



# The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

## TOWN BOARD MINUTES December 21, 2022

To view a recording of the full meeting, please see Town Hall Streams link below:  
[https://townhallstreams.com/stream.php?location\\_id=119&id=49343](https://townhallstreams.com/stream.php?location_id=119&id=49343)

Or visit Town of East Greenbush Facebook page:  
<https://www.facebook.com/TownofEG/videos/1318466725610289>

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

### Members of Town Board

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

### Communications/Announcements/Reports

The Town Board each extended their congratulations and were very pleased to honor both the Girls and Boys Columbia High School Varsity Soccer Teams for each winning the Section II Championship. Every player was presented a proclamation by the Town Board.

**Councilor Tierney** – Congratulated our Police Department for getting their reaccreditation. Also congratulated Bear (K-9) who graduated from narcotics training and is fully certified.

### Open Public Privilege:

Resident, David Terpening, presented his comments to the Town Board.

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

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**285-2022 A Resolution to Approve Public Meeting Minutes**

**WHEREAS**, the minutes of Town Board meeting, 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 Public Hearings held on November 10, 2022 at 6:00pm and 6:30 pm; and

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

now, therefore, be it

**RESOLVED**, that the minutes of the Public Hearings held on November 10, 2022 at 6:00 pm and 6:30 pm are hereby approved as submitted.

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

Councilor B. Fritz	VOTED: YES
Councilor E. Nestler	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor H. Kennedy	VOTED: YES

**286-2022 A Resolution to Approve Meeting Minutes**

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

**WHEREAS**, that the minutes of the Town Board Meeting held on November 17, 2022 have been presented; and

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

now, therefore, be it

**RESOLVED**, that the minutes of the Town Board Meeting held on November 17, 2022 are hereby approved as submitted.

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

Councilor B. Fritz	VOTED: YES
Councilor E. Nestler	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor H. Kennedy	VOTED: YES

**287-2022 A Resolution Honoring the Columbia High School Girls Varsity Soccer Team for Winning the Section II Championship**

**WHEREAS**, the athletic programs at Columbia High School contribute to the learning experiences of the athletes who participate, teaching important lessons in teamwork, discipline and sportsmanship; and

**WHEREAS**, our entire community followed the exploits of the Columbia girls soccer team as they marched through the Section II tournament, adding an important element to the sense of community felt by Town residents; and

**WHEREAS**, the Columbia girls soccer team defeated Burnt Hills-Ballston Lake in the Section Final by a score of 3-1, capping an incredible season with a record of 17-2-1, setting school records for the most wins in a season and the most clean sheets (shutouts) with 15; and

**WHEREAS**, the team was led by Head Coach Scott LaMora and Assistant Coach Claire Chouinard; and

**WHEREAS**, the members of the 2022 Section II girls varsity soccer team are:

Maria Allard	Allison Beattie
Kaitlin Bogucki	Lilly Brown
Kamilla Conboy	Harinisri Conji
Ella Hebler	Emily Koenig
Anna Nassivera	Kendyl Ouimette
Lilliana Panasci	Emma Potter
Kennedy Ring	Matisen Roy
Isabella Seibert	Kayla Senich
Mandy Sheehan	Molly Simmons
Lillian Thomas	Seanna Weerakoon

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush congratulates the Columbia High School Girls Soccer Team on their record-breaking performances and winning the Section II championship.

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: YES
Councilor H. Kennedy	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor B. Fritz	VOTED: YES
Councilor E. Nestler	VOTED: YES

**288-2022 A Resolution Honoring the Columbia High School Boys Varsity Soccer Team for Winning the Section II Championship**

**WHEREAS**, the athletic programs at Columbia High School contribute to the learning experiences of the athletes who participate, teaching important lessons in teamwork, discipline and sportsmanship; and

**WHEREAS**, our entire community followed the exploits of the Columbia boys soccer team as they marched through the Section II tournament, adding an important element to the sense of community felt by Town residents; and

**WHEREAS**, the Columbia boys soccer team defeated Averill Park in the Section Final by a score of 2-0, winning the school's second Section II championship (the first since 2003). The team finished the season with a record of 11-3-6; and

**WHEREAS**, the team was led by Head Coach Bryan Lussier and Assistant Coach Ryan Clarke; and

**WHEREAS**, the members of the 2022 Section II boys varsity soccer team are:

Zachary Barry	Brady Bell
Logan Bradshaw	Hariharan Conji
Ian Downer	Aidan Gatchell
Matthew Gatchell	Corey Hamilton
Cody Hamilton	Kyle Hebler
Jack Johnson	Isaac Ladd
Kejhaune Lester	Nathan Lurie
Dylan Marx	Marcellus Mastroianni
Joshua McKinney	Cameron Mingle
Andrew Polyakov	Alexander Roy
Jackson Wagner	Evan Witte
Aidan Yonally	

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush congratulates the Columbia High School Boys Soccer Team on winning the Section II championship.

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: YES
Councilor H. Kennedy	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor B. Fritz	VOTED: YES
Councilor E. Nestler	VOTED: YES

### **289-2022 A Resolution to Schedule the 2023 Organizational Meeting**

**WHEREAS**, the Town Board of the Town of East Greenbush is required to schedule an Organizational Meeting for 2023; 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 shall conduct the 2023 Organizational Meeting at 6:00 PM on Tuesday, January 3, 2023 at the East Greenbush Town Hall, 225 Columbia Turnpike in the Town of East Greenbush, County of Rensselaer and State of New York and/or by remote means;

and be it further

**RESOLVED**, that the Town Clerk of the Town of East Greenbush is hereby authorized and directed to give notice of such Organizational Meeting.

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

Supervisor J. Conway	VOTED: YES
Councilor E. Nestler	VOTED: YES

Councilor T. Tierney           VOTED: YES  
 Councilor H. Kennedy        VOTED: YES  
 Councilor B. Fritz            VOTED: YES

**290-2022        A Resolution Authorizing the Supervisor to Sign a 2023 Animal Shelter Agreement with the Town of East Greenbush Dog Control Officer, Bob Guyer**

**WHEREAS**, the Town has certain statutory obligations relating to dogs, pursuant to the Agricultural and Markets Law; and

**WHEREAS**, such duties include the obligation to seize certain dogs, and to assure that the dogs are properly sheltered, fed and watered; and

**WHEREAS**, Bob Guyer, has his facility inspected annually by NYS Agriculture and Markets, and it is state regulated.

**WHEREAS**, the Town of East Greenbush desires to enter into an agreement for such services for 2023 with the Town of East Greenbush Dog Control Officer, Bob Guyer; 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 Supervisor is authorized to enter into an agreement for services in 2023 with Bob Guyer, upon approval as to form by the attorney to the Town.

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

Councilor E. Nestler        VOTED: YES  
 Councilor H. Kennedy        VOTED: YES  
 Supervisor J. Conway       VOTED: YES  
 Councilor T. Tierney        VOTED: YES  
 Councilor B. Fritz           VOTED: YES

**291-2022        A Resolution to Establish Community and Recreation Department Fees for 2023**

**WHEREAS**, the Town Board of the Town of East Greenbush is required to establish rates charged by the Community and Recreation Department; and

**WHEREAS**, these fees are vital as they are the main source of revenue for the Community and Recreation department and allows the town to continue to bring exemplary recreational opportunities to all its residents; and

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

<b>Community and Recreation Department Fees 2023</b>						
	<b>Resident Weekend</b>	<b>Non Resident Weekend</b>	<b>Resident Weekday</b>	<b>Non Resident Weekday</b>	<b>School Groups or Community Youth Groups</b>	
					<b>Weekday</b>	<b>Weekend</b>

Red Barn	\$550.00	\$700.00	\$450.00	\$600.00	\$100.00	\$225.00
Lower Pavilion Add on Fee	\$100.00	\$100.00	\$100.00	\$100.00	-	-
Upper Pavilion	\$250.00	\$400.00	\$150.00	\$350.00	\$75.00	\$200.00
Onderdonk Pavilion	\$150.00	\$250.00	\$100.00	\$200.00	\$50.00	\$50.00
Hampton Manor Beach House	\$100.00	\$200.00	\$75.00	\$150.00	\$50.00	\$50.00
Softball Field at Town Park	No fee but reservation needed					
Alcohol Permit	\$50.00	\$50.00	\$50.00	\$50.00	n/a	n/a
Each hour after 8PM	\$75.00	\$75.00	\$75.00	\$75.00	\$75.00	\$75.00
Cancellation Fee if 2 weeks or more prior	\$75.00	\$75.00	\$75.00	\$75.00	\$75.00	\$75.00
Security Deposit (Red Barn ONLY)	\$250.00	\$250.00	\$250.00	\$250.00		
<b>No Refunds for Events cancelled less than 2 weeks prior to the event.</b>						
Certificate of Insurance required for all rentals.						
50% deposit due at time of reservation.						

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

Councilor H. Kennedy	VOTED: YES
Councilor E. Nestler	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor B. Fritz	VOTED: YES

**292-2022 A Resolution to Approve the Annual 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 this resolution will not have a material impact on the Town’s finances;

**RESOLVED**, that on the recommendation of the Chief of Police, each of the individuals so listed be, and the same hereby is 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,

Daniel P. Farnan	Peter C. Foust
Robert G. Lehmann	Jeffrey G. Tooker
Jason A. LaFountain	

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 Fritz and seconded by Councilor Kennedy and brought to a vote resulting as follows:

Councilor B. Fritz	VOTED: YES
Councilor H. Kennedy	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor E. Nestler	VOTED: YES

**293-2022 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**, Nielsen Ford Sales of Morristown New Jersey, an authorized New York State OGS Contractor and Westchester County Contractor, has quoted a one-time total cost of \$58,662.25 for one new 2023 Ford Police Interceptor Utility Vehicle, and

**WHEREAS**, production and delivery of police package vehicles is extremely delayed and this vehicle will be replacing a vehicle in 2023, and

**WHEREAS**, the Town Comptroller confirms that this patrol vehicle was budgeted for \$50,000 in 2023 and will have an immaterial impact on the General Fund Balance A917

<b>Fund</b>	<b>Transfer In</b>	<b>Transfer Out</b>
<b>A917 – General Fund Balance</b>		\$8,663.00
<b>31202.01.02 Police Equipment</b>	\$8, 663.00	

now, therefore, be it

**RESOLVED**, that the Town Board authorizes the Police Chief to purchase one (1) new 2023 Ford Police Interceptor Utility Vehicle from Beyer Ford LLC, per the Westchester County Contract # RFB-WC-22336.

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: YES
Councilor T. Tierney	VOTED: YES

Councilor H. Kennedy VOTED: YES  
 Councilor B. Fritz VOTED: YES  
 Councilor E. Nestler VOTED: YES

**294-2022 A Resolution Authorizing the Purchase of New Axon Tasers and Taser Holsters for the Police Department**

**WHEREAS** the Town Board intends to provide members of the Town Police Department with new Tasers for training and daily use; and

**WHEREAS**, the current Tasers have become obsolete, and are no longer serviceable due to age and usage, and are no longer manufactured; and

**WHEREAS**, the police Taser instructors and the Chief of Police, have recommended to replace the current outdated Tasers with new, serviceable Tasers with updated technology; and

**WHEREAS**, a quote was provided by Axon Enterprise, Incorporated, the sole provider for the Tasers totaling \$34,360.28 for the purchase and five year service contract, replacement batteries, and equipment; and

**WHEREAS**, said purchase price quoted will be paid in equal increments throughout a five year contract period totaling \$34,360.28 starting in 2023; and

**WHEREAS**, the Town Comptroller confirms that this purchase will have an initial approximate \$6,900 immaterial 2023 budget impact on the General Fund Balance A917 with the balance of the full \$34,360.28 needing to be budgeted annually over the 4 remaining years for it to be funded;

<b>Fund</b>	<b>Transfer In</b>	<b>Transfer Out</b>
<b>A917 – General Fund Balance</b>		\$6,900.00
<b>31204.01.04 Police CE</b>	\$6,900.00	

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush authorizes the expenditure of \$34,360.28 to be paid off in equal increments over five years to replace the Police Department’s outdated Tasers.

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

Councilor T. Tierney VOTED: YES  
 Councilor E. Nestler VOTED: YES  
 Supervisor J. Conway VOTED: YES  
 Councilor H. Kennedy VOTED: YES  
 Councilor B. Fritz VOTED: YES

**295-2022 A Resolution Authorizing Purchasing to go out to Bid for Brush Grinding**

**WHEREAS**, the Town of East Greenbush Transfer Station receives wood and brush from the residents and from the City of Rensselaer; and

**WHEREAS**, the wood and brush must be ground and removed from the Town of East Greenbush Transfer Station when deemed necessary by the Commissioner of Public Works; and



**WHEREAS**, the City of Rensselaer is responsible to pay for half of the cost of grinding and hauling this material away; and

**WHEREAS**, the Town would like to solicit for Brush Grinding services; 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 this resolution will not have a material impact on the Town's finances;

now, therefore, be it

**RESOLVED**, that the Town Board authorizes the Purchasing Department to solicit bids for Brush Grinding in 2023.

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: YES
Councilor B. Fritz	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor E. Nestler	VOTED: YES

**296-2022      A Resolution Authorizing the Supervisor to Enter into Agreements for Sewer Services with Individuals/Entities**

**WHEREAS**, the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, does annually enter into an Agreement for Sewer Services with the following Individuals/Entities: Anthony and Samantha Ayala; Dean and Doris Calamaras; William Wood; Mary A. Sturn; Love Lutheran Church; Samantha Tedford and Jason Bauer, and Rita Bernardo; 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 Supervisor of the Town of East Greenbush is hereby authorized to enter into an Agreement for the General Sewer District connections of the aforementioned, at a sum not to exceed One Thousand and Thirty Seven Dollars (\$1,037.00) each; said Agreement to be valid throughout the year 2023 and to expire on December 31, 2023, and that these charges shall be billed to the owner in four (4) equal installments of (\$259.25 each) during the quarterly billing months of February, May, August and November 2023.

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: YES
Councilor B. Fritz	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor E. Nestler	VOTED: YES

**297-2022      A Resolution Authorizing the Release of Escrowed Funds Associated with the Completion of the Rysedorph Cluster Subdivision Project at Rysedorph Lane**

**WHEREAS**, the Developer, at the discretion of the Commissioner of Public Works, has provided a cash bond in accordance with the Town of East Greenbush Town Code for the required improvements, and said Cash Bond, in the amount of \$110,000.00 was provided in the amount and form acceptable to the Commissioner of Public Works and the Town Attorney; and

**WHEREAS**, upon mutual agreement of the Developer and the Town, a portion of said funds were used to supplement escrow funding of the Town Designated Engineer to finalize review of outstanding items, totaling \$2,160.50; and

**WHEREAS**, on November 16<sup>th</sup>, 2022, the Town of East Greenbush passed resolution 264-2022 accepting the offer of certain improvements constructed in connection with the Rysedorph Cluster Subdivision Project; and

**WHEREAS**, the only remaining item is the installation of Right of Way Monument Markers which are scheduled to be installed on December 14<sup>th</sup>, 2022 and paid for directly by the Developer and subsequent to installation of Monument Markers, ‘as-built’ plan set will be updated by the Developer and provided to the Town; and

**WHEREAS**, the developer has completed all the requirements associated with the subdivision and the Town Designated Engineer has certified, in writing, to the Commissioner of Public Works, Planning Board, and Town Board that they have supervised such improvements and the that the completed Required Improvements conform to all approved plans and specifications of the Town; and

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

**RESOLVED**, that the Town Board authorizes the refund of \$107,839.50 to the Kingdom Trust Co Custodian FBO Anne Stuto IRA (“the Developer”) that has been held in escrowed funds for the Construction Inspection and Engineering Services associated with the Rysedorph Cluster Subdivision Project at Rysedorph Lane following the installation of Right of Monuments along with a copy of the updated as built plans.

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

Supervisor J. Conway	VOTED: YES
Councilor E. Nestler	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor H. Kennedy	VOTED: YES
Councilor B. Fritz	VOTED: YES

**298-2022      A Resolution to Approve the Procurement of Personal Services with Integra HR, LLC for the Purpose of Providing Ethics Training to Town Employees**

**WHEREAS**, in accordance with subdivision a of section 21 of the East Greenbush Town Code of Ethics (referred to hereinafter as the “Ethics Code”), as enacted pursuant to East Greenbush Local Law No. 3 of 2016, all town employees are required to attend a training seminar on the Ethics Code; and

**WHEREAS**, the Town Board recognizes that, given the unique nature of the subject matter covered by ethics training, such training will be best received by town employees if it is

conducted by a professional trainer who is external to the town and who possesses the skillsets to do so competently and effectively; and

**WHEREAS**, in preparation for such ethics training and as a prelude to the procurement of ethics-related training services (referred to hereinafter as the “Services”), a preliminary training module was composed in PowerPoint by Councilor Tierney in order to better and more efficiently facilitate such procurement and to thereby save the town the additional expense of such preparation by the Services provider; and

**WHEREAS**, following a procurement search for a Services provider, including Public Sector HR Consultants, LLC which has previously provided HR-related services to the town but indicated that it was unable to provide the Services, the town identified Integra HR, LLC (referred to hereinafter as “Integra”), a local, women-owned business enterprise which is ready, willing, and most able to provide the Services in early 2023; and

**WHEREAS**, Integra submitted to the supervisor an engagement proposal dated November 22, 2022, which has been reviewed by the members of the Town Board, that was deemed to be substantively responsive to the description of Services and a good value to the town, including a fee not to exceed \$6,400.00; and

**WHEREAS**, the Town Comptroller confirms that this purchase is budgeted in 2023 for \$5,000 (122204.01.04 Supervisor CE \$2,550, 51104.02.04 Highway General Repair CE \$950, 83104.05.04 Water Admin CE \$800, 81104.07.04 Sewer Admin CE \$700; and will have an immaterial 2023 budget impact on the General Fund Balance A917 of \$1,400;

<b>Fund</b>	<b>Transfer In</b>	<b>Transfer Out</b>
<b>A917 – General Fund Balance</b>		\$1,400.00
<b>12204.01.04 Supervisor CE</b>	\$1,400.00	

now, therefore, be it

**RESOLVED**, that the Town Board hereby: (1) approves the procurement of the Services with Integra in accordance with the terms outlined in its engagement proposal referenced hereinabove, and (2) authorizes: (a) the Town to enter into a personal-services contract with Integra that is generally consistent with the provisions of such engagement proposal, and (b) the Supervisor to execute such personal-services contract for and on behalf of the town;

and be it further

**RESOLVED**, that the provisions of the budget revision/transfer, as described in the comptroller’s statement hereinabove, be, and the same hereby are, approved.

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: YES
Supervisor J. Conway	VOTED: YES
Councilor H. Kennedy	VOTED: YES
Councilor B. Fritz	VOTED: YES
Councilor E. Nestler	VOTED: YES

**299-2022 A Resolution Authorizing the Acceptance of a Grant From the New York State Archives Local Government Records Management Improvement Fund (LGRMIF)**

**WHEREAS**, the Local Government Records Management Improvement Fund (LGRMIF) was established by New York State Archives in 1989 to dedicate funding to improve records management and archival administration in New York’s local governments; and

**WHEREAS**, the East Greenbush Town Clerk’s Office, frequently considered the center of town government, is one of the busiest multifaceted Town offices in the Capital Region; and

**WHEREAS**, Ellen Pangburn, Town Clerk, did an inventory of pressing needs for the Town Clerk’s Office as well as the basement/records room, and completed a grant application to LGRMIF in their 2022-2023 funding cycle in March 2022; and

**WHEREAS**, on June 28, 2022 Ms. Pangburn received a letter from the New York State Archives informing her that the East Greenbush Town Clerk’s Office has been awarded a grant of \$72,694 from LGRMIF; and

**WHEREAS**, this money will pay for the cost of a new fully equipped records room with new steel shelving units, newly boxed records labeled with pertinent information by consultants, database inventory of all records, refurbished old hardwood flooring, and new Records Management policies and procedures manual by grant writer as well as Town Clerk;

**WHEREAS**, the Town Comptroller confirms that this resolution will not have a material impact on the Town’s finances as the \$72,694 Revenue will be recorded to account code 3089.01 State Aid Other; and the offsetting \$72,694 Expense will be charged to 14104.01.04 Town Clerk CE (to Consultant’s fees K. Sickler Murphy, \$24,870, Shelving cost \$15,840 and the balance of the costs expended by miscellaneous supplies and internal in kind services to be determined);

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush authorizes the East Greenbush Town Clerk’s Office to accept a grant from the Local Government Records Management Improvement Fund (LGRMIF) in the amount of \$72,694;

and be it further

**RESOLVED**, that the Town Board thanks Ellen Pangburn for going above and beyond the call of duty (grant writing is not part of her job description) and demonstrating a commitment to the work of her office that speaks to her skill and professionalism.

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: YES
Councilor T. Tierney	VOTED: YES
Councilor H. Kennedy	VOTED: YES
Councilor B. Fritz	VOTED: YES
Councilor E. Nestler	VOTED: YES

**300-2022 A Resolution Authorizing Adjustments in Water, Sewer and Highway Permit Fee Schedule for 2023**

**WHEREAS**, the Town of East Greenbush has long established fees for the issuance of sewer, water, and highway permits as required by Town Code; and

**WHEREAS**, these permit fees were last adjusted in 2022; and

**WHEREAS**, it is necessary to adjust the fees occasionally to cover the Town’s cost of materials and labor; 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 adopts the pricing for water, sewer and highway permits as shown in the attached schedules effective January 1, 2023.

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: YES
Councilor B. Fritz	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor H. Kennedy	VOTED: YES
Councilor E. Nestler	VOTED: YES

**301-2022      A Resolution to Accept the Resignation of Michael Brown From the Position of Planning Engineer**

**WHEREAS**, Michael Brown was appointed to the position of Planning Engineer on June 15, 2022 via Resolution 157-2022; and

**WHEREAS**, on November 28, 2002, Michael Brown submitted his letter of resignation to take effect on December 16, 2022; 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 formally accepts the resignation of Michael Brown from the position of Planning Engineer, effective December 16, 2022;

and be it further

**RESOLVED**, that the Town Board thanks Michael Brown for his service and wishes him well in his future endeavors.

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

Supervisor J. Conway	VOTED: YES
Councilor E. Nestler	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor H. Kennedy	VOTED: YES
Councilor B. Fritz	VOTED: YES

**302-2022      A Resolution to Appoint Kathleen Knight to the Position of Human Resources Manager**

**WHEREAS**, this resolution was not able to be submitted in time to be considered at the regularly scheduled pre-board meeting of December 14, 2022 and was subsequently presented to the Town Board on December 16, 2022; and

**WHEREAS**, the position of Human Resources Manager has been vacant since June, 2022; and

**WHEREAS**, the Town Board remains committed to an organizational structure that includes a qualified Human Resources specialist; and

**WHEREAS**, the Town advertised this position and received approximately ten applications; and

**WHEREAS**, six candidates were invited for an interview but only three accepted the invitation. Three candidates underwent an initial interview with the Town Supervisor and Director of Finance, and two of those candidates were invited to be interviewed by the Town Board; and

**WHEREAS**, Kathleen Knight possesses significant experience as a Human Resources professional and has the qualifications that the Town Board was looking for in our next Human Resources Manager; and

**WHEREAS**, the Town Board approved an offer for Ms. Knight and she has accepted that offer;

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush appoints Kathleen Knight to the position of Human Resources Manager at an annual salary of \$53,000.00;

and be it further

**RESOLVED**, that this appointment will take effect on January 9, 2023.

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: YES
Councilor T. Tierney	VOTED: YES
Councilor H. Kennedy	VOTED: YES
Councilor B. Fritz	VOTED: YES
Councilor E. Nestler	VOTED: YES

### **303-2022 A Resolution to Schedule a Public Hearing on a Proposal to Reduce the Speed Limit to 25 MPH on Certain Town Roads**

**WHEREAS**, this resolution was not able to be submitted in time to be considered at the regularly scheduled pre-board meeting of December 14, 2022 and was subsequently presented to the Town Board on December 16, 2022; and

**WHEREAS**, Article 41 of the New York State Vehicle and Traffic Law now allows Suburban Towns to reduce the speed limit on some Town Roads from 30 mph to 25 mph; and

**WHEREAS**, the Town Board is committed to doing everything within its power to ensure public safety and has received complaints about drivers exceeding the speed limit from nearly every neighborhood in Town; and

**WHEREAS**, the Town has retained FCM Engineering, PLLC to consider the following variables in making decisions about lowering speed limits: roadway functionality, types of development in the area, the number of access points (including intersections and driveways) on a road, roadway characteristics, pedestrian traffic generators, and current operating speeds; and

**WHEREAS**, the input of Town residents is crucial to the decision-making process; and

**WHEREAS**, in order to effect changes a Local Law must be drafted and a Public Hearing held but this hearing is preliminary to that process. We want to hear from residents before we craft the Local Law and will hold a formal Public Hearing after the Local Law has been drafted; 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 schedules a Public Hearing for January 11, 2023 at 6:00 p.m. at East Greenbush Town Hall, 225 Columbia Turnpike in the Town of East Greenbush to hear comments from the public on a proposal to lower the speed limit to 25 mph on certain 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: YES
Councilor H. Kennedy	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor B. Fritz	VOTED: YES
Councilor E. Nestler	VOTED: YES

**304-2022 Authorizing the Implementation, and Funding in the First Instance of the State-aid Program Eligible Costs, of a Capital Project, and Appropriating Funds, Therefore.**

**WHEREAS**, this resolution was not able to be submitted in time to be considered at the regularly scheduled pre-board meeting of December 14, 2022 and was subsequently presented to the Town Board on December 19, 2022; and

**WHEREAS**, a Project for sidewalk construction on US Rt 9 and US Rt 20 from Bruen Court to the Rensselaer City Line in the Town of East Greenbush, Rensselaer County, PIN 1043.58 (the Project") is eligible for funding under a New York State Program administered by the New York State Department of Transportation (NYSDOT); and

**WHEREAS**, a sum not to exceed \$40,000.00 in Program Funding is available to progress the project; and

**WHEREAS**, the Town of East Greenbush desires to advance the Project by making a commitment of 100% of the State share of the costs of the construction, construction inspection and construction supervision.

NOW, THEREFORE, the East Greenbush Town Board, duly convened does hereby

**RESOLVE**, that the East Greenbush Town Board hereby approves the above-subject project;

and it is hereby further

**RESOLVED**, that the East Greenbush Town Board hereby authorizes the Town of East Greenbush to pay in the first instance 100% of the cost of construction, construction inspection and construction supervision work for the Project or portions thereof;

and it is further

**RESOLVED**, that the sum of \$40,000.00 is hereby appropriated from the Capital Project Fund 51124.03.004.103 and made available to cover the cost of participation in the above phase of the Project;

and it is further

**RESOLVED**, that in the event the full state share costs of the project exceeds the amount appropriated above, the East Greenbush Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Town Supervisor thereof,

and it is further

**RESOLVED**, that the Supervisor of the Town of East Greenbush be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for State Aid on behalf of the Town of East Greenbush with the New York State Department of

Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's/Sponsor's first instance funding of project costs and permanent funding of the local share and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible,

and it is further

**RESOLVED**, that a Certified Copy of this resolution be filed with the New York State Commissioner of Transportation of the State of New York by attaching it to any necessary Agreement in connection with the Project between the Town of East Greenbush and the State of New York;

and it is further

**RESOLVED**, this Resolution shall take effect immediately.

Supervisor Conway moved amendment to change this agenda resolution number from 302-2022 to 304-2022.

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

Supervisor J. Conway	VOTED: YES
Councilor H. Kennedy	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor B. Fritz	VOTED: YES
Councilor E. Nestler	VOTED: YES

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

Councilor H. Kennedy	VOTED: YES
Councilor B. Fritz	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor E. Nestler	VOTED: YES

## **ADJOURNMENT**

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

Supervisor J. Conway	VOTED: YES
Councilor T. Tierney	VOTED: YES
Councilor H. Kennedy	VOTED: YES
Councilor B. Fritz	VOTED: YES
Councilor E. Nestler	VOTED: YES

Respectfully submitted,

Ellen Pangburn  
East Greenbush Town Clerk

Approved: January 18, 2023