainage system in order to better manage the Town’s regulated municipal separate storm sewer system (MS4) program and ensure compliance with permit conditions; and

**WHEREAS**, the Town applied for NYSDEC Water Quality Improvement Program (WQIP) funding support for necessary outfall and storm sewer system mapping activities (CFA Application #81710) and was selected to receive up to \$57,000 in WQIP funding for MS4 mapping purposes in December 2018; and

**WHEREAS**, it is the opinion of the Director of Planning and Zoning that consultant services are necessary to carry out the mapping activities as part of the WQIP award, including creation of a comprehensive GIS-based mapping system to record locations of stormwater management infrastructure; and

**WHEREAS**, the Town Comptroller has confirmed that this resolution will not have a material impact on the Town’s finances as the Town Board has not yet accepted the grant and not authorized the purchase;

now, therefore be it

**RESOLVED**, that the Town Board Authorizes the Director of Planning and Zoning to solicit bids for consultant services to support implementation of the WQIP mapping grant.

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

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

**88-2019      A Resolution to Schedule a Public Hearing for the Adoption of the Town’s 2019 Annual Report for Phase II SPDES General Permit For Stormwater Discharges From Municipal Separate Storm Sewer Systems (MS4), GP-0-15-003**

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

**WHEREAS**, a Public Hearing is required for further review and consideration of this annual report; and

**WHEREAS**, a copy of the Annual Report will be on file for review at the Town Clerk's Office and on the East Greenbush Stormwater web page on the Town’s website; and

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

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, hold a Public Hearing at the Town Hall, 225 Columbia Turnpike, East Greenbush, New York on the 8th day of May at 5:45 PM to consider adoption of the

Town's 2019 Annual Report for Phase II SPDES General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4), GP-0-15-003.

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:

**89-2019 A Resolution Appointing Samuel Morreale as Planning Intern**

**WHEREAS**, the Director of Planning and Zoning has requested the appointment of a Planning Intern to assist with various Planning and Zoning Department tasks; and

**WHEREAS**, Samuel Morreale has a Master's Degree in Urban and Regional Planning and has worked as a Planning Intern at the Capital District Transportation Authority, and would be able to handle planning and related administrative projects and tasks while at the same time providing him the opportunity to engage in the professional planning field; and

**WHEREAS**, Samuel Morreale will be paid via the Town's payroll software and will continue to submit a bi-weekly timesheet as employees do in accordance with the Town's Employee Handbook, and will be covered under the Town's liability insurance while performing official tasks for the Town; and

**WHEREAS**, the Town Comptroller confirms that a cost for an intern for account code 80201.01.04 Planning PS was included in the 2019 budget;

now, therefore, be it

**RESOLVED**, that the Town Board appoints Samuel Morreale as a Planning Intern in the Planning and Zoning Department for the term of March 20, 2019 – December 31, 2019 at a rate of \$19.00 per hour.

This 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:

**90-2019 A Resolution Authorizing Emergency Repairs to Primary Clarifier Tank No. 1 at the Waste Water Treatment Plant**

**WHEREAS**, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of April 10, 2019 and was subsequently presented to the Town Board on April 12, 2019; and

**WHEREAS**, on or about April 2<sup>nd</sup>, it was brought to the attention of the Commissioner of Public Works that the drive mechanism in Primary Clarifier Tank No. 1 at the Waste Water Treatment Plant (WWTP) had failed; and

**WHEREAS**, the loss of one of two Primary Clarifiers has a negative effect on the operation of the WWTP in that the solids are backing up and a heavy rain event can overtax the

WWTP causing sewage discharge into the Hudson River and result in compliance violations with NYS DEC; and

**WHEREAS**, upon consultation with J.P. Enterprises, the Town’s mechanical contractor for sewer pump stations and the Wastewater Treatment Plant, it was determined that the drive mechanism could not be repaired and that it needed to be replaced; and

**WHEREAS**, we were able to obtain two quotes for the manufacturing of the drive system and one quote for the labor and equipment to install the system; and

**WHEREAS**, in accordance with the Town of East Greenbush Purchasing Policy three quotes were solicited, with the lowest responsible quote being from Environdyne Systems Inc. for the parts in the amount of \$83,820.00 and the labor and equipment for the installation from J.P. Industrial Services LLC in the amount of \$60,000.00 for disassembly and reinstallation of the drive mechanism for a total of \$143,820.00; and

**WHEREAS**, the Town Comptroller confirms the financial impact of this resolution is not to exceed \$143,820.00 from the Town Sewer Fund Balance allocated to all four sewer districts;

<b>Fund</b>	<b>Transfer in</b>	<b>Transfer out</b>
General Sewer Fund Balance (07 )SS-917		\$57,527
Hampton Sewer Fund Balance (08)SS-917		\$18,697
Couse Sewer Fund Balance (09)SS-917		\$18,697
3 <sup>rd</sup> Ave Sewer Fund Balance (10)SS-917		\$48,820
81304.07.04 Treatment Disposal CE	\$57,527	
81304.08.04 Treatment Disposal CE	\$18,697	
81304.09.04 Treatment Disposal CE	\$18,697	
81304.10.04 Treatment Disposal CE	\$48,820	

now, therefore, be it

**RESOLVED**, that the Town Board authorizes the Commissioner of Public Works to contract with Environdyne Systems Inc. for parts in the amount of \$83,820.00 and the labor and equipment for the installation from J.P. Industrial Services LLC in the amount of \$60,000.00 for disassembly and reinstallation of the drive mechanism for a total not to exceed \$143,820.00.

This 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:

**91-2019      A Resolution in Support of Raising Awareness of Sarcoidosis and Declaring April Sarcoidosis Awareness Month in the Town of East Greenbush**

**WHEREAS**, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of April 10, 2019 and was subsequently presented to the Town Board on April 12, 2019; and

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

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

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

**92-2019      A Resolution Honoring the Actions of Three East Greenbush Police Officers Responding to a Call on March 22, 2019**

**WHEREAS**, on March 22, 2019, when Officer Josh Witko was dispatched to an EMS call at the Kensey Apartments he found an individual in the bathroom with uncontrolled bleeding resulting from a dislodged medical port access point; and

**WHEREAS**, Officer Witko exhausted his EMS bag of supplies to stop the bleeding and next used his department- issued tourniquet to stop the bleeding; and

**WHEREAS**, Officer Nicholas Peter and Sgt. Raymond Diaz arrived on the scene to assist and found the bleeding still profuse; and

**WHEREAS**, Officers Peter and Witko reapplied the wound dressing and tourniquet and the bleeding was controlled; and

**WHEREAS**, the individual in question survived the event despite an enormous loss of

blood; the flow of blood was stemmed by the quick reactions of Officers Witko and Peter, and Sergeant Diaz and the provision of the proper tools for responding to such an event;

now therefore, be it;

**RESOLVED**, that on the date of March 22, 2019, the effectiveness of the care that was provided by Officers Josh Witko and Nicholas Peter, and Sergeant Raymond Diaz was successful in stopping the bleeding of a person in a medical crisis and performing the duties of first responders in an effective and exemplary manner.

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

**93-2019      A Resolution to Award the Bid for Playground Design, Construction, Equipment and Surfacing to Game Time/MRC**

**WHEREAS**, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of April 10, 2019 and was subsequently presented to the Town Board on April 15, 2019; and

**WHEREAS**, Resolution 240-2018 authorized the Director of Finance to solicit bids for purchase and construction of a new playground; and

**WHEREAS**, a Request for Bids (RFB 1904) was issued on March 1, 2019 with an estimated project budget of \$180,000.00 and a date certain for completion of June 5, 2019; submissions were due on April 1, 2019; and

**WHEREAS**, two bids were received on April 1, 2019, one from Game Time/MRC and another from Pettinelli Recreation, and each firm submitted two options; and

**WHEREAS**, a scoring sheet was prepared and a review committee empaneled consisting of the Town Supervisor, Town Services Coordinator, Commissioner of Public Works, and Deputy Commissioner of Public Works; and

**WHEREAS**, the Committee scored the submissions and determined on a unanimous basis that Game Time/MRC's Option #1 with a cost not to exceed \$180,000.00 was the only submission that met the design standards required by the Town and was therefore the lowest responsible bid; and

**WHEREAS**, it was determined that Game Time/MRC had the professional qualifications and experience that are required for an undertaking such as this one; and

**WHEREAS**, the Town Comptroller confirms the material financial impact of this resolution is not to exceed \$180,000.00 from the GEIS Recreation Fund Balance allocated to the Parks CE expense;

Fund	Transfer in	Transfer out
GEIS Recreation Fund Balance A915 (Revenue 2374.01.00.04)		\$180,000



71104.01.04 Parks CE	\$180,000	

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush awards the bid for playground design, construction, equipment and surfacing to Game Time/MRC for an amount not to exceed \$180,000.00

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

**94-2019 A Resolution Authorizing the Supervisor to Enter Into an Agreement with Tighe & Bond to Prepare a Feasibility Study and Preliminary Design Report**

**WHEREAS**, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of April 10, 2019 and was subsequently presented to the Town Board on April 15, 2019; and

**WHEREAS**, the Third Avenue and Barracks Road Pump Stations are critical to the operation of the Town of East Greenbush Sewer System as approximately 40% of the Towns’ sewage is conveyed through these pump stations; and

**WHEREAS**, it is the opinion of the Commissioner of Public Works, the Deputy Commissioner of Public Works, and the Town Designated Engineer for Sewer, that a Feasibility Study and Preliminary Design Report are necessary because of the Third Avenue and Barracks Road Pump Stations’ proximity to a number of planned development projects; and

**WHEREAS**, the Town of East Greenbush authorized the solicitation of sealed competitive bids from qualified consultants to prepare a feasibility study and preliminary design report (Town Board Resolution 44-2019), issued RFP 19-05, “2019 Pump Station Upgrade Feasibility Study,” and received eight (8) responsive bids; and

**WHEREAS**, a Selection Committee composed of Town Staff evaluated the three (3) proposals received according to the Evaluation Criteria specified in RFP 19-05 and issued to the Town Board the evaluation results, which included Tighe & Bond as the low bidder; and

**WHEREAS**, in accordance with a recommendation from the Town’s GEIS Policy Committee, Town Board Resolution 44-2019 authorized the use of GEIS Funds for a Feasibility and Preliminary Design Report for Upgrades to the Third Avenue and Barracks Road Pump Stations; and

**WHEREAS**, the Town Comptroller confirms that this resolution will have a material impact on the Town’s finances and will be, in part, funded by a total GEIS Water/Sewer budgetary transfer of \$14,800.00 with the balance coming from either General Fund Balance or other GEIS accounts;

now therefore be it

**RESOLVED**, that the Town Board of the Town of East Greenbush authorizes the Town Supervisor to enter into an agreement with Tighe & Bond to prepare a feasibility study and preliminary design report for an amount not to exceed \$14,800.00

This 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:

**95-2019      A Resolution to Accept the Application of the Pinecrest Plaza Planned Development District Amendment Proposed by SHS Holdings, LLC – George Shannon and Refer It To The Planning Board For Review and Recommendation**

**WHEREAS**, this resolution was not able to be submitted in time for consideration at the regularly scheduled pre-board meeting of April 10, 2019 and was subsequently presented to the Town Board on April 16, 2019; and

**WHEREAS**, the Town of East Greenbush is in receipt of an application for a commercial development site plan amendment known as “Pinecrest Plaza” for construction of two (2) commercial building totaling approximately 24,000 square feet and related site improvements (“Project”) submitted by Hart Engineering on behalf of SHS Holdings, LLC – George Shannon (“Applicant”); and

**WHEREAS**, the project site is located at 1 Springhurst Drive, is identified on the Town’s Tax Roll as Tax Parcel No.177.08-4-11.121, and is currently zoned Planned Development District (PDD); and

**WHEREAS**, the Town Board declared its intent to assume Lead Agency under SEQRA (Resolution #244-2018) in connection with an application for major site plan approval from the Applicant for a project known as “Pinecrest Commercial Park” to be situated on the same site and in connection with the aforementioned Project; and

**WHEREAS**, the subject parcel is a portion of a PDD rezoning request approved by the Town Board by resolution on August 2, 1990 known as the Proposed Rezoning of Lands of Rosenblum (a.k.a. “Rosenblum PDD” or “Pinecrest Planned Development District”); and

**WHEREAS**, in accordance with Section 2.9.11 of the Comprehensive Zoning Law the Code Enforcement Officer shall determine whether a proposed amendment to a PDD is a minor or major change to the approved site plan; and

**WHEREAS**, the Code Enforcement Officer has determined that this proposed amendment is a Major Amendment under Section 2.9.13 of the Comprehensive Zoning Law; and

**WHEREAS**, proposals for PDD Major Amendments must be accepted by the Town Board and then referred to the Planning Board for comprehensive site plan review and a recommendation to approve, deny or approve by the Town Board; and

**WHEREAS**, the application submitted by Hart Engineering on behalf of SHS Holdings, LLC – George Shannon is considered complete; and

**WHEREAS**, the Town Comptroller has determined that this resolution will have no material impact on the Town’s finances;

now, therefore, be it

**RESOLVED**, that the application for the ‘Pinecrest Commercial Park’ Planned Development District Amendment submitted by SHS Holdings, LLC – George Shannon is accepted by the Town Board of the Town of East Greenbush;

and be it further

**RESOLVED**, that the Town Board hereby waives the PDD application fee for this PDD amendment application in view of the Town and the Applicant’s shared interest in clarifying the zoning applicable to this parcel and in the interest of promoting investment on Columbia Turnpike;

and be it further

**RESOLVED**, that said application is hereby referred to the Planning Board for its review and to make a formal recommendation back to the Town Board.

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:

**96-2019            A Resolution Opposing the E37 Pipeline**

**WHEREAS**, Niagara Mohawk Power Corporation d/b/a National Grid is proposing via the Pipeline E37 Reliability and Resiliency Project to install approximately 7.3 miles of new 16-inch diameter natural gas transmission pipeline with a maximum allowable operating pressure of 300 pounds per square inch within the Town of Bethlehem in Albany County, under the Hudson River, and through the Town of East Greenbush into the Town of North Greenbush; and

**WHEREAS**, National Grid has applied to the New York State Public Service Commission (PSC) for a Certificate of Environmental Compatibility and Public Need (Certificate or CECPN) under Section 121-a of the New York State Public Service Law; and

**WHEREAS**, the Project is subject to subdivision three of PSL Section 121-a of Article VII because it will be a gas transmission facility of greater than 125 pounds per square inch (PSI), will be less than 10 miles long, and will have a diameter greater than 6 inches; and

**WHEREAS**, the Article VII process allows local land use regulation in East Greenbush to be preempted, including the preemption of the Town of East Greenbush Zoning code; and

**WHEREAS**, the proposed pipeline route in East Greenbush would require horizontal drilling under the Hudson River; and

**WHEREAS**, the proposed pipeline has the capability to carry natural gas extracted through a process that includes hydraulic fracturing, or “fracking,” and this process has been found to contaminate clean water resources, create toxic air emissions and radioactive waste, and release large quantities of methane gas into the atmosphere; and

**WHEREAS**, the Pipeline would carry a large volume of natural gas through the Town of East Greenbush, which would place residents in harm’s way should an explosion or leak occur; and

**WHEREAS**, the representatives from National Grid were unable to specify the length of pipeline within the Town of East Greenbush, and were unable to provide a definitive percentage of the proposed E37 Pipeline that would be outside of their existing Right of Way; and

**WHEREAS**, the representatives from National Grid stated that the E37 Pipeline will not result in any additional residential or commercial service within the Town of East Greenbush; and

**WHEREAS**, the representatives from National Grid stated that that there have been no service disruptions within the Town of East Greenbush; and

**WHEREAS**, the representatives from National Grid stated that construction and operation of the E37 Pipeline will result in no additional source of financial support to the Town of East Greenbush; and

**WHEREAS**, the E37 Pipeline proposal includes installation of 10 surface valve site facilities designed to provide blowdown, or a release of pressurized natural gas in the Town of East Greenbush; and

**WHEREAS**, any rupture or compromise of the pipeline, even without an explosion or fire, would require extraordinary cleanup efforts, could force residents from their homes, and place a large number of residents in close proximity to hazardous materials; and

**WHEREAS**, East Greenbush residents depend on ground water and public community water systems for potable water supplies, the integrity and safety of which may be jeopardized by construction and operation of the pipeline; and

**WHEREAS**, the Mid-Hudson Regional Sustainability Plan calls for becoming less energy and fossil fuel intensive while strengthening the regional economy, expanding renewable energy generation exponentially across the Region, and improving the resilience of the energy delivery system; and

**WHEREAS**, construction of the E37 Pipeline to support and expand markets for fossil fuels is directly contrary to these regional and statewide clean energy plans and goals; and

**WHEREAS**, the East Greenbush Town Board's responsibility is to provide a safe environment for its residents, and this pipeline raises serious safety concerns as described above; and

**WHEREAS**, the proposed E37 Pipeline potentially threatens the environment, health, safety, and welfare of the community; negatively impact the cultivated fields near the route; decrease the values of homes located along its route and in surrounding neighborhoods; and negatively impact potential future development in East Greenbush; and

**WHEREAS**, National Grid has failed to present a reliability and resiliency need for the E37 Pipeline project;

now, therefore, be it

**RESOLVED** that the Town Board of the Town of East Greenbush:

1. Opposes the proposed E37 Pipeline Project; and
2. Urges Governor Cuomo to reject construction of the E37 Pipeline Project as inconsistent with the ambitious clean energy goals he has set for the State; and
3. Urges the Rensselaer County Legislature to state their opposition to construction of the E37 Pipeline Project via Resolution; and
4. Directs the Town Clerk to forward copies of this resolution to Diane Burman, Commissioner of the New York State Public Service Commission, NYS DEC Commissioner Basil Seggos, Governor Andrew Cuomo, U.S. Senators Charles Schumer and Kirsten Gillibrand, and U.S. Congressman Paul Tonko, State Senator Daphne Jordan, Member of NYS Assembly Jake Ashby, and Rensselaer County Executive Steven McLaughlin.

The foregoing resolution was duly moved by Supervisor Conway and seconded by Councilor Tierney and brought to a vote resulting in the following:

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

**ADJOURNMENT**

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

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