

WHEREAS, the Town Comptroller asserts the resolution for adopting the 2017 Preliminary Budget will have revenue offset by appropriations and use of fund balance; now, therefore, be it

RESOLVED, that the Town Board adopts the 2017 Preliminary Budget as appended hereto and directs the Town Clerk to keep copies in her office for public review and post it on the Town website.

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 Grant	VOTED:
Councilor Matters	VOTED:
Councilor Tierney	VOTED:

207-2016 A Resolution to Award the Outfall Upgrade Contract No. 1 and Reject Bids for Paving and Landscaping Contract No. 2 for the Town of East Greenbush Wastewater Treatment Plant Improvement Project

WHEREAS, on September 21, 2016, the Town Board authorized bidding of two construction contracts in furtherance of the final phase of the Wastewater Treatment Plant (WWTP) Improvement Project, including Contract No. 1 for Outfall Upgrades and Contract No. 2 for Paving and Landscaping at the WWTP site; and,

WHEREAS, the Outfall Upgrades were required by NYS Department of Environmental Conservation as a condition of approval of the WWTP Improvement project and the State Pollutant Discharge Elimination System (SPDES) permit for the WWTP, and Paving and Landscaping work that was incorporated in the original General Construction Contract was not completed; and,

WHEREAS, the Town advertised for bids for both contracts on September 22, 2016 with bids returnable to the Town Hall by 2:00 PM on October 13, 2016 at which time the bids were opened and read aloud by the Town Clerk; and

WHEREAS, three bids were received for Contract No. 1 Outfall Upgrades and one bid was received for Contract No. 2 Paving and Landscaping; and

WHEREAS, Delaware Engineering, DPC has reviewed the bids for conformity with the project specifications and bid requirements and provided a letter of recommendation to award Contract No. 1 to the low bidder Wm. J. Keller and Sons in the amount of \$1,237,000.00 and due to a lack of competition, alternative methods of accomplishing the work, and project budget, reject all bids for Contract No. 2; and,

WHEREAS, on September 22, 2016 the Town closed on long term financing for the WWTP Improvement Project through the Clean Water State Revolving Loan Fund and additional proceeds are available immediately to finance the costs of Contract No. 1 leaving additional contingency in the budget as is prudent; and,

WHEREAS, the Town Comptroller confirmed the Contract No. 1 for Outfall Upgrades has funding for this financial impact in the Sewer WWTP Capital Project Funding pending the release of proceeds from the September 22, 2016 Clean Water State Revolving Loan Fund; and

now, therefore, be it

RESOLVED, that the Town Board awards Contract No. 1 for Outfall Upgrades to Wm. J. Keller and Sons in the amount of \$1,237,000.00;

and be it further

RESOLVED, that the Town Board authorizes Delaware Engineering, DPC to issue Notice of Award to Wm. J. Keller and Sons, and upon receipt of bonds, insurance certificates and executed construction contracts, issue a Notice to Proceed,

and be it further

RESOLVED, that the Town Board rejects all bids for Contract No. 2 Paving and Landscaping.

The foregoing resolution was duly moved by Councilor Grant and seconded by Councilor Tierney and resulted in the following vote:

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

208-2016 A Resolution Authorizing the Supervisor to Execute a Memorandum of Agreement Between the Town of East Greenbush and Council 82 AFSCME, AFL-CIO, Local 1571 – East Greenbush

WHEREAS, the Town and its police officers union, Council 82 AFSCME, AFL-CIO, Local 1571 – East Greenbush, wish to enter into an agreement with regard to modifying the existing residency policy for East Greenbush police officers; and

WHEREAS, as of the signing of this Memorandum of Agreement, East Greenbush police officers must live in Rensselaer County or any contiguous county, and this stipulation is a term and condition of employment with the Town of East Greenbush Police Department; and

WHEREAS, any East Greenbush Police Officer residing outside of the Town of East Greenbush will forfeit three (3) days of vacation time for each calendar year in which they are not a resident of the Town of East Greenbush, although officers in their first year of service with the Town will not forfeit three (3) days of vacation time for that year alone. If the Officer chooses to move back into the Town of East Greenbush, the above stated reduction in vacation time will cease; and

WHEREAS, the Town Comptroller asserts this resolution will have no negative impact on the Town finances due to pay and benefits being substantially equal with the possible exception of savings of vacation days forfeited;

now, therefore, be it

RESOLVED, that the Town Board of the Town of East Greenbush authorizes the Town Supervisor to execute a Memorandum of Agreement Between the Town of East Greenbush and Council 82 AFSCME, AFL-CIO, Local 1571 – East Greenbush to modify the existing residency policy for East Greenbush Police Officers;

and be it further

RESOLVED, that this Memorandum of Agreement takes effect immediately upon execution of the agreement.

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:

209-2016 A Resolution Authorizing a Purchase of FP PostBase85 Postage Meter

WHEREAS, the Town has identified the need for a new postage meter. The current postage meter, a Pitney Bowes DM-500, is over 10 years old and will be decommissioned by Pitney Bowes in early 2017, and there is no guarantee that if anything goes wrong with the DM-500 that spare parts will be found. There have been four service calls between January and July of this year; and

WHEREAS, the Town has historically entered into maintenance agreements that annually provided for the term of the contract through The Remi Group, a third party vendor, and service was not always prompt; and

WHEREAS, this contract would provide for an annual service agreement; and

WHEREAS, the firm providing the service, National Business Equipment is currently successfully maintaining two large copiers for the Town; and

WHEREAS, in demonstrations of the two competitive positively locally reviewed products the FP PostBase85 Postage Meter was not only preferred by numerous Town employees it also had the low bid on the proposal summary; and

WHEREAS, this Town has received favorable reviews from NY local governments that have purchased the FP PostBase85 Postage Meter; and

WHEREAS, the Town Comptroller has confirmed that the financial impact of this resolution is approximately \$4,699.00 from the General Fund for this expense;

Fund	Transfer in	Transfer out
A917 – General Fund Balance	--	\$4,699.00
1620.4– Buildings C/E	\$4,699.00	

now, therefore, be it

RESOLVED, that the Town Board does hereby approve the purchase of the FP PostBase 85 postage meter.

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:

210-2016 Resolution Approving and Ratifying a Settlement Agreement by and Among the Town of East Greenbush, Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO, and a Town Employee

WHEREAS, an employment issue has arisen between a town employee, the union representative, and the Town of East Greenbush; and

WHEREAS, the Town, the union, and the employee are desirous of resolving that matter through a settlement agreement, and without the need for further litigation; and

WHEREAS, such personnel matters are handled in a confidential manner, and the Board members have reviewed the Settlement Agreement; and

WHEREAS, the Town Comptroller asserts this resolution will have no negative impact on the Town finances,

now, therefore, be it

RESOLVED, that the agreement between the above parties, which has been reviewed by Town Board members dated October 21, 2016, be, and hereby is, ratified and affirmed

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:

ADJOURNMENT

Motion to adjourn by Supervisor Conway and 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: