



The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

TOWN BOARD MEETING

AGENDA

June 19, 2013

Call to Order

7:00 PM

Pledge to the Flag

Town Board Meeting:

Members of Town Board

Present

Absent

Supervisor Langley

Councilperson Matters

Councilperson O'Brien

Councilperson Mangold

Councilperson Malone

Communications / Announcements / Reports

Open Public Privilege: NOTE: Each speaker shall 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 locally.

Resolutions and Proposals by Town Board Members:

84-2013 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 May 15, 2013; 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 May 15, 2013; are hereby approved as submitted.

The foregoing Resolution was duly moved by Supervisor Langley and seconded by Councilperson Matters and brought to a vote resulting as follows:

Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson O'Brien	VOTED
Councilperson Mangold	VOTED
Councilperson Malone	VOTED

85-2013 A Resolution to Approve the Appointment of Community and Recreation Staff for the summer of 2013

WHEREAS, the Community and Recreation Department has presented the Town Board of the Town of East Greenbush with of a listing of the individuals who seek employment in the Summer Program for the Department of Community and Recreational Services; and

WHEREAS, the Town Comptroller has certified that this proposed Town Board action has been planned for in the 2013 Budget and shall pose no adverse impact to the Town's finances; and

WHEREAS, Jordan Ganace will be hired as Camp Counselor and Lifeguard for \$8.00/hour for the 2013 camp season; and

WHEREAS, Eve Huska will be promoted to Head Lifeguard along with her duties as Medical and Camp Director and will be paid \$15.00/hour for the camp session, (Eve Huska's rate was previously set in Resolution 76-2013 at \$13.50/hour, and has since completed additional certifications in compliance with Rensselaer County Health certifications.); and therefore be it

RESOLVED, that the candidates listed below are appointed to serve as Summer Staff, 2013, for the Department of Community and Recreational Services.

Jordan Ganace- \$8.00- Counselor/Lifeguard
Eve Huska- \$15.00- Camp Director/Medical Director/Head Lifeguard

The foregoing Resolution was duly moved by Councilperson O'Brien and seconded by Councilperson Matters and brought to a vote resulting as follows:

Councilperson O'Brien	VOTED
Councilperson Matters	VOTED
Supervisor Langley	VOTED
Councilperson Mangold	VOTED
Councilperson Malone	VOTED

86-2013 A Resolution authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefore. (This is an amendment to the originally amended Resolution xx-2013 to satisfy the State "Marchiselli" request.)

WHEREAS, a Project US4/Mannix Road Intersection Improvements P.I.N. 1757.99 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and 90% Federal Funds and 10% non-federal funds from an additional Federal Fund source.

WHEREAS, the Town of East Greenbush desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design, Right-of-Way, and Construction.

NOW, THEREFORE, the Town Board duly convened does hereby

RESOLVE, that the Town Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Town Board hereby authorizes the Town of East Greenbush to pay in the first instance 100% of the federal and non-federal share of the cost of the Design, Right-of-Way, and Construction work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$404,013.00 has already been appropriated from the Budget Code A8020.4 and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that the additional sum of \$2,371,306.00 be hereby appropriated from Budget Code 00004 and made available to cover the cost of participation in the above phase(s) of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Town Board of the Town of East Greenbush shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Supervisor of the Town Board of the Town of East Greenbush be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Town of East Greenbush with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project and it is further

RESOLVED, this Resolution shall take effect immediately.

The foregoing Resolution was duly moved by Councilperson Matters and seconded by Supervisor Langley and brought to a vote resulting as follows:

Councilperson Matters	VOTED
Supervisor Langley	VOTED
Councilperson O'Brien	VOTED
Councilperson Mangold	VOTED
Councilperson Malone	VOTED

**87-2013 Town Board Request to act as Lead Agency for the Peddlers/Times Union Building
572 Third Avenue Extension Expansion Site Plan**

WHEREAS, Hart Engineering, on behalf of Third Avenue Extension Corp., otherwise known as the Peddlers/Times Union Building Site Plan, has submitted a site plan review application for a project located at 572 Third Avenue Extension and identified on the Town's Tax Roll as Tax Parcel No. 144.-4-47; and

WHEREAS, the application was accompanied by a proposed site plan, a Full Environmental Assessment Form and other submittals; and

WHEREAS, the Town Board wishes to assume lead agency status in connection with coordinated SEQR review of the Project;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Project will require review under the State Environmental Quality Review Act (SEQRA)
2. The following are or may be:
Involved agencies under SEQRA:
 - East Greenbush Town Board
 - East Greenbush Planning Board
 - NYS Department of Environmental Conservation

Rensselaer County Health Department
 U.S. Army Corps of Engineers
 Interested agencies under SEQRA:
 East Greenbush Fire District #3
 W. F. Bruen Rescue Squad
 Rensselaer County Bureau of Planning
 East Greenbush Department of Public Works
 New York State Office of Parks, Recreation & Historic Preservation
 East Greenbush Central School District
 Capital District Transportation Authority
 National Heritage Program
 Capital District Transportation Committee
 New York State Department of Transportation

3. The Town Board wishes to assume lead agency status in connection with coordinated SEQR review of the Project
4. The Town Board directs that a lead agency coordination letter be sent to all the involved agencies requesting their consent to designation to the Town Board as lead agency for SEQR review of the Project

The foregoing Resolution was duly moved by Supervisor Langley and seconded by Councilperson Matters and brought to a vote resulting as follows:

Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson O'Brien	VOTED
Councilperson Mangold	VOTED
Councilperson Malone	VOTED

88-2013 A Resolution Authorizing the Payment by the Comptroller of Certain Charges and Expenses Incurred by the Town

WHEREAS, the Town of East Greenbush in the absence of a Comptroller, has put before the Town Board all expenditures and charges for approval, and

WHEREAS, Wojeski and Company has recommended that this practice continue particularly in the absence of a Purchasing Agent separate and distinct from the Comptroller, and

WHEREAS, said practice contributes to the transparency of the Town's financial expenditures and provides the public with a regular, consistent, ongoing itemization of the expenditure of public funds in the regular and ordinary course of Town business, now therefore

BE IT RESOLVED, that the charges and expenditures set forth in Exhibit A attached hereto are hereby approved for payment.

The foregoing Resolution was duly moved by Councilperson Matters and seconded by Supervisor Langley

Councilperson Matters	VOTED
Supervisor Langley	VOTED
Councilperson O'Brien	VOTED
Councilperson Mangold	VOTED
Councilperson Malone	VOTED

89-2013 A Resolution Accepting the Resignation of Joseph McCoy as Deputy Town Attorney-Justice Court

WHEREAS, Joseph McCoy has submitted a letter of resignation from the position of Deputy Town Attorney-Justice Court effective at the close of business on June 26th 2013, and

NOW BE IT RESOLVED, that the resignation of Joseph McCoy effective close of business day June 26th 2013 is hereby accepted.

The foregoing Resolution was duly moved by Councilperson Mangold and seconded by Councilperson O'Brien

Councilperson Mangold	VOTED
Councilperson O'Brien	VOTED
Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson Malone	VOTED

90-2013 A Resolution to Authorize Certain Paving Expenses

WHEREAS, in accordance with Town Policy and General Municipal Law, all Town expenses of more than \$10,000 require Town Board approval, and

WHEREAS, the Commissioner of Public Works and the Town Supervisor have reviewed the needs of the Town and determined the following paving projects will be completed this year:

Cliffe Avenue
Newberry Street
Mary Street
Prospect Hills Road
Middlesex Avenue
Jacob Street
Paul Street
Glaz Road
Albany Place

WHEREAS, the Commissioner of Public Works states that the estimates for the work comes to \$136,000.00, with \$131,000.00 coming from CHIPS funding and the remaining available through the Highway Departments' blacktop budget.

WHEREAS, the Town Comptroller certifies that all expenses are made utilizing Rensselaer County Contract pricing and are in the 2013 budget as stated; now therefore

BE IT RESOLVED, that the Commissioner of Public Works is hereby authorized to approve paving expenses not to exceed \$136,000.00 for paving of the aforementioned Town roads.

The foregoing Resolution was duly moved by Councilperson Mangold and seconded by Councilperson O'Brien and brought to a vote resulting as follows:

Councilperson Mangold	VOTED
Councilperson O'Brien	VOTED
Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson Malone	VOTED

91-2013 A Resolution Appointing William Sauer to the East Greenbush Department of Public Works

WHEREAS, a vacancy has been created in the Department of Public Works effective January 2013, and

WHEREAS, William Sauer, a town resident, has applied for appointment to the Department of Public Works, and

WHEREAS, this appointment will have no adverse effect on the 2013 budget as this payroll line item was budgeted in excess of what the new hire will receive, and

WHEREAS, the Town Board finds William Sauer qualified to hold this position, now,

BE IT RESOLVED, that William Sauer be and is hereby appointed to the Department of Public Works effective July 22th 2013.

The foregoing Resolution was duly moved by Councilperson Malone and seconded by Councilperson O'Brien and brought to a vote resulting as follows:

Councilperson Malone	VOTED
Councilperson O'Brien	VOTED
Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson Mangold	VOTED

92-2013 Resolution Appointing Joseph McCoy to the Position of Deputy Town Attorney East Greenbush Justice Court

WHEREAS, a vacancy exists in the position of Deputy Town Attorney-Justice Court effective June 26, 2013, and

WHEREAS, Joseph McCoy has previously held this position and has outstanding qualifications to be appointed to this position, and

WHEREAS, said appointment to commence July 1, 2013 is for the remainder of the bi-annual term ending December 31, 2013, at an annual salary of \$18,725.00, the position being part time with no benefits, now

BE IT RESOLVED, that Joseph McCoy be and is hereby appointed to the position of Deputy Town Attorney, part time effective July 1, 2013.

The foregoing Resolution was duly moved by Councilperson Mangold and seconded by Councilperson O'Brien and brought to a vote resulting as follows:

Councilperson Mangold	VOTED
Councilperson O'Brien	VOTED
Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson Malone	VOTED

93-2013 Resolution Commending Carmela Hicks for Her Dedication Service to the Town of East Greenbush

WHEREAS, Carmela Hicks has been a faithful, reliable and dependable employee of the Town of East Greenbush over the last 10 years; and

WHEREAS, during her tenure with the Town, Carmö has worn many hats. She has been Secretary to two former Supervisors, a court employee and most notably an employee of the Community and Recreation Services department as its Senior Liaison; and

WHEREAS, in this latter role, Carm has worked tirelessly and energetically to bring many quality programs to our Town and its senior population; and

WHEREAS, Carm is well-known for coordinating Senior activities at the Town Hall as well as our summer series of Music in the Park and Bocce leagues; and

WHEREAS, Carm most recently initiated a successful bus trip to MacHayden Theatre and a lunch for approximately 50 seniors; and

WHEREAS, Carmela Hicks will be remembered at Town Hall and in our East Greenbush community for her warm smile and sincerity, now, therefore, be it;

RESOLVED, that we take a moment to reflect upon the contributions that Carm has made in the lives of so many of our residents and wish her the very best in the future.

The foregoing Resolution was duly moved by Councilperson O'Brien and seconded by Councilperson Mangold and brought to a vote resulting as follows:

Councilperson O'Brien	VOTED
Councilperson Mangold	VOTED
Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson Malone	VOTED

94-2013 A Resolution to Adopt the Fuel Credit Card Policy

WHEREAS, the Town Board Members have reviewed the proposed Fuel Credit Card Policy and recommended changes and comments incorporated in the attached proposal, and

WHEREAS, the Town Comptroller asserts this resolution will have no impact on the Town's finances, now therefore be it

RESOLVED, that the Town of East Greenbush does hereby adopt the attached Fuel Credit Card Policy, be it further

RESOLVED, that the Town Purchasing Agent is hereby authorized and directed to provide each designated Town employee with a copy of the attached Fuel Credit Card Policy, and be it further

RESOLVED, that a copy of the attached Fuel Credit Card Policy shall be incorporated into the Town's Employee Manual, and be it further

RESOLVED, that this policy shall be reviewed and revisions adopted as may be necessary to maintain the efficient, proper and orderly administration of the policy.

The foregoing Resolution was duly moved by Councilperson Malone and seconded by Councilperson O'Brien and brought to a vote resulting as follows:

Councilperson Malone	VOTED
Councilperson O'Brien	VOTED
Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson Mangold	VOTED

95-2013 A Resolution Authorizing the Supervisor to Enter Into a Contract with Wright Express Financial Services Corporation for the Purchase of Fuel Pursuant to State Contract

WHEREAS, the Town of East Greenbush has heretofore adopted a Fuel Credit Card Policy for the purchase of fuel at retail locations in accordance with a State Contract designated by the Office of General Services, Group # 790008, Award # 22445 , and

WHEREAS, the Contractor designated under the State Contract is Wright Express Financial Services Corporation, now be it

RESOLVED, that upon review and approval by the Town Attorney and the Purchasing Department, the Supervisor is hereby authorized to enter into, on behalf of the Town of East Greenbush, a contract for the purchase of fuel pursuant to the Fuel Credit Card Policy so as to adequately address and meet the needs and requirements of the Town for vehicle and equipment fuel consumption.

The foregoing Resolution was duly moved by Councilperson Malone and seconded by Councilperson Mangold and brought to a vote resulting as follows:

Councilperson Malone	VOTED
Councilperson Mangold	VOTED
Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson O'Brien	VOTED

96-2013 A Resolution to Solicit Bids for Water Main Repair of Approximately 1400 Feet on Rt. 9 and 20 between Rt. 4 and Point View Drive

WHEREAS, the Town water main on Rt. 9 and 20 between Rt. 4 intersection and Point View Drive (approximately 1400 feet) is in need of significant repairs, and

WHEREAS, the integrity and functional ability of this line is crucial to the continuous and uninterrupted availability of water to numerous businesses and residential neighborhoods serviced thereby, now

BE IT RESOLVED, that the Purchasing Department and the Department of Public Works prepare specifications and solicit bids for the proper and appropriate repair of this waterline in anticipation of a contract to be awarded and performance to be completed prior to the winter 2013-2014 season.

The foregoing Resolution was duly moved by Councilperson Malone and seconded by Councilperson Mangold and brought to a vote resulting as follows:

Councilperson Malone	VOTED
Councilperson Mangold	VOTED
Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson O'Brien	VOTED

97-2013 Appointment for Summer Help for the Department of Public Works

WHEREAS, the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York is in receipt of a listing of the individuals who will participate in the Summer Program for the Department of Public Works, and

WHEREAS, the rate of pay is set at \$9.00 per hour and each employee is scheduled to work an average of 35 hours per week for a maximum of 10 weeks, beginning on June 24, 2013 and ending employment no later than September 2, 2013, and

WHEREAS, the Town Comptroller has certified that this proposed Town Board action has been planned for in the 2013 Budget, now therefore, be it

RESOLVED, that the candidates listed below are appointed to serve as the 2013 Summer Staff, for the Department of Public Works

Thomas Acker
Evan Wallace
James Welsh

The foregoing Resolution was duly moved by Councilman Malone and seconded by Councilperson O'Brien and brought to a vote resulting as follows:

Councilperson Malone	VOTED
Councilperson O'Brien	VOTED
Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson Mangold	VOTED

Public Comment Period: Members of the public wishing to speak shall state their name and address and will be granted the floor for up to five minutes. The Board thanks everyone in attendance for their understanding and for their desire to actively participate in the decision-making process.

Upon disposal of the resolutions: Members of the public with general comments on Town government will be recognized.

ADJOURNMENT

Motion to adjourn by Supervisor Langley seconded by Councilperson Matters and brought to a vote as follows:

Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson O'Brien	VOTED
Councilperson Mangold	VOTED
Councilperson Malone	VOTED