



**Councilor DiMartino stated that there are no taxpayer funds for that are spent operating this program used for resolution #70, the mega bid. She stated that she thought that it was an excellent program and it will save us a lot of money. She also brought up the workplace violence resolution #66. She stated that as of right now we are not in compliance, and are offering this program so that we will be in compliance.**

**Supervisor Conway explained that we had received five citations from the Dept. of Labor's public Safety and Health Bureau. This document takes care of 4 of the 5 citations. The fifth one has to do with training and NYMER will do the training based on this document.**

**Supervisor Conway stated that April 24<sup>th</sup> will be clean up the park day in Hampton Manor, and the new Gazebo will go back up.**

**Supervisor Conway made a motion to go into executive session to discuss contract negotiations and to discuss personnel issues and Councilor DiMartino 2<sup>nd</sup> the motion at 6:55**

<b>Supervisor Conway-</b>	<b>yes</b>
<b>Councilor DiMartino</b>	<b>yes</b>
<b>Councilor Grant</b>	<b>yes</b>
<b>Councilor Matters</b>	<b>yes</b>
<b>Councilor Tierney</b>	<b>yes</b>

**58-2016      A Resolution to Approve Special Meeting Minutes (*previous Resolution 38-2016*)**

**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 the Town Clerk; and

**WHEREAS**, that the minutes of the Special Town Board meeting held on January 27, 2016 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 27, 2016 are hereby approved as submitted.

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:

**59-2016      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 February 17, 2016 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 February 17, 2016, are hereby approved as submitted.

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:

**60-2016 A Resolution Honoring Matthew Breig on the Occasion of His Retirement**

**WHEREAS**, the work of dedicated police officers is essential to the safety and well-being of our community; and

**WHEREAS**, Mathew Breig was hired as a Police Officer on February 15, 1993, assigned to the Detective Office on April 4, 2004, and appointed Detective Sergeant on January 9, 2008, a position he held until his retirement on October 28, 2015; and

**WHEREAS**, Matthew Breig served the Town of East Greenbush in the capacity of Police Officer and Detective Sergeant for twenty-two years with distinction; and

**WHEREAS**, the Town Board wishes to recognize the courage and sacrifice of all of its Police Officers; and

**WHEREAS**, the conduct of Matthew Breig as a member of the East Greenbush Police Department brought honor and distinction to himself and his community;

now, therefore, be it

**RESOLVED**, the Town Board of the Town of East Greenbush congratulates and commends Matthew Breig on the occasion of his retirement and thanks him for his dedication and service in protection of our community.

The foregoing resolution was duly moved by Supervisor Conway, 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:

**61-2016      A Resolution in Support of Consistent State Funding for Local Infrastructure Maintenance and Improvements**

**WHEREAS**, communities within the State of New York maintain extensive networks of intertwined infrastructure that is critical to public health, and to the state and local economies; and

**WHEREAS**, many municipalities are responsible for water systems, sewer systems, storm water facilities, and other infrastructure which were constructed decades ago under earlier regulatory standards; and

**WHEREAS**, these systems are owned and maintained at various levels of government, but require consistent maintenance, monitoring and upgrades; and

**WHEREAS**, while the State of New York provides application-based funding assistance on a case by case basis, the need for improvements to the State's infrastructure impacts the public health of all of our communities on an annual basis; and

**WHEREAS**, the State initiated the Consolidated Local Street and Highway Improvement Program (CHIPs) in 1981, which provides consistent funding assistance for the maintenance of local roads; and

**WHEREAS**, the CHIPs Program provides a successful model for the distribution of statewide assistance through a fair and equitable formula that can ensure that every municipality receives funding assistance for sanitary sewer, drinking water and storm water systems; and

**WHEREAS**, the Town Comptroller hereby has determined that this resolution will have no adverse effect on the Town's finances;

now, therefore, be it

**RESOLVED** that the Town Board of the Town of East Greenbush hereby supports a New York State annual infrastructure funding program to provide a fair and equitable formula to distribute funds to municipalities to ensure the integrity and solidity of municipal infrastructure; and be it further

**RESOLVED** that the Town Clerk is directed to forward a copy of this resolution to Governor Andrew Cuomo, State Senator Kathleen Marchione, Member of Assembly Steven McLaughlin, and Member of Congress Paul Tonko.

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:

**62-2016      Town Board Designation as Lead Agency, Positive Declaration and Scoping**

**WHEREAS**, SMRT Architects, on behalf of Regeneron Pharmaceuticals, LLC, has submitted a site plan review application, Part I of an environmental assessment form (“EAF”) and other information for a project on Tempel Lane in the Town of (the “Project”); and

**WHEREAS**, by resolution dated January 20, 2016, the Town Board determined that it wished to act as lead agency under the State Environmental Quality Review Act (“SEQRA”) for the project and authorized the issuance of SEQRA coordination letters to other potentially involved agencies; and

**WHEREAS**, such potentially involved agencies have either concurred with the Town Board serving as lead agency or have failed to respond to the Town Board’s letter within the prescribed time period; and

**WHEREAS**, the Town Board has reviewed Part I of the EAF, has completed Parts II and III of the EAF, and has determined that the Project may have one or more significant adverse environmental impacts; and

**WHEREAS**, the Town Comptroller has determined that this resolution will have no adverse effect on Town finances;

now, therefore, be it

**RESOLVED** as follows

1. The Town Board hereby designates itself as lead agency for the SEQRA review of the Project.
2. The Town Board hereby determines that the Project may have a significant adverse impact on the environment and adopts a positive declaration requiring that an environmental impact statement be prepared.
3. The Town Board hereby determines that public input is appropriate and directs that a draft scoping document be prepared and circulated to all involved and interested agencies and any individuals that have expressed a written interest in the Project, such circulation of a draft scoping document to occur on or before March 18, 2016, with a written comment period to run until April 10, 2016, and a public scoping session to occur at 7 p.m. on March 29, 2016, at East Greenbush Town Hall.

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

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

**63-2016 A Resolution Appointing Robert Bennett to the Police Training Committee**

**WHEREAS**, section 4.4.1 of the East Greenbush Police Officers Union contract establishes a standing Training Committee comprised of the Chief of Police, the President of Local 1951, the training officer designated by the Chief of Police, one member designated by the Union, one by the Chief and one member of choice by the Town Board; and

**WHEREAS**, the function of the Committee is to facilitate communication regarding training needs and requirements and to promote a climate of mutual understanding regarding training needs and the professional development of the Department; and

**WHEREAS**, the Town Board recognizes the importance of the Training Committee and wishes to fill the vacancy of a member of choice by the Town Board; and

**WHEREAS**, the Town Comptroller has determined that this resolution will have no adverse effect on Town finances;

now, therefore, be it

**RESOLVED**, the Town Board appoints Robert Bennett as its member of choice to the Police Training Committee.

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

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

**64-2016      A Resolution to Provide for Town Government Information Technology (IT) Support**

**WHEREAS**, all of the Town's departments rely on computer systems to conduct Town business; and

**WHEREAS**, the hardware, software, and network platforms of these computer systems are each complex and unique requiring the need for professional IT service and consultation expertise; and

**WHEREAS**, a professional services proposal has been submitted by Diagnostic Services, Inc. of Troy New York, which quotes all costs and description of services to provide professional IT support to each of the Town's departments and which includes all Town owned IT equipment and devices for a term of one year, at a cost of \$25,000; and

**WHEREAS**, the Town Comptroller has determined that this resolution will have no adverse effect on Town finances;

now, therefore, be it

**RESOLVED**, that the proposal by Diagnostic Services, Inc. be and hereby is approved, and that the Town Supervisor is authorized to enter into said agreement. This resolution shall take effect immediately.

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:

**65-2016 A Resolution to Acquire and Finance one Police Vehicle**

**WHEREAS**, it is the intention of the Town to maintain its police vehicles in a safe and mechanically efficient condition; and

**WHEREAS**, the Chief of Police has reported that one of the Town’s police patrol vehicles is approaching the end of its anticipated mechanical usefulness and is in need of replacement, and

**WHEREAS**, Ford Credit Municipal Finance has quoted funding for one new 2016 Ford Police Interceptor Utility Vehicle in three annual payments of \$13,705.21, and

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

**RESOLVED**, that the proposed quote by Ford Credit Municipal Finance be and hereby is accepted,  
and be it further

**RESOLVED**, that the Town Supervisor is authorized to enter into a promissory agreement in the amount of \$13,705.21 per year for three years, for the acquisition of one new Ford Police Interceptor Utility Vehicle. This resolution shall take effect immediately.

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

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

**66-2016 A Resolution to Adopt the Workplace Violence Prevention Program Policy**

**WHEREAS**, in 2006 New York State enacted legislation requiring public employers to develop and implement programs to prevent and minimize workplace violence and help ensure the safety of public employees; and

**WHEREAS**, the New York State Department of Labor’s Public Employee Safety and Health Bureau has issued the Town a Notice of Violation and Order to Comply which includes violations for not developing and implementing a written workplace violence prevention policy statement, not evaluating the workplace to determine the presence of factors which may place employees at risk of workplace violence, failure to develop a written workplace violence prevention program with the participation of authorized employee representatives, and failure to establish and maintain a recordkeeping system for reporting workplace violence incidents; and

**WHEREAS**, the Town has sixty (60) days from the issuance date of February 29, 2016 to come into compliance with the Notice of Violation and Order to Comply; and

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

**RESOLVED**, that the Town Board approves the Town of East Greenbush Workplace Violence Prevention Program Policy document, which includes a written workplace violence prevention policy statement, an evaluation of the workplace to determine the presence of factors which may place employees at risk of workplace violence, a written workplace violence prevention program that was developed with the participation of authorized employee representatives, and establishes a recordkeeping system for reporting workplace violence incidents.

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:

**67-2016 Authorize an employee to Attend the Annual New York State Town Clerks Association Conference**

**WHEREAS**, the Town Comptroller has confirmed that the provisions of this resolution were planned for in the 2016 Budget and will have no adverse impacts on the Town finances; now, therefore be it

**RESOLVED**, that the following person be authorized by the Town of East Greenbush to attend the annual New York State Town Clerks Association Conference in Saratoga Springs, NY April 17 -20.

Kimberly Carlock

and be it further

**RESOLVED**, the Town will pay the lodging expense on April 17-19, 2016 and conference attendance expense for this employee. The attendees 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.

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:

**68-2016      A Resolution to Accept and Adopt the Solid Waste Management Plan of the Capitol Region Solid Waste Management Partnership and the SEQR Findings Issued by the Lead Agency, and to Authorize an Extension to Existing Inter-Municipal Agreement.**

**WHEREAS**, in order to promote the public health, safety and welfare and further the purposes of the New York State policy on solid waste management articulated in New York State Environmental Conservation Law Section 27-0106, the Town of East Greenbush is a member of the Capital Region Solid Waste Management Partnership Planning Unit (the “Planning Unit”); and

**WHEREAS**, on behalf of the Planning Unit, and with the guidance of a Steering Committee consisting of representatives from each municipality in the Planning Unit, among other stakeholders, the City of Albany has prepared a Solid Waste Management Plan (SWMP) which has been submitted for acceptance to the New York State Department of Environmental Conservation; and

**WHEREAS**, the City of Albany Common Council was designated Lead Agency for the review of the Draft SWMP pursuant to the State Environmental Quality Review Act (SEQR); and

**WHEREAS**, the City of Albany Common Council, as Lead Agency, has accepted the Final Generic Environmental Impact Statement (FGEIS)/SWMP, and issued its Findings Statement, which among other things concluded that the requirements 6 NYCRR 617 have been met and that, the SWMP avoids or minimizes adverse environmental impacts to the maximum extent practicable; and

**WHEREAS**, the implementation of the SWMP will require that the existing Inter-municipal Agreement (IMA) between the member municipalities of the Planning Unit be extended beyond its current expiration date of December 31, 2015; and

**WHEREAS**, the East Greenbush Town Board has reviewed the FGEIS/SWMP and the Finding Statement; and

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

**RESOLVED**, the East Greenbush Town Board accepts and adopts the FGEIS/SWMP for the Planning Unit, and the Findings Statement adopted by the Lead Agency, for this Action.

- 1) The Supervisor of the Town of East Greenbush is hereby authorized to enter into and execute an extension until December 31, 2018 of the existing IMA with members of the Planning Unit.
- 2) This Resolution shall take effect immediately.

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:

**69-2016 A Resolution Approving the Purchase of a Gazebo for Hampton Manor Park**

**WHEREAS**, the gazebo in Hampton Manor Park was destroyed by vandals; and

**WHEREAS**, the Town has received the proceeds from its insurance company to replace the gazebo; and

**WHEREAS**, the Town Comptroller has confirmed that this resolution will have no adverse impact on the Town’s finances;

now, therefore, be it

**RESOLVED**, that after receiving three bids, the Town Board approves the purchase of a gazebo for Hampton Manor Park from Shed Man in the amount of \$4,888.00.

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:

**70-2016 A Resolution Authorizing the Supervisor to Submit a Participation**

**Authorization to the Municipal Electric and Gas Alliance, Inc. (MEGA)**

**WHEREAS**, electric and gas costs are an integral part of the Town’s budget and are subject to fluctuating costs; and

**WHEREAS**, the Municipal Electric and Gas Alliance, Inc. (MEGA) is a non-profit community-based energy-savings program that serves local governments and complies with all public bidding requirements for energy purchases and whose mission is to achieve the most competitive prices for electricity and natural gas in an effort to produce long-term cost savings for municipalities; and

**WHEREAS**, the submission of a Participation Authorization does not have any costs associated with it and does not represent a commitment on the part of the Town but allows MEGA to compare our current costs with those of their contractor and make a proposal designed to save the town money; and

**WHEREAS**, the Town Comptroller has confirmed that this resolution will have no adverse impact on the Town’s finances;

now, therefore, be it

**RESOLVED**, that the Town Board authorizes the Supervisor to submit a Participation Authorization to the Municipal Electric and Gas Alliance.

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:

**71-2016 A Resolution Establishing the East Greenbush Honor a Veteran Program**

**WHEREAS**, the Town Historian has identified the need to formally honor veterans, especially World War II veterans and veterans in ill health; and

**WHEREAS**, the Town Board agrees that the contribution of veterans to our freedom and safety is immeasurable and deserves formal recognition;  
now, therefore, be it

**RESOLVED**, that the Town Board establishes the Honor a Veteran Program and authorizes letters to be sent to the Melvin Roads American Legion and the East Greenbush VFW to inform them of the program and solicit their input in the selection of honorees.

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:

**72-2016 A Resolution to Schedule a Public Hearing For An Increase in Sewer Rates**

**WHEREAS**, the Short Term Direct Loan from the New York State Environmental Facilities Corporation for the upgrade to the Wastewater Treatment Plant will be converted to long term financing in August, 2016; and

**WHEREAS**, the debt service for the long-term financing will add up to \$700,000 per year to the cost of Financing the Town's sewer system; and

**WHEREAS**, the sewer rates have not been increased since March 2011 and no other financial arrangements have been made to pay the impending debt service payments; and

**WHEREAS**, the sewer rates must be immediately increased and a public hearing must be held to solicit and consider public comment; and

**WHEREAS**, the Town Comptroller has confirmed that this resolution will have no adverse impact on the Town's finances;  
now, therefore, be it

**RESOLVED**, that the Town Board schedules the public hearing on the sewer rate increase for April 13, 2016 at 7:00 p.m. at Town Hall.

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:

**73-2016      A Resolution to Purchase and Install a Concrete Pad at the Wastewater Treatment Plant**

**WHEREAS**, the asphalt surface at the Overhead Door entrance to the Wastewater Treatment Plant cannot support the truck traffic it will be required to bear and must be replaced by a concrete pad; and

**WHEREAS**, the existing 21' x 26' asphalt must be saw-cut, removed, and replaced by 6" of 4,000 lbs. of concrete, and the asphalt restored and patched to the disturbed edges, and the concrete graded to drain away from the building; and

**WHEREAS**, bids were solicited by the Department of Public Works and submitted by three vendors; and

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

now, therefore, be it

**RESOLVED**, that the Town Board selects Tom Jenkins Excavating LLC to purchase and install the concrete pad at the Wastewater Treatment Plant for the cost of \$7,012.00.

The foregoing resolution was 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:

**ADJOURNMENT**

Motion to adjourn by Supervisor Conway 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: