

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

231-2018 A Resolution Regarding Negative Declaration for the Establishment of the East Greenbush Consolidation Water District

WHEREAS, a map, plan and report have been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of East Greenbush, relating to the consolidation of the Town of East Greenbush Consolidated Water District and the Hampton Manor-Hillview Water District No. 4, in the Town of East Greenbush, County of Rensselaer, State of New York; and

WHEREAS, such map, plan and report was prepared by Delaware Engineering, D.P.C., competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed Town of East Greenbush Consolidated Water District, general plan of the Town of East Greenbush Consolidated Water District, and the per unit of assessment and consumption charges for real property located within the consolidated water district; and

WHEREAS, the consolidation of the Town of East Greenbush Water Districts requires compliance with the provisions of the Environmental Conservation Law of the State of New York and regulations of the Department of Environmental Conservation, Part 617, State Environmental Quality Review Act and the Town of East Greenbush has previously established that the Town Board act as lead agency for the review of plans and environmental impact, if any, of the proposed consolidation of the Town of East Greenbush General Water District and the Hampton Manor-Hillview Water District No. 4; and

WHEREAS, the Town Comptroller confirms that this resolution has no material impact on the Town finances; now, therefore, be it

RESOLVED AS FOLLOWS:

1. The Town Board of the Town of East Greenbush as lead agency has determined that the establishment of the Town of East Greenbush Consolidated Water District as described in the map, plan and report prepared by Delaware Engineering D.P.C., is an Unlisted Action and that establishment of the proposed Town of East Greenbush Consolidated Water District will not result in any significant adverse environmental impacts, and that the Supervisor of the Town of East Greenbush be authorized to execute the Short Environmental Assessment Form with respect to the determination that the establishment of the Town of East Greenbush Consolidated Water District is an Unlisted Action and that the establishment of the Town of East Greenbush Consolidated Water District will not result in any significant adverse environmental impacts;
2. Based on its examination of the EAF, the criteria set forth in Sections 617.6 and 617.7 of the regulations, and such further investigation as the town board has deemed appropriate, no potential significant adverse environmental impacts are known;
3. Consent to proceed with the consolidation of the Town of East Greenbush Consolidated Water District will not cause a significant impact on the environment,

and the town board will not require the preparation of an environmental impact statement;

4. A negative declaration is to be signed by the supervisor;
5. The Town Clerk of the Town of East Greenbush is hereby directed to cause to be filed and circulated the negative declaration in accordance with the requirements of SEQRA, a copy of the negative declaration shall be maintained in the Office of the Town Clerk in a file that will be readily accessible to the public, and the clerk shall mail copies, return receipt requested, to:

Office of the Commissioner
Department of Environmental Conservation
625 Broadway
Albany, New York 12233

and Environmental Notice Bulletin
NYSDEC – Attn: Jack Nasca
625 Broadway, 4th Floor
Albany, New York 12233-1750

6. All subsequent notices concerning this project shall state that a negative declaration pursuant to SEQRA has been issued.

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

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

232-2018 A Resolution Approving Consolidation of the Town of East Greenbush Water Districts, to Wit: East Greenbush General Water District and Hampton Manor-Hillview Water District No.4 into One Consolidation Water District Subject to the Completion of Proceedings Pursuant to Article 17A of the General Municipal Law of the State of New York

WHEREAS, there exists within the Town of East Greenbush two water districts, to wit: East Greenbush General Water District and Hampton Manor-Hillview Water District No. 4, and,

WHEREAS, the two aforesaid water districts and any related extensions have been created for similar purposes; and

WHEREAS, the Town Board did on the 17th day of October, 2018 adopt a Resolution and Order, to give notice of a Public Hearing pursuant to the provisions of Article 17A of the General Municipal Law of the State of New York to be held at the East Greenbush Town Hall on the 28th day of November, 2018 at 7:00 p.m. for the purpose of hearing all persons upon the question of consolidating the Town of East Greenbush Water Districts, to wit: **East Greenbush General Water District and Hampton Manor-Hillview Water District No. 4** into a single consolidated water district; and

WHEREAS, the Town Board wishes to plan for the future needs of the Town and its residents and businesses; and to consolidate services, reducing the amount of administrative services and costs within the water districts; to increase the financial base of the water districts in order to obtain a reduction in interest rates on any borrowing, to distribute costs more evenly and

permitting establishment of fair and reasonable rates for services on a per unit basis of assessment for capital charges and on a consumption basis for operation and maintenance; and,

WHEREAS, the Town Board and Town Clerk have caused, as required by law, to be posted and published, the Notice of Public Hearing pursuant to the provisions of the aforesaid Article 17A of the General Municipal Law; and

WHEREAS, the Town Board conducted the Public Hearing on the 28th day of November, 2018 to consider the consolidation of the stated water districts into a single consolidated water district at which time all persons interested in the same were afforded ample opportunity to be heard and speak in support of or in opposition to the proposed consolidation; and

WHEREAS, the Town Board has carefully reviewed the issues associated with the consolidation of the aforesaid water districts; and

WHEREAS, the Town Comptroller confirms this resolution has no material impact on the Town finances;

now, therefore, be it

RESOLVED, it is hereby resolved that this Town Board acting pursuant to the provisions of Section 754 of the General Municipal Law of the State of New York does hereby consolidate Town of East Greenbush Water Districts, to wit: **East Greenbush General Water District and Hampton Manor-Hillview Water District No. 4** into a single consolidated water district, said consolidation to be effective January 1, 2019 and on such consolidation does hereby determine as follows:

1. This Resolution is adopted pursuant to the provisions of Article 17A of the General Municipal Law of the State of New York.
2. That all steps required by the provisions of Article 17A of the General Municipal Law have been carried out in relation to this project.
3. That it is in the public interest to consolidate the aforesaid stated water districts as set forth herein and as set forth in the Joint Consolidation Agreement executed by the Town of East Greenbush and each of the existing districts.
4. All property and assets of the aforesaid water districts shall become the property and assets of the new consolidated water district.
5. All property of the existing water districts shall become the property of the consolidated water district, and the consolidated water district shall assume and pay for the indebtedness, if any, of each of the existing water districts as if such indebtedness had been incurred subsequent to the consolidation, as provided by law.
6. All expenses of operation and maintenance including water usage rates of the consolidated district shall be distributed among the consolidated district in accordance with the existing resolutions of the Town Board and as hereafter amended by the Town Board in accordance with Article 17A of the General Municipal Law.
7. All assessments for debt, principal and interest payments, as existing and as hereafter authorized, shall be based upon a per unit basis of assessment in the amount of \$57.42 for 2019 and that operation and maintenance expenses shall be based upon a dollar amount of \$3.74 per 100 cubic feet of water consumed or \$5.00 per 1,000 gallons of water consumed for 2019.
8. The consolidated district shall be known as the Town of East Greenbush Consolidated Water District.

9. The Joint Consolidation Agreement executed between the Town of East Greenbush and each aforesaid water district is approved.
10. The Town Clerk is hereby directed within ten (10) days after the adoption of this Resolution to cause a certified copy of this final resolution to be filed in the Rensselaer County Clerk's Office and in the office of the New York State Comptroller at Albany, New York.
11. The Consolidated Water District boundaries are as set forth in Schedule A annexed hereto.

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 G. Warner	VOTED:

233-2018 A Resolution Authorizing the Director of Planning and Zoning to Initiate and Manage Coordinated Review Under the State Environmental Quality Review Act

WHEREAS, the Town, from time to time, undertakes actions subject to the State Environmental Quality Review Act (SEQRA); and

WHEREAS, certain actions subject to SEQRA require coordinated review, which is the process by which all involved agencies cooperate in one integrated environmental review; and

WHEREAS coordinated review has two major elements: establishing a lead agency and determining the interests and concerns of involved agencies so these interests and concerns may be considered by the lead agency in the determination of significance and in scoping an environmental impact statement; and

WHEREAS, the project sponsor is responsible for identifying a list of involved and interested agencies, which is subject to Town review; and

WHEREAS managing the process of coordinated review entails identifying and communicating with potential involved and interested agencies, preparing correspondence, transmitting environmental assessment forms, applications, and other materials; and receiving responses from agencies; and

WHEREAS, the Planning and Zoning Department currently manages coordinated review once initiated by the Town agency undertaking actions subject to SEQRA; and

WHEREAS, initiating coordinated review involves primarily administrative functions regularly undertaken and managed by Department of Planning and Zoning staff and can be made more efficient if Town staff are enabled to initiate the process; and

WHEREAS, the Town Comptroller confirms this resolution has no material impact on the Town finances;

now, therefore, be it

RESOLVED, that the Director of Planning and Zoning is hereby designated to initiate and manage the coordinated review process for actions undertaken by the Town which are subject to SEQRA.

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

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

234-2018 A Resolution Authorizing the Supervisor to Execute an Agreement with Creighton Manning Engineering, LLP to Conduct a Traffic Assessment of Middlesex Road/Pheasant Lane

WHEREAS, the residents of Middlesex Road and Pheasant Lane in the Town of East Greenbush expressed a serious concern with the difficulties and danger created by the road configuration and traffic pattern in their neighborhood; and

WHEREAS, the Commissioner of Public Works and Town Supervisor examined the issue on site and determined that superficial measures may not suffice to solve the problem; and

WHEREAS, the two firms currently doing most of the traffic assessments in Town are Creighton Manning Engineering, LLP and Greenman-Pedersen, Inc; and

WHEREAS, proposals were solicited from these two firms to conduct a traffic assessment in the Middlesex Road/Pheasant Lane area; and

WHEREAS, both firms submitted proposals, Creighton Manning Engineering, LLP offering their services for a total project cost of \$5,200.00, and Greenman-Pedersen, Inc offering theirs for \$8,900.00; and

WHEREAS, the Creighton Manning Engineering, LLP proposal was adjudged to have all of the elements necessary for the Town to make an informed decision on changes in the neighborhood, and since they submitted the lowest responsible bid; and

WHEREAS, the Town Comptroller has indicated that this can be charged to account code 50204.02.04 Engineering CE; now, therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush authorizes the Supervisor to execute an agreement with Creighton Manning Engineering, LLP to conduct a traffic assessment of Middlesex Road/Pheasant Lane for an amount not to exceed \$5,200.00.

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

ADJOURNMENT

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

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