



## **Presentation: Hampton Manor Bond Resolution**

The supervisor explained that we have a quick Power Point presentation on the Hampton Manor Bond resolution. HE said this information is for the Board as well the public. He explained that we want to show what we think has to be done and how we came to that decision. This presentation is on file in the Town Clerk's Office.

The Supervisor explained that we had a study done by Delaware Engineering to either replace the Tanks in Hampton Manor or to Hook up to Troy Water. The presentation has the three ways that the Town could go. The presentation is on the Town Web Site. The Town Board had a question and answer portion with the residents before the Open Privilege portion on this subject.

**H. Betters** asked if the price to decommission the tanks includes removal and the Supervisor explained that it would.

**L. Cookson** questioned the length of time this has taken. The Supervisor explained that there have been two surveys done in the past and people have voted against going to Troy water. He also explained that with the condition of the System that the Town Board will be making a policy decision on this matter.

**A resident** asked if the Town will help with getting rid of all of the water softeners and water systems or help recycle this. The Supervisor stated that we will talk to Scott Gallerie when h gets back from vacation.

**E. Grant** commented on that maybe there could be a fundraising effort to help the residents out with the upfront costs.

**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.

**F. Hunt** was glad to hear the Town addressing the water problem. He will be lobbying in Washington to improve the water at Camp Lajune, a large Marine Base.

**L. Natale** explained that she would like to see our Town make a deal with the Town of North Greenbush so we could go swimming at their Park. She would like somewhere in the town the kids could go to cool off.

**E. grant** wanted to know the names of the officers on the resolution that was tabled tonight. Supervisor Conway explained that it is Elaine Rudzinski and Ray Diaz.

**P. Stenson** wanted to know what the rate the bond is at and for how long. Councelor Matters said 3% and 10 years.

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

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**24-2018 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 January 17, 2018 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 January 17, 2018 are hereby approved as submitted.

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:	ABSENT
Councilor R. Matters	VOTED:	YES
Councilor G. Warner	VOTED:	YES

**25-2018 A Resolution to Appoint Police Department Sergeant**

**WHEREAS**, this Town Board intends to maintain adequate supervisory staff within the Town Police Department; and

**WHEREAS**, the position(s) and rank of Police Sergeant is currently vacant and in need of replacement; and

**WHEREAS**, the Town Comptroller has determined that this resolution was planned for in the 2018 Budget; and

**WHEREAS**, the Rensselaer County Civil Service Commission has established minimum standards of merit and fitness for this position; has administered and scored written testing for the position; and has certified a list of eligible candidates who are qualified for the position; and

**WHEREAS**, these candidates have been canvassed and interviewed by this Board in accordance with Town Law and Civil Service Law; and

**WHEREAS**, Officer \_\_\_\_\_ has been so examined; having given \_\_\_\_\_ years of satisfactory service to the Town and meeting the high standard of merit and fitness as prescribed by the Rensselaer County Civil Service Commission; and, after due deliberation by this Board now therefore; be it

**RESOLVED**, that Officer \_\_\_\_\_ be and hereby is appointed to the position of Police Sergeant of the East Greenbush Police Department, contingent on final certification by Rensselaer County Civil Service, and successful completion of the Basic Police Supervisory School of the Bureau for Municipal Police;

and be it further

**RESOLVED**, that said appointment shall have the full force and the same effect as each and every other Police Sergeant of the East Greenbush Police Department, as this position is further described in the Rules and Regulations of the Police Department, the Collective Bargaining Agreement, and the Laws of the State of New York;

and be it further

**RESOLVED**, that this resolution shall take effect immediately, and said Appointment, shall take effect upon the Appointee taking the Oath of Office administered by the Town Clerk or her designee;

and be it further

**RESOLVED**, that upon completion of all said conditions and stipulations, said appointment to the rank of Police Sergeant shall be, and hereby is made permanent.

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

**Supervisor Conway made a motion to table and seconded by Councilor Warner**

Supervisor J. Conway	VOTED:	Yes
Councilor G. Warner	VOTED:	Yes
Councilor T. Tierney	VOTED:	Absent
Councilor H. Kennedy	VOTED:	Yes
Councilor R. Matters	VOTED:	Yes

**26-2018      A Resolution Authorizing the Town Supervisor to Sign a Renewed Contract with Best-Luther Fire Department for the Furnishing of Fire Protection for the Best-Luther Fire Protection District**

**WHEREAS**, the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, held a Public Hearing on February 21, 2018 to consider renewal of the contract with the Best-Luther Fire Department, Inc. on behalf of the Best-Luther Fire Protection District; and

**WHEREAS**, all those present were allowed to speak and no objections to the renewal of the contract were communicated to the Town Board; and

**WHEREAS**, the Town Comptroller has confirmed that the provisions of this resolution were planned for in the 2018 Town budget;

now, therefore, be it

**RESOLVED**, that the Town Supervisor be and is hereby authorized to renew the contract for Fire Protection with the Best-Luther Fire Department, Inc. for the year 2018 in a sum not to exceed \$105,520.00.

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:	ABSENT
Councilor R. Matters	VOTED:	YES
Councilor G. Warner	VOTED:	YES

**27-2018      A Resolution Authorizing the Town Supervisor to Sign a Renewed Contract with Best-Luther Fire Department for the Furnishing of Fire Protection for the Third Avenue Fire Protection District**

**WHEREAS**, the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, held a public hearing on February 21, 2018, to consider renewal of the

contract with the Best-Luther Fire Department, Inc. on behalf of the Third Avenue Fire Protection District; and

**WHEREAS**, all those present were allowed to speak and no objections to the renewal of the contract were communicated to the Town Board; and

**WHEREAS**, the Town Comptroller has confirmed that the provisions of this resolution were planned for in the 2018 Town budget;

now, therefore, be it

**RESOLVED**, that the Town Supervisor be and is hereby authorized to renew the contract for Fire Protection with the Best-Luther Fire Department, Inc. on behalf of the Third Avenue Fire Protection District for the year 2018 in a sum not to exceed \$7,560.00.

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

Councilor H. Kennedy	VOTED:	YES
Supervisor J. Conway	VOTED:	YES
Councilor T. Tierney	VOTED:	ABSENT
Councilor R. Matters	VOTED:	YES
Councilor G. Warner	VOTED:	YES

**28-2018      A Resolution Approving Membership and Fees for the New York State Park and Recreation Society**

**WHEREAS**, the Town Board of the Town of East Greenbush seeks to have a representative of the Community & Recreation Department become a member of the New York State Park & Recreation Society; and

**WHEREAS**, The Town Board of the Town of East Greenbush deems Jessica Lansing, Town Services Coordinator, the appropriate person to represent the Town of East Greenbush in said society; and

**WHEREAS**, the membership fee of \$125 will be paid to the New York State Recreation and Park Society; and

**WHEREAS**, the Town Comptroller has confirmed that none of the provisions of this proposed Board action will have a material impact to the Town's finances;

now, therefore, be it

**RESOLVED**, that the Community & Recreation Department file the proper paper work to renew its membership in the New York State Park and Recreation Society.

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

Councilor H. Kennedy	VOTED:	YES
Councilor G. Warner	VOTED:	YES
Supervisor J. Conway	VOTED:	YES
Councilor T. Tierney	VOTED:	ABSENT
Councilor R. Matters	VOTED:	YES

**29-2018      A Resolution Authorizing the Supervisor to Sign the 2018 STOP-DWI Enforcement Crackdown Agreement with Rensselaer County**

**WHEREAS**, an agreement was reached on February 6, 2018 between the County of Rensselaer and the Town of East Greenbush because the parties share a mutual interest in

enforcing existing DWI laws and in decreasing the number of alcohol-related motor vehicle accidents through special countermeasure enforcement programs; and

**WHEREAS**, this goal can be accomplished by increasing public awareness of the dangers of impaired driving by maintaining a high visibility in the law enforcement area, by increasing enforcement to deter the motoring public from driving while impaired, and by enforcing alcohol laws as they relate to minors; and

**WHEREAS**, the County will grant an amount not-to-exceed \$2,281.00 to fund STOP-DWI Enforcement Crackdown Patrols, which will be reimbursed in a lump sum at the termination of the patrols; and

**WHEREAS**, the Town of East Greenbush agrees that special DWI patrols will be implemented by the Town with such patrols staffed by officers who have completed basic training and have experience on road patrols, in particular apprehending and charging impaired drivers; and

**WHEREAS**, the special patrols will coincide with the following NYS-recognized DWI Enforcement Dates:

Super Bowl	February 2-5, 2018
St. Patrick’s Day	March 16-18, 2018
Memorial Day	May 25-29, 2018
Fourth of July	July 4-8, 2018
Labor Day	August 17- September 3, 2018
Halloween	October 27- November 1, 2018
Thanksgiving	November 22-26, 2018
Holiday Season	December 15, 2018- January 1, 2019; and

**WHEREAS**, the Town of East Greenbush acknowledges and agrees that the services to be provided pursuant to the terms of this agreement are provided as an independent contractor and not as an agent or as employees of Rensselaer County, and agrees to indemnify and hold harmless the County of Rensselaer from and against any and all claims or causes of action; and

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

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush authorizes the Town Supervisor to execute this agreement with Rensselaer County;

and be it further

**RESOLVED**, that the term of the contract shall apply retroactively from February 6, 2018 to February 5, 2019.

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

Councilor R. Matters	VOTED:	YES
Supervisor J. Conway	VOTED:	YES
Councilor T. Tierney	VOTED:	ABSENT
Councilor H. Kennedy	VOTED:	YES
Councilor G. Warner	VOTED:	YES

**30-2018 A Resolution to Authorize a Public Auction of Surplus Equipment**

**WHEREAS**, the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York has received a request from the Commissioner of Public Works and the Chief of Police to declare the following equipment as surplus; and

**WHEREAS**, said equipment consists of the following:

One 2002 Ford F-150 Pickup Truck, VIN Number: 1FTRF18W02NA91698:

Thirty-two (approximate) used unmounted automotive tires, as is;

**WHEREAS**, said equipment is not suited for any other Town department; and

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

now therefore, be it

**RESOLVED** that said equipment listed is hereby declared as surplus;

and be it further

**RESOLVED** that the Commissioner of Public Works and Chief of Police be authorized to conduct a public auction, sale or lawfully dispose of said surplus equipment now owned by and in the custody of the East Greenbush Public Works Department and East Greenbush Police Department.

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

Supervisor J. Conway	VOTED:	YES
Councilor G. Warner	VOTED:	YES
Councilor T. Tierney	VOTED:	ABSENT
Councilor H. Kennedy	VOTED:	YES
Councilor R. Matters	VOTED:	YES

**31-2018      A Resolution to Authorize Kevin Hitchcock to Attend the Northern Adirondack Code Enforcement Officials Association Education Conference**

**WHEREAS**, the Town Comptroller has confirmed that the provisions of this resolution were planned for in the 2018 Town Budget;

now, therefore, be it

**RESOLVED**, that the following person be authorized by the Town of East Greenbush to attend the Annual Northern Adirondack Code Enforcement Officials Association Education Conference March 4, 2018 to March 8, 2018:

Kevin Hitchcock

and be it further

**RESOLVED**, the Town will pay lodging expense and conference attendance expense for this employee on March 4, 2018 through March 8, 2018. Attendee shall advance the cost for transportation and meals and maintain an expense report accompanied by appropriate receipts to be submitted to the Comptroller following the meeting for reimbursement. Total cost is \$713.00 plus fuel cost and per diem for meal expenses.

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

Councilor R. Matters	VOTED:	YES
Councilor G. Warner	VOTED:	YES
Supervisor J. Conway	VOTED:	YES
Councilor T. Tierney	VOTED:	ABSENT

Councilor H. Kennedy VOTED: YES

**32-2018 A Resolution Approving the Purchase of an On-Premise Email Solution for Town Hall and the Police Department**

**WHEREAS**, the Town of East Greenbush currently receives email on up to three different servers for various departments, reducing the reliability, functionality and safety of our overall network within Town Hall; and

**WHEREAS**, following an incident this spring and subsequent IT training, it was suggested that we move our emails to an on-premise email solution, a Microsoft Exchange Server located in Town Hall; and

**WHEREAS**, this migration of the Town email accounts to an on-premise server would increase safety, retention, and ease of use for all emails sent and received by employees; and

**WHEREAS**, the Town Comptroller confirms the purchase of an on-premise email solution was budgeted in account 16804.01 for in the 2018 Budget, and this resolution will allow the project to begin in February; and

**WHEREAS**, the cost of the purchase through Diagnostic Services & Installations LLC is as listed below:

Item	Description	Unit	Qty	Unit Price	Total
<b>1</b>	<b>On Premise email solution – One time fees for implementation</b>				
2	Microsoft Exchange Server Std 2016 License NYS OGS #PS67650	EA	3	\$444.97	\$1,334.91
3	Microsoft Exchange Server CAL License NYS OGS #PS67650	EA	55	\$42.41	\$2,332.55
4	HP Server Storage & Memory NYS OGS #PM20850	EA	1	\$3,000.00	\$3,000.00
5	Labor: Installation & Existing User Mailbox Migration	EA	1	\$4,700.00	\$4,700.00
<b>6</b>	<b>Total (One Time Fee)</b>	<b>\$11,367.46</b>			
<b>7</b>	<b>On Premise email solution – Annual Maintenance Fees</b>				
8	Email Security Filtering & Technical Support	EA	12	\$525.00	\$6,300.00
<b>9</b>	<b>Total (Annual Fee)</b>	<b>\$6,300.00</b>			
<b>10</b>	<b>Total Cost for Purchase of on premise email</b>	<b>\$17,667.46</b>			

now, therefore, be it

**RESOLVED**, that the Town Board does hereby authorize the purchase of an on-premise email server and one year of email security filtering and technical support through Diagnostic Services & Installations LLC for January 2018.

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

Supervisor J. Conway	VOTED:	YES
Councilor H. Kennedy	VOTED:	YES
Councilor T. Tierney	VOTED:	ABSENT
Councilor R. Matters	VOTED:	YES
Councilor G. Warner	VOTED:	YES

**33-2018 A Resolution Authorizing the Purchase of a Remote Access Solution and Technical Support**

**WHEREAS**, the Commissioner of Public Works has identified the need for information to be more accessible between various Departments of Public Works; and

**WHEREAS**, the Department of Public Works does not have access to the Town Hall network, and currently does not operate on a computer network, but on individual computers at the Highway Garage and the Treatment Plant, making the flow of information often delayed and troublesome; and

**WHEREAS**, a solution has been proposed by Diagnostic Services & Installation LLC to create a remote access solution that would allow for information to be shared between office locations easier and on a more trusted system; and

**WHEREAS**, the Town Comptroller confirms the purchase of a remote access solution was budgeted in account 16804.01 in the 2018 Budget, and this resolution helps to prepare for implementation in February 2018; and

**WHEREAS**, the cost of the remote access solution is as detailed below:

Item	Description	Unit	Qty	Unit Price	Total
<b>1</b>	<b>Remote Access Solution – 10 Users – One Time Fees &amp; Implementation</b>				
2	VMWare Horizon Standard, 10 User License NYS OGS #PM67310	EA	1	\$2,400.00	\$2,400.00
3	OfficeProPlus License NYS OGS #PM67310	EA	10	\$319.50	\$3,195.00
4	Webroot AntiVirus Managed License	EA	10	\$39.00	\$390.00
5	HP Server Storage & Memory NYS OGS #PM20850	EA	1	\$2,850.00	\$2,850.00
6	Labor: Server Installation & Enduser Device Installation	EA	1	\$3,000.00	\$3,000.00
<b>7</b>	<b>TOTAL (One-Time Fees)</b>				<b>\$11,835.00</b>
8	Remote Access Solution – Annual Maintenance Fees				
9	VMWare Horizon & Technical Support	EA	12	\$173.00	\$2,076.00
<b>10</b>	<b>TOTAL (Annual Fee)</b>				<b>\$2,076.00</b>
<b>11</b>	<b>Total Cost of Remote Access Solution &amp; Support</b>				<b>\$13,911.00</b>

now, therefore, be it

**RESOLVED**, that the Town Board does hereby authorize the purchase of a Remote Access Solution and Technical Support for January 2018.

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

Supervisor J. Conway	VOTED:	YES
Councilor H. Kennedy	VOTED:	YES
Councilor T. Tierney	VOTED:	ABSENT
Councilor R. Matters	VOTED:	YES
Councilor G. Warner	VOTED:	YES

**34-2018      A Resolution Authorizing the Commissioner of Public Works to Solicit Bids for a New Utility Pickup Truck**

**WHEREAS**, the Highway Department currently utilizes a 2003 Ford F-250 Utility Truck for carrying signs, sign installation tools, and other equipment; and

**WHEREAS**, the sign truck has over 190,000 miles on it and is rusted to the point where it is not safe or economically repairable; and

**WHEREAS**, the Commissioner of Public Works has researched used pickup trucks and found them to be approximately 65% of the anticipated cost of a new pickup truck from New York State OGS Bid; and

**WHEREAS**, it appears more economical to purchase a new pickup truck with a five-year warranty from OGS mini bid than to purchase a used pickup truck; and

**WHEREAS**, the Town Comptroller has confirmed that this proposed Board action will not have a material impact on the Town’s finances;  
now therefore be it

**RESOLVED**, that the Town Board authorizes the DPW Commissioner to solicit bids utilizing the OGS mini-bid system to obtain pricing on a new Utility Pickup Truck for the Highway Department.

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:	ABSENT
Councilor R. Matters	VOTED:	YES
Councilor G. Warner	VOTED:	YES

**35-2018      A Bond Resolution of the Town of East Greenbush, New York (The “Town”), Adopted February 21, 2018, Authorizing the Financing of Improvements and Other Costs Related and Incidental Thereto, for Repairs, Replacements and Extensions of Water Infrastructures Within The Hampton Manor Water District; Estimating the Maximum Aggregate Cost Therefore to be \$1,700,000.00; Appropriating Said Amount Therefore and Authorizing the Issuance of \$1,700,000.00 Serial Bonds of the Town to Finance Said Cost.**

now, therefore, it is hereby

**RESOLVED**, by the Town Board of the Town of East Greenbush (by a favorable vote of not less than two-thirds of all the members), as follows:

**SECTION 1.**

Pursuant to Sections 31.00 and 32.00 of the Local Finance Law, constituting Chapter 33-A of the Consolidated Laws of the State of New York (the “Law”), the Town Board of the Town of East Greenbush hereby authorizes the financing of the repair, replacement and/or extension of certain water connections, water meters and water lines with the Hampton Water District, including the furnishings, equipment, machinery and apparatus required therefor (the “Project”).

**SECTION 2.**

It is determined that this financing is for an assessable improvement and the period of probable usefulness of the aforesaid specific object or purpose is forty (40) years pursuant to

Sections 11.00(a)(1) of the Law. Pursuant to Section 23.00b-1 of the Law, bond anticipation notes issued anticipation of bonds for this assessable improvement may be renewed beyond five (5) years, provided that such renewals do not extend beyond the period of probable usefulness set forth in this Section 2 of the Resolution.

**SECTION 3.**

The plan of financing includes the issuance of \$1,700,000.00 bond anticipation notes and/or serial bonds and the levy of a tax to pay the principal of and interest on said notes or bonds as the same shall become due and owing.

**SECTION 4.**

The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized to be expended pursuant to Section 165.10 of the Law for the specific object or purpose described in Section 1 of this resolution. If such temporary funds are used for any expenditure authorized in this resolution, the Town intends to reimburse such funds with the proceeds of the tax-exempt borrowing authorized and identified pursuant to Section 1 above.

**SECTION 5.**

The serial bonds issued to finance the cost of the object or purpose described in Section 1 above shall mature no later than forty (40) years to be measured from the date of the bonds or from the date of the first bond anticipation note issued in anticipation of the sale of such bonds, whichever date is earlier.

**SECTION 6.**

The Town hereby covenants and agrees with the holders from time to time of said serial bonds of the Town issued pursuant to this resolution, and any bond anticipation notes of the Town issued in anticipation of the sale of said bonds, that the Town will duly and faithfully observe and comply with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and any proposed or final regulations of the Internal Revenue Service issued pursuant thereto (the "Regulations") unless, in the opinion of Bond Counsel to the Town, such compliance is not required by the Code and the Regulations to maintain the exemption of interest on said obligations from Federal income taxation.

**SECTION 7.**

Pursuant to Section 617.5(c)(1) of the regulations of the New York State Department of Environmental Conservation, the Town previously determined that the Project set forth in Section 1 is a Type I action as defined under the State Environmental Quality Review Act ("SEQRA"), which was previously determined under SEQRA not to have a significant impact on the environment.

**SECTION 8.**

Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said serial bonds and any bond anticipation notes issued in anticipation of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

SECTION 9.

It is intended that this resolution shall constitute an official intent within the meaning of Section 1.150-2 of the Regulations to reimburse the Town with the proceeds of the aforesaid bonds or bond anticipation notes to the extent of applicable expenses paid by the Town prior to the issuance of such bonds or bond anticipation notes.

SECTION 10.

Subject to the provisions of this Bond Resolution and the Law, pursuant to the provisions of Section 30.00 of the Law relative to the authorization of the issuance of serial bonds and bond anticipation notes, or the renewals of said obligations and of Section 50.00 and Section 60.00 of the Law, the powers and duties of the Town Board of the Town relative to authorizing serial bonds and bond anticipation notes and prescribing the terms, form and content as to sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor of the Town, the Chief Fiscal Officer of the Town. Pursuant to the provisions of paragraph a of Section 56.00 of the Law, the power to determine whether to issue bonds and bond anticipation notes having substantially level or declining annual debt service, as provided in paragraph d of Section 21.00 of the Law, is hereby delegated to the Supervisor of the Town, the Chief Fiscal Officer of said Town. In addition to the delegation of powers described above, the powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor of the Town, who shall advertise such bonds for sale, conduct the sale and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Law and any other order or rule of the State Comptroller applicable to the sale of municipal bonds.

SECTION 11.

All costs and expenses in connection with the Project set forth in Section 1 above, and the financing thereof by the sale of bonds, including but not limited to, the fees and expenses of bond counsel, financial advisors, engineering consultants, counsel for the Town and other professionals, shall be paid to the extent permitted by law from the proceeds of the sale of such bonds.

SECTION 12.

The Town hereby authorizes its Supervisor to enter into any and all agreements necessary to carry out the intent of the foregoing resolutions.

SECTION 13.

The Town, in accordance with Section 64, Subdivision 1 of the Town Law, is hereby authorized to use any bank branches of The Bank of Greene County in addition to any bank branches of TD Bank, Pioneer Bank, The National Union Bank of Kinderhook, M&T Bank and KeyBank, N.A., as authorized at the Town's 2018 Organizational Meeting

SECTION 14.

The validity of the bonds authorized by this Bond Resolution and of any notes issued in anticipation of said bonds may be contested only if:

- (a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) The provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding

contesting such validity is commenced within twenty (20) days after the date of such publication, or

(c) Such obligations are authorized in violation of the provisions of the constitution.

SECTION 15.

This Bond Resolution shall be published in full in the designated official newspaper(s) of the Town for such purpose, together with a notice of the Clerk of the Town in substantially the form provided in Section 81.00 of the Law.

SECTION 16.

This Bond Resolution is not subject to a Permissive Referendum pursuant to Section 35.00(b) (1) of the Law.

SECTION 17.

This Bond Resolution shall take effect immediately.

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

Supervisor J. Conway	VOTED:	YES
Councilor G. Warner	VOTED:	YES
Councilor T. Tierney	VOTED:	ABSENT
Councilor H. Kennedy	VOTED:	YES
Councilor R. Matters	VOTED:	YES

**36-2018 A Resolution Approving the Sick Leave Bank Policy for Full-Time Non-Union Employees**

**WHEREAS**, the Town Board approved the new Town Employee Handbook on December 21, 2017, and Section 703 permits the creation of a Sick Leave Bank; and

**WHEREAS**, the Town Supervisor, along with the Director of Finance consulted with the Town’s Labor Counsel on the procedural and the legal aspects of the policy; and

**WHEREAS**, the Sick Leave Bank Policy is an important policy as it would provide time for full time employees who face serious or prolonged illness or injury to help protect them from the financial burden caused by such prolonged, catastrophic, or long-term illness or injury; and

**WHEREAS**, the Town Comptroller confirms that this resolution could have a material impact on the Town’s Finances;

now, therefore, be it

**RESOLVED**, that the Town Board does hereby approve the Sick Leave Bank Policy to be added as an Amendment to the Town’s Employee Handbook.

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

*Councilor Matters had some questions on this resolution. Councilor Matters started with saying that he does support this policy. He asked if there were any tax implications to the recipients of donated leave. Dave Gruenberg, Town Attorney stated that it does not. His other question was about a mandatory donation. His thought on it was that he feels someone could receive a day without donating a day. There was some further discussion on this policy amongst the Board members.*

Councilor H. Kennedy	VOTED:	YES
Councilor G. Warner	VOTED:	YES

Supervisor J. Conway                    VOTED: YES  
Councilor T. Tierney                    VOTED: ABSENT  
Councilor R. Matters                    VOTED: YES

**37-2018            A Resolution Authorizing the Solicitation of Request for Proposals for Updating the Town of East Greenbush’s Comprehensive Plan**

**WHEREAS**, the Town of East Greenbush wishes to solicit sealed competitive bids from qualified Planning Consultants to update the Town of East Greenbush’s Comprehensive Plan, Comprehensive Zoning Law and the Generic Environmental Impact Statement (GEIS) documents; and

**WHEREAS**, the Town of East Greenbush has experienced changes associated with significant growth within the community and in the region, prompting a need to review the comprehensive plan to ensure future growth and changes are in harmony with the community’s vision; and

**WHEREAS**, the Town of East Greenbush recognizes that the comprehensive plan provides the essential foundation for guiding future development and has demonstrated a commitment to maintaining the comprehensive plan document to effectively guide development in East Greenbush, writing the first Comprehensive Plan in 1970 and performing a complete Comprehensive Plan update in 1993; and

**WHEREAS**, the Town of East Greenbush last updated the land use element of the Comprehensive Plan in 2006, and the Director of Planning believes that the comprehensive plan should be reviewed and updated at least every ten (10) years so that the Town’s vision and goals are accurately articulated and that the comprehensive plan, zoning, and GEIS documents form an integrated guide and blueprint to systematically support future development and growth in the Town that is harmony with the community’s vision; and

**WHEREAS**, the Town Comptroller has stated that soliciting bids will have no material impact on the Town’s Finances;  
now, therefore, be it

**RESOLVED**, that the Town of East Greenbush seeks proposals from qualified consultants or firms interested in providing the services listed above;  
and be it further

**RESOLVED**, that the Director of Finance will take all necessary actions to solicit proposals for updating the Comprehensive plan, Comprehensive Zoning Law and GEIS document.

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: YES  
Councilor R. Matters                    VOTED: YES  
Councilor T. Tierney                    VOTED: ABSENT  
Councilor H. Kennedy                    VOTED: YES  
Councilor G. Warner                    VOTED: YES

**38-2018            A Resolution Approving the Professional Services Agreement with New York Municipal Insurance Reciprocal (NYMIR)**

**WHEREAS**, the Town, through its insurance broker Rose & Kiernan, Inc., received a proposal for Insurance Coverage for the period of March 1, 2018 – February 28, 2019 as follows: and

<b>Carrier</b>	<b>2017-2018 Expiring</b>	<b>2017-2018 Renewal Quote</b>
New York Municipal Insurance Reciprocal	\$176,706.66	\$179,046.26

**WHEREAS**, the Town has contracted with New York Municipal Insurance Reciprocal (NYMIR) since 2013 and this has proved to be an invaluable resource through providing training, webinars and seminars to employees, safety inspections, as well as their assistance throughout the Waste Water Treatment Plant Sludge Spill of 2015; and

**WHEREAS**, increases have been seen by all municipalities covered through NYMIR as a result of an increase in claim activity; and

**WHEREAS**, the Town Comptroller has confirmed that the provisions of this resolution were planned for in the 2018 Town budget;

now, therefore, be it

**RESOLVED**, that the Town Board of the Town of East Greenbush does hereby approve the renewal of the agreement with New York Municipal Insurance Reciprocal (NYMIR) for the policy year March 1, 2018 – February 28, 2019 for the amount of \$ 179,046.26.

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: YES
Councilor R. Matters	VOTED: YES
Councilor T. Tierney	VOTED: ABSENT
Councilor H. Kennedy	VOTED: YES
Councilor G. Warner	VOTED: YES

**39-2018 A Resolution Authorizing the Solicitation of Request for Proposals for IT Tech Support for the Town of East Greenbush**

**WHEREAS**, the Town of East Greenbush wishes to solicit sealed competitive bids from qualified Information Technology Technical Support Companies for tech support for the Town of East Greenbush; and

**WHEREAS**, the Town of East Greenbush is in the third year of a three year contract and the Town Board would like to solicit bids to review Professional Services agreements from interested companies; and

**WHEREAS**, the Town Comptroller has stated that soliciting bids will have no material impact on the Town’s Finances;

now, therefore, be it

**RESOLVED**, that the Town of East Greenbush seeks proposals from qualified consultants or firms interested in providing services listed above;

and be it further

**RESOLVED**, that the Director of Finance will take all necessary actions to solicit proposals.

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

Councilor G. Warner	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor T. Tierney	VOTED: ABSENT
Councilor H. Kennedy	VOTED: YES
Councilor R. Matters	VOTED: YES

**40-2018      A Resolution Amending the Delaware Engineering Contract for Engineering Services on the Waste Water Treatment Plant Outfall Piping and Paving Project Contract #1**

**WHEREAS**, Delaware Engineering was contracted to supervise the East Greenbush Waste Water Treatment Plant Outfall Piping Project, Contract #1; and

**WHEREAS**, Delaware Engineering has recommended extension of the Substantial Completion date of this project from November 30<sup>th</sup>, 2017 until June 1<sup>st</sup>, 2018 to allow the subcontractor additional time due to inclement winter weather; and

**WHEREAS**, the Town Comptroller has confirmed that the provisions of this resolution will have no material impact on the Town Finances;

now, therefore, be it

**RESOLVED**, that the Town Board does hereby authorizes the Supervisor to sign the Town of East Greenbush – WWTP Outfall Piping and Paving Project Contract #1 – General Construction Change Order No. 3 to amend the Substantial Completion date until June 1<sup>st</sup>, 2018.

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

Supervisor J. Conway	VOTED: YES
Councilor G. Warner	VOTED: YES
Councilor T. Tierney	VOTED: ABSENT
Councilor H. Kennedy	VOTED: YES
Councilor R. Matters	VOTED: YES

**41-2018      A Resolution Awarding RFP 18-02: Engineering Services to Prepare Bid Specifications for the Hampton Manor Water Meter Installation to Delaware Engineering**

**WHEREAS**, the Town is looking to purchase and install water meters in homes in Hampton Manor as part of a project to update and improve the Hampton Manor Water Treatment and Distribution System; and

**WHEREAS**, the Town issued a Request for Proposals seeking proposals from qualified engineering firms to assist the Town in preparing Bid Specifications for the purchase and installation of water meters in Hampton Manor; and

**WHEREAS**, Delaware Engineering, D.P.C., submitted the only response to the Request for Proposals while demonstrating that they are well qualified and have worked on a number of similar projects for other municipalities; and

**WHEREAS**, the submitted proposal met the not-to-exceed amount of \$1,500 for the preparation of bid specifications; and

**WHEREAS**, the Town Comptroller has confirmed that this resolution will be funded by Hampton Manor Water Fund Balance,

Fund	Transfer In	Transfer Out
SW-917 Hampton Manor Water(06)		\$1,500.00
83404.06.004 Engineering	\$1,500.00	

now, therefore, be it,

**RESOLVED**, that the East Greenbush Town Board does hereby award, the contract for preparation of bid specifications for the purchase and installation of water meters in Hampton Manor to Delaware Engineering, D.P.C. for an amount not to exceed \$1,500.00.

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

Councilor G. Warner	VOTED: YES
Councilor H. Kennedy	VOTED: YES
Supervisor J. Conway	VOTED: YES
Councilor T. Tierney	VOTED: ABSENT
Councilor R. Matters	VOTED: YES

#### **42-2018 A Resolution Establishing a Natural Resources Work Group**

**WHEREAS**, a Natural Resources Inventory (NRI) compiles and describes naturally occurring resources as well as cultural resources such as historic, scenic and recreation within a municipality; and

**WHEREAS**, the purpose of an NRI is to provide information for comprehensive land use and conservation planning, and to allow natural resource information to be included in local planning and zoning; the NRI should include maps, associated data detailing information displayed on the maps, a descriptive report summarizing inventoried resources, findings and recommendations; and

**WHEREAS**, an NRI can be used to update the natural resources section of the comprehensive plan, provide information for watershed assessment and planning, designate critical environmental areas, develop and implement a municipal open space plan, amend existing zoning and subdivision regulations, evaluate the effects of proposed land use and zoning changes, inform environmental review of development proposals, and document current conditions so changes over time can be assessed; and

**WHEREAS**, the Hudson River Estuary Program in coordination with a Cornell University graduate student intern offers technical assistance to communities interested in creating or updating an NRI at no cost to the municipality by providing guidance to the work group, assistance with data acquisition and management, creation of resource maps, and review of the NRI report; and

**WHEREAS**, to be eligible for the technical assistance, the municipality should have a work group of 5-6 volunteers who will determine the goals and scope of the project, review existing local studies and data sources, provide input on maps, write and format the NRI report, and liaise with the municipal boards and the public about the project; and

**WHEREAS**, to be considered for the technical assistance available from the Hudson River Estuary Program, municipalities are required to submit an application listing the volunteers, any land use planning initiatives, and a letter of support from the municipal governing board by March 15, 2018; and

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

**RESOLVED**, that the Town Board hereby establishes the Natural Resources Work Group, and will advertise for volunteers to participate in the development of a Natural Resources Inventory;

and be it further

**RESOLVED**, that the Town Board expresses their support for the development of the Natural Resources Inventory and authorizes the submission of an application for technical assistance to the Hudson River Estuary Program.

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

Supervisor J. Conway	VOTED: YES
Councilor G. Warner	VOTED: YES
Councilor T. Tierney	VOTED: ABSENT
Councilor H. Kennedy	VOTED: YES
Councilor R. Matters	VOTED: YES

**43-2018      A Resolution Authorizing the Billing of a Property Owner for Damages Done to Craver Road, in East Greenbush, New York**

**WHEREAS**, Craver Road is a Town Highway maintained by the East Greenbush Highway Department; and

**WHEREAS**, an inspection of Craver Road in 2011, as compared to an inspection in December of 2016 showed the grading at the roadside was altered, resulting in water pooling on the pavement and creating a travel hazard for the public; and

**WHEREAS**, the property owner was notified to correct the situation no later than April 15, 2016; and

**WHEREAS**, the property owner was notified again by mail in January of 2017 that the owners were in violation of Section 320 of the New York State Highway Law; and

**WHEREAS**, Craver Road was not fixed by the property owner and corrective action had to be taken by the Town's Highway Department at cost to the taxpayers of East Greenbush;  
now, therefore, be it

**RESOLVED**, that the East Greenbush Town Board, after careful consideration of the circumstances, felt that the taxpayers should not have to bear the cost of fixing a problem created by an individual homeowner;  
and be it further

**RESOLVED**, that the Assessor be authorized to charge the total cost to repair the damages to the owners next tax bill i.e.: 2019 Town and County bill in the amount of **\$2,101.94** to:

Charles S. Milkiewicz and Melissa Milkiewicz  
128 Craver Rd., West Sand Lake, NY 12196

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

*There was discussion on this resolution between the Land owner and the Town Board.*

Supervisor J. Conway	VOTED: YES
Councilor R. Matters	VOTED: YES
Councilor T. Tierney	VOTED: ABSENT
Councilor H. Kennedy	VOTED: YES
Councilor G. Warner	VOTED: YES

**44-2018      A Resolution to Accept the Final Environmental Impact Statement for the East Greenbush Tech Park**

**WHEREAS**, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of February 14, 2018 and was subsequently presented to the Town Board on February 20, 2018; and

**WHEREAS**, Greenbush Associates LLC (the “Applicant”) has submitted applications for a zoning amendment and site plan approval and related information for a proposed project at the East Greenbush Tech Park on Mannix Road in the Town of East Greenbush (the “Project”); and

**WHEREAS**, the Town Board expressed to other potentially involved agencies its desire to serve as lead agency under the State Environmental Quality Review Act (“SEQRA”) for the coordinated environmental review of the Project, and such potentially involved agencies either concurred with the Town Board serving as lead agency or failed to respond within the prescribed time period; and

**WHEREAS**, the Town Board designated itself as lead agency for the SEQRA review of the Project, determined that the Project may have a significant adverse impact on the environment, and adopted a positive declaration requiring that a draft environmental impact statement (“DEIS”) be prepared; and

**WHEREAS**, the Applicant submitted a DEIS, which the Town Board and its staff and consultants reviewed; and

**WHEREAS**, the Town Board determined that the DEIS was adequate for public review; and established a public written comment period on the DEIS, to conclude at 4:00 p.m. on March 27, 2017, with a public hearing to receive comments on the DEIS and proposed zoning amendment, held on March 15, 2017, at the East Greenbush Town Hall, 225 Columbia Turnpike, in the Town; and

**WHEREAS**, one written comment was received and has been addressed, and no oral comments were received; and

**WHEREAS**, the Applicant submitted a draft Final Environmental Impact Statement (“FEIS”), which, after review by the Town Board and its staff and consultants, has now been found to be suitable for acceptance; and

**WHEREAS**, the Town Comptroller has determined that this resolution will have no material impact on the Town finances;  
now, therefore, be it

**RESOLVED** as follows:

1. The Town Board hereby accepts the FEIS for filing.
2. The Town Board hereby directs that notice of such acceptance and filing be circulated and posted in accordance with applicable provisions of law, including but not limited to the filing of such notice and the FEIS with the Applicant, all SEQRA involved agencies and any person who requested a copy.

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

Supervisor J. Conway	VOTED: YES
Councilor G. Warner	VOTED: YES
Councilor T. Tierney	VOTED: ABSENT
Councilor H. Kennedy	VOTED: YES
Councilor R. Matters	VOTED: YES

#### **45-2018 A Resolution to Schedule a Special Meeting**

**WHEREAS**, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of February 14, 2018 and was subsequently presented to the Town Board on February 20, 2018; and

**WHEREAS**, there is a need to schedule a special meeting to approve promotions in the Police Department and other matters that may come to the Town Board’s attention; and

**WHEREAS**, the Town Comptroller confirms that this resolution will have no material impact on the Town’s finances;  
now, therefore, be it

**RESOLVED**, that the Town Board hereby schedules a special meeting to approve promotions in the Police Department and other matters that may come to the Town Board’s attention for February 28, 2018 at 6:00 p.m. at East Greenbush Town Hall, 225 Columbia Turnpike, Rensselaer, NY 12144; and

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: YES
Councilor R. Matters	VOTED: YES
Councilor T. Tierney	VOTED: ABSENT
Councilor H. Kennedy	VOTED: YES
Councilor G. Warner	VOTED: YES

#### **ADJOURNMENT**

Motion to adjourn into Executive Session by Supervisor Conway at 8:30 and seconded by Councilor Warner and brought to a vote as follows:

Supervisor J. Conway	VOTED: YES
Councilor G. Warner	VOTED: YES
Councilor T. Tierney	VOTED: ABSENT
Councilor H. Kennedy	VOTED: YES
Councilor R. Matters	VOTED: YES