

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

Supervisor Conway	VOTED:
Councilor Matters	VOTED:
Councilor DiMartino	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

167-2016 A Resolution Recognizing September as “Childhood Cancer Awareness Month” and September 28, 2016 as “East Greenbush Goes Gold” Day

WHEREAS, the American Cancer Society reports that cancer is the leading cause of death by disease among children in the United States between infancy and age 15, and estimates that more than 10,000 children will be diagnosed with cancer in 2016; and

WHEREAS, although progress has been made in combating pediatric cancer, approximately 1,250 children younger than 15 years old will lose his or her battle with cancer in 2016; and many infants, children and teens will suffer from long-term side effects of comprehensive treatment, including secondary cancers; and

WHEREAS, there is significant progress that still must be made with regard to childhood cancer treatment; progress towards an effective treatment is painfully slow with dramatically fewer new FDA approved treatments for childhood cancer approved each year than for cancer in adults; and

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

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

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

now, therefore, be it

RESOLVED, that September 2016 is designated "Childhood Cancer Awareness Month" in the Town of East Greenbush to promote awareness of pediatric cancer and to highlight the fact that more has to be done to prevent these cancers in the future;

and be it further

RESOLVED, that the Town Board encourages participation in Go Gold in September by designating September 28, 2016 as “East Greenbush Goes Gold” Day.

and be it further

RESOLVED, that the September 28, 2016 designation of “East Greenbush Goes Gold” Day will be in memory of Sean Jucha, an East Greenbush resident who bravely battled Gliomatosis Cerebri for over three years.

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

Councilor Tierney	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:

168-2016 A Resolution Recognizing October as Breast Cancer Awareness Month and Friday October 21, 2016 as East Greenbush Goes “Pink” Day

WHEREAS, a woman receives a diagnosis of breast cancer every two minutes, making this disease the most frequently diagnosed cancer among women in the U.S., other than skin cancers; and

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

WHEREAS, the 2.8 million breast cancer survivors living in the U.S. today are a testament to courage, as well as to the importance of promoting awareness about breast cancer, providing information, funding research, following recommended screening guidelines, and offering treatment to those who are affected; and

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

WHEREAS, throughout the month of October, organizations and health practitioners in this State are encouraged to use this opportunity to promote awareness about breast cancer and proper breast health, and to encourage annual mammograms; and

WHEREAS, public officials and citizens of this State are urged to observe this month with appropriate activities and programs that encourage annual mammograms; and

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

RESOLVED, that the Town of East Greenbush does hereby recognize October as Breast Cancer Awareness Month and will go “Pink” on Friday October 21, 2016.

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

Councilor DiMartino	VOTED:
Councilor Tierney	VOTED:
Supervisor Conway	VOTED:
Councilor Grant	VOTED:
Councilor Matters	VOTED:

169-2016 A Resolution Honoring Daniel Edward Farley on his Achievement of the Rank of Eagle Scout

WHEREAS, it is consistent with the duty of the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, to recognize the contributions and achievements of people involved in this community; and

WHEREAS, Daniel Edward Farley, a member of Boy Scout Troup 2041, has completed the requirements, and was examined by the Eagle Scout Board of Review which found him worthy of the rank of Eagle Scout, the highest rank in Boy Scouts of America; and

WHEREAS, the Eagle Scout Award has been awarded to young men for over 100 years, and only 5 percent of men who were Boy Scouts have earned the award. In honor of Daniel's achievement, an Eagle Scout Court of Honor was held on September 11th, 2016 at the Rensselaer Elks Lodge, in East Greenbush, New York; and

WHEREAS, we commend Daniel on his Eagle Scout project called Stars for Soldiers. He collected retired American flags, cut the stars out and packaged them individually so they could be handed out to Veterans, active troops, VA hospitals or any retired soldier as a way to say thank you; and

WHEREAS, the Supervisor and Town Board Members of East Greenbush wish to recognize Daniel for his personal achievement, service and inspiration to other Scouts to follow suit;

now, therefore, be it

RESOLVED, that the East Greenbush Town Supervisor and Town Board extend congratulations to Daniel Edward Farley and commend him on his accomplishment of achieving the rank of Eagle Scout.

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

Supervisor Conway	VOTED:
Councilor Tierney	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:

170-2016 A Resolution Honoring William David Lindemann on his Achievement of the Rank of Eagle Scout

WHEREAS, it is consistent with the duty of the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, to recognize the contributions and achievements of people involved in this community; and

WHEREAS, William David Lindemann, a member of Boy Scout Troup 2041, has completed the requirements, and was examined by the Eagle Scout Board of Review which found him worthy of the rank of Eagle Scout, the highest rank in Boy Scouts of America; and

WHEREAS, the Eagle Scout Award has been awarded to young men for over 100 years, and only 5 percent of men who were Boy Scouts have earned the award. In honor of William's achievement, an Eagle Scout Court of Honor was held on September 11th, 2016 at the Rensselaer Elks Lodge, in East Greenbush, New York; and

WHEREAS, we commend William on his Eagle Scout project whereby he removed the old sign, and built a new two-sided sign for VFW Post 7338 on Hays Road in East Greenbush. In addition, he placed a garden around the memorial markers that rest in the courtyard near the sign and the flag; and

WHEREAS, the Supervisor and Town Board Members of East Greenbush wish to recognize William for his personal achievement, service and inspiration to other Scouts to follow suit;

now, therefore, be it

RESOLVED, that the East Greenbush Town Supervisor and Town Board extend congratulations to William David Lindemann and commend him on his accomplishment in achieving the rank of Eagle Scout.

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

Supervisor Conway	VOTED:
Councilor Tierney	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:

171-2016 A Resolution Authorizing Certification of the Base Percentages, Current Percentages, Current Base Proportions and Adjusted Base Proportions

WHEREAS, the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, is in receipt of the class equalizations rates from the Office of Real Property Services, regarding the homestead and non-homestead properties within the Town; and

WHEREAS, the Town Board considers it to be in the best interest of the Town to certify the base percentages, current percentages, current base proportions and adjusted base proportions, pursuant to Article 19 of the Real Property Tax Law, for the levy of taxes on 2016/2017 East Greenbush Central School District Assessment Roll and the 2017 Assessment Roll for the Town of East Greenbush; and

WHEREAS, the Assessor has submitted to the Town Board the base percentages, current percentages, current base proportions and the adjusted base proportions for the 2016/2017 Assessment Roll, which have been approved by the State of New York Office of Real Property Tax Services; and

WHEREAS, The Town Comptroller confirms that this action poses no financial impact to the Town;

now, therefore, be it

RESOLVED, that the Town Clerk is hereby authorized and directed to sign the certification of Base Percentages, Current Percentages, Current Base Proportions and Adjusted Base Proportions as set forth in the Assessor's submission to the Town Board.

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

Councilor Matters	VOTED:
Councilor DiMartino	VOTED:
Supervisor Conway	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

172-2016 A Resolution Authorizing a Contract with Web Instinct to Upgrade the Town Website

WHEREAS, Town website administrators have identified the need for upgrading the Town’s website, www.eastgreenbush.org, and moving it to a new site and format; and

WHEREAS, the current issues identified with the website are:

- The Town’s website is currently on a Joomla 1.5 platform, which is outdated and insecure software;
- The Town’s website is currently not ADA- compliant;
- The website is a non-responsive design;
- Updating the Town’s website is time consuming and lacks the functionality to provide basic services to residents – such as a functioning Town calendar; and

WHEREAS, upgrading the website would not only create a user- friendly, responsive site for the Town, it would create a site that is easier for the Town to maintain; and

WHEREAS, the East Greenbush Police Department has expressed a desire to merge with the Town’s website and has agreed to share the cost of the upgrade; and

WHEREAS, upgrading the website will provide Town residents with the ability to print, save to PDF and/or email every page on the website, easily download PDFs, a functioning calendar of events, as well as an easy to use Contact form that would send an email to a desired department, thus increasing the accountability and transparency of the Town; and

WHEREAS, the upgrade contract would include design, transfer of data from old website to new website, as well as training and support for Town employees; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is approximately \$17,000.00 from the General Fund for this expense

Fund	Transfer in	Transfer out
A917 – General Fund Balance	--	\$17,000.00
1680.4– Data Processing C/E	\$17,000.00	

now, therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush does hereby approve the upgrade of the Town Website by Web Instinct for a total investment price of \$17,000.00 50% due at initial engagement and 50% due upon the launch of the functioning website.

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

Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

173-2016 A Resolution Authorizing a Website Maintenance Agreement with Web Instinct

WHEREAS, the Town has identified the need for an annual website maintenance agreement with Web Instinct for regular support related to its website design, website content, website support and email support, and these services are offered in addition to the annual website hosting and email fee; and

WHEREAS, the Town has historically entered into maintenance agreements that provided for a set number of hours per month for the term of the contract; and

WHEREAS, this contract would provide for up to two (2) hours per month of support at a rate of \$120 per hour, with a provision that any unused time can be used a later time; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is approximately \$2,880.00 from the General Fund for this expense;

Fund	Transfer in	Transfer out
A917 – General Fund Balance	--	\$2,880.00
1680.4– Data Processing C/E	\$2,880.00	

now, therefore, be it

RESOLVED, that the Town Board does hereby approve the annual maintenance contract with Web Instinct for an amount of \$2,880.00 calculated as 2 hours/month @ \$120/hour for twelve months.

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

Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

174-2016 A Resolution to Update and Reconsolidate the Town Code and Provide for its Posting on the Town Website

WHEREAS, the publication entitled The Code of the Town of East Greenbush (referred to hereinafter as “Town Code”), a copy of which is currently located in the office of the Town Clerk where it is available for public viewing, has not been updated since March of 2009; and

WHEREAS, a reconsolidation and indexing with the Town Code’s current content, together with all unpublished, currently enacted local laws (including the Town’s Comprehensive Zoning Law), and a republishing thereof (which was last completed in 1991) is needed to properly effectuate an update of the Town Code (referred to hereinafter as “Update”); and

WHEREAS, a number of Town employees, during the course of carrying out their respective duties and tasks, are required to routinely refer to, and rely upon, a complete version of the Town Code; and

WHEREAS, as a prelude to completing the Update, a price quote was obtained from General Code Publishers Corp., the publishing company of the Town Code, in the amount of

\$13,780.00 which includes the availability of the Town Code via a web-based application (i.e., “eCode360”), five custom-printed Town Code books, and a one-year maintenance/update subscription; and

WHEREAS, following the completion of the Update, it is deemed to be in the best interest of the Town’s employees and residents, and in keeping with the practice of open and transparent government, to ensure that the entire Town Code be made available on the town’s website for ease of access via eCode360, at an annual subscription fee of \$1,195.00 (i.e., after the first year); and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is approximately \$13,780.00 from the General Fund for this expense

Fund	Transfer in	Transfer out
A917 – General Fund Balance	--	\$13,780.00
1410.4 – Town Clerk CE	\$13,780.00	

now therefore, be it

RESOLVED, that authorization to proceed with the Update be, and the same hereby is, approved and that the approximate sum of \$13,780.00 be, and the same hereby is, authorized for disbursement from the General Fund for the purpose of undertaking the Update;

and be it further

RESOLVED, that the Supervisor, or his designee, shall engage General Code Publishers Corp. to take steps necessary to complete the Update, and subsequently make the Town Code available on the town’s website;

and be it further

RESOLVED, that the Town shall, following the Update, endeavor to maintain its subscription to eCode360 in perpetuity or for as long as it is advantageous to do so.

The forgoing resolution was duly moved by Councilor DiMartino seconded by Councilor Grant and brought to a vote resulting as follows:

Councilor DiMartino	VOTED:
Councilor Grant	VOTED:
Supervisor Conway	VOTED:
Councilor Matters	VOTED:
Councilor Tierney	VOTED:

175-2016 A Resolution Authorizing the Expenditure of an Amount not to Exceed \$15,000.00 to Match Funding Provided by the New York State Office of Parks, Recreation and Historic Preservation to Study the Source of Contamination at the Pond in the Town Park

WHEREAS, in 2009 the Rensselaer County Department of Health closed the beach at the Town Park to any recreational activities because of Fecal Coliform (E. coli) bacterial contamination; and

WHEREAS, recreational activities cannot be resumed until a study has identified the present ecological condition of the lake; and

WHEREAS, the Town received a grant up to (net of reimbursement) \$15,000.00 from the New York State Office of Parks, Recreation and Historic Preservation in 2013 to perform water quality testing of the Moordener Kill waterway and identify the source of any contaminants; and

WHEREAS, to access the grant, the Town must provide matching funds in the amount of up to \$15,000.00 before December 17, 2017; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is approximately \$15,000.00 from the General Fund for this expense

Fund	Transfer in	Transfer out
A917 – General Fund Balance	--	\$15,000.00
7110.4 Parks CE	\$15,000.00	

now, therefore, be it

RESOLVED, that the Town Board authorizes the expenditure of an amount not to exceed \$15,000.00 as matching funds for the grant provided by the New York State Office of Parks, Recreation and Historic Preservation.

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

Councilor Grant	VOTED:
Councilor Tierney	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:

176-2016 A Resolution Awarding Engagements to Perform Audit Services for 2015 Financials Audit and 2013 Single Audit

WHEREAS, the Town Board of the Town of East Greenbush wishes to retain the services of a qualified independent auditor for purposes of conducting a full audit of the financial and related records of the town (hereinafter, “Financial Audit”) and of the books and records of the Town of East Greenbush for the fiscal year 2015; and

WHEREAS, the Town Board of the Town of East Greenbush wishes to retain the services of a qualified independent auditor for purposes of conducting a Federal Single Purpose Program Specific Audit (hereinafter, “Single Audit”) of East Greenbush for the fiscal year 2013; and

WHEREAS, the Town Comptroller invited seven firms to present proposals, has provided a summary of the four submitted proposals to the Board and made available to the Supervisor copies of the two peer-reviewed eligible quotes; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is approximately \$40,000.00 from the General Fund for this expense. (Note: Allocation to special districts will be reviewed with auditors);

Fund	Transfer in	Transfer out
A917 – General Fund Balance	--	\$40,000.00
1320.04 Independent Auditing and Accounting CE	\$40,000.00	

now, therefore be it

RESOLVED, that the Town Board authorizes the Supervisor to retain services from UHY, LLP to conduct the 2015 Financial Audit at a cost not to exceed \$25,000.00 and 2013 Federal Single Audit at a cost not to exceed \$15,000.00.

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

Councilor Grant	VOTED:
Councilor Tierney	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:

177-2016 A Resolution Approving the 2017 Policy Year Changes for CDPHP

WHEREAS, under the Affordable Care Act the Town of East Greenbush is no longer considered a large group and this negatively impacts the rates offered to the Town as a small group; and

WHEREAS, in 2016 the Town of East Greenbush was able to maintain large group rates by renewing the policy early, which allowed the Town to research the best plan alternatives for 2017; and

WHEREAS, the most comparable CDPHP plan for 2017 without a reduction in benefits for the Town employees is the CDPHP Platinum 120 EPO Copayment Plan, which includes a 12.6% increase over the 2016 rates, but only sees mid-level copayments for services compared to alternative plans; and

WHEREAS, the Town Comptroller confirms that this plan is beneficial to the employees and will be appropriately figured into the 2017 Tentative Budget, and has plans to begin researching alternative plans or forecasting possible budget changes to accommodate a high deductible offset plan in early 2017; (Note: December 2016 may have a small increase of less than \$10,000.00 likely covered by 2016 Budget)

now, therefore, be it

RESOLVED, that the Town of East Greenbush’s policy year with CDPHP will remain December 1, 2016 – November 30, 2017, and will offer CDPHP Platinum 120 EPO Copayment plan to employees.

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

Councilor DiMartino	VOTED:
Supervisor Conway	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

178-2016 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 Chief of Police to declare the following equipment as surplus; and

WHEREAS, said equipment consists of:

One 2009 Ford Crown Victoria, VIN # 2FAHP71V49X133656, (302);

One 2011 Ford Crown Victoria VIN # 2FABP7BV5BX168488 (306); and

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

WHEREAS, the Town Comptroller asserts this resolution will have no negative financial impact;

now therefore, be it

RESOLVED that said equipment listed is hereby declared as surplus; and be it further

RESOLVED that the Purchasing Clerk 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 Police Department.

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

Councilor Grant	VOTED:
Councilor Tierney	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:

179-2016 A Resolution Scheduling a Public Hearing to Ratify and Affirm the Town of East Greenbush Land Subdivision Regulations and Further Amend Section 4 of the Town of East Greenbush Land Subdivision Regulations

WHEREAS, it is in the interest of the community to be properly notified of any major subdivision projects in proximity of homes and businesses; and

WHEREAS, it has been determined by planning staff that notification by mail to property owners within five-hundred (500) feet of land involved in a major subdivision application will enhance community awareness of proposed projects; and

WHEREAS, on August 24, 2016 the Town of East Greenbush Planning Board passed a resolution recommending the Town Board consider amending the subdivision regulations stating as follows: "The Secretary of the Planning Board shall provide notice of any public hearing regarding a major subdivision, including data regarding the substance of the application, to the owners of all property within five hundred (500) feet of the land involved in such application.

Notice shall be provided by either certified or registered mail at least seven (7) calendar days prior to the hearing with costs to be borne by the applicant;" and

WHEREAS, such an amendment will require a modification to Section 4 of the Town Land Subdivision Regulations as well as the ratification of previously adopted local subdivision regulations; and

WHEREAS, the Town Comptroller asserts this resolution will have no financial impact, now, therefore, be it

RESOLVED, that the Town Board schedule a Public Hearing on October 19, 2016 at 6:30 PM to discuss affirming existing Town Land Subdivision Regulations and amending Section 4 of the Town Land Subdivision Regulations.

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

Councilor Tierney	VOTED:
Councilor Grant	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:

180-2016 A Resolution Authorizing Delaware Engineering to solicit Bids for the Town of East Greenbush Wastewater Treatment Plant Outfall Piping and Paving Project

WHEREAS, the Town wishes to solicit sealed competitive bids for the construction of the Wastewater Treatment Plant outfall piping and paving; and

WHEREAS, the Town will advertise the project to bid on September 22, 2016 with said bids returnable to the Town Hall by 2:00 PM on October 13, 2016 to be publically opened by the Town Clerk; and

WHEREAS, the Town Comptroller asserts this resolution will have no financial impact, now, therefore, be it

RESOLVED, that the Town Board hereby authorizes to solicit competitive bids for the Wastewater Treatment Plant outfall piping and paving project.

The foregoing resolution was duly moved by Supervisor Conway seconded by Councilor DiMartino and resulted in the following vote:

Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

181-2016 A Resolution to Authorize Various General Construction, Electrical, HVAC, and Plumbing-related Contracts under Request for Bids #16-3

WHEREAS, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of September 14, 2016 and was subsequently presented to the Town Board on September 19, 2016; and

WHEREAS, the Town periodically needs immediate repair and replacement of parts and systems in Town facilities and is seeking the best prices in those contingency situations; and

WHEREAS, the Town Board authorized the Finance Office to solicit bids for various general construction, electric, HVAC and plumbing through Resolution 163-2016; and

WHEREAS, bids were opened and read aloud in a public forum by the Director of Finance and Town Clerk on September 13, 2016; and

WHEREAS, the lowest responsible bidders per item are:

McLean B. Construction, Inc.	General Construction without Equipment
A Septic Service LLC	General Construction with Equipment
J McBain Inc.	Electric
BPI Mechanical Service	HVAC and Plumbing; and

WHEREAS, the Town Comptroller asserts this resolution will have no financial impact; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Finance Office to send award letters to the foregoing lowest responsible bidders for Request For Bids #16-3 .

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

Councilor DiMartino	VOTED:
Supervisor Conway	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

182-2016 A Resolution to Authorize the Supervisor to Sign a New Contract with the Civil Service Employees Association, Inc., Local 1000, American Federation of State, County and Municipal Employees. AFL-CIO, Town of East Greenbush Unit #8257 of the Rensselaer County Local #842

WHEREAS, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of September 14, 2016 and was subsequently presented to the Town Board on September 19, 2016; and

WHEREAS, the Civil Service Employees Association, Inc., Local 1000, American Federation of State, County and Municipal Employees. AFL-CIO, Town of East Greenbush Unit #8257 of the Rensselaer County Local #842 has been without a contract since the current contract expired on December 31, 2013; and

WHEREAS, the Town of East Greenbush, County of Rensselaer, State of New York is in receipt of a proposed CSEA contract for the years 2014, 2015, 2016, 2017, and 2018; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is approximately \$102,000.00 from the General Fund Contingency for this expense. (Note: General contingency will allocate into the 7 other funds);

FUND	Transfer In	Transfer
1990.04 Contingency (General)	--	\$102,000.00
1620.01 Building	\$2,731.00	
8160.01 Refuse/Garbage	\$2,731.00	

3620.01 Safety Inspection	\$2,731.00	
7110.01 Parks	\$5,462.00	
5112.01 Highway	\$32,842.00	
8340.01 Water General	\$16,249.00	
8340.01 Water Hampton	\$2,868.00	
8130.01 Sewer General	\$6,063.00	
8130.01 Sewer Hampton	\$1,311.00	
8130.01 Sewer Couse	\$1,475.00	
8130.01 Sewer 3 rd Ave	\$7,537.00	
9010.08 State Retirement	\$20,000.00	

now, therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush does hereby enter into the Contract as agreed with the Civil Service Employees Association, Inc., Local 1000, American Federation of State, County and Municipal Employees. AFL-CIO, Town of East Greenbush Unit #8257 of the Rensselaer County Local #842 with all the terms and conditions agreed by the parties;

and be it further,

RESOLVED, that the Town Board does hereby authorize the Supervisor to enter into and sign the aforesaid Contract by and on behalf of the Town Board.

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

Supervisor Conway	VOTED:
Councilor Tierney	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:

183-2016 A Resolution to Provisionally Appoint Roger Sharp to the Position of Laborer in the Department of Public Works

WHEREAS, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of September 14, 2016 and was subsequently presented to the Town Board on September 19, 2016; and

WHEREAS, the Town of East Greenbush has spent approximately \$15 million to upgrade its Wastewater Treatment Plant and currently lacks adequate staffing for the upgraded plant as identified by consultants responsible for design and construction monitoring as well as its own internal analysis; and

WHEREAS, the Town Board decided to address the situation by advertising for a Sewage Treatment Plant Operator in the Town’s official newspaper, in online job advertising services and on the Town website; and

WHEREAS, applications were received and reviewed but no East Greenbush resident met the qualifications of the position; and

WHEREAS, the application of Roger Sharp, an East Greenbush resident, was reviewed and a determination was made that he is in position to take the test for an operator’s license

within six months, and that his experience with package plants and at the Albany County Wastewater Treatment Plant make him an ideal potential candidate for the position of Sewage Treatment Plant Operator; and

WHEREAS, the Town Comptroller has confirmed that this appointment can be funded with the 2016 budget;
now, therefore, be it

RESOLVED, that the Town Board appoints Roger Sharp to the position of Laborer in the Department of Public Works Sewer Division on a provisional basis at the rate of \$20.05 per hour as required by the CSEA contract. This appointment is dependent on the approval of the Rensselaer County Civil Service Commission. This provisional appointment is effective as of October 1, 2016.

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

Councilor Grant	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Tierney	VOTED:

184-2016 A Resolution Recognizing October as “Domestic Violence Awareness Month” and October 19, 2016 as “East Greenbush Goes Purple Day”

WHEREAS, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of September 14, 2016 and was subsequently presented to the Town Board on September 19, 2016; and

WHEREAS, according to the National Intimate Partner and Sexual Violence Survey conducted by the National Center for Injury Prevention and Control, more than one in three women (35.6%) and more than one in four men (28.5%) in the United States experience rape, physical violence and/or stalking by an intimate partner in their lifetime; and

WHEREAS, according to the same survey, domestic violence takes many forms, including physical violence, sexual assault, economic control, psychological/emotional abuse, or a combination of more than one of these and has the following effects: injury or death, becoming fearful and concerned for one’s safety, need for health care and need for housing, victims’ advocate or legal services; and

WHEREAS, according to the Bureau of Justice Statistics Crime Data Brief, 85% of domestic violence victims are women with women between the ages of 18 to 24 being at the greatest risk of becoming victims of domestic violence. Domestic violence is the leading cause of injury to women – more than car accidents, muggings, and rape combined. Half of all homeless women and children in the U.S. are fleeing from domestic violence; and

WHEREAS, in 60% to 80% of intimate partner homicides, no matter which partner was killed, the man physically abused the women before the murder; and

WHEREAS, boys who witness domestic violence, such as a father abusing a mother, are two times as likely to abuse their partners when they enter relationships;

now, therefore, be it

RESOLVED, the Town of East Greenbush wishes to support domestic violence awareness month by helping to raise awareness of the dangers of domestic violence between intimate partners;

and be it further

RESOLVED, that the Town Board also declares October to be Domestic Violence Awareness Month to help shine light on the subject by bringing it to the forefront of public attention and potentially reduce the number of acts each year;

and be it further

RESOLVED, the Town Board encourages everyone to join the Unity House Domestic Violence Program in going purple by designating October 19, 2019 as “East Greenbush Goes Purple” Day in memory of victims and in honor of survivors throughout our community.

This resolution was duly moved by Councilor DiMartino and seconded by Councilor Grant and brought to a vote as follows:

Councilor DiMartino	VOTED:
Councilor Grant	VOTED:
Supervisor Conway	VOTED:
Councilor Matters	VOTED:
Councilor Tierney	VOTED:

185-2016 A Resolution Authorizing the Supervisor to Sign a Technical Service Change Order (TSCO) for Construction Administration and Inspection Services

WHEREAS, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of September 14, 2016 and was subsequently presented to the Town Board on September 19, 2016; and

WHEREAS, The Chazen Companies was previously retained to provide construction administration and inspection services for the East Greenbush Waste Water Treatment Plant upgrade project; and

WHEREAS, on June 8, 2016, the Chazen Companies provided a Technical Services Change Order requesting an additional \$29,800 in funds to complete the project; and

WHEREAS, \$9,000 of this initially requested \$29,800 has been accrued on behalf of the Town and through performance of the following tasks:

- Construction inspection (contractor work performed included but not limited to: Monolith Solar Re-Installation work and site restoration, clarifier work, aeration/blower work, damaged baffles work, fencing repairs, SCADA issues, punch list items).
- Review of UW Marx paperwork including final allowance items and invoices and credited required to get the project to substantial completion.
- Review of the Stilsing Electric contract paperwork and closeout.
- Weekly SWPP inspections (now complete); and

WHEREAS, Chazen anticipates that all services and contractor paperwork will be completed by September 30, 2016 and at a cost of \$6,000 will include the following:

- Finalizing Stilsing Electric contract closeout
- Finalizing UW Marx contract paperwork, including:
 - Negative change order(s)

- Substantial completion certification
- Final invoicing and release of retainer
- Contract closeout

WHEREAS, the sum of \$9,000 and \$6,000 equals a change of \$15,000 as detailed in the project budget lines detailed in the table below:

Task	Task Description	Current Budget and Type		Change and New Budget	
		Lump Sum	Time & Materials	Increase	New Budget
01	Design & Regulatory Approval	\$137,500	--	No Change	\$137,500
01	Subcontractor	--	\$16,901.01	No Change	\$16,901.01
02	Bidding Services	\$8,100	--	No Change	\$8,100
03	Construction Engineering	\$25,500	--	No Change	\$25,500
04	Construction Administration	\$127,800	--	No Change	\$157,800
05	Construction Inspection	--	\$703,300	\$15,000	\$718,300
06	Post Construction Services	\$22,500	--	TBD	\$22,500
RE	Reimbursable Expenses		\$27,500	No Change	\$27,500
	TOTALS		\$1,099,101.01	\$15,000	\$1,114,101.01

WHEREAS, this change request increases the amount of money necessary to finance the Wastewater Treatment Plant; and

WHEREAS, as the Town Comptroller confirmed this is subject to EFC approval of funding;

now, therefore, be it

RESOLVED, the Town Board authorizes the Town Supervisor to sign the Technical Services Change Order with Chazen Companies, however, the contract amendment must be submitted to EFC for eligibility determination to ensure that all costs are eligible for financing under the program.

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

Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Grant	VOTED:
Councilor Tierney	VOTED:

186-2016 A Resolution Approving the Sexual Harassment and Gender Discrimination Policy for the Town of East Greenbush

WHEREAS, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of September 14, 2016 and was subsequently presented to the Town Board on September 19, 2016; and

WHEREAS, as a result of the development of the Town’s Workplace Violence Prevention Program Policy and Training, the Town identified the need to update its Policy Against Sexual Harassment and Gender Discrimination; and

WHEREAS, a policy has been drafted for the Town of East Greenbush and reviewed by the Town Board and its Attorney for approval; and

WHEREAS, this policy is important to have in place to protect not only Town employees but also contractors and the public; and

WHEREAS, the policy will be reviewed annually and updated as needed, and all Town employees will receive annual training in conjunction with the Town’s Workplace Violence Prevention Program; and

WHEREAS, the Town Comptroller asserts this resolution will have no financial impact; now, therefore, be it

RESOLVED, that the Town Board does hereby approve the Town of East Greenbush Sexual Harassment and Gender Discrimination Policy as written.

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

Councilor Tierney	VOTED:
Councilor Grant	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:

187-2016 A Resolution Authorizing the Supervisor to Execute a Personal Services Contract with Terence Sharp for Professional Operations Assistance at the Wastewater Treatment Plant

WHEREAS, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of September 14, 2016 and was subsequently presented to the Town Board on September 19, 2016; and

WHEREAS, the Town of East Greenbush has invested approximately \$15 million to upgrade the Town’s Wastewater Treatment Plant and the upgrade includes newly automated functions and state of the art equipment; and

WHEREAS, the Town Board has determined that the Department of Public Works does not have adequate staffing to operate and maintain the Plant, and requires professional support and assistance for its staff to address operational issues, assist in achieving regulatory compliance, and provide training and guidance; and

WHEREAS, the Town requires the development of written standard operating procedures and maintenance schedules to ensure adequate operation and maintenance of the Plant; and

WHEREAS, these services can only be provided by an experienced wastewater treatment plant operator; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is approximately \$30,000.00 from the Sewer General Fund Balance for this expense

Fund	Transfer in	Transfer out
SS-915 General Sewer (07)	--	\$30,000.00
8130.04 Treatment/Disposal	\$30,000.00	

now therefore, be it

RESOLVED, that the Town Board authorizes the Town Supervisor to execute a personal services contract with Terence Sharp for a maximum period of one year a rate of \$35.00 per hour and a total amount not to exceed \$30,000.00.

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

Supervisor Conway	VOTED:
Councilor Grant	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Tierney	VOTED:

188-2016 Resolution Scheduling a Public Hearing to Consider Extending the General Water District to Include Certain Premises Known as 150 Ridge Road, owned by Kamal Swami and Avani Swami

WHEREAS, this resolution was not able to be submitted in time to be considered on the regularly scheduled pre-board meeting of September 14, 2016 and was subsequently presented to the Town Board on September 20, 2016; and

WHEREAS, Kamal Swami and Avani Swami have requested that the General Water District be extended to include the real property owned by them at 150 Ridge Road; and

WHEREAS, the Swamis have indicated that they will be filing the appropriate petition pursuant to Town Law requesting such expansion, including the costs of such extension and the annual costs of being included in said district;

WHEREAS, the Town Comptroller asserts this resolution will have no financial impact; now, therefore, be it

RESOLVED, that the Town Board hereby schedules a public hearing to consider said petition on Wednesday, October 19, 2016 at 6:45 PM at East Greenbush Town Hall.

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

Councilor Tierney	VOTED:
Councilor Grant	VOTED:
Supervisor Conway	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:

ADJOURNMENT

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

Supervisor Conway	VOTED:
Councilor Grant	VOTED:
Councilor DiMartino	VOTED:
Councilor Matters	VOTED:
Councilor Tierney	VOTED: