

January 14, 2021

2021-01) Authorize the approval of the Official Undertaking as to its form and manner of execution and the sufficiency of the insurance, as surety as prescribed by law.

2021-02) Regular meetings of the Town Board will generally be held at 7 p.m. on the second and fourth Thursdays of each month, at the Schodack Town Hall at 265 Schuurman Road unless otherwise duly noticed, as follows:

January 14	July 8
January 28 *	No second meeting scheduled for July
February 11	August 12
February 25 *	August 26 *
March 11	September 9
March 25 *	September 23 *
April 8	October 14
April 22 *	October 28 *
May 13	November 9 as the 11 th is Veteran's Day
May 27 *	No second meeting scheduled for November
June 10	December 9
June 24 *	December 30 Close of Business

*Due to Covid-19 some of these Meetings may need to be cancel

2021-03) Full-time employees (non-union) are given the following holidays for the year 2021:

<u>Date</u>	<u>Holiday</u>
January 1	New Year's Day
January 18	Martin Luther King, Jr. Day
February 15	Presidents Day
May 31	Memorial Day
July 5	Independence Day Observance
September 6	Labor Day
October 11	Columbus Day
November 11	Veterans Day
November 25	Thanksgiving Day
November 26	Day after Thanksgiving
December 24	Christmas Eve
December 27	Christmas [Day after Christmas]

2021-04) Designate Transfer Station holidays for year 2021 as follows:

<u>Date</u>	<u>Holiday</u>
January 1	New Year's Day
May 31	Memorial Day Observance*
July 4	Independence Day
September 6	Labor Day Observance*
November 2	Election Day (Union Only)
November 25	Thanksgiving Day
November 26	Day after Thanksgiving

December 25 Christmas
December 28 Day after Christmas (non-union)

Floating Holidays consist of: Union Employee Birthday, Martin Luther King's Day (non-union), Presidents' Day, Columbus Day and Veteran's Day

*Transfer Station is closed on Mondays, therefore, pursuant to the Collective Bargaining Agreement, Monday holidays will be observed on Tuesday.

- 2021-05)** Designate the following banks as depositories for all Town funds for the calendar year 2021: Pioneer and Bank of Greene County.

- 2021-06)** Supervisor Harris, being the Chief Fiscal Officer or the officer having custody of monies of the said Town of Schodack, has the authority to temporarily deposit or invest monies of the said Town of Schodack, not required for immediate expenditures, except proceeds of loans and monies the investment of which otherwise is provided by law, in special time deposit accounts or certificates of deposit issued by a bank or trust company located and authorized to do business in this State; provided, however, that such time deposit accounts or certificates of deposit be secured by a pledge of obligations of the State of New York or obligation of any municipal corporation, school district or district of the State of New York as authorized pursuant to the provisions of Section II of the General Municipal Law of the State of New York. Investment may also be made in obligations of the State of New York subject to conditions set forth in Section II of the General Municipal Law.

- 2021-07)** Supervisor's appointments:
As the post of Deputy Supervisor was created by the Town Board during 2002, pursuant to §42 of the Town Law, Supervisor Harris appoints James Bult Councilman as Deputy Supervisor;

- 2021-08)** Appoint Charles Peter as Public Information Officer at salary as set forth in resolution 2020-317.

- 2021-09)** Appoint Christopher Langlois, Esq of Girvin & Ferlazzo, P.C. as Attorney to the Town, at a remuneration of \$24,000.00.

- 2021-010)** Appoint Kerrie D. Joiner as Human Resource Manager at an hourly rate as set forth in resolution 2020-317.

- 2021-011)** Appoint Nadine Fuda, Director Planning/Zoning, at annual salary as set forth in resolution 2020-317.

- 2021-012)** Appoint Melissa A. Knights, Secretary to Director Planning/Zoning, at annual salary as set forth in resolution 2020-317.

- 2021-013)** Appoint Martha Reed, Secretary to Building Inspector, at annual salary as set forth in resolution 2020-317.

- 2021-014)** Appoint Gary Ziegler, Part-time Temporary Town Building Inspector/Temporary Code Enforcement Officer at the hourly rate as set forth in resolution 2020-317.
- 2021-015)** Appoint Joseph Tremblay as Town Building Inspector/Code Enforcement Officer, at an annual salary as set forth in resolution 2020-317.
- 2021-016)** Appoint Michelle Slovak as Assistant to the Assessor at the hourly rate as set forth in resolution 2020-317.
- 2021-017)** Appoint Paul Harter, as Comptroller at annual salary as set forth in resolution 2020-317.
- 2021-018)** Appoint Paul Harter, as Budget Officer at annual salary as set forth in resolution 2020-317.
- 2021-019)** Appoint Susan Pilipczuk as per-diem Accountant at the hourly rate as set forth in resolution 2020-317.
- 2021-020)** Appoint Laura Palmer as Assistant Comptroller on a part-time basis at the hourly rate set forth in resolution 2020-317.
- 2021-021)** Pursuant to Article 3, Section 20(1)(a) of Town Law, the Justices hereby appoint Gertrude Valli as Secretary to Justice Court on a full-time basis at the hourly rate as set forth in resolution 2020-317.
- 2021-022)** Pursuant to Article 3, Section 20(1)(a) of Town Law, the Justices hereby appoint Cynthia Waters as Secretary to Justice Court on a full-time basis at the hourly rate as set forth in resolution 2020-317.
- 2021-023)** Appoint Joel Montross as Justice Court Officer on a part-time basis at hourly rate set forth in resolution 2020-317.
- 2021-024)** Appoint Sheila Golden as Director of Youth and Recreation at salary set forth in resolution 2020-317.
- 2021-025)** Appoint Maggie Banker as Temporary Dog Control Officer. The rate of payment shall be \$50.00 per call.
- 2021-026)** Appoint Kenneth Holmes to the position of Acting Park Manager at no additional compensation.
- 2021-027)** Appoint Roland D. Ferris as Data Collector on a part-time basis as deemed appropriate by the Assessor at an hourly rate as set forth in resolution 2020-317.
- 2021-028)** Appoint Nicole A. Thomas as part-time janitorial staff at an hourly rate as set forth in resolution 2020-317.

- 2021-029)** Pursuant to Article 3, Section 30 of the Town Law, the Tax Receiver hereby appoints Rena Peter (18.24/hr.) as Deputy Tax Receiver at an hourly rate as set forth in resolution 2020-317.
- 2021-030)** Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints Kelly Kendrick (\$14.03/hr.) as part-time Tax Clerk at an hourly rate as set forth in resolution 2020-317.
- 2021-031)** Pursuant to Article 3 Section 37 of the Town Law, the Tax Receiver hereby appoints Jill Bonesteel (\$14.03/hr.) as part-time Tax Clerk at an hourly rate as set forth in resolution 2020-317.
- 2021-032)** Appoint Stuart McKnight, Keith M. Boniface, and Dean Thomas as part-time police officers at an hourly rate as set forth in resolution 2020-317.
- 2021-033)** Appoint Melissa Knights and Dawne M. Kelly as part-time Board of Assessment Review Secretaries with compensation of their hourly rate per meeting per 2021 Adopted Budget.
- 2021-034)** Authorize Supervisor Harris to execute and administer professional services agreement with Thomas MD Jones, for the year 2021, to provide information technology services to the Town Police Department at an hourly rate of \$75.00.
- 2021-035)** Appoint Debra Curtis as Registrar of Vital Statistics, Melissa Hulsopple as Deputy Registrar of Vital Statistics and Lois Ciccolella as Sub-Registrar of Vital Statistics pursuant to Section 4122 of the Public Health Law at salary set forth in resolution 2020-317.
- 2021-036)** Appoint Debra L. Curtis ADA Coordinator for the calendar year 2021 at no additional compensation.
- 2021-037)** Pursuant to Schodack Town Law Section 60.5 the Records Advisory Board shall consist of five members, being the Town Supervisor, the Town Historian, the Town Attorney, the Town Clerk and the Records Coordinator. Karen A. Vecchione is hereby appointed Records Coordinator at an hourly rate as set forth in resolution 2020-317.
- 2021-038)** Appoint Kerrie D. Joiner Affirmative Action Coordinator for the calendar year 2021 at no additional compensation.
- 2021-039)** Appoint John La Voie as a member of the Planning Board. Term to expire on December 31, 2027.
- 2021-040)** Appoint Denise Mayrer as Chair of the Planning Board for the calendar year 2021. (Town Law §271).
- 2021-041)** Appoint Anthony Maier as a member of the Zoning Board of Appeals. Term expires on December 31, 2025.

- 2021-042)** Appoint David Calarco as Chairman of the Zoning Board of Appeals for the calendar year 2021.
- 2021-043)** Appoint Craig Crist, Esq., as Attorney for the Planning Board at a remuneration of \$20,142.96
- 2021-044)** Appoint Craig Crist, Esq., as Attorney for the Zoning Board of Appeals at a remuneration of \$13,428.30
- 2021-045)** **WHEREAS**, the Town Board wishes to designate and authorize an alternate to attend and to serve as attorney at Planning Board and/or Zoning Board of Appeals meetings in the event that the appointed Attorney is unable to attend such meeting;
- NOW, THEREFORE, IT IS HEREBY RESOLVED**, that Christopher Langlois, Esq., is hereby designated and authorized to attend and serve as Attorney at Planning Board and/or Zoning Board of Appeals meetings in the event that the appointed Attorney is unable to attend such meeting, at no additional compensation.
- 2021-046)** Appoint William Kayser as a member of the Board of Assessment Review at salary as set forth in Year 2021 adopted budget. Term to expire September 30, 2025.
- 2021-047)** Appoint John Hourigan as Police Chief, at an annual salary as set forth in resolution 2020-317.
- 2021-048)** Authorize the following individual for appointment to the Winter Youth Recreation Program, as recommended by the Director of Youth and Recreation for Pee Wee Wrestling – Thomas Gibbons at salary as set forth in resolution 2020-317.
- 2021-049)** Appoint Philip Danaher, Esq., to act as Deputy Attorney to the Town (at no compensation) and to act as the Town/Traffic Prosecutor for Vehicle and Traffic matters at Schodack Justice Court, pursuant to retainer agreement dated December 29, 2020, remuneration as set forth in the Year 2021 adopted budget (\$20,000.00).
- 2021-050)** Pursuant to professional services agreement dated January 6, 2021, appoint Tabner, Ryan and Keniry, LLP as Special District Counsel and based on per hour fee schedule as follows: Partners \$275.00, Associates \$170.00 and Paralegals \$95.00. This authorization shall not exceed \$7,500.00 without further board approval.
- 2021-051)** Authorize Supervisor Harris to execute and administer professional services agreement with the Vincelette Law Firm as Counsel, for the year 2021, to represent the Town on assessment related matters at an hourly rate of \$175.00.

- 2021-052)** Authorize Supervisor Harris to execute and administer a professional services agreement with Executive Computing, LLC, for the year 2021, to provide information technology services to the Town at an hourly rate of \$118.00.
- 2021-053)** Appoint Barclay Damon LLP as Bond Counsel with fees in accordance with letter dated December 19, 2013.
- 2021-054)** Appoint Girvin & Ferlazzo, P.C. as Labor Counsel to the Town, pursuant to retainer agreement dated January 4, 2021. This authorization shall not exceed \$10,000.00 without further board approval.
- 2021-055)** Pursuant to Chapter 32 Section 1 of the Code of the Town of Schodack, Supervisor Harris appoints Jeffrey Arno, Police Officer; Alan Roehr Jr., Police Officer; Peter D. Schweigert; Allison Signer; Gary Ziegler; Steven Kelly, Matthew Carner and James Dorward to the Town of Schodack Fire Investigation Unit for the calendar year 2021.
- 2021-056)** Appoint the following as Fire Marshals for 2021: Dawne M. Kelly - Town Hall; Stuart McKnight - Police Station; and Harry Duncan - Highway Garage.
- 2021-057)** Establish the mileage rate of 0.56 cents per mile pursuant to I.R.S. rate for the calendar year 2021.
- 2021-058)** Designate **The Record** as official Town newspaper for the calendar year 2021.
- 2021-059)** Authorize Supervisor Harris to execute Individual Program Application, Agency Summary for Youth and Recreation with New York State Office of Children and Family Services for the Period of January 1 through December 31, 2021. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2021-060)** Approve contracts and authorize Supervisor Harris to execute and administer contracts with Castleton Volunteer Ambulance Service, Inc., and Nassau Ambulance for provision of emergency medical services for 2021 as set forth in the Year 2021 adopted budget. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2021-061)** Authorize Supervisor Harris to execute and administer contracts with Village of Castleton-on-Hudson, Castleton Fire Company, the Board of Commissioners of Nassau Fire District Number One, and the Board of Commissioners of the East Schodack Fire District for provision of fire and emergency services in each of the respective fire protection districts as set forth in the Year 2021 adopted budget. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.

- 2021-062)** Approve contracts and authorize Supervisor Harris to execute contracts with the Castleton Public Library (\$146,786.00), East Greenbush Community Library (\$311,313.00), and Nassau Free Library (\$30,000.00) as set forth in the Year 2021 adopted budget. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2021-063)** Authorize Supervisor Harris to execute and administer a contract with the Peter J. Andrews VFW Post No. 7337 for the establishment, maintenance and operation of programs devoted, in whole or in part, to the welfare of veterans for an amount not to exceed \$5,000.00. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance. (As budgeted)
- 2021-064)** Authorize Supervisor Harris to execute contracts with the Edward C. Swartz Southern Tier Senior Center (\$5,000.00) and Castleton Senior Citizens (\$5,000.00) for the establishment, maintenance and operation of programs devoted, in whole or in part, to the welfare of the aged. The terms and conditions of said contracts are subject to the approval by Attorney to the Town as to form and substance. (As budgeted)
- 2021-065)** Authorize Supervisor Harris to execute contract with the Anchor (\$1,000.00) for establishment, maintenance and operation of programs devoted, in whole or in part, to the welfare of the needy citizens of the Town of Schodack. The terms and conditions of said contract are subject to the approval by Attorney to the Town as to form and substance. (As budgeted)
- 2021-066)** Authorize Supervisor Harris to execute agreement on behalf of the Town of Schodack with the Rensselaer County STOP DWI program for the calendar year 2021. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2021-067)** Authorize Supervisor Harris to execute and administer Addendum Number 2021-01 for professional services from the Laberge Group to assist the Town Board for 2021. Hourly rates for Planning and Zoning Board activities for 2021 are as follows: Principal/project manager \$205.00, Project Engineer \$143.00, Assistant Engineer \$107.00 and Administrative Assistant \$76.00, and Addendum Number 2021-01 for planning and zoning which is reimbursed through engineering escrow; Addendum Number 2021-02 for wastewater issues not to exceed \$10,000.00; Addendum Number 2021-03 for water issues not to exceed \$10,000.00; Addendum Number 2021-04 for Planning & Economic Development related issues not to exceed \$12,000.00 and Addendum Number 2021-05 for MS-4 administration (Municipal Stormwater Management) field work, coalition meetings and testing allowance services not to exceed \$45,800.00.
- 2021-068)** Recommend Roland Ferris be appointed to the Rensselaer County Fire Advisory Board. Oath is to be taken at Rensselaer County Clerk's office. Term to expire December 31, 2021.

- 2021-069)** Authorize Supervisor Harris to execute and administer a shelter agreement with Maggie Banker for the 2021 calendar year to satisfy the requirements of the New York State Department of Agriculture and Markets Law. It is the policy of the Town that owners, if located, shall be responsible for charges incurred at Maggie Banker's when pets are claimed, as may be allowed by law. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2021-070)** Authorize David B. Harris, to attend seminars for the Annual Virtual Meeting of the Associations of Towns of New York State February 14-17, 2021 with appropriate expenses to be borne by the Town.
- 2021-071)** Authorize David B. Harris as the voting delegate for the Town of Schodack at the Annual Meeting of the Association of Towns of New York State.
- 2021-072)** Authorize Supervisor Harris to execute and administer the Monitoring Service Contract with Rocket Monitoring Services to perform data collection and monitoring services on the Commercial AdvanTex® AX100 – TCOM Control Panel located in Sewer District No. 8 for a cost not to exceed \$1,200.00 and to provide monitoring on the VeriComm Panel located in Sewer District No. 5 for a cost not to exceed \$300.00.
- 2021-073)** Authorize the purchase of a 2021 Ford Utility Police Interceptor AWD based on NYS OGS mini bid at a cost not to exceed \$47,200.00. [This is an approved 2021 Budget Item]
- 2021-074)** **WITHDRAWN:** **WHEREAS**, the Town of Schodack is the owner of four (4) vacant parcels of real property bearing tax map numbers 201.12-7-3, 201.12-7-4, 201.12-7-5, and 201-12-7-10 ("the Property"); and
- WHEREAS**, James Oakes, Jr., has offered the purchase the Property from the Town for the purchase price of \$2,000; and
- WHEREAS**, the Town has determined that the Property is no longer needed for any Town use or purpose; and
- WHEREAS**, the Town has determined that the proposed \$2,000 purchase price represents fair and reasonable compensation for the sale of the Property.
- NOW, THEREFORE, IT IS RESOLVED**, that the Town Board hereby approves the sale of the Property to James Oakes, Jr., for the purchase price of \$2,000, and hereby authorizes the Town Supervisor to execute the proposed Standard Form Contract for Purchase and Sale of Real Estate, subject to approval by the Town Attorney, and to take all further actions necessary to effectuate the sale of said Property.

2021-075) WHEREAS, Hidden Pond Subdivision developer, Khan Development, Faraz Khan having completed the infrastructure work required by the Schodack Subdivision Regulations on the roads known as Hidden Pond Drive and Hanna Lane, and

WHEREAS, the Schodack Planning Board has adopted a resolution accepting the recommendation of the Town Engineer and Highway Superintendent that the roads be accepted and dedicated as a Town Roads contingent upon receipt of title policy, now

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack hereby accepts the offer of dedication from Khan Development Subdivision developer, Faraz Khan, and hereby accepts and dedicates the roads to be known as Hidden Pond Drive and Hanna Lane, as Town of Schodack Town Roads contingent upon receipt of title policy, authorizing Supervisor Harris to execute and file all necessary documents and pay appropriate filing fees.

2021-076) WHEREAS, Parkview at Ticonderoga LLC having substantially completed the water main installation required by the Schodack Planning Board as a condition of the approved site plan,

WHEREAS, Richard Laberge, P.E., Review Engineer, to the Schodack Planning Board has reviewed the water main installation legal descriptions of the proposed easement and has found them satisfactory, and

WHEREAS, the Town Board has determined the water infrastructure, consisting of approximately 650 feet of water main, hydrants, valves and appurtenances along Columbia Turnpike (Routes 9&20) and easement as shown on the attached schedule be accepted, and

WHEREAS, an irrevocable offer of cession will be presented to the Town by Parkview at Ticonderoga, LLC developers, which will offer dedication of water infrastructure, water mains, hydrants, valves and appurtenances and easement to the Town,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack hereby accepts said offer of dedication and hereby accepts the water infrastructure, consisting of approximately 650 feet of water main, hydrants, valves and appurtenances along Columbia Turnpike (Routes 9 & 20) and easement as shown on the attached schedule contingent upon the following:

1. Receipt of documents in proper form
2. Receipt of proof of title, and
3. Payment of County Clerk filing fees related to this acceptance.

All of the above as satisfactory to the Attorney to the Town; and

BE IT FURTHER RESOLVED, that Supervisor Harris is hereby authorized to execute and file all necessary documents relating to this acceptance.

2021-077) Amend resolution 2020-323 as adopted December 10, 2020 as follows: All Civil Service requirements having been met for the position of Police Officer, the Town hereby appoints Carrie Kane to the position of full-time Police Officer effective December 21, 2020 at entry 7th year level salary as set forth in the Collective Bargaining Agreement between the Town of Schodack and Schodack Police Department, United Public Service Employees Union (UPSEU) dated January 1, 2020 through December 31, 2023.

2021-078) Authorize the appropriation of the Highway Equipment Capital Reserve Fund, established by Resolution 2010-422 in an amount not to exceed \$245,345.98 as follows:

Tandem Axle Dump Truck for \$245,345.98 with a probable useful life of fifteen (15) years. This resolution is subject to permissive referendum as specified in GML §6-c.

2021-079) Authorize the purchase of a 2021 International, Model HV513, Tandem Axle Dump Truck with Everest Dump Body, HTE Cross Conveyor Shoulder Machine, Plow, Wing Plow with Material Spreader at a cost not to exceed \$245,345.98 from Navistar, Inc. pursuant to County of Onondaga Purchasing Contract No. 8996, contingent upon resolution #2021-078.

2021-080) Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on proposed Local Law No. 1 of 2021 establishing an additional qualification for eligibility to hold an Elective Office in the Town of Schodack. Said hearing to be held on Thursday, February 11, 2021 at the Schodack Town Hall at 7:05 p.m.

2021-081) **WHEREAS**, the U.S. Housing and Community Development Act of 1974 (P.L. 93-383), as amended, provides for the development of viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, said Act authorizes the Secretary of Housing and Urban Development (HUD), through the New York State Office of Community Renewal to make grants to units of general local government to help finance Community Development Programs under Section 103 (a)(1) of Title I; and

WHEREAS, under said legislation, eligible applicants in the case of municipalities, are required to authorize an official representative to file the application and to provide the Secretary with certain assurance of compliance with applicable laws and regulations under Title I of said Acts; and

WHEREAS, it is desirable to conduct and hold a public hearing for **CDBG Program Year 2020** pursuant to the HUD Act to obtain the views of the citizens on Community Development needs, to establish priorities, and subsequently to develop the application, programs and any amendments or revisions thereto; and

NOW, THEREFORE, IT IS RESOLVED, by the Members of the Town Board: That the Town Clerk is hereby authorized to publish a Notice of Public Hearing to be held on **February 11, 2021 at 7:10 p.m.** at the Town Hall to provide an opportunity for the Town of Schodack to:

- a. Provide the citizens of the Town with adequate information concerning the amount of funds available for proposed community development activities, the range of activities that may be undertaken and other important program requirements.
- b. Provide citizens adequate opportunity to participate in the development of the application, any revisions, changes or amendments to the application, prior to the submittal.

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to execute and file an application on behalf of the Town of Schodack with the New York State Office of Homes and Community Renewal for a community development grant program year 2020 pursuant to Title I of the Housing and Community Development Act of 1974, as amended; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and designated as the representative and to act as such in connection with the application to provide additional information as may be required including all understandings and assurances contained in the application; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to execute any contract and/or agreement with the New York State Office of Homes and Community Renewal in connection with the Application and his designee is further authorized to request and expend funds from the U.S. Government pursuant to said contract and/or agreement; and;

BE IT FURTHER RESOLVED, to the extent all or any actions hereby authorized have been executed and/or performed by the Supervisor all are hereby ratified and confirmed and this Resolution take affect immediately.

2021-082) WHEREAS, the U.S. Housing and Community Development Act of 1974 (P.L. 93-383), as amended, provides for the development of viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, said Act authorizes the Secretary of Housing and Urban Development (HUD), through the New York State Office of Community Renewal to make grants to units of general local government to help finance Community Development Programs under Section 103 (a)(1) of Title I; and

WHEREAS, under said legislation, eligible applicants in the case of municipalities, are required to authorize an official representative to file the application and to provide the Secretary with certain assurance of compliance with applicable laws and regulations under Title I of said Acts; and

WHEREAS, it is desirable to conduct and hold a public hearing for **CDBG Program Year 2021** pursuant to the HUD Act to obtain the views of the citizens on Community Development needs, to establish priorities, and subsequently to develop the application, programs and any amendments or revisions thereto; and

NOW, THEREFORE, IT IS RESOLVED, by the Members of the Town Board: That the Town Clerk is hereby authorized to publish a Notice of Public Hearing to be held on **February 11, 2021 at 7:20 p.m.** at the Town Hall to provide an opportunity for the Town of Schodack to:

- a. Provide the citizens of the Town with adequate information concerning the amount of funds available for proposed community development activities, the range of activities that may be undertaken and other important program requirements.
- b. Provide citizens adequate opportunity to participate in the development of the application, any revisions, changes or amendments to the application, prior to the submittal.

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to execute and file an application on behalf of the Town of Schodack with the New York State Office of Homes and Community Renewal for a community development grant program year 2021 pursuant to Title I of the Housing and Community Development Act of 1974, as amended; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and designated as the representative and to act as such in connection with the application to provide additional information as may be required including all understandings and assurances contained in the application; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to execute any contract and/or agreement with the New York State Office of Homes and Community Renewal in connection with the Application and his designee is further authorized to request and expend funds from the U.S. Government pursuant to said contract and/or agreement; and;

BE IT FURTHER RESOLVED, to the extent all or any actions hereby authorized have been executed and/or performed by the Supervisor all are hereby ratified and confirmed and this Resolution take affect immediately.

2021-083) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-0001 to 21-0112 on Abstract No. 2021-01, in the amount of \$176,694.84, including the claims paid (\$41,685.14) since the previous town board meeting.

2021-084) Authorize the December 2020 budget modifications, interfund loans and interfund transfers as provided in document dated January 2021 and recommended by the Comptroller.

February 11, 2021

2021-085) **WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Schodack for a public hearing to be held by said Town on February 11, 2021, at 7:05 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #1 of 2021 relating to establishing an additional qualification for eligibility to hold an Elective Office in the Town of Schodack; and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on February 1, 2021 and advertised in the February 1, 2021 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on February 11, 2021 at 7:05 p.m. at the Schodack Town Hall and all interested parties were permitted an opportunity to submit comment on behalf of, or in opposition to, said proposed local law or any part hereof, and

WHEREAS, that the Town Board of the Town of Schodack, after due deliberation, finds that it is in the best interest of the Town to adopt said local law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts Proposed Local Law Number 1 of 2021 (P1 of 2021) to be known as Local Law #1 of 2021 of the Town of Schodack, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to enter said local law in the Code of the Town of Schodack and to give due notice of said local law to the Secretary of State.

2021-086) **WHEREAS**, the U.S. Housing and Community Development Act of 1974 (P.L. 93-383), as amended, provides for the development of viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, said Act authorizes the Secretary of Housing and Urban Development (HUD), through the New York State Office of Community Renewal to make grants to units of general local government to help finance Community Development Programs under Section 103 (a)(1) of Title I; and

WHEREAS, under said legislation, eligible applicants in the case of municipalities, are required to authorize an official representative to file the application and to provide the Secretary with certain assurance of compliance with applicable laws and regulations under Title I of said Acts; and

WHEREAS, it is desirable to conduct and hold a public hearing pursuant to the HUD Act to obtain the views of the citizens on Community Development needs, to establish priorities, and subsequently to develop the application, programs and any amendments or revisions thereto; and

NOW, THEREFORE, IT IS RESOLVED, by the Members of the Town Board: That the Town Clerk is hereby authorized to publish a Notice of Public Hearing to be held on **February 11, 2021 at 7:10 p.m.** at the Town Offices to provide an opportunity for the Town to:

- c. Provide the citizens of the Town with adequate information concerning the amount of funds available for proposed community development activities, the range of activities that may be undertaken and other important program requirements.
- d. Provide citizens adequate opportunity to participate in the development of the application, any revisions, changes or amendments to the application, prior to the submittal.

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to execute and file an application on behalf of the Town of Schodack with the New York State Office of Homes and Community Renewal for a community development grant pursuant to Title I of the Housing and Community Development Act of 1974, as amended; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and designated as the representative and to act as such in connection with the application to provide additional information as may be required including all understandings and assurances contained in the application; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to execute any contract and/or agreement with the New York State Office of Homes and Community Renewal in connection with the Application and his designee is further authorized to request and expend funds from the U.S. Government pursuant to said contract and/or agreement; and;

BE IT FURTHER RESOLVED, to the extent all or any actions hereby authorized have been executed and/or performed by the Supervisor all are hereby ratified and confirmed and this Resolution take affect immediately.

2021-087) WHEREAS, the U.S. Housing and Community Development Act of 1974 (P.L. 93-383), as amended, provides for the development of viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, said Act authorizes the Secretary of Housing and Urban Development (HUD), through the New York State Office of Community Renewal to make grants to units of general local government to help finance Community Development Programs under Section 103 (a)(1) of Title I; and

WHEREAS, under said legislation, eligible applicants in the case of municipalities, are required to authorize an official representative to file the application and to provide the Secretary with certain assurance of compliance with applicable laws and regulations under Title I of said Acts; and

WHEREAS, it is desirable to conduct and hold a public hearing pursuant to the HUD Act to obtain the views of the citizens on Community Development needs, to establish priorities, and subsequently to develop the application, programs and any amendments or revisions thereto; and

NOW, THEREFORE, IT IS RESOLVED, by the Members of the Town Board: That the Town Clerk is hereby authorized to publish a Notice of Public Hearing to be held on **February 11, 2021 at 7:20 p.m.** at the Town Offices to provide an opportunity for the Town to:

- a. Provide the citizens of the Town with adequate information concerning the amount of funds available for proposed community development activities, the range of activities that may be undertaken and other important program requirements.
- b. Provide citizens adequate opportunity to participate in the development of the application, any revisions, changes or amendments to the application, prior to the submittal.

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to execute and file an application on behalf of the Town of Schodack with the New York State Office of Homes and Community Renewal for a community development grant pursuant to Title I of the Housing and Community Development Act of 1974, as amended; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and designated as the representative and to act as such in connection with the application to provide additional information as may be required including all understandings and assurances contained in the application; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to execute any contract and/or agreement with the New York State

Office of Homes and Community Renewal in connection with the Application and his designee is further authorized to request and expend funds from the U.S. Government pursuant to said contract and/or agreement; and;

BE IT FURTHER RESOLVED, to the extent all or any actions hereby authorized have been executed and/or performed by the Supervisor all are hereby ratified and confirmed and this Resolution take affect immediately.

2021-088) **WHEREAS**, the Town of Schodack (hereinafter “Town”) will apply for funds and anticipates funds to be awarded through the Community Development Block Grant (CDBG) from the U.S. Department of Housing and Urban Development, as administered by the State of New York for a Public Infrastructure Project, PY 2020 Town of Schodack Batistti Drinking Water Improvement Project CFA #104754; and

WHEREAS, the Town Council of the Town of Schodack (hereinafter “Town Board”) as the anticipated recipient of the grant award is required to designate a Certifying Officer for the purpose of signing required documents pertaining to this grant; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby designate Supervisor David B. Harris as the Town’s Certifying Officer for the purpose of signing required documents pertaining to this anticipated grant (CFA #104754).

2021-089) Approve the list of Volunteer Ambulance Workers Service Award Program Participants for all 2020 active Volunteer Ambulance Workers of the Castleton Volunteer Ambulance Service Inc., as submitted.

2021-090) Ratify and affirm authorizing acceptance of Proposal date 5/7/2020 with Lexipol for Annual Subscription of Law Enforcement Policy Manual and Daily Training Bulletins for the period of January 1, 2021 through December 31, 2021 in an amount not to exceed \$7,665.00.

2021-091) Authorize Supervisor Harris to execute and administer Quit Claim deed in accordance with Section 212-a in the Highway Law for abandoned paper road relative to Old McClellan Road to James Tucker Mayo an Carolyn Lee Pincus further described in metes and bounds descriptions dated November 10, 2020. Further authorize Supervisor Harris to execute and administer TP 584 and RP-5217 in conjunction with Quit Claim Deed transfer.

2021-092) Pursuant to Article 7 Section 140 of the Highway Law, the Highway Superintendent hereby appoints Steven Rivers, subject to final approval by the Rensselaer County Civil Service Commission, as an Operator 2, at an hourly rate as set forth in the Year 2021 adopted budget. Said appointment is effective as of February 16, 2021.

2021-093) All Civil Service requirements having been met for the position of Police Officer, the Town hereby appoints Wally Lodin to the position of full-time Police Officer effective February 12, 2021 at 2nd year level salary as set forth in the Collective Bargaining Agreement between the Town of Schodack and Schodack Police Department, United Public Service Employees Union (UPSEU) dated January 1, 2020 through December 31, 2023.

2021-094) Ratify and affirm to authorize the Town Clerk to execute and administer a contract with New York Industries for the Disabled (NYSID) for a partnership price concurrence agreement with Image Data for document scanning services for building permit large format plans at \$2.29 per image at a cost not to exceed \$2,519.00. Project cost is budgeted in Records Management budget. Project was approved by Town Board September 26, 2019, completed in 2020, originally billed by NYSID in 2020 and should be payable from 2020 funds.

2021-095) WHEREAS, pursuant to the franchise agreement between Time Warner Cable (“TWC”) (now known as Charter Communications) and the Town of Schodack, TWC/Charter pays the Town a fee for a special franchise to operate its cable television business in the public right-of-way, and

WHEREAS, for the year 2020 TWC/Charter paid the Town of Schodack \$95,550.91 in franchise fees, and

WHEREAS, TWC/Charter was levied a total of \$4,149.17 in Town taxes on five special franchise properties, and

WHEREAS, Section 626(1) of the Real Property Tax Law of the State of New York provides that the amount paid as a franchise fee is to be deducted from the taxes levied on a special franchise, and

WHEREAS, Section 626(2) of the Real Property Tax Law provides that the person responsible for collecting the franchise fee shall deliver to the Town of Schodack a certificate showing the amount of the franchise fee paid for the year ending on the date set forth in the certificate, and

WHEREAS, upon receipt of the certificate, the law requires the Town of Schodack to enter a credit on the tax roll in the amount shown on the certificate, and

WHEREAS, Rensselaer County Bureau of Finance is responsible for entering the credit on the tax roll, and

WHEREAS, pursuant to Section 626, the TWC/Charter Tax Department returned the Town’s Special Franchise tax bill, and

WHEREAS, TWC/Charter is required to make a request in order to receive a credit on the tax roll, and

WHEREAS, the Town has received a request for the credit on property taxes assessed in 2019 from the franchise fees paid during 2020,

NOW, THEREFORE, BE IT RESOLVED to authorize payment of \$4,149.17 to Rensselaer County Bureau of Finance based on the 2020 TWC/Charter Utility report on said franchise properties assessed within the Town of Schodack.

- 2021-096)** Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Konica Minolta Bizhub 654a copier on the third floor at the Town Hall, ID # 770GF, for the period February 2, 2021 to February 1, 2022 for \$1058.40 annually. Contract includes 168,000 copies annually with an overage charge of \$0.00696 per copy.
- 2021-097)** Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for both the Konica Minolta Bizhub 284E copier in the Town Clerk's office, ID#731FL and for the Muratec MFX 3530 printer for Justice Court, ID#227FN, combined contract, for the period February 24, 2021 to February 23, 2022 for \$536.06 annually. Contract includes 30,660 copies annually with an overage charge of \$0.01752 per copy.
- 2021-098)** Concur that the Planning Board be designated lead agency for the Green Dale Community Solar County Route 32 project.
- 2021-099)** Ratify and affirm authorization the appropriation of the General Fund Capital Reserve Balance in the amount of \$82,703.91 as follows:
- Garland & Co repair to the Town Hall Roof Res 2020-315, not to exceed \$179,978.
- 2021-100)** Authorize the transfer of inter-fund loan balance of \$10,000 from Castleton Water District #7 to the General Fund.
- 2021-101)** Authorize the appropriation of General Fund Capital Reserves in an amount not to exceed \$97,274.09 as follows:
- Garland & Co repair to the Town Hall Roof Res 2020-315, not to exceed \$97,274.09 of the total proposed total \$179,978.
- 2021-102)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-0113 to 21-0303 on Abstract No. 2021-02, in the amount of \$2,199,117.85, including the claims paid (\$188,443.23) since the previous town board meeting.
- 2021-103)** Authorize the January 2021 budget modifications, interfund loans and interfund transfers as provided in document dated February 2021 and recommended by the Comptroller.

March 11, 2021

2021-104) WHEREAS, pursuant to Executive Order No. 203 issued by Governor Cuomo on June 12, 2020, the Town of Schodack (“Town”) has performed a comprehensive review of the Town’s current police force deployments, strategies, policies, procedures, and practices, and has developed a plan to improve same, known as the “Town of Schodack Police Department Police Reform and Reinvention Collaborative Plan (“Plan”) and attached hereto; and

WHEREAS, in developing the Plan, the Town has consulted with stakeholders in the community, including but not limited to: membership and leadership of the local police force, members of the community, with emphasis in areas with high numbers of police and community interactions; interested non-profit and faith-based and community groups; local office of the district attorney; the local public defender; and local elected officials; and

WHEREAS, the Town has offered the Plan in draft form for public comment to all citizens in the locality, and all comments have been duly considered.

NOW, THEREFORE BE IT RESOLVED that the Town Board of the Town of Schodack does hereby adopted the Plan; and

BE IT FURTHER RESOLVED that the Town Board authorizes Supervisor Harris to execute and administer Plan, and to transmit a certification to the Director of the Division of the Budget affirming that the process outlined in Executive Order No. 203 has been complied with and that this Resolution has been duly adopted.

2021-105) Authorize Supervisor Harris to contract with musicians to perform at the 2021 Music in the Park as follows:

Peaceful Country Band	June 1 st (rain date 6/2/21)	\$575.00
Kyle Bourgault Band	June 8 th (rain date 6/09/21)	\$800.00
Gone Grey	June 15 th (rain date 6/16/21)	\$500.00
Triskele	June 22 nd (rain date 6/23/20)	\$900.00
Yankee Doodle Band	June 29 th (rain date 6/30/21)	\$600.00

2021-106) Authorize Supervisor Harris to execute ASCAP License Agreement, subject to review and approval as to form by Attorney to the Town and authorize payment not to exceed \$400.00 for the licensing fee to ASCAP.

2021-107) Waive Park Pavilion Rental fee of \$25.00 relative to use of pavilion on May 27, 2021 by the Edward Swartz Senior Citizens Center.

2021-108) Approve the following applications under Town Code § 147-5 and authorize the Town Clerk to issue the trailer renewals:

<u>Owner</u>	<u>Location</u>	<u>No. of Units</u>
Rapin-Plant, John & Mary Joy	3804 US 20	1

Field, George	85 Veering Rd.	1
Sundowner Trailer Park	4-18 Amelia Way	6
c/o Hanson, Thomas & Debra		
Heffner, Matthew	217 Clove Rd.	1
Clow, Robert	739 Co. Rt. 7	1
Tobin, Ed	777 Western Road	1
Leavenworth Trailer Park	1477 Bame Rd.	17
c/o Buck, Clemens		
Debbie Nalley	314 Burden Lake Rd	2
Curtis Trailer Park	2032 East Schodack Rd.	70
c/o Garden Homes Mgmt.		
Cedar Acres	16 Hoags Corners Rd.	21
c/o Garden Homes Mgmt.		
Bunker Hill Farms, LLC	117 Bunker Hill Rd.	1
c/o Margaret Hutchinson		
Skarzynski, Jerry & Kim	402 Waterbury Road	1
Windy Hill	1297 Brookview Rd.	5
c/o Todd & Scott Seeberger		

2021-109) Concur that the Planning Board be designated lead agency for the Hart Business Park US Route 9 project.

2021-110) Concur that the Planning Board be designated lead agency for the Scannell Properties #508 LLC Route 150 project.

2021-111) WHEREAS, a map, plan and report has been prepared in such manner and in such detail as is required by Article 12A of the Town Law of the State of New York, relating to the establishment of the Castleton Consolidated Sewer District, Extension No. 1 in the Town of Schodack, County of Rensselaer and State of New York; and

WHEREAS, in connection with the creation of the Castleton Consolidated Sewer District, Extension No.1 the Town of Schodack will need to review the environmental impact, if any, associated with the creation of the sewer district extension.

NOW, THEREFORE, IT IS:

RESOLVED, that the town board of the Town of Schodack be designated as lead agency with respect to the environmental review associated with the creation of the Castleton Consolidated Sewer District, Extension No.1 pursuant to Part 617 of the State Environmental Quality Review Act; and it is further

RESOLVED, that the town supervisor be authorized to sign any and all documents associated with the environmental review of the creation of the Castleton Consolidated Sewer District, Extension No.1 pursuant to Part 617 of the State Environmental Quality Review Act.

2021-112) WHEREAS, a map, plan and report has been prepared in such manner and in such detail as is required by Article 12A of the Town Law of the State of New York, relating to the establishment of the Castleton Consolidated Sewer District, Extension No. 1 in the Town of Schodack, County of Rensselaer, State of New York, and has been filed in the Town Clerk's Office; and

WHEREAS, said map, plan and report was prepared by Laberge Group, Ltd., competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed District Extension and the general plan of the proposed District Extension; and

WHEREAS, said map shows the location and description of the public works which will be required and the lands or easements to be acquired; and

WHEREAS, the boundaries of the proposed sewer district extension are as described in Schedule "A" annexed hereto; and

TOWN OF SCHODACK
Rensselaer County, New York

Castleton Consolidated Sewer District – Extension No. 1
PROPOSED DISTRICT DESCRIPTION

BEGINNING AT A POINT located on the northerly right of way on Maple Hill Road at its intersection with New York State Route 9, said point also being the south east property corner of Tax Map Parcel No. (Parcel No.) 200-9-14.

THENCE westerly along the northerly boundary of Maple Hill Road to its intersection with the easterly boundary of Midstate Lane;

THENCE continuing northerly along said easterly boundary of Midstate Lane to a point; said point being the most southerly corner to Parcel No. 200-9-21.2,

THENCE continuing northerly and easterly along the bounds of Parcel No. 200-9-14 to the point of intersection with the westerly bounds of New York State Route 9;

THENCE southerly along said bounds of New York State Route 9 to the point and place of beginning.

Intending to describe the proposed Castleton Consolidated Sewer District – Extension No. 1. All tax parcel information is as of January 1, 2021.

WHEREAS, the proposed improvements to be constructed consist, inter alia, of 100 linear feet of 8 inch gravity sewer, 3 sanitary manholes, 7,500 linear feet of 6 inch PVC forcemain, 7,500 linear feet of 2 inch PVC forcemain, 2 forcemain flushing stations, 2 air relief manholes, 120 linear feet of 24 inch steel sleeve, 300 linear feet of 18 inch HDPE Sleeve, pump station and backfill; and

WHEREAS, the maximum amount proposed to be expended for the creation of the sewer district extension is One Million Eight Hundred Seventy-Five Thousand and 00/100 (\$1,875,000.00) Dollars; and

WHEREAS, pursuant to Section 209(f) of the Town Law, approval of the New York State Comptroller will not be required for establishing this sewer district extension since debt shall not be issued or assumed by the town for any improvements and further since the cost of improvements will be paid for in full by Rensselaer County; and

WHEREAS, said map, plan and report describing said improvements is on file in the Town Clerk's Office for public inspection; and

WHEREAS, the typical property shall not incur any capital costs during the first year, and shall be assigned 2 Equivalent Dwelling Units based both upon water use of 200 gallons per day; and

WHEREAS, the first-year cost of full operation and maintenance for the typical property is Eight Hundred Eighty and 00/100 (\$880.00) Dollars with operation and maintenance charges determined on a benefit basis; and

WHEREAS, the connection fee in the amount of Two Hundred Seventy-Five and 00/100 (\$275.00) Dollars will be charged by the Town of Schodack to the property owner and a Five Thousand and 00/100 (\$5,000.00) Dollar capacity charge will be charged by the Village of Castleton-on-Hudson to the property owner.

NOW, IT IS HEREBY ORDERED, that the Town Board of the Town of Schodack, shall meet and hold a public hearing at the Schodack Town Hall in said Town, on the 8th day of April, 2021, at 7:05 p.m., local time, to consider said map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

2021-113) Authorize Supervisor Harris to execute an annual maintenance agreement for the period of January 1 through December 31, 2021 with B & L Control Service Inc. for assistance, service and chemical products to treat the heating and cooling loops and cooling tower in an amount not to exceed \$3,715.00 for Town Hall, 265 Schuurman Road.

2021-114) **WHEREAS**, it is the sense of the Schodack Town Board to act in accord with its longstanding traditions, honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, Jeffrey Arno has distinguished himself as a person of outstanding ability, establishing a high standard of integrity, and has imparted a sense of fairness, and compassion to his position of Schodack Police Officer in the Town of Schodack, and

WHEREAS, Jeff has been a long-time resident of the Town of Schodack, and

WHEREAS, Jeff began his career as a part-time Police Officer in the Columbia County Sheriff and the Nassau Police Department, and

WHEREAS, on May 14, 1999 the Town Board of the Town of Schodack authorized the hiring of Jeffrey Arno for the Schodack Police Department as a part-time officer, and

WHEREAS, on June 15, 2001 the Town Board of the Town of Schodack authorized the hiring of Jeffrey Arno for the Schodack Police Department under the auspice of the COPS FAST three-year grant, and

WHEREAS, Jeff assumed the position of Police Officer on June 16, 2001 as has served faithfully in this role under Supervisors: Eileen Natoli, Beth Secor, Dennis Dowds, David Harris and Police Chiefs: David Schlinder, Bernard Peter, Joseph Belardo and John Hourigan until his retirement on March 27, 2021, and

WHEREAS, from early on, Jeff demonstrated his commitment to the community by serving as a member of Castleton Fire Company and on the Schodack Fire Investigation Unit, which required annual training at the Fire Academy in Montour Falls and let us just say, "What happened at the Academy, will always stay at the Academy," and

WHEREAS, Jeff has been known for reporting for duty at least 30 minutes prior to his shift, for keeping his Patrol Unit immaculate and bantering Eckel for taking time off among other things, and

WHEREAS, Jeff has demonstrated his love of family by being the father of Meeghan, Kylee, Bryce, Cole, and stepfather to Katie and devoted husband of Leslie, and often shares his love for NASCAR and camping with his coworkers and friends,

WHEREAS, it surely comes as no surprise, he will greatly miss issuing traffic citations, parade details and all the special calls at the Four Season and Castle Inn

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Jeffrey Arno, who has given himself to this community in so many ways and distinguished himself throughout his career bringing great pride to his family, his peers, his associates and his community by being a person of commitment, integrity and an impressive role model for all, and be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack will pause in its deliberations on the 11th day of March 2021 to acknowledge and honor Jeffrey Arno, upon his retirement, for his 20 years of service to the Town of Schodack and a copy of this resolution, suitably engrossed, will be transmitted to him.

2021-115) WHEREAS, an Article 78 proceeding has been filed in the Supreme Court, Rensselaer County, under the caption of Birch v. Town of Schodack Building Department, et. al. (Index No. EF2021-268252); and

WHEREAS, the Town Board desires to retain counsel for the purpose of defending the proceeding.

NOW, THEREFORE, BE IT RESOLVED, that the Board retains Girvin & Ferlazzo, P.C., as counsel for the purposes of representing and defending the Town in connection with the Article 78 proceeding based on a fee schedule of \$225 per hour as contained in the Letter of Engagement and Retainer dated March 9, 2021, provided that such authorized fees shall not exceed \$7,500 without further approval by the Board.

2021-116) To request that the New York State Department of Transportation conduct traffic safety study for evaluation of appropriate speed limit on Eleanor Drive.

2021-117) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-0304 to 21-0486 on Abstract No. 2021-03, in the amount of \$747,643.10, including the claims paid (\$134,540.84) since the previous town board meeting.

2021-118) Authorize the February 2021 budget modifications, interfund loans and interfund transfers as provided in document dated March 2021 and recommended by the Comptroller.

March 25, 2021

2021-119) WHEREAS, on February 11, 2021 the Schodack Town Board approved by resolution (2021-089) the Volunteer Ambulance Workers Service Award Program List of all 2020 active Volunteer Ambulance Workers of the Castleton Volunteer Ambulance Services, Inc., and

WHEREAS, the list was forwarded to authorized representatives of the Castleton Volunteer Ambulance Services, Inc. and was posted for thirty (30) days as required by law, and

WHEREAS, they have certified on March 22, 2021 no changes were made to the listing,

NOW, THEREFORE, BE IT RESOLVED, that the Schodack Town Board authorizes Supervisor Harris to certify to PENFLEX, Inc., that the listing as submitted and posted should be used to determine the funding, the requirements of the Service Award Programs (SAP), the eligibility of persons to be paid benefits and the amount of benefits to be paid to eligible persons.

2021-120) Appoint Ralph Southworth as part-time police officer at an hourly rate as set forth in resolution 2020-317.

- 2021-121)** Provisionally appoint Philip Finkle and Matthew Coons as part-time sworn police officers for the Town of Schodack for the purpose of attending Zone 14 Police Academy and to complete necessary training under the direction of the Schodack Police Department. [Expenses for candidates to attend Academy will be borne by candidates, permanent employment will be subject to completion of Academy, meeting civil service requirements and further Town Board approval.]
- 2021-122)** Appoint Kevin Konig as part-time Park Manager at an hourly rate as set forth in resolution 2020-317.

April 8, 2021

- 2021-123)** Authorize Debra Curtis, Town Clerk, to attend the annual virtual New York State Town Clerk’s Association Conference April 26 through April 28, 2021. All appropriate expenses (registration) are to be borne by the Town per the 2021 adopted Town Budget, which are estimated to be \$125.00, as budgeted [A1410.4]
- 2021-124)** Appoint Michael Canestro and Steven Kelly as Summer Grounds persons, under the direction of Kenneth Holmes, Highway Superintendent, at an hourly rate set forth in the 2021 annual budget.
- 2021-125)** Authorize the purchase of a new, complete Mitel M/Voice Office 250 Phone System for Highway Garage from Northeast Information Systems New York State OGS purchasing contract number PM21140 at a cost not to exceed \$6,620.34.
- 2021-126)** Approve the following applications under Town Code § 147-5 and authorize the Town Clerk to issue the trailer renewals:

<u>Owner</u>	<u>Location</u>	<u>No. of Units</u>
Creekside Park c/o Empire Park Communities	5-77 Creekside Circle	52
Rensselaer Estates c/o Empire Park Communities	23-65 Teddie Blvd.	53
Washburn, David &Francesca LaRosa	65 Washington Ave.	1
Davis III, John H.	1516 Rt. 9	1
Salzer, Adam	24 Brandt Rock Rd.	1
Pine Haven Mobile Court c/o Teton Management Group	1428 Route 9	77

- 2021-127)** Adopt the fee schedule for Spring Clean-Up Days (May 13, 14 & 15) at the Transfer Station as follows:

Refrigerators, freezers, air conditioners & dehumidifiers	\$ 8.00
Tires, rimless (maximum size 16")	\$ 2.00

Rimmed tires	\$ 6.00
TVs, computer monitors (limit of 2 items per household)	FREE
Propane Tanks	FREE
Furniture (limit of 3 items per household)	FREE
Metal goods	FREE
Push mowers	FREE
Gas grills	FREE
Bicycles	FREE

*****Please note: all other pricing remains the same*****

2021-128) WHEREAS, the Town of Schodack is the owner of four (4) vacant parcels of real property bearing tax map numbers 201.12-7-3, 201.12-7-4, 201.12-7-5, and 201-12-7-10 (“the Property”); and

WHEREAS, James Oakes, Jr., has offered the purchase the Property from the Town for the purchase price of \$2,000; and

WHEREAS, the Town has determined that the Property is no longer needed for any Town use or purpose; and

WHEREAS, the Town has determined that the proposed \$2,000 purchase price represents fair and reasonable compensation for the sale of the Property.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves the sale of the Property to James Oakes, Jr., for the purchase price of \$2,000, and hereby authorizes the Town Supervisor to execute the proposed Standard Form Contract for Purchase and Sale of Real Estate, subject to approval by the Town Attorney, and to take all further actions necessary to effectuate the sale of said Property.

2021-129) WHEREAS, a map, plan and report has been prepared in such manner and in such detail as is required by Article 12A of the Town Law of the State of New York, relating to the establishment of Castleton Consolidated Sewer District, Extension No. 1 in the Town of Schodack, County of Rensselaer, State of New York, and has been filed in the Town Clerk’s Office for public inspection; and

WHEREAS, said map, plan and report was prepared by Laberge Group, Ltd., competent engineers, duly licensed by the State of New York, showing boundaries of the proposed Sewer District Extension, general plan of the Sewer District Extension and an analysis showing the costs thereof and method of operation; and

WHEREAS, said map, plan and report shows all facilities, together with the location and the general description of all public works required including lands and easements to be acquired; and

WHEREAS, the improvements proposed include, but are not limited to, the installation of 100 linear feet of 8 inch gravity sewer, 3 sanitary manholes, 7,500 linear feet of 6 inch PVC forcemain, 7,500 linear feet of 2 inch PVC forcemain, 2 forcemain flushing stations, 2 air relief manholes, 120 linear feet of 24 inch steel sleeve, 300 linear feet of 18 inch HDPE Sleeve, pump station and backfill, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Schodack; and

WHEREAS, said project will require compliance with the provisions of the Environmental Conservation Law of the State of New York and regulations of the Department of Environmental Conservation, Part 617, State Environmental Quality Review Act; and

WHEREAS, the Town of Schodack, Town Board was designated as the lead agency.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The Town Board of the Town of Schodack as lead agency has determined that the establishment of Castleton Consolidated Sewer District, Extension No. 1 as described in the map, plan and report prepared by Laberge Group Ltd. is an Unlisted Action and that establishment of the proposed Castleton Consolidated Sewer District, Extension No. 1 will not result in any significant adverse environmental impacts, and that the Supervisor of the Town of Schodack be authorized to execute the Short Environmental Assessment Form with respect to the determination that the establishment of Castleton Consolidated Sewer District, Extension No. 1 is an Unlisted Action and that the establishment of Castleton Consolidated Sewer District, Extension No. 1 will not result in any significant adverse environmental impacts;
2. Based on its examination of the EAF, the criteria set forth in Sections 617.6 and 617.7 of the regulations, and such further investigation as the town board has deemed appropriate, no potential significant adverse environmental impacts are known;
3. Consent to proceed with the establishment of Castleton Consolidated Sewer District, Extension No. 1 will not cause a significant adverse impact on the environment, and the town board will not require the preparation of an environmental impact statement;
4. A negative declaration is to be signed by the supervisor;
5. The Town Clerk of the Town of Schodack is hereby directed to cause to be filed and circulated the negative declaration in accordance with the requirements of SEQRA, a copy of the negative declaration shall be maintained in the Office of the Town Clerk in a file that will be readily accessible to the public, and the clerk shall mail copies, return receipt requested, to:

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

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

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

2021-130) WHEREAS, a map, plan and report relating to the establishment of Town of Schodack Castleton Consolidated Sewer District, Extension No. 1 prepared by Laberge Group, Ltd., competent engineers, duly licensed by the State of New York, has been filed with the Town Clerk of the Town of Schodack, in accordance with the requirements of the Town Law; and

WHEREAS, an order was adopted by the Town Board of the Town of Schodack on March 11, 2021 reciting the filing of the map, the improvements proposed, the estimated expense thereof, the proposed method of financing, the fact that the map, plan and report are on file in the Town Clerk's Office for public inspection, and all other matters required by law to be stated; and

WHEREAS, the order set April 8, 2021 at 7:05 p.m. at the Schodack Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York 12033 as the date, time and place of the public hearing to consider the map, plan and report, and to hear all persons interested in the subject, and to take action as required and authorized by law; and

WHEREAS, such order was published and posted as required by law; and

WHEREAS, a hearing on the matter was held by the Town Board on the 8th day of April, 2021, beginning at 7:05 p.m. and the matter being duly discussed and all interested persons having been duly heard;

NOW, THEREFORE, UPON MOTION of Councilmember Swartz, seconded by Councilmember Kenney, it is hereby

RESOLVED AND DETERMINED:

- (a) That the notice of hearing was published and posted as required by law, and it is otherwise sufficient;
- (b) That all property and property owners within the proposed sewer district extension are benefited thereby;
- (c) That all property and property owners benefited are included within the limits of the proposed sewer district extension;
- (d) That it is in the public interest to establish Town of Schodack Castleton Consolidated Sewer District, Extension No. 1.
- (e) That the estimated cost to construct the improvements to Town of Schodack Castleton Consolidated Sewer District, Extension No. 1 shall equal One Million Eight Hundred Seventy-Five Thousand and 00/100 (\$1,875,000.00) Dollars and there will be no debt service

associated with the establishment of Town of Schodack Castleton Consolidated Sewer District, Extension No. 1, and that the operation and maintenance expenses for the first year for Town of Schodack Castleton Consolidated Sewer District, Extension No. 1 are estimated at Eight Hundred Eighty and 00/100 (\$880.00) Dollars with operation and maintenance charges determined on a benefit basis;

- (f) A connection fee in the amount of Two Hundred Seventy-Five and 00/100 (\$275.00) Dollars will be charged by the Town of Schodack to the property owner and a Five Thousand and 00/100 (\$5,000.00) Dollar capacity charge will be charged by the Village of Castleton-on-Hudson to the property owner;
- (g) That the approval of the New York State Comptroller is not required for the creation of Town of Schodack Castleton Consolidated Sewer District, Extension No. 1 inasmuch as the Town of Schodack shall not finance the cost hereof by the issuance of bonds, notes, certificates or other evidences of indebtedness nor shall the Town of Schodack assume the debt service on obligations issued to finance the cost of the proposed facilities.
- (h) The subject typical property shall be assigned two equivalent dwelling units based upon water use of 200 gallons per day; and it is

FURTHER RESOLVED AND DETERMINED, that the establishment of Town of Schodack Castleton Consolidated Sewer District, Extension No. 1, as set forth in the map, plan and report, be approved and that the requested improvements be constructed, and the necessary easements, if any, be obtained, and it is

FURTHER RESOLVED AND DETERMINED, that this resolution shall be subject to a permissive referendum in the manner provided in Article Seven of the Town Law.

2021-131) To approve the 2021 Road Program as proposed by the Superintendent of Highways to resurface with hot-mix asphalt on Old Miller Road (800'), Saddle Club Hill Drive, Brookview Station Road, Thickett Road, Hickory Drive, Dutch Drive, Castleridge Boulevard, Ridgeview Circle, Jensis Road, Rosecrans Avenue, Columbia Avenue and Bame Road. Further, Crack Fill/Single Chip Seal treatments shall be applied on Boyce Road, East Hill Road, Garrison Hill Road, Old Post Road South, Rohloff Road, McClellan Road and Waterbury Road.

2021-132) Pursuant to Section 165-a of the General Municipal Law, authorize the Highway Department to deliver one load of Crusher Run material to Woodlawn Cemetery before May 15, 2021.

2021-133) Amend term expiration date of resolution 2021-046 as adopted on January 14, 2021 as follows: Appoint William Kayser as a member of the Board of

Assessment Review at salary as set forth in Year 2021 adopted budget. Term to expire September 30, 20256.

- 2021-134)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-0487 to 21-0651 on Abstract No. 2021-04, in the amount of \$425,460.73, including the claims paid (\$168,209.26) since the previous town board meeting.
- 2021-135)** Authorize the March 2021 budget modifications, interfund loans and interfund transfers as provided in document dated April 2021 and recommended by the Comptroller.

April 22, 2021

- 2021-136)** Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on the adoption of proposed Local Law No. 2 of 2021 amending the Town of Schodack Zoning Code and creating a new Planned Development District, PD-2, known as RTE 9 Business Park, with respect to a portion of lands now or previously owned by Donald Hart & Hartland Associates Inc., on the tract or parcel of land located at U.S. Route 9, in the Town of Schodack, Tax Map No. 200.-9-32.1. Said hearing to be held on Thursday, May 13, 2021 at 7:05 p.m. at the Schodack Town Hall.

- 2021-137)** Authorize Supervisor Harris to execute and administer proposal dated January 28, 2021 with G&G Municipal Consulting and Grant Writing to conduct a Median Household Income (MHI) survey for East Schodack Sewer District No. 5, at a cost not to exceed \$1,790.00 plus postage.

- 2021-138)** **WHEREAS**, The Board recognizes that Police Chief John Hourigan shall generally work a forty (40) hour work week; and

WHEREAS, The Board recognizes that Department and Community matters often require the Chief to work extended hours in addressing/responding to Police matters; and

WHEREAS, The Board recognizes that on such frequent occasions when the Chief works an extended day significantly longer than eight (8) hours, he nonetheless works his normal hours on the succeeding day(s) following the day(s) on which he worked extended hours to deal with/respond to a Department and Community matter because the Chief has already scheduled Department affairs, appointments, and meetings; and

WHEREAS, The Board recognizes that it must provide the Chief with some flexibility to address this additional work beyond his general work week of forty (40) hours;

NOW, THEREFORE, BE IT RESOLVED, the Board recognizes and approves the Chief addressing the additional hours he works in responding to Police and Community matters by adjusting his work day hours, over the payroll period, in

a manner to be consistent with his work week of generally forty (40) hours.

2021-139) Authorize Supervisor Harris to execute and administer Memorandum of Agreement dated April 20, 2021 by and between the Town of Schodack and United Public Service Employees Union (Police Unit) relative to Medical and Hospitalization coverage. [Commencing on May 1, 2021].

2021-140) Authorize amending Section 807 and 808 of the Town of Schodack Personnel Policy and Procedure Manual entitled Medical Insurance, Premium Payment, Paragraph 2 and Medical Insurance for Retirees, Premium Payment, Paragraph 3 as follows:

For ~~these~~ **current** employees hired by the Town on or after January 1, 2001, the Town will pay 75% of the cost of individual coverage plus ~~50%~~ **75%** of additional family or two-person coverage for the Plan approved by the Town Board for the relevant time periods. Said employees shall be responsible for all amounts in excess of Town's contribution. **[Commencing on May 1, 2021]**

In retirement, for ~~these~~ **current** employees hired by the Town on or after January 1, 2001 and who retire on or after May 1, 2021 with 20 or more years of service, the Town will pay 75% of the cost of individual coverage plus ~~50%~~ **75%** of additional family or two-person coverage for the Plan approved by the Town Board for the relevant time period. Said employees shall be responsible for all amounts in excess of the Town's contribution. **[Commencing on May 1, 2021] Retirement Health Insurance coverage for retirees prior to May 1, 2021 will remain intact.**

May 13, 2021

2021-141) **WITHDRAWN: WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Schodack for a public hearing to be held by said Town on May 13, 2021, at 7:05 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #2 of 2021 relating to amending the Town of Schodack Zoning Code and creating a new Planned Development District, PD-2, known as RTE 9 Business Park, with respect to a portion of lands now or previously owned by Donald Hart & Hartland Associates Inc., on the tract or parcel of land located at US Route 9, in the Town of Schodack, Tax Map No. 200.-9-32.1; and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on May 3, 2021 and advertised in the May 3, 2021 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on May 13, 2021 at 7:05 p.m. at the Schodack Town Hall and all interested parties were permitted an opportunity to submit comment on behalf of, or in opposition to, said proposed local law or any part hereof, and

WHEREAS, that the Town Board of the Town of Schodack, after due deliberation, finds that it is in the best interest of the Town to adopt said local law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts Proposed Local Law Number 1 of 2021 (P2 of 2021) to be known as Local Law #2 of 2021 of the Town of Schodack, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to enter said local law in the Code of the Town of Schodack and to give due notice of said local law to the Secretary of State.

2021-142) Authorize Town Clerk to publish a legal notice for a public hearing to seek public comment on the adoption of proposed Local Law No. 3 of 2021 amending the Town of Schodack Zoning Code and creating a new Planned Development District, PD-2, known as Greendale Solar, with respect to a portion of lands now or previously owned by Toros Shamlian, on the tract or parcel of land located County Route 32, in the Town of Schodack, Tax Map No. 227.-1-7. Said hearing to be held on Thursday, May 27, 2021 at 7:05 p.m. at the Schodack Town Hall.

2021-143) **WITHDRAWN:** Authorize Supervisor Harris to execute and administer Addendum Number 2021-06 dated April 16, 2021 for professional services from the Laberge Group to assist the Center for Economic Growth to identify larger development parcel in the US Route 9 corridor and try to advance studies to make them more Shovel Ready in an amount not to exceed \$10,000.00.

2021-144) **WHEREAS**, the Board desires to provide Police Chief John Hourigan with paid vacation time.

NOW, THEREFORE, IT IS HEREBY RESOLVED that effective January 1, 2021, Police Chief John Hourigan shall be entitled to twenty (20) days of vacation leave per year; and it is further

RESOLVED, that although such vacation leave is credited to the Chief in advance (i.e. on January 1st of each year), it is assumed that the Chief will work the entire year to earn such vacation days. Therefore, should the Chief leave the employment of the Town by resignation, termination, or retirement, after being credited the days, but prior to the end of the year, vacation days will be deemed to have been earned at the pro-rated days per month, commencing on January 1st and credited upon completion of at least one half the number of working days in the month. Use of vacation days in excess of those earned at the time the Chief leaves the Town without working the entire year shall be deducted from the Chief's last paycheck, including reducing the payment for unused accrued vacation, and reducing/adjusting the Chief's final pay check, as appropriate.

- 2021-145)** Authorize Supervisor Harris to execute and administer a Demolition and Removal Bond agreement by and between TJA-NY-Paul Road, and Town of Schodack commencing on June 29, 2021.
- 2021-146)** Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Xerox Work Centre 5225p copier on the second floor (Assessor & Receiver of Tax Offices) at the Town Hall, ID # 973CH, for the period April 15, 2021 to April 14, 2022 for \$577.50 annually. Contract includes 12,000 copies annually with an overage charge of \$0.045 per copy.
- 2021-147)** Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Xerox VersaLink B405DN copier for Justice Court at the Town Hall, ID # 908FV, for the period April 15, 2021 to April 14, 2022 for \$423.30 annually. Contract includes 25,596 copies annually with an overage charge of \$0.0158 per copy.
- 2021-148)** Authorize ESCO Heating and Cooling to install up to 5 RGF REME-Halo Germicidal UV units at Town Hall in and around Justice Court and DMV Satellite Office at a cost not to exceed \$5,500.00.
- 2021-149)** Ratify and affirm creation of additional 2021 Summer Youth opportunities identified as STEM events provided under the direction of Sheila Golden and further authorize Supervisor Harris to execute and administer agreements related to the STEM events. [Budgeted Youth programs funds are being redistributed to cover costs related to these events]
- 2021-150)** Appoint Ricky Singh Narang as Accountant at the hourly rate of \$30 per hour effective June 1, 2021.
- 2021-151)** Authorize Supervisor Harris to accept the proposal dated April 8, 2021 and execute and administer engagement letter with The Bonadio Group CPAs, Consultants & More to provide professional auditing services for the Town of Schodack for fiscal year ending December 31, 2020 in an amount not to exceed \$12,000.00.
- 2021-152)** **WHEREAS**, a map, plan and report relating to the establishment of Town of Schodack Castleton Consolidated Sewer District, Extension No. 1 prepared by Laberge Group, Ltd., competent engineers, duly licensed by the State of New York, in manner and detail as determined by the Town Board of the Town of Schodack has been filed with the Town Clerk of the Town of Schodack in accordance with the requirements of the Town Law; and,
- WHEREAS**, an Order was adopted by the Town Board of the Town of Schodack on March 11, 2021, reciting the filing of the map, plan and report, the boundaries of the proposed sewer district extension, the improvements proposed, the estimated expense thereof, the proposed method of financing,

the fact that the map, plan and report are on file in the Town Clerk's Office in said Town for public inspection, and all other matters required by law to be stated; and

WHEREAS, the order set April 8, 2021, at 7:05 p.m. at the Schodack Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, as the date, time and place of the public meeting to consider the map, plan and report, and to hear all persons interested in the subject, and to take action as required and authorized by law; and,

WHEREAS, such order was published and posted as required by law; and,

WHEREAS, a hearing on the matter was held by the Town Board on the 8th day of April, 2021 beginning at 7:05 p.m. and the matter being fully discussed and all interested persons having been duly heard; and

WHEREAS, it having been duly resolved and determined following such hearing as follows:

- the Notice of Public Hearing was published and posted as required by law and is otherwise sufficient;
- all property and property owners within the limits of the proposed sewer district extension are benefitted thereby;
- all property and property owners benefitted are included within the limits of the proposed sewer district extension;
- it was in the public interest to establish said Town of Schodack Castleton Consolidated Sewer District, Extension No. 1;
- to grant, in whole, the relief sought, and

WHEREAS, it having been then and there duly resolved that establishment of said Town of Schodack Castleton Consolidated Sewer District, Extension No. 1, be approved, and that the permission of the New York State Comptroller is not required for the creation of the Town of Schodack, Castleton Consolidated Sewer District, Extension No. 1, and

WHEREAS, that the aforesaid Town Board resolution of April 8, 2021, having been adopted subject to permissive referendum, and no petition for a referendum having been filed;

NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED that the Town of Schodack Castleton Consolidated Sewer District, Extension No. 1, be created so as to include therein the following lands which are hereby established as the Town of Schodack Castleton Consolidated Sewer District, Extension No. 1 and which lie wholly within the Town of Schodack, County of

Rensselaer, State of New York, and is bounded and described in Schedule "A" attached hereto, and it is further,

ORDERED, RESOLVED AND DETERMINED that the Town Clerk is directed to cause a certified copy of this Order, Resolution and Determination to be recorded in the Office of the Clerk of the County of Rensselaer within ten (10) days after the adoption thereof, and a certified copy thereof be submitted to the Department of Audit and Control at Albany, New York as provided by §209-g of the Town Law; and it is further,

ORDERED, RESOLVED AND DETERMINED, that the establishment of Town of Schodack Castleton Consolidated Sewer District Extension No. 1, as set forth in the map, plan and report be approved; and it is further,

ORDERED, RESOLVED AND DETERMINED, the requested improvement shall be constructed, and the necessary easements and lands be acquired, and such sewer district extension shall be known and designated as the Town of Schodack Castleton Consolidated Sewer District, Extension No. 1, in the Town of Schodack and shall be bounded and described as set forth in Schedule "A" annexed hereto.

Schedule "A"

TOWN OF SCHODACK

Rensselaer County,
New York

Castleton Consolidated Sewer District -
Extension No. 1

PROPOSED DISTRICT DESCRIPTION

BEGINNING AT A POINT located on the northerly right of way on Maple Hill Road at its intersection with New York State Route 9, said point also being the south east property corner of Tax Map Parcel No. (Parcel No.) 200-9-14.

THENCE westerly along the northerly boundary of Maple Hill Road to its intersection with the easterly boundary of Midstate Lane;

THENCE continuing northerly along said easterly boundary of Midstate Lane to a point; said point being the most southerly corner to Parcel No. 200-9-21.2,

THENCE continuing northerly and easterly along the bounds of Parcel No. 200-9-14 to the point of intersection with the westerly bounds of New York State Route 9;

THENCE southerly along said bounds of New York State Route 9 to the point and place of beginning.

Intending to describe the proposed Castleton Consolidated Sewer District - Extension No. 1. All tax parcel information is as of January 1, 2021.

2021-153) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-0652 to 21-0851 on Abstract No. 2021-05, in the amount of \$416,525.70, including the claims paid (\$251,858.68) since the previous town board meeting.

2021-154) Authorize the April 2021 budget modifications, interfund loans and interfund transfers as provided in document dated May 2021 and recommended by the Comptroller.

May 27, 2021

2021-155) **WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Schodack for a public hearing to be held by said Town on May 13, 2021, at 7:05 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #2 of 2021 relating to amending the Town of Schodack Zoning Code and creating a new Planned Development District, PD-2, known as RTE 9 Business Park, with respect to a portion of lands now or previously owned by Donald Hart & Hartland Associates Inc., on the tract or parcel of land located at US Route 9, in the Town of Schodack, Tax Map No. 200.-9-32.1; and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on May 3, 2021 and advertised in the May 3, 2021 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on May 13, 2021 at 7:05 p.m. at the Schodack Town Hall and all interested parties were permitted an opportunity to submit comment on behalf of, or in opposition to, said proposed local law or any part hereof, and

WHEREAS, that the Town Board of the Town of Schodack, after due deliberation, finds that it is in the best interest of the Town to adopt said local law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts Proposed Local Law Number 2 of 2021 (P2 of 2021) to be known as Local Law #2 of 2021 of the Town of Schodack, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to enter said local law in the Code of the Town of Schodack and to give due notice of said local law to the Secretary of State.

2021-156) **WHEREAS** a resolution was duly adopted by the Town Board of the Town of Schodack for public hearing to be held by said Town on May 27, 2021 at 7:15 p.m. at the Schodack Town hall to hear all interested parties to amend the Zoning Map of the Town of Schodack, County Route 32, Tax Map Parcel No. 227.-1-7, and

WHEREAS, the Town of Schodack Planning Board provided notice to the Town Board of its intent to serve as the lead agency for the purpose of a coordinated SEQR review and the Town Board hereby confirms that it did not object and that the Town Board is an involved agency. The Planning Board, as the lead agency, adopted a negative declaration at the May 3, 2021 Town Planning Board meeting, and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's Sign Board on May 17, 2021 and advertised in the May 17, 2021 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on May 27, 2021, at 7:15 p.m. at the Schodack Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of, or in opposition to, said proposed amendment of the Zoning Map or any part thereof,

WHEREAS, the Town Board of the Town of Schodack, after due deliberation finds that it is in the best interest of Town to adopt said amendment,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack hereby confirms the negative declaration issued by the Town Planning Board, which said Planning Board is acting as lead agency for the purposes of a coordinated SEQR review.

BE IT FURTHER RESOLVED, that the Town Board of the Town of Schodack hereby adopts the amendment of the Zoning Map of the Town of Schodack relating to a portion of Tax Map Parcel No. 227.-1-7 from PD-1 (Planned Development 1) to PD2 (Planned Development 2) in accordance with Planning Board Site Plan File #2020-28 Green Dale Solar Farm, for the purpose of a solar farm located off County Route 32 in the Town of Schodack and partially located in the Town of Kinderhook. Said amendment is adopted as Local Law 3 of 2021.

BE IT FURTHER RESOLVED, that the Director of Planning and Zoning is hereby directed to file the approved Site Plan with the County Clerk's office for the purposes of amending the Town Zoning Map.

2021-157) All Civil Service requirements having been met for the position of Police Officer, the Town hereby appoints Ben Burnham to the position of full-time Police Officer effective June 1, 2021 at 7th year level salary as set forth in the Collective Bargaining Agreement between the Town of Schodack and Schodack Police Department, United Public Service Employees Union (UPSEU) dated January 1, 2020 through December 31, 2023.

June 10, 2021

2021-158) All Civil Service requirements having been met for the position of Police Officer, the Town hereby appoints William Johnson to the position of full-time Police Officer effective June 14, 2021 at 4th year level salary as set forth in the

Collective Bargaining Agreement between the Town of Schodack and Schodack Police Department, United Public Service Employees Union (UPSEU) dated January 1, 2020 through December 31, 2023.

2021-159) WHEREAS, Kyle Scalera, son of Anthony and Lori Scalera, on the 28th of October in the year two thousand nineteen, was awarded the rank of Eagle Scout, the highest rank a boy can achieve in scouting; and

WHEREAS, Kyle started his journey in scouting as a Bear Scout in 2010, with Pack 257, and

WHEREAS, Kyle has earned the Arrow of Light award the highest Cub Scout honor, and

WHEREAS, Kyle is a member of Boy Scout Troop 522, and has earned 25 Merit Badges in his 7 years of Boy Scouting, and

WHEREAS, Kyle has served the troop as Patrol Leader, Quartermaster and Senior Patrol Leader, and

WHEREAS, as his Eagle Scout project, Kyle with the assistance of other Scouts, Scout leaders, family, and friends, built a nature trail which included installation of a 16' bridge, a gate, and multiple sets of trail stairs and water swales at The Doane Stuart school in the City of Rensselaer, New York, and

WHEREAS, Kyle graduated from The Doane Stuart School, where he was a member of the Baseball Team, and is currently attending Marist College to study Criminal Justice and Psychology, and

WHEREAS, Kyle is a professional drummer for "4 the Blues" and "The Young Wildcats", two blues bands who perform throughout the Capital Region.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack commends and congratulates Kyle Scalera upon the auspicious occasion of being awarded the rank of Eagle Scout, Boy Scouts of America; and

BE IT FURTHER RESOLVED that Supervisor Harris will transmit a copy of this resolution, suitably engrossed to Kyle Scalera at his Court of Honor on June 13, 2021.

2021-160) WHEREAS, Ethan Hughes, son of Brian and Patricia Hughes, on the 31st of January in the year two thousand twenty-one, was awarded the rank of Eagle Scout, the highest rank a boy can achieve in scouting; and

WHEREAS, Ethan started his journey in scouting as a Bear Scout with Pack 257, and

WHEREAS, Ethan is a member of Boy Scout Troop 522, and has earned 21 Merit Badges in his years of Boy Scouting, and

WHEREAS, Ethan participated in two Boy Scout high adventure camps: Northern Tier, a wilderness canoe adventure, and Sea Base, a scuba diving adventure camp, and

WHEREAS, Ethan has served the troop as Scribe and Assistant Senior Patrol Leader, and

WHEREAS, as his Eagle Scout project, Ethan with the assistance of other Scouts, Scout leaders, family, and friends, renovated the picnic area, including adding one ton of pea stone which was donated by Schodack Landscaping, replacing the deteriorated railroad ties, and replacing the tops and seats on all the picnic tables at the SORENSCO Baseball Field in the Town of East Greenbush, New York, and

WHEREAS, Ethan completed his NYS high school diploma through the 24 credit hour high school equivalency program at Hudson Valley Community College, where he is currently studying Automotive Technical Services, and

WHEREAS, Ethan replaced the engine in his 2012 Audi A4 after his engine experienced complete failure.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack commends and congratulates Ethan Hughes upon the auspicious occasion of being awarded the rank of Eagle Scout, Boy Scouts of America; and

BE IT FURTHER RESOLVED that Supervisor Harris will transmit a copy of this resolution, suitably engrossed to Ethan Hughes at his Court of Honor on June 13, 2021.

2021-161) **WHEREAS**, Aidan Osborn Malia, son of Edward and Katherine Malia, on the 9th of May in the year two thousand twenty, was awarded the rank of Eagle Scout, the highest rank a boy can achieve in scouting; and

WHEREAS, Aidan started his journey in scouting as a Bear Scout with Pack 257, and

WHEREAS, Aidan is a member of Boy Scout Troop 522, and has earned 25 Merit Badges in his 7 years of Boy Scouting, and

WHEREAS, Aidan participated in three Boy Scout high adventure camps: Northern Tier, a wilderness canoe adventure; Sea Base, a scuba diving adventure camp; and Philmont Scout Ranch, a backpacking trek adventure camp, and

WHEREAS, Aidan has served the troop as Den Chief, Patrol Leader, Crew Chief, Assistant Senior Patrol Leader and Senior Patrol Leader, and

WHEREAS, as his Eagle Scout project, Aidan with the assistance of other Scouts, Scout leaders, and family and friends, cleaned up and renovated the Edward Swartz memorial garden at the Senior Center in Schodack, which included installation of a new bench, and

WHEREAS, Aidan is currently attending SUNY New Paltz, where he is currently pursuing a Bachelor of Arts degree, and enjoys playing his guitar in his free time.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack commends and congratulates Aidan Osborn Malia upon the auspicious occasion of being awarded the rank of Eagle Scout, Boy Scouts of America; and

BE IT FURTHER RESOLVED that Supervisor Harris will transmit a copy of this resolution, suitably engrossed to Aidan Osborn Malia at his Court of Honor on June 13, 2021.

2021-162) WHEREAS, Peter Basile, son of Andrew and Lynn, on the 20th of March in the year two thousand twenty-one, was awarded the rank of Eagle Scout with Bronze palms, the highest rank a boy can achieve in scouting; and

WHEREAS, Peter started his journey in scouting as a Cub Scout with Pack 253, and earned Arrow of Light, and

WHEREAS, Peter is a member of Boy Scout Troop 53, and has earned 28 Merit Badges in his 7 years of Boy Scouting, and

WHEREAS, Peter is an Ordeal member of Kittan Lodge 364 of the Order of the Arrow, and

WHEREAS, Peter has served the troop as Troop Guide, Patrol Leader, and Senior Patrol Leader, and

WHEREAS, as his Eagle Scout project, Peter with the assistance of other Scouts, Scout leaders, family, and friends, repurposed a fire pit by turning it into a table and four benches that were placed around it to be used by religion classes and church groups for outside activities, and

WHEREAS, Peter is a Senior at Maple Hill High School, where he is a member of the Indoor Track, Outdoor Track and Cross Country Teams, and

WHEREAS, Peter will attend SUNY Plattsburgh in the Fall, where he received the Academic Excellence Scholarship and plans to study Ecology, and be a member of the Cross Country Team. award, and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack commends and congratulates Peter Basile upon the auspicious occasion of being awarded the rank of Eagle Scout, Boy Scouts of America; and

BE IT FURTHER RESOLVED that Supervisor Harris will transmit a copy of this resolution, suitably engrossed to Peter Basile at his Court of Honor on July 18, 2021.

2021-163) Authorize Supervisor Harris to execute and administer proposal dated May 24, 2021 from DeMar Flooring for Commercial grade Carpet for meeting space on the 2nd floor in an amount not to exceed \$9,800.00

2021-164) Authorize Supervisor Harris to execute and administer Addendum Number 2021-06 dated April 16, 2021 for professional services from the Laberge Group to assist the Center for Economic Growth to identify larger development parcel in the US Route 9 corridor and try to advance studies to make them more Shovel Ready in an amount not to exceed \$10,000.00.

2021-165) Authorize Supervisor Harris to execute and administer Addendum Number 2021-07 dated June 4, 2021 for professional services from the Laberge Group to assist the installation of a Water main along the US Route 9 corridor in an amount not to exceed \$50,000.00.

2021-166) Authorize Supervisor Harris to execute and administer Addendum Number 2021-08 dated June 4, 2021 for professional services from the Laberge Group to assist the Town installation of wastewater infrastructure to the Village of Castleton's Wastewater Treatment Plant in an amount not to exceed \$35,000.00.

2021-167) Authorize Supervisor Harris to execute and administer Addendum Number 2020051-02 dated June 4, 2021 for professional services from the Laberge Engineering & Consulting Group, LTD to increase contract amount by \$4,000.00 plus reimbursable expenses for provision of additional services relative to 2021 Community Development Block Grant Application.

2021-168) Authorize the following Town of Schodack Day Camp employees for the Summer Youth and Recreation Program as recommended by the Director of Youth and Recreation:

Site Directors: Eric Beihler, Alysia Brunner, Kara Cunningham and April Smith

Assistant Directors: Andrew Brunner, Tara O'Grady-Day and Logan Samarija and Pamela Weidman

Covid Director: Sarah Lussier

Facilities Manager/Traffic/Drop-off Coordinator/Summer School

Coordinator: Patrick Austin

Camp Nurses: Andrea Cavagnaro, Heather Brewer, Shannon Miller and Elizabeth Roberts

Counselors: Peter Basile, Samantha Brahm, Christopher Bulan, Christa Burger Madeleine Conroy, Jessica Drzymala, Alayna Fletcher, Colby Frazier, Rachael Frazier, Dillon Halvax, Nicholas Janowski, Kaelyn Kulpa, Isaac Ladd, Tyler Marino, Andrew Martin, Samantha Maunu, Simon O'Connor, Chelsea Skarzynski, Jace Tuttle, Shane Varian, Seana Weerakoon, Ethan Wilkinson and Evan Witte.

Screeners/Counselors: Faylee Frazier, Madeline Gibney, Shauna Kreutziger, Makaila Maier and Jenna Wilkinson

STEM Instructor: Bryan Vanvliet

STEM Staff: Lisa Cecal, Aiden Fletcher, Connor Mead, Alexis Tedford and Madelyn Zareski

Summer Soccer Instructor: Daniel Gillespie

Summer Volleyball Instructor: Leonard Bacon

Substitute Counselors: Cody Cavagnaro and Rebecca Roe

[All at the Salary/Hourly rates per as set forth in resolution 2020-317].

- 2021-169)** Authorize the agreement between the Town of Schodack and Verizon for seasonal charges for the 13 cellular telephones to be used for the Town of Schodack Youth and Recreation summer program at a cost of \$4.99 per phone per month, plus per minute \$0.25, and 200 text messages per phone. Verizon mobile to mobile and nights and weekends are unlimited. Estimated charges are approximately 1235 calls or \$75.00. Rates per NYS Contract No. PS63766. Service will incur a total of approximately 6 weeks of billing or approximately \$182.00 in charges Said phones to be utilized by the Camp Directors for the duration of the camp. (As budgeted A7310.4)
- 2021-170)** All Civil Service requirements having been met for the position of Police Officer, the Town hereby appoints Matthew Montross to the position of full-time Police Officer effective June 28, 2021 at 3rd year level salary as set forth in the Collective Bargaining Agreement between the Town of Schodack and Schodack Police Department, United Public Service Employees Union (UPSEU) dated January 1, 2020 through December 31, 2023.
- 2021-171)** Ratify and affirm authorizing Human Resources Manager to post internally and advertise publicly the full part-time position of Park Attendant and further authorize advertising in the official Town newspaper as necessary.
- 2021-172)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-0852 to 21-0996 on Abstract No. 2021-06, in the amount of \$243,866.47, including the claims paid (\$102,953.11) since the previous town board meeting.
- 2021-173)** Authorize the May 2021 budget modifications, interfund loans and interfund transfers as provided in document dated June 2021 and recommended by the Comptroller.

June 24, 2021

- 2021-174)** Appoint Alan Roehr, Jr. as part-time police officer at an hourly rate as set forth in resolution 2020-317. To be effective June 26, 2021.

2021-175) *Withdrawn: Authorize and adopt the Town's Implementation Plan prepared in accordance with the requirements of Chapter 106 of the Laws of 2021, and prohibit the assessment of any fees and penalties, and/or the re-levying of any delinquent water charges, with respect to qualifying Town water customers for the period of time prescribed in said law.*

July 8, 2021

2021-176) **WHEREAS**, it is the sense of the Schodack Town Board to act in accord with its longstanding traditions, honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, Steven Roy has distinguished himself as a person of outstanding ability, establishing a high standard of integrity, and has imparted a sense of fairness, and compassion to his position of Schodack Police Officer in the Town of Schodack, and

WHEREAS, Steve has been a long-time resident of the Town of Schodack, and

WHEREAS, Steve began his career as a part-time Police Corrections Officer and Highway Patrol Officer with Rensselaer County Sheriff Office, and

WHEREAS, on June 27, 2001 the Town Board of the Town of Schodack authorized the hiring of Steve Roy for the Schodack Police Department under the auspice of the COPS FAST three-year grant, and

WHEREAS, Steve assumed the position of Police Officer on July 2, 2001 as has served faithfully in this role under Supervisors: Eileen Natoli, Beth Secor, Dennis Dowds, David Harris and Police Chiefs: David Schlinder, Bernard Peter, Joseph Belardo and John Hourigan until his retirement on July 22, 2021, and

WHEREAS, Steve was promoted to the rank of Sergeant on March 9, 2012 and

WHEREAS, Steve has served as SSRT Tactical Operator from May of 2006, and

WHEREAS, from early on, Steve demonstrated his commitment to the community by serving as an Instructor in the following capacities: Glock Armorer, Taser, Pepperball, Evidence Tech, Less Lethal, Impact Munitions, Flash-Bang & Sting Ball Grenades, Firearms, Basic Topics, Stop the Bleed and Baten/ASP, and

WHEREAS, Steve has been known for being well prepared and fully armored, and only weary of snowmobiles, dog attacks and cellphone destruction, and

WHEREAS, Steve has demonstrated his love of family by being a father and grandfather and often shares his love for Big Game, Motorcycles and fast cars with his coworkers and friends,

WHEREAS, it surely comes as no surprise, he will greatly miss sharing the escapades of his many big gaming adventures as we will miss hearing of them.

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Steven Roy, who has given himself to this community in so many ways and distinguished himself throughout his career bringing great pride to his family, his peers, his associates and his community by being a person of commitment, integrity and an impressive role model for all, and be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack will pause in its deliberations on the 8th day of July 2021 to acknowledge and honor Steven Roy, upon his retirement, for his 20 years of service to the Town of Schodack and a copy of this resolution, suitably engrossed, will be transmitted to him.

2021-177) WHEREAS, in accordance with Article 11-AA of the New York State General Municipal Law, residents of the Town of Schodack approved a proposition to establish a Defined Contribution Service Award Program for active volunteer members of the Castleton Volunteer Ambulance Association effective January 1, 1999, and

WHEREAS, THE Program currently provides that an active volunteer member earns a ~~\$480~~ \$700 Service Award contribution and a year of service credit for each calendar year during which such member earns 50 or more points under the Service Award Program Point System, and

WHEREAS, §219-f(1) of Article 11-AA allows for a Service Award contribution of as much as \$1,200 per year of service credit, and

WHEREAS, §219-e(7-a) of Article 11-AA allows, at the option of the municipal sponsor, a participating volunteer to continue to earn points, service credit and Service Award contributions after having attained the entitlement age of sixty (60) and having applied to be paid his or her account balance, and

WHEREAS, §219-d(8)(a) of Article 11-AA authorizes the Town Board to amend the Program, subject to approval of residents in accordance with public referendum, and

WHEREAS, the Castleton Volunteer Ambulance Association has requested that the Town Board consider improving the benefits provided by the Program, and

WHEREAS, such improvement in Program benefits is consistent with the intent

of the Program to help the Castleton Volunteer Ambulance Association recruit and retain active volunteers, and

WHEREAS, after review of the cost to amend the Program, the Town Board has determined the increase, if approved by voting residents of the Town, can be implemented without causing the Town to exceed the Property Tax Cap;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board:

1. Amends the Castleton Volunteer Ambulance Association Service Award Program effective January 1, 2022 to:
 - a. Increase the annual Service Award contribution credited to the account of an eligible participating active volunteer from \$700 to \$1,200 for each calendar year beginning with calendar year 2022 during which such volunteer earns a year of service credit under the Point System.
 - ~~b. Allow active volunteers who have attained the entitlement age and elected to be paid their account balance to continue to earn points under the Point System for their volunteer activities after having been paid their account balance.~~
2. Directs that there shall be a public referendum of eligible voters of the Town of Schodack, in an election to be held on November 2, 2021, to obtain approval of this amendment in accordance with §219-d(8)(a) of Article 11-AA of the New York State General Municipal Law;
3. Authorize the Town Clerk and other Town officials as deemed necessary to take the appropriate action to schedule such referendum and take other steps necessary to carry out this Resolution.

Based on the number of active volunteers that earned service credit during calendar year 2020, the current cost of funding the Castleton Volunteer Ambulance Association Service Award Program is \$14,700 (\$700 per participant), which includes an administration cost of approximately \$1,800.

All other provisions of the Castleton Volunteer Ambulance Association Service Award Program shall not change and the Program shall continue to be administered by the New York State Comptroller in accordance with Article 11-AA of the New York State General Municipal Law, as well as with Part 150 of the New York State Rules and Regulations.

- 2021-178)** Authorize engaging Barclay Damon LLP as Bond Counsel with fees as per fee schedule for Battisti Water Supply as necessary to prepare for Grant application process.

2021-179) **WHEREAS**, the Town of Schodack (hereinafter “Town”) will apply for funds and anticipates funds to be awarded through the Community Development Block Grant (CDBG) from the U.S. Department of Housing and Urban Development, as administered by the State of New York for a Public Infrastructure Project, PY 2021 Town of Schodack Batistti Drinking Water Improvement Project CFA #104754; and

WHEREAS, the Town Council of the Town of Schodack (hereinafter “Town Board”) as the anticipated recipient of the grant award is required to designate a Certifying Officer for the purpose of signing required documents pertaining to this grant; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby designate Supervisor David B. Harris as the Town’s Certifying Officer for the purpose of signing required documents pertaining to this anticipated grant (CFA #104754).

2021-180) Authorize partial refund of building permit fee in the amount of \$724.10 to Barbera Homes for Building Permit Application, as Andrew Schug, Assistant Estimator withdrew his application prior to construction.

2021-181) Pursuant to Section 165-a of the General Municipal Law, authorize the Highway Department to deliver one load of Crusher Run material to Ham-Lewis-Palmer Cemetery in East Schodack before August 15, 2021.

2021-182) Amend resolution 2021-168 as adopted on June 10, 2021 as follows:

Arts and Crafts Director - Victoria Roberts

2021-183) **WHEREAS**, the Town Board of Schodack (Town Board) was notified by New York State Department of Environmental Conservation (NYSDEC) that the State Pollutant Discharge Elimination System (SPDES) permit authorizing the wastewater discharge from the East Schodack Sewer District #5 (Sewer District) requires disinfection be installed at the sewer treatment facility; and

WHEREAS, the Town Board authorized an income survey for the purpose of determining income eligibility of residents within the Sewer District to participate in a variety of grant and loan programs; and

WHEREAS, the Town Board finds that it is desirable and in the public interest to pursue grants to reduce the financial burden to residents in the Sewer District; and

WHEREAS, the 2021 New York State Environmental Facilities Corporation (EFC) Wastewater Infrastructure Engineering Planning Grant Program is due July 30, 2021 and can be used to prepare the require engineering report and planning activities for the Sewer District; and

IT IS HEREBY RESOLVED, that the Town Board authorizes Laberge Group to prepare a grant application through the 2021 EFC Wastewater Infrastructure Engineering Planning Grant Program on behalf of the Town of Schodack for a fee of \$4,000 for a Wastewater Engineering Study upon confirmation that the residents are income qualified; and

BE IT FURTHER RESOLVED, that the Town of Schodack is hereby committed to using municipal funds to provide a local cash match up to twenty-five percent (25%) of the grant request; and

BE IT FURTHER RESOLVED that the Town Board authorizes and directs the Town of Schodack Supervisor, David Harris, to submit an application for a Wastewater Engineering Study under the EFC Wastewater Infrastructure Engineering Planning Grant Program and is authorized to execute all other documents necessary for the implementation of this work and is also authorized to execute all financial and/or administrative processes relating to the grant program.

2021-184) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-097 to 21-1146 on Abstract No. 2021-07, in the amount of \$488,419.99, including the claims paid (\$43,722.25) since the previous town board meeting.

2021-185) Authorize the June 2021 budget modifications, interfund loans and interfund transfers as provided in document dated July 2021 and recommended by the Comptroller.

July 27, 2021

2021-186) **WHEREAS**, the U.S. Housing and Community Development Act of 1974 (P.L. 93-383), as amended, provides for the development of viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, said Act authorizes the Secretary of Housing and Urban Development (HUD), through the New York State Office of Community Renewal to make grants to units of general local government to help finance Community Development Programs under Section 103 (a)(1) of Title I; and

WHEREAS, under said legislation, eligible applicants in the case of municipalities, are required to authorize an official representative to file the application and to provide the Secretary with certain assurance of compliance with applicable laws and regulations under Title I of said Acts; and

WHEREAS, The Town of Schodack is seeking to establish a new water district to serve in place of an existing private water service area commonly referred to as "The Battisti Subdivision". The private water system, which provides water to 53 parcels, has been abandoned by its previous owner to the New York

State Department of Public Service and needs extensive repairs and upgrades. The area to be served by the Battisti Drinking Water Improvement Project is predominantly classified as low- income and carries and LMI rate of 53.9%.; and

WHEREAS, the requested funding will be used to connect the parcels in the Battisti Subdivision to Clearview Water District No. 1, which is municipally owned. Connecting these parcels to the municipal system will allow for the abandonment of the aging infrastructure in the district. The proposed project will improve water quality, pressure, operation, and maintenance, providing for the long term health and safety of the users.

WHEREAS, the Town of Schodack has received its first payment under the American Rescue Plan Act; and

WHEREAS, the Coronavirus State and Local Fiscal Recovery Funds guidance set forth by the United States Treasury specifically allows for the utilization of said funds to make necessary investments in water, sewer, or broadband infrastructure.

NOW, THEREFORE, BE IT RESOLVED, by the Members of the Board of the Town of Schodack that \$100,000 of the ARPA funds received by the Town of Schodack shall be dedicated as a match to the funds received and/or appropriated by the NYS Office of Community of Renewal upon award of the 2021 Program Year application; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized to execute an agreement as such upon award of said grant to assist the residents of the Battisti Subdivision in meeting the health, safety and welfare goals of this most necessary and needed infrastructure project.

August 12, 2021

- 2021-186)** Ratify and affirm hiring Robert Rivet as Part-time Park Attendant at an hourly rate as set forth in resolution 2020-317 effective July 19, 2021.
- 2021-187)** All Civil Service requirements having been met for the position of Police Officer, the Town hereby appoints Jahmale Dickson to the position of full-time Police Officer effective August 16, 2021 at 3rd year level salary as set forth in the Collective Bargaining Agreement between the Town of Schodack and Schodack Police Department, United Public Service Employees Union (UPSEU) dated January 1, 2020 through December 31, 2023.
- 2021-188)** **WHEREAS**, it is the sense of the Schodack Town Board to act in accord with its longstanding traditions, honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, Harry Spencer Duncan has distinguished himself as a person of outstanding ability, establishing a high standard of integrity, and has imparted a sense of fairness, and compassion to his position of Mechanic in the Town of Schodack, and

WHEREAS, Harry has been a long-time resident of the Town of Schodack, and

WHEREAS, Harry began his career as a Mechanic with Rensselaer County Highway Department, and

WHEREAS, on June 19, 2000 Harry Duncan hired as a Mechanic for the Schodack Highway Department, and

WHEREAS, Harry assumed the position of Mechanic on July 3, 2000 as has served faithfully in this role under Supervisors: Eileen Natoli, Beth Secor, Dennis Dowds, David Harris and Police Chiefs: David Schlinder, Bernard Peter, Joseph Belardo and John Hourigan until his retirement on July 30, 2021, and

WHEREAS, Harry was promoted to the rank of Senior Mechanic on March 9, 2012, and

WHEREAS, from early on, Harry demonstrated his commitment to the community by serving, and

WHEREAS, Harry has been known for solving local and world problems and will continue to debate live issues with the BARN CREW, and

WHEREAS, Harry has demonstrated his love of family by being a father to John Rivers and grandfather to Elizabeth and Silas and often shares his love for Dirt Track, and NASCAR with his coworkers and friends,

WHEREAS, it surely comes as no surprise, he will greatly miss sharing the escapades of the Barn Crew, as we will miss hearing of them.

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Harry Spencer Duncan, who has given himself to this community in so many ways and distinguished himself throughout his career bringing great pride to his family, his peers, his associates and his community by being a person of commitment, integrity and an impressive role model for all, and be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack will pause in its deliberations on the 8th day of July 2021 to acknowledge and honor Harry Spencer Duncan, upon his retirement, for his 20 years of service to the Town of Schodack and a copy of this resolution, suitably engrossed, will be transmitted to him.

2021-189) Authorize Paul W. Peter, Justice to attend New York State Magistrates Association Fall Conference September 26th through 29th at Niagara Falls, New

York with registration fee of \$75.00, lodging (meals included) not to exceed \$880.08 and travel costs (mileage) not to exceed \$346.08 for a total estimate not to exceed \$1,301.16. [A1110.4 This is a budgeted item]

2021-190) Authorize Supervisor Harris to execute a Consent to Sublease on behalf of the Town consenting to a proposed sublease agreement between American Tower, as sublessor, and Dish Wireless, LLC, as sublessee, with respect to the existing tower located on Route 20 immediately east of Bunker Hill Road.

2021-191) **WHEREAS**, the Town Board delegated its annual auditing responsibilities pursuant to Section 123 of Town Law to the Town Comptroller, and

WHEREAS, the Town Comptroller performed the audit in accordance with the guidelines provided by the New York State Office of the State Comptroller as published in the Local Government Management Guide – Fiscal Oversight Responsibilities,

NOW, THEREFORE, BE IT RESOLVED that the Town Board accepts the audit report submitted for Justice Court for the fiscal year 2020.

2021-192) Approve listing the following as surplus vehicle and authorize Kenneth Holmes, Highway Superintendent to post said items on www.AuctionsInternational.com at no cost to the Town. (Bidders must be registered to bid. Cost of registration is \$10.00):

1) 2013 Ford Explorer – Police VIN 1FM5K8AR7EGA55566

2021-193) Authorize Supervisor Harris to send a Letter of Recommendation on behalf of the Town Board, to U.S. Board on Geographic Names (BGN) to vote in favor of proposal to name an unnamed stream as Beberwyk Brook.

2021-194) **WHEREAS**, Chapter 174 & 176 of the Town of Schodack Code (Sewer Regulations) provides for capital costs to be allocated to each parcel of property within the sewer district based on the assessed valuation, units or front footage of property along which sewer mains are constructed or a combination of these methods as approved by the Town Board, and

WHEREAS, The Town Board defined the basis, through the adoption of Resolution No. 2019-117 on March 14, 2019, on which capital costs are to be allocated that is in accordance with the districts' legal formation and/or method by which the capital costs were approved, and

NOW THEREFORE BE RESOLVED that the Town Board of the Town of Schodack updates the definitions of an equivalent dwelling unit (EDU), for all Town Sewer Districts, as follows:

Town of Schodack/Village of Castleton
Sewer District Property Class Codes
Sewer Equivalent Dwelling Unit (EDU) Schedule

Property Class Code per Assessor's Manual and Property Description		Capital-O&M EDU
200	Residential Dwellings	1 EDU per dwelling unit-additional units may be assigned for incidental commercial usage Residential parcels - 1 EDU per buildable lot or lots greater than 10,000 sq. ft. where connection is feasible.
300	Vacant Land-no O&M EDU for Vacant Properties	* Commercial parcels - For large parcels, EDU's may be assigned to vacant Properties based upon the assessed value per acre at the discretion of the Board.
400	Commercial Properties	** 1 EDU
	410 Living Accommodations	
	411 Apartments	** 1 EDU per dwelling unit (VOC)
	416 Mobile Home Park	** 1 EDU per dwelling unit
	480 Multi-Use Structures	
	482 2-3 story structure with 1st Floor Commercial and upper floor apartments/offices	** EDU(s) based upon main floor use of structure plus an additional EDU for each dwelling/office
	484 1 Story multi-use	** EDU(s) based upon commercial use of structure plus an additional EDU for each dwelling/office
600	Community Services	
	612 Schools-day	1 EDU per 20 students/staff
	633 Homes for the Aged-Nursing Home	.75 EDU per bed
	682 Recreation Facilities-bike path, Nature Trail w/o sewer	Exempt
	695 Cemetery	Exempt
800	Public Services	Exempt
900	Wild, Forested Conservation Land & Public Parks	Exempt

Commercial Property Class Codes with public water connections (excluding Sewer District #6) not specifically identified above, in general, will be assigned 1 EDU plus additional EDU's for every 40,000 gallons, or portion thereof, of water usage in excess of 40,000 gallons per year at the discretion of the Board. Entities using over 1 million gallons/year may be assigned units on a separate basis.

Sewer Districts without public water connections will be assigned EDU's based upon the above table or, if necessary, in accordance with the use of the property, excluding the component for water usage.

Sewer District #6 properties shall use EDU's calculated per annual Resolution for all Town Water Districts.

2021-195) WHEREAS, Chapter 175 of the Town of Schodack Code (Water Regulations) provides for capital costs to be allocated to each parcel of property within the water district based on the assessed valuation, units or front footage of property along which water mains are constructed or a combination of these methods as approved by the Town Board, and

WHEREAS, the Town Board defined the basis, through the adoption of Resolution No. 2013-218 on October 24, 2013, on which capital costs are to be allocated that is in accordance with the districts' legal formation and/or method by which the capital costs were approved, and

NOW THEREFORE BE RESOLVED that the Town Board of the Town of Schodack updates the definitions of an equivalent dwelling unit (EDU), for all Town Water Districts, as follows:

<u>Property Type</u>	<u>Property Code</u>	<u>Equivalent Dwelling Unit (EDU) Assigned</u>
<i>A typical property is defined as a single family residence with estimated annual water usage of 72,000 gallons or less.</i>		
Exempt Properties	Varies, 315,822, 971	Cemetery without water use, underwater land, catch basins, access roads, water and/or sewer district owned parcels, water supply, wetlands and homeowner associations.
Residential Properties		
Vacant Land	311	0.75 EDU
Vacant Land - Rural 10 acres or less	314	0.50 EDU (less than .10 acres, then 0 EDU)
Vacant Land - Rural over 10 acres	322	1.00 EDU
1 family w/ no water main on the road	210	0.0 EDU
1 family year round residence w/ curb stop, w/ easement or flag lot, dwelling > 600 feet from curb stop	210	0.50 EDU
1 family, with acreage	210	1.00 DU
1 family year round residence w/accessory apartment	215	1.50 EDU
2 family	220	2.00 EDU
3 family	230	3.00 EDU
With acreage, Multi-purpose	240,280,281	Based on property specifics using definitions contained herein, except water usage is not a component. (i.e. 1 family plus 1 apartment = 1.50 EDU)
With Incidental Commercial Use. Incidental Commercial use is defined as a residence which has been partially converted or adapted for commercial use with the primary use being residential.	283	2.00 EDU (1 EDU for Residential plus EDU for Commercial) The residential component may increase based on property specifics using definitions contained herein (i.e. 1 family plus 1 apartment = 1.50 EDU). Additional units

		will be added based upon actual water usage at the rate of 1.00 EDU for every 72,000 gallons or portion thereof in Excess of 72,000 gallons for usage greater than the first 72,000 gallons. *
With small improvement	312	1.00 EDU

<u>Property Type</u>	<u>Property Code</u>	<u>Equivalent Dwelling Unit (EDU) Assigned</u>
Commercial Vacant Land Properties		
Vacant Land; Commercial Vacant with small improvement; Agricultural Vacant Land	330,331,105	An assessed value per acre of less than or equal to \$10,000 shall have an EDU value of .25, an assessed value per acre greater than \$10,000 and less than or equal to \$25,000 shall have an EDU value of .50, and an assessed value per acre greater than \$25,000 shall have an EDU value of .75; then dividing the total assessed value of the property by \$20,000 (2017-AAV) to determine the units of assessment and then multiplying the EDU value by the units of assessment, rounded up to the nearest quarter. AAV-Average Assessed Value is calculated annually based upon the average assessed value per acre of residential vacant property in property code no. 311 for all Town Water Districts. Should properties become water users, additional units will be

		added based upon actual usage at the rate of 1.00 EDU for every 72,000 gallons or portion thereof in excess of 72,000 gallons.*^
Parking Lots, Mining/Quarry	438, 720	1.0 EDU. Should properties become water users, additional units will be added based upon actual usage at the rate of 1.00 EDU for every 72,000 gallons or portion thereof in excess of 72,000 gallons.*^
Commercial Residential Properties		
Apartments, Mobile Home Parks	411, 416	1.0 EDU; plus 0.50 EDU per apartment/mobile home; plus 0.50 EDU for each excess 36,000 gallons or portion thereof in excess of the total of the EDUs per apartment/mobile home times 72,000 gallons.*
Hotel, Motel	414, 415	1.0 EDU; plus 1.00 EDU per 3 rooms Or portion thereof; plus 1/3 of 1.00 EDU for each excess 24,000 gallons used or portion thereof in excess of the total of the EDUs per 3 rooms times 72,000 gallons.*
Commercial Properties		
Commercial Properties as listed: Restaurants, Diner/Luncheonettes, Fast Food Franchises, Motor Vehicle Service, Auto Dealers – Sales & Service, Auto Body/ Tire/ Related Auto, Automatic Car Wash, Mini Warehouse (self storage), Lumber Yards, Trucking Terminals, Other Storage/ Warehouse/ Distribution Facilities, Retail Services, Neighborhood Shopping Centers, Drive-In Branch Bank, Office Building, Professional Building, Dog Kennel/ Veterinary Clinic, Multiple Use, Converted Residence, One Story Small Structure, One Story Small Structure – Multi Occupancy, Minimart, Schools, Other Educational Facilities, Religious, Benevolent & Moral Associations, All Other Health	421, 422, 426, 430, 431, 433, 434, 442, 444, 447, 449, 450, 452, 462, 464, 465, 472, 480, 481, 483, 484, 485, 486, 612, 615, 620, 632, 642, 651, 652, 662, 682, 700, 870	1.0 EDU; plus 1.00 EDU for every 72,000 gallons or portion thereof in excess of 72,000 gallons.*^

Facilities, Governmental Highway Garage, Governmental Office Building, Police & Fire Protection, Recreational Facility, Industrial, Electric & Gas	
* Based upon actual water consumption for the period July 1 – June 30 preceding the adoption of the assessment roll, or ^ Based upon estimated water consumption for non-connected properties per DEC design flow guidelines as follows: .01 gallon/square foot/day for Warehouse/Storage Facilities or .1 gallon/square foot/ day for Office/Retail Facilities discounted by 50% of estimated water usage.	

2021-196) Authorize refund of building permit fee in the amount of \$60.00 to Phelps Brother Roofing for Building Permit Application #14351-21, as Janis Nissen did not pursue contract with Phelps and hence Phelps withdrew their application prior to construction.

2021-197) **WHEREAS**, it is the sense of the Schodack Town Board to act in accordance with its longstanding traditions of honoring the achievements of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, many Dutch immigrants came to the Town of Schodack, joining others, making their homes in Castleton-on-Hudson, and

WHEREAS, on July 27th 1907 Gerritt, Marie and their 8 children with the dreams of a brighter future, embarked on the Nieuw Amsterdam enroute to Castleton-on-Hudson via Ellis Island, and

WHEREAS, two of their sons Gijsbartur (Albert) and Volkert (Fred) both served in World War I in the US Army and saw combat in France, and

WHEREAS, hearing farm life was recuperative for men exposed to gas warfare in France, Gerrit and Maria Van Nederynen bought a small farm in the Town of Schodack, Southern Rensselaer County just east of the Village of Castleton on March 30th 1921, and

WHEREAS, on February 27, 1926 Albert married Hendrika (Rika) Lievestro whom had immigrated from Holland with her family on November 6, 1923, and

WHEREAS, on April 1, 1926 the ownership of the hay farm was transferred from Gerritt and Maria to Albert and Rika, and

WHEREAS, Albert, determining that egg production took the least capital and resulted in the most significant income, constructed a corn crib and hen house to move into the egg production business, and

WHEREAS, Albert and Rika subsequently had three children, their youngest Albert Lievestro (Al) who was born on August 12, 1929, and

WHEREAS, with family and friends still in the Netherlands in May of 1940 and keenly aware of Nazi Germany's invasion of the Dutch low countries during the brief period before the United States entered World War II, Albert along with other Dutch immigrants would transcribe coded messages between people in the Netherlands and those in the former Dutch colonies, he also continued civil mindfulness as an aircraft spotter in Rensselaer County, and during that time continued his egg production business, and

WHEREAS, in 1947 Al graduated from SUNY Cobleskill after pursuing studies in Engineering and Poultry, and

WHEREAS, on September 29, 1951 Al marries Dorothy (Dot) Miaski, and on June 24, 1959 the ownership of the farm is transferred to AL and Dot, and subsequently they had three children Jeffrey, Linda and Scott, and

WHEREAS, throughout the 1950s Al worked on expanding the egg production business at Fair-Dale farm, quadrupling the size of the hen house, his customer base included SUNY Albany, restaurants along the Berkshire Spur, many stores and neighborhoods where the Empire State Plaza stands today, thus making it necessary to rent a barn in Nassau for raising chicks, and

WHEREAS, his egg farm was classified as an essential business by the US government during the Korean War, and

WHEREAS, simultaneously, in the early 1950s, Al was one of the first school bus drivers. He drove a bus route before the Castleton, Brookview and Schodack country schools were consolidated into the Schodack Central School District and continued driving once they were consolidated for over 20 years retiring in the early 1970s. Over that time, many kids in Schodack, Brookview, and Schodack landing rode on his Bus 3, Bus 8, or Bus 16. During that time, Al also employed local kids and, in a unique arrangement, coordinated with the school so after the needed classwork was done in the morning, some students could come work on the farm and get practical job experience. Today that would be called a Work-Study program, and

WHEREAS, in 1973 Al switch from egg production to constructing Ward Cedar Log Homes and is credited with building 125 homes over his career of 27 years, and

WHEREAS, around 1981, the Boy Scouts needed significant funds to repair and replace their camping equipment. Al was there, along with Fred Wolff, and the idea to sell Christmas Trees was introduced. At first, the Scouts would bring trees in and sell them at the farm. Shortly after that Al came up with the idea to plant trees so the Scouts could offer fresh cut trees and the choose and cut experience. Since 1983, Al and now in partnership with his son Scott, have planted trees for the Scouts to sell. The Scout Christmas tree sales have become a staple of the Castleton – Schodack area. For those kids in Cub Scouts and Boy Scouts, it is their first introduction to business, customers and dealing with the public, and

WHEREAS, in 2015 Scott and Paula purchased the brick house on the farm that his Grandfather Albert had built in 1959, and

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack commends and congratulates Al and Dot Van Nederynen and their family in recognition of 100 years of family farming, Al's 92nd Birthday, Dot's 88th Birthday and their 70th Wedding Anniversary, and

BE IT FURTHER RESOLVED, that the Town Supervisor present a certified copy of this resolution, suitably engrossed, to Al and Dot Van Nederynen

2021-198) Authorize Kerrie D. Joiner, Human Resource Manager to advertise in the official Town newspaper after August 14th, the full-time position of Senior Mechanic or Operator 2 at the Highway Department as necessary, contingent on internal posting(s).

2021-199) **WHEREAS**, the Town of Schodack due to severe weather on or about July 14, 2021 which included rainfall and flooding, which caused catastrophic failure of the Bridge on Town Hall Way, needed to provide primary access the Town's water plant, which is critical infrastructure for the Town; and

WHEREAS, Laberge Engineering & Consulting Group Ltd., is assisting the Town coordinate installation of a Temporary and the future replacement Bridge on Town Hall Way to cross the Moordnerskill to the Town's water plant

THEREFORE BE IT RESOLVED, that pursuant to 6 NYSCRR §617 and the Short Environment Assessment Form (SEAF) prepared by Laberge Engineering & Consulting Group, Ltd., the Board hereby declares that this project to be classified as an Unlisted Action under SEQRA, that the project has no or small impacts on the environment, and that a Negative Declaration of Significance be issued.

BE IT FURTHER RESOLVED, that the Supervisor is authorized to sign the SEAF for this action and other documents such as permits, contracts, etc. to implement the installation of a temporary bridge to provide access to the Town's water plant.

- 2021-200)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-1147 to 21-1362, 1240 and 1276 were omitted on Abstract No. 2021-08, in the amount of \$345,830.24, including the claims paid (\$89,072.66) since the previous town board meeting.
- 2021-201)** Authorize the July 2021 budget modifications, interfund loans and interfund transfers as provided in document dated August 2021 and recommended by the Comptroller.

August 26, 2021

- 2021-202)** Authorize Supervisor Harris to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for the Konica Minolta Bizhub C308 copier at the Police Station, for the period June 4, 2021 to June 3, 2022 for \$576.16 annually. Contract includes 42,000 b/w copies and 3,000 color copies annually with an overage charge of \$0.00852 and \$0.07294 respectively per copy.

September 9, 2021

- 2021-203)** ***WITHDRAWN:** Pursuant to Article 3 Section 30 of the Town Law, the Town Clerk hereby appoints _____ Deputy Town Clerk, effective September 13, 2021, at the hourly rate set forth in resolution 2020-317. Term to run concurrent with the term of Town Clerk and expires December 31, 2023.*
- 2021-204)** All Civil Service requirements having been met for the position of Police Officer, the Town hereby appoints Alexander Herrick to the position of full-time Police Officer effective September 13, 2021 at 2nd year level salary as set forth in the Collective Bargaining Agreement between the Town of Schodack and Schodack Police Department, United Public Service Employees Union (UPSEU) dated January 1, 2020 through December 31, 2023.
- 2021-205)** Concur that the Planning Board be designated lead agency for the Van Hoesen Station Planned Development project.
- 2021-206)** Authorize Supervisor Harris to execute a Consent to Sublease on behalf of the Town consenting to a proposed sublease agreement between Crown Castle Tower, as sublessor, and Dish Wireless, LLC, as sublessee, with respect to the existing tower located on 78 Route 150 access via Town Hall Way.
- 2021-207)** Authorize Supervisor Harris to execute and administer an agreement on behalf of the Town of Schodack with the Rensselaer County Discovery Reform Sub-Grant Agreement program for the calendar year 2021. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2021-208)** Authorize Supervisor Harris to execute and administer the Solar Facility Construction Surety Agreement and the Solar Facility Maintenance Surety Agreement between the Town and Cedar Hill Solar, LLC, with respect to the solar energy facility to be constructed on Philips Road in the Town of Schodack.

2021-209) Authorize Supervisor Harris to execute and administer the Solar Facility Construction Surety Agreement and the Solar Facility Maintenance Surety Agreement between the Town and Elmbrook Solar, LLC, with respect to the solar energy facility to be constructed at 2191 Brookview Road in the Town of Schodack.

2021-210) Authorize Supervisor Harris to execute and administer the Solar Facility Construction Surety Agreement and the Solar Facility Maintenance Surety Agreement between the Town and White River Solar, LLC, with respect to the solar energy facility to be constructed at 2270 River Road in the Town of Schodack.

2021-211) Resolved that the 2022 Budget Presentation Meeting will be held Monday, October 4, 2021 at 5 p.m. Further, the following schedule was set to review the 2022 Tentative Budget:

Tuesday,	October 12, 2021	6 p.m.
Wednesday,	October 13, 2021	6 p.m.
Thursday,	October 14, 2021	6 p.m.

2021-212) Authorize Supervisor Harris to execute and administer 2021-2022 Snow and Ice Agreement with Rensselaer County Department of Engineering and Highways for reimbursement for snow and ice removal on Stony Point Road.

2021-213) **WHEREAS**, it is the privilege and duty of the American people to commemorate the anniversary of the drafting of the Constitution of the United States of America with appropriate ceremonies and activities, and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as *Constitution Week*,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack does hereby proclaim the week of September 17 through 23 as *Constitution Week* and urges all citizens to study the Constitution and reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.

2021-214) Waive the requirement pursuant to Chapter 177§1 of the Code of the Town of Schodack to hold Water Rate hearings on or before October 20th each year, in order to schedule said hearings at a special meeting at a later date to be determined.

2021-215) Waive the requirement pursuant to Chapter 176§4 of the Code of the Town of Schodack to hold Sewer Rent hearings on or before October 20th each year, in order to schedule said hearings at a special meeting at a later date to be determined.

- 2021-216)** Authorize Town Clerk to publish legal notice of public hearing on proposed water rates for Operation and Maintenance costs and the assessment rolls of capital charges for Water District Number 1. Said hearing shall be held on Tuesday, October 26, 2021 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2021-217)** Authorize Town Clerk to publish legal notice of public hearing on proposed water rates for Operation and Maintenance costs and the assessment rolls of capital charges for Water District Number 3. Said hearing shall be held on Tuesday, October 26, 2021 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2021-218)** Authorize Town Clerk to publish legal notice of public hearing on proposed water rates for Operation and Maintenance costs and the assessment rolls of the capital charges for Water District Number 101. Said hearing shall be held on Tuesday, October 26, 2021 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2021-219)** Authorize Town Clerk to publish legal notice of public hearing on the assessment rolls of the capital charges for Water District Number 2a. Said hearing shall be held on Tuesday, October 26, 2021 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2021-220)** Authorize Town Clerk to publish legal notice of public hearing on the assessment rolls of the capital charges for Water District Number 8. Said hearing shall be held on Tuesday, October 26, 2021 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2021-221)** Authorize Town Clerk to publish legal notice of public hearing on the assessment rolls of the capital charges for Water District Number 9. Said hearing shall be held on Tuesday, October 26, 2021 at 7:10 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district extension hearing is concluded.
- 2021-222)** Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs for Consolidated Sewer District Number 1. Said hearing shall be held on Tuesday, October 26, 2021 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.
- 2021-223)** Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs and the assessment rolls of the capital charges for Sewer District Number 5. Said hearing shall be held on

Tuesday, October 26, 2021 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.

2021-224) Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs for Sewer District Number 6. Said hearing shall be held on Tuesday, October 26, 2021 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.

2021-225) Authorize Town Clerk to publish legal notice of public hearing on proposed sewer rents for Operation and Maintenance costs and the assessment rolls of the capital charges for Sewer District Number 8. Said hearing shall be held on Tuesday, October 26, 2021 at 7:20 p.m. at the Schodack Town Hall, 265 Schuurman Road or as soon thereafter as the above water district hearing is concluded.

2021-226) Authorize Town Clerk to publish legal notice of hearing to seek public input relative to the 2022 Preliminary Budget and proposed fees for 2022 to be held on Tuesday, October 26, 2021 at 7:30 p.m. at the Schodack Town Hall, 265 Schuurman Road as soon thereafter as the above sewer district hearing is concluded.

2021-227) Adopt the fee schedule for Fall Clean-Up Days (October 14, 15 & 16) at the Transfer Station as follows:

Refrigerators, freezers, air conditioners & dehumidifiers	\$ 8.00
Tires, rimless (maximum size 16")	\$ 2.00
Larger and rimmed tires	price by size
TVs, computer monitors (limit of 2 items per household)	FREE
Propane Tanks	FREE
Furniture (limit of 3 items per household)	FREE
Metal goods	FREE
Push mowers	FREE
Gas grills	FREE
Bicycles	FREE

*******Please note: all other pricing remains the same*******

2021-228) **WHEREAS**, it is the sense of the Schodack Town Board to act in accord with its longstanding traditions, honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, on March 28, 1871, Village Trustees, George Rorabeck and Abraham VanBuren, had the foresight to request that the Village of Castleton form a fire company; and

WHEREAS, Abraham VanBuren was appointed the Chief Engineer with Abeny

Buckman serving as 1st Assistant Engineer; and

WHEREAS, over the next 150 years the Castleton Fire Company has provided both the Village and the Town residents with fire protection;

NOW, THEREFORE BE IT RESOLVED, that the Legislative Body for the Town of Schodack does hereby acknowledge and congratulate the Castleton Fire Company on its anniversary of 150 years of service to the Village of Castleton and the Town of Schodack and is moved to honor Castleton Fire Company and will pause in its deliberations on the 9th day of September 2021 to acknowledge and congratulate the Castleton Fire Company on its anniversary of 150 years of service to the Village of Castleton and the Town of Schodack; and be it further

RESOLVED, BE IT FURTHER RESOLVED, a copy of this resolution, suitably engrossed, will be transmitted to the Castleton Fire Company by Supervisor Harris.

2021-229) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-1363 to 21-1602 on Abstract No. 2021-09, in the amount of \$534,931.59, including the claims paid \$55,742.80.

2021-230) Authorize the August 2021 budget modifications, interfund loans and interfund transfers as provided in document dated September 2021 and recommended by the Comptroller.

September 23, 2021

2021-231) **WHEREAS**, it is the desire of the Schodack Town Board to act in accordance with its longstanding tradition of honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, on September 9, 2021 at approximately 9 a.m. Alison Steele, while traveling along Maple Hill Road in the Town of Schodack, came across a distressed motorist stopped in the middle of the road, she attempted to revive him, and

WHEREAS, Grace Coons, a cook at the Emmanuel Reformed Church looked out the window and observed Alison attempting to revive the other motorist who was obviously in distress, and

WHEREAS, Grace called 911 to report an unconscious and unresponsive male, approximately 30 years old, and ran out from the church to the scene, and

WHEREAS, Grace recognized the motorist was a potential victim of a drug overdose and needed NARCAN, and

WHEREAS, simultaneously Mike White a motorist stopped and helped Grace and Alison remove the unresponsive driver from the vehicle, and

WHEREAS, concurrently, Kenneth Meyer, a motorist who stopped at the scene, realizing it was a potential cardiac issue, ran to Maple Hill High School to obtain an AED, and

WHEREAS, Jacqueline Hill, Principal at Maple Hill High School intercepted Ken Meyer, and then rushed to obtain an AED and went to the scene with the it, and

WHEREAS, CPR was indicated and initialized by Grace Coons, she was assisted by Alison Steele, where they were literally implemented CPR in the middle of Maple Hill Road, and

WHEREAS, Mike White then drove Paster to his residence to obtained a dose of Narcan and returned to the scene whereby Grace administered the 1st dose, and

WHEREAS, Schodack Town Highway crew of Steven Larsen, Rick Hiller, Andy Koch, Joseph Cavanaugh and Steven Rivers coming upon the incident, stopped at the scene, began traffic control and provided safety at the scene, and

WHEREAS, Schodack Police Officers Richard Eckel and Jahmale Dickson arrived within minutes at the scene and assisted with CPR and commenced the investigation, and

WHEREAS, Castleton Volunteer Ambulance crew, a Basic Life Support agency, consisting of EMTs Marianina Walsh and Karrylyn Bristol arrived at the scene continued life saving measures including administering additional doses of NARCAN and using LUCAS chest compressor, and

WHEREAS, Bruen Rescue Squad, an Advanced Life Support agency, consisting of Paramedic and EMTs: Daniel Daley, Sean Murray, Ryan Brady and Jonathan Angley, arrived at the scene to provide further life saving measures, and

WHEREAS, Schodack Valley Volunteer First Response 32, driven by Patrick O'Keefe with a crew of Brian Cassidy, Christopher Guilanelli and Joseph Pulver, arrived on the scene and provide scene support, and

WHEREAS, Castleton Volunteer Ambulance Squad EMTs along with Bruen Paramedic then continued to monitor and transport patient to Albany Medical Center Hospital, and

WHEREAS, the patient has made a full recovery and has returned to normal daily activity, and

WHEREAS, it is believed that actions of all Civic, Church, Police, Fire and Ambulance personnel involved kept the patient from further complications, or death,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Schodack is moved to honor Motorist: Allison Steele, Kenneth Meyer, Mike White; Emmanuel Reform Church personnel: Grace Coons, Paster Dirk Gieser; Maple Hill High School Principal Jacqueline Hill; Town of Schodack Highway personnel: Steven Larsen, Rick Hiller, Andy Koch, Joseph Cavanaugh, Steven Rivers; Schodack Valley Volunteer Fire Company personnel: Patrick O’Keefe, Driver; Brian Cassidy, Chief; Joseph Pulver, Firefighter; Christopher Guilanelli, Firefighter; Town of Schodack Police Officers: Richard Eckel, Jahmale Dickson, Castleton Volunteer Ambulance personnel: Mariaina Walsh., EMT; Karilyn Bristol EMT; Bruen Rescue Squad personnel: Daniel Daley, Sean Murray, Ryan Brady, Jonathan Angley who have given of themselves to this community in so many ways, distinguishing themselves through their unselfish quick actions, as impressive role models for all, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Schodack will pause in its deliberations of the 23rd day of September 2021 to acknowledge and honor Allison Steele, Kenneth Meyer, Mike White, Grace Coons, Dirk Gieser, Jacqueline Hill, Steven Larsen, Rick Hiller, Andy Koch, Joseph Cavanaugh, Steven Rivers, Patrick O’Keefe, Brian Cassidy, Joseph Pulver, Christopher Guilanelli, Richard Eckel, Jahmale Dickson, Mariaina Walsh, Karilyn Bristol, Daniel Daley, Sean Murray, Ryan Brady and Jonathan Angley to thank them for their heroic contributions to the well-being of an individual and the Town of Schodack.

BE IT FURTHER RESOLVED that the Supervisor shall provide a copy of this resolution, suitably engrossed, to all Civic, Church, Police Fire Rescue and Ambulance personnel that participated in this live saving endeavor.

October 14, 2021

2021-232) Authorize Supervisor Harris to execute and administer Addendum Number 2021-09 for professional services from the Laberge Group to assist the Town Board related to the provision of program guidance, project prioritization, and grant administration of the American Rescue Plan Act funds. Fee shall be an hourly basis plus reimbursable expenses.

2021-233) **WHEREAS**, the New York State Environmental Facilities Corporation (NYEFC), provides grants to municipalities under the NYS Water Infrastructure Improvement Act (WIIA) grant program for drinking water and clean water projects; and

WHEREAS, under said legislation, eligible applicants in the case of municipalities, are required to authorize an official representative to file the application; and

WHEREAS, the Town desires to pursue this funding mechanism for assistance in completing the Battisti Drinking Water Improvement Project (The Project); and

WHEREAS, the Project includes critical drinking water quality upgrades which will result in a looped system connecting to the Clearview Water District providing for improved system pressure, distribution, water quality, and reliability; and

WHEREAS, the total project cost has been determined to be approximately \$2,432,000; and

WHEREAS, the Town has previously committed \$100,000 in American Rescue Plan Act (ARPA) Federal funds towards this project as per Town Board Resolution 2021-186; and

WHEREAS, the Town is in receipt of a letter from Bond Counsel confirming our intent and ability to bond the entirety of the Project costs upon favorable notification of grant award and Office of State Comptroller (OSC) approval of new district formation; and

WHEREAS, full environmental review of the Project has been completed and the Project has been classified as an Unlisted Action which will not result in any significant adverse impact on the environment;

NOW, THEREFORE, BE IT RESOLVED, by the Members of the Board of the Town of Schodack hereby authorize the Town Supervisor to execute and file an application on behalf of the Town of Schodack with the New York State Environmental Facilities Corporation (NYSEFC) for a Water Infrastructure Improvement Act (WIIA) grant; and

BE IT FURTHER RESOLVED, that the application amount requested be no more than 60% of the total project cost (\$2,432,000); and

BE IT FURTHER RESOLVED, that the Town of Schodack will issue a bond resolution in the amount of the full project cost in order to fulfill grant application requirements and that the Town Supervisor is hereby authorized to engage bond counsel to draft said bond resolution; and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized and designated as the representative and to act as such in connection with the application to provide additional information as may be required including all understandings and assurances contained in the application; and

BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to execute a contract and/or agreement with the New York State

Environmental Facilities Corporation in connection with the application and is further authorized to request and expend funds from NYS Government pursuant to said contact and/or agreement; and

BE IT FURTHER RESOLVED, to the extent all or any actions hereby authorized have been executed and/or performed by the Supervisor all are hereby ratified and confirmed and this Resolution take effect immediately.

2021-234) Authorize Supervisor Harris to execute and administer Addendum Number 2018007-01 dated October 8, 2021 for professional services from the Laberge Group, related to the implementation of the New York Water Grant award for provision professional engineering and related services for the Battisti Water District No. 10 project in an amount not to exceed \$385,000.00.

2021-235) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-1603 to 21-1802 on Abstract No. 2021-10, in the amount of \$1,031,848.82, including the claims paid \$554,207.67.

2021-236) Authorize the September 2021 budget modifications, interfund loans and interfund transfers as provided in document dated October 2021 and recommended by the Comptroller.

2021-237) **WHEREAS**, it is the sense of the Schodack Town Board to act in accord with its longstanding traditions, honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, Andrew Koch has distinguished himself as a person of outstanding ability, establishing a high standard of integrity, and has imparted a sense of fairness, and compassion to his position of Operator III in the Town of Schodack, and

WHEREAS, Andy has been thirty plus year resident of the Town of Schodack, and

WHEREAS, Andy began his career in private sector and was hired on April 12, 1999 as an Operator II and Water/Sewer operator for the Schodack Highway Department and spent his first day flagging on a patch crew, and

WHEREAS, from early on, Andy demonstrated his commitment and dedication to the town by always responding to emergencies call-backs, be it rain, wind, snow, or water breaks, and

WHEREAS, Andy rose to the rank of Operator III and is recognized for his outstanding equipment operating abilities, and

WHEREAS, Andy is well known for speed and efficient manner he completes his plow route during every snow event, and

WHEREAS, notably Andy spent his last day, October 14, 2021, on the job as

Foreman on a patch crew, and

WHEREAS, Andy as has served faithfully in this role under Supervisors: Joseph McCabe, Eileen Natoli, Beth Secor, Dennis Dowds and David Harris, and

WHEREAS, Andy has demonstrated his love of family by being a husband to Colleen and father to Andrew, Kyle and Kristy and often shares his love for motorcycling, camping and hunting with his coworkers and friends, and

WHEREAS, it surely comes as no surprise, he will greatly miss sharing the escapades of his adventures, as we will miss hearing of them.

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Andrew Koch, who has given himself to this community in so many ways and distinguished himself throughout his career bringing great pride to his family, his peers, his associates and his community by being a person of commitment, integrity and an impressive role model for all, and be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack will pause in its deliberations on the 14th day of October 2021 to acknowledge and honor Andrew Koch, upon his retirement, for his 22 years of service to the Town of Schodack and a copy of this resolution, suitably engrossed, will be transmitted to him.

October 26, 2021

- 2021-238)** NOW, THEREFORE, BE IT RESOLVED, that the water rate for the sale of excess water supply for operations and maintenance pursuant to Sale of Water, for the period of January 1, through December 31, 2022 to be charged by Bulk Commercial Water Sales from Enterprise Town-Wide Water Supply is \$10.00 per 1,000 gallons or portion thereof.
- 2021-239)** NOW, THEREFORE, BE IT RESOLVED, that the water rate for the sale of excess water supply for operations and maintenance pursuant to Sale of Water, for the period of January 1, through December 31, 2022 to be charged by Water District No. 1 to Water District No. 3 is \$4.15 per 1,000 gallons or portion thereof.
- 2021-240)** NOW, THEREFORE, BE IT RESOLVED, that the water rate for the sale of excess water supply for operations and maintenance pursuant to Sale of Water Service Contract dated June 24, 2010 (Resolution No. 2010-229), for the period of January 1, 2022 through December 31, 2022 to be charged by the Town-Wide Water Supply Enterprise Fund to Schodack Consolidated Water District No. 101 is \$2.00 per 1,000 gallons or portion thereof.
- 2021-241)** WHEREAS, the Town Board of the Town of Schodack, Rensselaer County has completed its review of the water rates for Water District No. 1 (Clearview), and

WHEREAS, the Town Board caused due notice of the public hearing to consider proposed water rates to be published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 26th day of October 2021, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed water rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the first quarter 2022 billing period for water rates for Water District No. 1 (Clearview) for 168 users shall be \$50.00 for the first 18,000 gallons and \$4.00 for each additional 1,000 gallons or portion thereof.

2021-242) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of improvements to the water system in Water District No. 1 (Clearview), and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on October 26, 2021 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 26th of October 2021, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for 247.5 units and adopted on October 26, 2021 and filed in the office of the Town Clerk of the Town of Schodack.

2021-243) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County has completed its review of the water rates for Water District No. 3 (Maplecrest), and

WHEREAS, the Town Board caused due notice of the public hearing to consider proposed water rates to be published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 26th day of October 2021, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed water rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the first quarter 2022 billing period for water rates for Water District No. 3 (Maplecrest) for 44 users shall be \$75.00 for the first 18,000 gallons and \$4.00 for each additional 1,000 gallons or portion thereof.

2021-244) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of improvements to water system in Water District No. 3 (Maplecrest) and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on October 26, 2021 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 26th of October 2021, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for 44.5 units and adopted on October 26, 2021 and filed in the office of the Town Clerk of the Town of Schodack.

2021-245) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County has completed its review of the water rates for Consolidated Water District No. 101, and

WHEREAS, the Town Board caused due notice of the public hearing to consider proposed water rates to be published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 26th day of October 2021, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed water rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the first quarter 2022 billing period for water rates for Water District No. 101 for 399 existing users shall be \$45.00 for the first 18,000 gallons and \$3.00 for each additional 1,000 gallons or portion thereof,

FURTHER RESOLVE that commencing with the first quarter 2021 billing period water rates for residential out of district users for Water District No. 101 for 8 existing users shall be \$110.00 for the first 18,000 gallons and \$3.00 for each additional 1,000 gallons or portion thereof.

2021-246) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll for Consolidated Water District No. 101 (formerly Water Districts Nos. 2a, 2b, 4, 5, 8 and 9) and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on October 26, 2021 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 26th of October 2021, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED, that the said assessment roll be and the same is hereby affirmed for 1027.5 units and adopted on October 26, 2021 and filed in the office of the Town Clerk of the Town of Schodack.

2021-247) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of improvements to the water system in Water District No. 2A (Inglewood) and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, pursuant to Resolution 2009-378 adopted on August 26, 2009, it was determined by the Town Board of the Town of Schodack to be in the public interest to consolidate six existing water districts to be known as Consolidated Water District No. 101, and

WHEREAS, it was further determined that any costs of outstanding indebtedness for improvements to the districts consolidated would remain the obligation of each said district, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on October 26, 2021 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 26th of October 2021, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for 33.5 units and adopted on October 26, 2021 and filed in the office of the Town Clerk of the Town of Schodack.

2021-248) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of improvements to water system in Water District No. 8 (Schodack Center), and filed the same with the Town Clerk of the Town of Schodack, and
WHEREAS, pursuant to Resolution 2009-378 adopted on August 26, 2009, it was determined by the Town Board of the Town of Schodack to be in the public interest to consolidate six existing water districts to be known as Consolidated Water District No. 101, and

WHEREAS, it was further determined that any costs of outstanding indebtedness for improvements to the districts consolidated would remain the obligation of each said district, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on October 26, 2021 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 26th of October 2021, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for 261.25 units and adopted on October 26, 2021 and filed in the office of the Town Clerk of the Town of Schodack.

2021-249) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of improvements to the water system in Water District No. 9 (Highway Garage/Route 20) and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, pursuant to Resolution 2009-378 adopted on August 26, 2009, it was determined by the Town Board of the Town of Schodack to be in the public interest to consolidate six existing water districts to be known as Consolidated Water District No. 101, and

WHEREAS, it was further determined that any costs of outstanding indebtedness for improvements to the districts consolidated would remain the obligation of each said district, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to meet and consider any comments regarding said assessment roll to be held on October 26, 2021 at 7:10 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York on the 26th of October 2021, the time and place as specified in said notice to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for 205.50 units and adopted on October 26, 2021 and filed in the office of the Town Clerk of the Town of Schodack.

2021-250) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on October 26, 2021 to consider proposed sewer rents for Sewer District No. 6 (Exit 10) and WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 26th day of October 2021, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the first quarter 2021 billing period for the sewer rents for Sewer District No. 6 (Exit 10) for 76 users shall be \$7.50 per thousand based on water meter.

2021-251) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on October 26, 2021 to consider proposed sewer rents for Sewer District No. 5 (East Schodack) and WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 26th day of October 2021, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the semi-annual billing period (January 1, 2022 to June 30, 2022) the sewer rents for Sewer District No. 5 (East Schodack) for 28 users shall be \$450.00 semi-annual rate per unit.

2021-252) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of Sewer District No. 5, Extension 1 (East Schodack) Capital Costs of the collection system and that portion of non-reimbursed Capital Costs of the East Schodack Sewage collection system and filed the same with the Town Clerk of the Town

of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to receive and consider any comments regarding said assessment roll to be held on October 26, 2021 at 7:20 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, on the 26th of October, 2021, the time and place specified in said hearing to receive and consider any comments regarding the assessment roll for Sewer District No. 5, Extension 1,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for Extension 1 as 30 units and filed in the office of the Town Clerk of the Town of Schodack.

2021-253)

WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of Sewer District No. 5, Extensions 1 and 2 (East Schodack) Capital Costs of the collection system and that portion of non-reimbursed Capital Costs of the East Schodack Sewage collection system and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to receive and consider any comments regarding said assessment roll to be held on October 26, 2021 at 7:20 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, on the 26th of October, 2021, the time and place specified in said hearing to receive and consider any comments regarding the assessment roll for Sewer District No. 5, Extensions 1 and 2,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and the same is hereby affirmed for Extensions 1 and 2 as 32 units and filed in the office of the Town Clerk of the Town of Schodack.

2021-254)

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on October 26, 2021 to consider proposed sewer rents for Sewer District No. 8 (Schodack Landing) and

WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 26th day of October 2021, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the semi-annual billing period (January 1, 2022 to June 30, 2022) the sewer rents for Sewer District No. 8 (Schodack Landing) for 71 units shall be \$225.00 semi-annual rate per unit.

2021-255) WHEREAS, the Town Board of the Town of Schodack, Rensselaer County, has completed an assessment roll in connection with the financing of Sewer District No. 8 (Schodack Landing) Capital Costs of the collection system and that portion of non-reimbursed Capital Costs of the Schodack Landing Sewage collection system and filed the same with the Town Clerk of the Town of Schodack, and

WHEREAS, the Town Board caused due notice and publication of the completion of the assessment roll and of a hearing to be held by the Town Board to receive and consider any comments regarding said assessment roll to be held on October 26, 2021 at 7:20 p.m. at the Schodack Town Hall located at 265 Schuurman Road, Castleton-on-Hudson, New York, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, on the 26th of October, 2021, the time and place specified in said hearing to receive and consider any comments regarding the assessment roll,

NOW, THEREFORE, BE IT RESOLVED that the said assessment roll be and is the same is hereby affirmed for 77 units and filed in the office of the Town Clerk of the Town of Schodack.

2021-256) WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack to schedule a public hearing to be held on October 26, 2021 to consider proposed sewer rents for Sewer District No. 1 (Castleton) and WHEREAS, due notice of the public hearing was published according to law, and

WHEREAS, the Town Board did meet at the Town Hall, 265 Schuurman Road, Castleton-on-Hudson, New York, on the 26th day of October 2021, said hearing being duly convened at the time and place specified in said notice, and

WHEREAS, the Town Board considered public comment on said proposed sewer rates,

NOW, THEREFORE, BE IT RESOLVED that commencing with the semi-annual billing period (January 1, 2022 to June 30, 2022) the sewer rents for Sewer District No. 1 (Castleton, Castleridge, Brickyard and Hamilton) for 184 users shall be \$230.00 semi-annual rate per unit.

2021-257) Ratify and affirm that the adjustments to the 2021 Tentative Budget are as

follows:

	Tentative Budget	12,758,635.00	4,953,493.00	1,145,335.00	6,659,807.00
A1220.1	Supervisor	2.00			2.00
A1330.1	Tax Receiver	(100.00)			(100.00)
A1355.1	Assessor	(4,757.00)	-	-	(4,757.00)
A1410.4	Town Clerk	(750.00)	-	-	(750.00)
A1430.2	Personnel	(939.00)	-	-	(939.00)
A1430.4	Personnel	(1,000.00)	-	-	(1,000.00)
A1620.4	Buildings	28,800.00	-	-	28,800.00
A3120.2	Police	50,000.00	-	-	50,000.00
A3410.2	Fire Protection	5,000.00	-	-	5,000.00
A3410.4	Fire Protection	7,100.00	-	-	7,100.00
A5010.4	Superintendent of Highways	475.00			475.00
A7110.4	Parks	(2,000.00)			(2,000.00)
A7310.1	Youth Programs	(10,691.00)	-	-	(10,691.00)
A9030.8	Social Security	(2,090.00)			(2,090.00)
A9060.8	Hospital & Med Insurance - Active	(6,490.00)			(6,490.00)
A9060.81	Hospital & Med Insurance - Retiree	(5,390.00)			(5,390.00)
			-	-	-
	Net A Fund Adjustment	57,170.00	-	-	57,170.00
B9060.8	Hospital & Med Insurance - Active	(1,450.00)	-	(1,450.00)	-
B9060.81	Hospital & Med Insurance - Retiree	10.00	-	10.00	-
	Net B Fund Adjustment	(1,440.00)	-	(1,440.00)	-

DB5110.1	Street Maintenance	(1,968.00)	-	-	(1,968.00)
DB5110.4	Street Maintenance	86,000.00	-	-	86,000.00
DB5112.1	Road Construction	(36.00)	-	-	(36.00)
DB5130.1	Machinery	(394.00)	-	-	(394.00)
DB5130.2	Machinery	-	-	-	-
DB5140.1	Brush & Weeds	(216.00)	-	-	(216.00)
DB5142.1	Snow Removal	(132.00)	-	-	(132.00)
DB9010.8	State Retirement	(370.00)	-	-	(370.00)
DB9030.8	FICA	(220.00)	-	-	(220.00)
DB9060.8	Hospital & Med Insurance - Active	9,617.00			9,617.00
DB9060.81	Hospital & Med Insurance - Retiree	(3,272.00)	-	-	(3,272.00)
	Net DB Fund Adjustment	89,009.00	-	-	89,009.00
EW1990.4	Contingency	(845.00)		(845.00)	-
EW8320.2	Trans & Distrib Equipment	6,345.00	-	6,345.00	-
	Net EW Fund Adjustment	5,500.00	-	5,500.00	-
SS51990.4	Contingency	944.00		944.00	-
SS58130.2	Sewage Treat & Disp Equipment	2,056.00	-	2,056.00	-
	Net SS5 Fund Adjustment	3,000.00	-	3,000.00	-
SS61990.4	Contingency	(9.00)		(9.00)	-
SS68130.2	Sewage Treat & Disp Equipment	6,009.00	-	6,009.00	-
	Net SS6 Fund Adjustment	6,000.00	-	6,000.00	-
SS81990.4	Contingency	596.00		596.00	-
SS88130.2	Sewage Treat & Disp Equipment	2,404.00	-	2,404.00	-

	Net SS8 Fund Adjustment	3,000.00	-	3,000.00	-
SSC11990.4	Contingency	944.00		944.00	-
SSC18130.2	Sewage Treat & Disp Equipment	2,056.00	-	2,056.00	-
	Net SSC1 Fund Adjustment	3,000.00	-	3,000.00	-
SW11990.4	Contingency	(166.00)	-	(166.00)	-
SW18320.1	Source of Supply Equipment	2,837.00	-	2,837.00	-
SW18340.2	Water Trans & Dist Equipment	529.00	-	529.00	-
SW1 2801	Interfund Revenue	-	400.00	(400.00)	-
	Net SW1 Fund Adjustment	3,200.00	400.00	2,800.00	-
SW31990.4	Contingency	(25.00)	-	(25.00)	-
SW38340.2	Water Trans & Dist Equipment	445.00	-	445.00	-
SW38340.4	Water Trans & Dist Contractual	400.00	-	400.00	-
	Net SW3 Fund Adjutment	820.00	-	820.00	-
SWC 1990.4	Contingency	681.00	-	681.00	-
SWC 8340-2	Trans & Distrib Equipment	2,319.00	-	2,319.00	-
SWC 512	Appropriate Debt Reserve	-	230.00		(230.00)
	Net SWC Fund Adjustment	3,000.00	230.00	3,000.00	(230.00)
	South Landing Fire District	140,513.00	-	-	140,513.00
	South Schodack Fire District	282,015.00	200.00	-	281,815.00
	Schodack Center Fire District	22.00	-	-	22.00
	East Schodack Fire District	-	-	-	-
	Schodack Valley Fire District	344,032.00	500.00	-	343,532.00

Preliminary Tax Rate	-4.77 %	-0.76%	-3.58 %	-4.34 %
Adopted Tax Rate	-4.78 %	-0.77 %	-3.59 %	1.60 %

2021-260) WHEREAS, the Town Board met on Tuesday, October 26, 2021 at the Schodack Town Hall, as specified in the Notice of Public Hearing for the 2022 Preliminary Budget, with said notice appearing in the October 20, 2021 edition of The Record, and was posted on October 20, 2021, and

WHEREAS, said public hearing was held on October 26, 2021 at 7:30 p.m. at the Schodack Town Hall and all parties in attendance were permitted an opportunity to speak on behalf of, or in opposition to, said Preliminary Budget or any part thereof,

NOW, THEREFORE, BE IT RESOLVED that the 2022 Preliminary Budget, and as hereinafter set forth, is hereby adopted.

2021-261) Authorize \$200,000.00 to be transferred into the Highway (DB Fund) Capital Reserve Fund.

2021-262) Authorize \$50,000.00 to be transferred into the Town Wide (A Fund) Police Vehicle Capital Reserve Fund.

2021-263) Pursuant to Article 3 Section 30 of the Town Law, the Town Clerk hereby appoints Cheryl Simpson Deputy Town Clerk, effective November 15, 2021, at the hourly rate set forth in resolution 2020-317.

2021-264) Approve the attached Transfer Station Fee schedule, to be effective January 1, 2022.

Effective: January 1, 2022

(518) 477-8491

TOWN OF SCHODACK TRANSFER/RECYCLING STATION RULES AND REGULATIONS

For more information on our Transfer Station please visit <http://www.schodack.org/transfer-station-and-recycling>

- 1) The Town of Schodack Transfer/Recycling Station is for use by Town residents only and is for disposal of refuse generated within the Town of Schodack. Proof of residency **and** vehicle registration **must be provided** in order to utilize facility.
- 2) **Credit cards, personal checks or money orders are acceptable forms of payment at the Transfer Station. For credit card use, a convenience fee of \$1.75 or 2.45% (whichever is higher) will be applied to each transaction.**

Brush will be accepted up to 30 minutes before closing each day.

- 3) The Schodack Transfer/Recycling Station area shall be open for disposal as follows:

Tuesday 7:00 a.m. - 5:00 p.m.

Wednesday	7:00 a.m. - 2:00 p.m.
Thursday	7:00 a.m. - 2:00 p.m.
Friday	7:00 a.m. - 2:00 p.m.
Saturday	7:00 a.m. - 3:00 p.m.

The Transfer Station is closed all day Sunday, Monday and Holidays as posted.

4) Residents will be required to pay for each 30-gallon bag, or portion thereof, of refuse disposed of as follows:

- | | |
|--------------------------------|--------------|
| a) 52-bag punch card | \$ 104.00 |
| b) 12-Bag Punch Card | \$ 30.00 |
| c) 30-gallon bag or equivalent | \$ 3.00 each |
- (Previously purchased punch cards will be honored)

5) **There will be an additional charge for:**

- | | |
|----------------------------------------------------------------|----------------------------------|
| a) Refrigerators, freezers, dehumidifiers, air conditioners*** | \$12.00 each or 6 punches |
| b) Metal goods: | \$ 6.00 each or 3 punches |

Stoves, washers, dryers, water tanks, riding lawn mowers, Bulk metals

- | | |
|-------------------------------------------------------------------------------|----------------------------------|
| c) Tires (car and light truck) | \$ 4.00 each or 2 punches |
| Tires with rims | \$ 6.00 each or 3 punches |
| Larger tires Bulky | *PRICED BY SIZE* |
| d) furniture ** | \$10.00 each or 5 punches |
| e) Household construction debris, 30 gallon container | \$10.00 each or 5 punches |
| f) Propane tanks | \$ 6.00 each or 3 punches |
| g) Push Mowers | \$ 5.00 each or 3 punches |
| h) Gas Grills, Bicycles | \$ 5.00 each or 3 punches |
| i) Televisions, Computers, Monitor & Rear Projection Televisions *** Computer | FREE |
| j) tower only *** | FREE |
| k) Misc. Electronic – printers, copiers, typewriters, radios, microwaves *** | FREE |

**Bulky Furniture, i.e.: Sofas, stuffed chairs, mattresses, box springs, rugs etc.

***All Electronics not containing Freon

The Director of the Transfer/Recycling Station or his designee has sole authority to determine ultimate cost of bulky items brought in.

6) **RECYCLING IS MANDATORY. NO RECYCLABLES SHOULD BE PLACED IN THE REFUSE CONTAINER.**

7) **THE FOLLOWING RECYCLABLES WILL BE ACCEPTED AT NO ADDITIONAL CHARGE:**

- | | |
|----|-------------------------------------------------------------------------------------------------|
| a) | Newspapers/Magazines/Junk Mail – white paper. Books (hard & soft cover) Shredded paper (bagged) |
| b) | Tin cans |
| c) | Glass bottles/jars |
| d) | Plastic bottles or containers (only recyclable codes 1 - 7) |
| e) | Used oil and filters |
| f) | Batteries - car and rechargeable |
| g) | Anti-Freeze |
| h) | Corrugated cardboard/Box Board/Brown |
| i) | Clothes - Salvation Army container only |
| j) | Brush and logs less than four (4) inches in diameter |

8) **MATERIALS PROHIBITED AT THE TOWN OF SCHODACK TRANSFER/RECYCLING**

STATION:

- a) Industrial waste
- b) Infectious waste
- c) Sludge
- d) Hazardous waste
- e) Commercial construction and demolition debris
- f) Trees and tree stumps
- g) Gas, Kerosene and Fuel Oil
- h) Ashes of any kind

9) As a consideration to our neighbors, all open loads should be covered and secured while traveling to and from the Transfer Station.

Any violations of these rules and regulations will void tipping privileges.

SPECIAL DATES & HOURS:

SPRING CLEAN-UP - May 12, 13, and 14, 2022 **7 A.M. through 3 P.M.**

FALL CLEAN-UP - October 13, 14, and 15, 2022 **7 A.M. through 3 P.M.**

SHREDDING DAY – April – East Greenbush **9 A.M. through 12 P.M.**

July 23th – Town of Schodack **9 A.M. through 12 P.M.**

October 22nd –City of Rensselaer **9 A.M. through 12 P.M.**

HOUSEHOLD HAZARDOUS WASTE DAY – None Scheduled for 2022

The following days have been designated as 2022 holidays and the Transfer Station will be **closed**:

<u>Weekday</u>	<u>Date</u>	<u>Holiday</u>
Saturday	January 1	New Year's Day *
Tuesday	May 31st	Memorial Day *
Tuesday	September 6	Labor Day*
Thursday	November 24	Thanksgiving Day
Friday	November 25	Day after Thanksgiving Thanksgiving

***Transfer Station is closed on Mondays; therefore, pursuant to the Collective Bargaining Agreement, Monday holidays will be observed on Tuesday.**

2021-265) Authorize Director of Transfer Station to purchase two (2) Wastequip Model 206760NE 40-yard roll-off and two (2) Inverted Angle per quote # WQ-10173302 dated November 5, 2021 from Wastequip for use at the transfer station in an amount not to exceed \$23,322.00.

2021-266) Declare 2 Roll off containers at the Transfer Station as surplus and solicited bids.

2021-267) Authorize CEJJ, Inc. to replace subframe rail on the Transfer Station Roll-off per Quote number 2292 dated October 27, 2021 at a cost not to exceed \$2,979.48

2021-268) Authorize the selection of CDPHP-HMO Insurance for Health Insurance coverage effective January 1, 2022.

2021-269) Authorize the selection of MVP-HMO Insurance for Health Insurance coverage effective January 1, 2022.

2021-270) Authorize the selection of NYSHIP Medicare Empire Plan Insurance for Health Insurance coverage effective January 1, 2022, to employees hired prior to September 28, 2006 (eligible at retirement).

2021-271) Authorize the selection of Humana Medicare LPPO Insurance coverage effective January 1, 2022.

2021-272) **BOND RESOLUTION DATED NOVEMBER 9, 2021 OF THE TOWN BOARD OF THE TOWN OF SCHODACK AUTHORIZING NOT TO EXCEED \$2,432,000 AGGREGATE PRINCIPAL AMOUNT OF SERIAL GENERAL OBLIGATION BONDS TO FINANCE THE CONSTRUCTION AND INSTALLATION OF A WATER DISTRIBUTION SYSTEM FOR BATTISTI WATER DISTRICT #10 AT AN ESTIMATED MAXIMUM COST OF \$2,432,000, LEVY OF TAX IN ANNUAL INSTALLMENTS IN PAYMENT THEREOF, THE EXPENDITURE OF SUCH SUM FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.**

2021-273) **WHEREAS**, on March 11, 2021 President Biden signed into law the American Rescue Plan (ARP), a nearly \$1.9 trillion COVID-19 relief package containing, among other provisions, the Coronavirus State and Local Fiscal Recovery Funds; and

WHEREAS, on May 17, 2021 the United States Department of the Treasury issued an Interim Final Rule to implement the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund established under the ARP; and

WHEREAS, the Interim Final Rule expressly lists Investments in Infrastructure as an eligible use in Section II -Subsection D stating that funds may be used “To assist in meeting the critical need for investments and improvements to existing infrastructure in water, sewer, and broadband, the Fiscal Recovery Funds provide funds to State, local, and Tribal governments to make necessary investments in these sectors. The interim final rule outlines eligible uses within each category, allowing for a broad range of necessary investments in projects that improve access to clean drinking water, improve wastewater and stormwater infrastructure systems, and provide access to high-quality broadband service. Necessary investments are designed to provide an adequate minimum level of service and are unlikely to be made using private sources of funds.”; and

WHEREAS, the Interim Final Rule further states that “By permitting funds to be used for water and sewer infrastructure needs, Congress recognized the critical role that clean drinking water and services for

the collection and treatment of wastewater and stormwater play in protecting public health”, and

WHEREAS, the statute authorizes State, territorial, and Tribal governments; counties; metropolitan cities; and non-entitlement units of local government (counties, metropolitan cities, and non-entitlement units of local government are collectively referred to as “local governments”) to transfer amounts paid from the Fiscal Recovery Funds to several specified entities. By permitting these transfers, Congress recognized the importance of providing flexibility to governments seeking to achieve the greatest impact with their funds, including by working with other levels or units of government or private entities to assist recipient governments in carrying out their programs. This includes special-purpose districts that perform specific functions in the community, such as fire, water, sewer, or mosquito abatement districts; and

WHEREAS, the Town of Schodack currently provides safe potable water to serve the needs of the Town residents and property owners along Route 9; and

WHEREAS, The Town and County are interested in strengthening the existing water system along Route 9. The proposed water improvements would connect to the Town’s Consolidated Water District 101 starting at the end of the existing line located in Route 9, which terminates at the Amazon Distribution Center, and extend to the Town/County border. The expansion includes the installation of a water main, fire hydrants, and a 500,000-gallon water storage tank. Residents and businesses along Route 9 currently utilize private water. Public water is proposed in the area as it is important in encouraging and supporting orderly future development in the area; and

WHEREAS, the Parties, through independent and collective discussion, have determined that the improvements will be mutually beneficial to both municipalities, improve public health and safety, and are in the general public interest; and,

WHEREAS, the Parties desire to enter into an Agreement setting forth the terms of the Project, as hereinafter described, and each Party's responsibilities in conjunction therewith; and,

WHEREAS, the County and the Town, both located in the County of Rensselaer, mutually desire to accomplish the aforesaid purpose,

WHEREAS, under the Intermunicipal Agreement, the County shall transfer a share of its ARPA funds or other funds for the Town’s costs associated with the project including but not limited to: design,

permitting, environmental review, legal review, and construction on a schedule in accordance with the following phases of the Project:

Phase I: Predevelopment, Engineering, Permitting, and Bidding:
\$1,155,000

Phase II: Construction: \$8,895,000

Prior to the commencement of each phase, the County shall place in Town escrow funds an amount equal to the cost estimate of each phase against which the Town shall draw down for the costs of the project. Any unused portion remaining at the conclusion of each phase shall either be allocated to future phases or returned to the County at the County's election.

NOW, THEREFORE, BE IT RESOLVED, by the Members of the Board of the Town of Schodack hereby authorize the Town Supervisor to execute the Intermunicipal Agreement with Rensselaer County for the design and construction of water improvements to the Town's Consolidated Water District 101 starting at the end of the existing line located in Route 9, which terminates at the Amazon Distribution Center, and extend the water infrastructure to the Town/County border; and

BE IT FURTHER RESOLVED, that the Supervisor be hereby authorized to enter into an agreement with Laberge Group for the engineering, design, survey, permitting and construction observation services as detailed in the Preliminary Engineering Report.

2021-274) WHEREAS, on March 11, 2021 President Biden signed into law the American Rescue Plan (ARP), a nearly \$1.9 trillion COVID-19 relief package containing, among other provisions, the Coronavirus State and Local Fiscal Recovery Funds; and

WHEREAS, on May 17, 2021 the United States Department of the Treasury issued an Interim Final Rule to implement the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund established under the ARP; and

WHEREAS, the Interim Final Rule expressly lists Investments in Infrastructure as an eligible use in Section II -Subsection D stating that funds may be used "To assist in meeting the critical need for investments and improvements to existing infrastructure in water, sewer, and broadband, the Fiscal Recovery Funds provide funds to State, local, and Tribal governments to make necessary investments in these sectors. The interim final rule outlines eligible uses within each category, allowing for a broad range of necessary investments in projects that improve access to clean drinking water, improve wastewater and stormwater infrastructure systems, and provide access to high-quality broadband service.

Necessary investments are designed to provide an adequate minimum level of service and are unlikely to be made using private sources of funds.”; and

WHEREAS, the Interim Final Rule further states that “By permitting funds to be used for water and sewer infrastructure needs, Congress recognized the critical role that clean drinking water and services for the collection and treatment of wastewater and stormwater play in protecting public health”, and

WHEREAS, the statute authorizes State, territorial, and Tribal governments; counties; metropolitan cities; and non-entitlement units of local government (counties, metropolitan cities, and non-entitlement units of local government are collectively referred to as “local governments”) to transfer amounts paid from the Fiscal Recovery Funds to several specified entities. By permitting these transfers, Congress recognized the importance of providing flexibility to governments seeking to achieve the greatest impact with their funds, including by working with other levels or units of government or private entities to assist recipient governments in carrying out their programs. This includes special-purpose districts that perform specific functions in the community, such as fire, water, sewer, or mosquito abatement districts; and

WHEREAS, the Town of Schodack needs additional wastewater capacity to serve the present and anticipated future needs of the Town residents and property owners; and

WHEREAS, the Town and the Village of Castleton entered a wastewater agreement in 2019 to allow for additional flow from Schodack to be directed to the Village WWTP. The County has recently committed to the construction of a sanitary pump station and force main along Maple Hill Road to the existing force main in Sewer District 1 which discharges to the Village. The proximity of the proposed improvements provides an opportunity to redirect wastewater flow from the Town’s Pump Station No. 2 and Moordener Kill Pump Station, as well as, the privately owned Amazon Distribution Center pump station, to the proposed County pump station at Maple Hill Road. This redirection will shift a significant amount of the Town’s present and anticipated future wastewater flow away from its current destination in the Town of East Greenbush toward the Village WWTP, thereby allowing additional development in Sewer District 6.

WHEREAS, the Parties, through independent and collective discussion, have determined that a wastewater connection from the Town of Schodack District 6 to the Village of Castleton WWTP will be mutually beneficial to both municipalities, improve public health and safety, and is in the general public interest; and,

WHEREAS, the Parties desire to enter into an Agreement setting forth

the terms of the Project, as hereinafter described, and each Party's responsibilities in conjunction therewith; and,

WHEREAS, the County and the Town, both located in the County of Rensselaer, mutually desire to accomplish the aforesaid purpose, and

WHEREAS, under the Intermunicipal Agreement, the County shall transfer a share of its ARPA funds or other funds for the Town's costs associated with the project including but not limited to: design, permitting, environmental review, legal review, and construction of the Town of Schodack Sewer District 6 connection to the Village of Castleton-on-Hudson sanitary sewer system on a schedule in accordance with the following phases of the project:

Phase I: Predevelopment, Engineering, and Non-Construction
Costs: \$511,000

Phase II: Construction Costs: \$2,089,000

Prior to the commencement of each phase, the County shall place in Town escrow funds an amount equal to the cost estimate of each phase against which the Town shall draw down for the costs of the project. Any unused portion remaining at the conclusion of each phase shall either be allocated to future phases or returned to the County at the County's election.

NOW, THEREFORE, BE IT RESOLVED, by the Members of the Board of the Town of Schodack hereby authorize the Town Supervisor to execute the Intermunicipal Agreement with Rensselaer County for the design and construction of the Town of Schodack Sewer District #6 connection to the Village of Castleton-on-Hudson sanitary sewer system; and

BE IT FURTHER RESOLVED, that the Supervisor be hereby authorized to enter into an agreement with Laberge Group for the engineering, design, survey, permitting and construction observation services as detailed in the Preliminary Engineering Report.

2021-275) Authorize Supervisor Harris to execute and administer the Solar Facility Decommissioning Agreement between the Town and TJA-NY-Paul Rd Castleton, LLC, with respect to the solar energy facility to be constructed at 13 Paul Road in the Town of Schodack, contingent on approval by the Attorney to the Town as to terms, conditions, and form.

2021-276) Appoint Gary Ziegler as Town Building Inspector/Code Enforcement Officer, at the hourly rate of \$33.73 per hour effective November 29, 2021.

2021-277) Authorize the Town Clerk to publish a legal notice for a public hearing to seek public comment on proposed Local Law No. 4 of 2021 opting out, pursuant to Section 131 of the Marijuana Regulation and Taxation Act, of allowing cannabis retail dispensaries and cannabis on-site consumption establishments with the jurisdiction of the Town of Schodack, said public hearing to be held on Thursday, December 9, 2021 at the Schodack Town Hall at 7:05 p.m.

2021-278) WHEREAS, the Town has determined that there is surplus chip and grass material at the Transfer Station generated during the 2021, and

WHEREAS, the Town has determined that said surplus material needs to be removed to reduce a potential fire hazard, and

WHEREAS, the Town has received a sole proposal for grinding material and removing it from the Transfer Station as follows: a proposal from Ken Morris & Sons Excavating, LLC for \$8,400.00,

NOW, THEREFORE, BE IT RESOLVED that pursuant to the recommendation of the Transfer Station Director, that the Town Board does hereby accepts Ken Morris & Sons Excavating, LLC. proposal in the sum of \$8,400.00.

2021-279) Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-1803 to 21-1953 on Abstract No. 2020-11, in the amount of \$685,914.56, including the claims paid \$433,782.49.

2021-280) Authorize the ~~September~~ October 2021 budget modifications, interfund loans and interfund transfers as provided in document dated November 2021 and recommended by the Comptroller.

December 9, 2021

2021-281) Amend resolution 2021-02 as follows: Regular meetings of the Town Board will generally be held at 7 p.m. on the second and fourth Thursdays of each month, at the Schodack Town Hall at 265 Schuurman Road unless otherwise duly noticed, as follows: December ~~29~~ ~~30~~ Close of Business

2021-282) **WITHDRAWN: WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Schodack for a public hearing to be held by said Town on December 9, 2021, at 7:05 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #4 of 2021 relating to opting out, pursuant to Section 131 of the Marijuana Regulation and Taxation Act, of allowing cannabis retail dispensaries and cannabis on-site consumption establishments with the jurisdiction of the Town of Schodack; and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on November 29, 2021 and advertised in the November 30, 2021 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on December 9, 2021 at 7:05 p.m. at the Schodack Town Hall and all interested parties were permitted an opportunity to submit comment on behalf of, or in opposition to, said proposed local law or any part hereof, and

WHEREAS, that the Town Board of the Town of Schodack, after due deliberation, finds that it is in the best interest of the Town to adopt said local law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts Proposed Local Law Number 4 of 2021 (P4 of 2021) to be known as Local Law #4 of 2021 of the Town of Schodack, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to enter said local law in the Code of the Town of Schodack and to give due notice of said local law to the Secretary of State.

2021-283) WHEREAS, a petition, pursuant to Article 12 of the Town Law, relating to the establishment of Battisti Water District No. 10 in the Town of Schodack, County of Rensselaer, State of New York, has heretofore been filed in the Town Clerk's Office; and

WHEREAS, a map, plan and report relating to the establishment of the proposed Battisti Water District No. 10 prepared by Laberge Group Ltd., competent engineers, duly licensed by the State of New York, in manner and detail as required by Article 12 of the Town Law, has been filed with the Town Clerk of Schodack, in accordance with the requirements of the Town Law; and

WHEREAS, an order was adopted by the Town Board of the Town of Schodack reciting the filing of the map, improvements proposed, the estimated expense thereof, the proposed method of financing, the fact that the map, plan and report are on file in the Town Clerk's Office for public inspection, and all other matters required by law to be stated; and

WHEREAS, the order set July 9, 2020 at 7:05 p.m. at the Town of Schodack Town Hall, 265 Schuurman Road, Castleton, New York, as the date, time and place of the public hearing to consider the map, plan and report, and to hear all persons interested in the subject thereof, and to take such action as required and authorized by law; and

WHEREAS, such order was published and posted as required by law; and

WHEREAS, a hearing on the matter was held by the Town Board on the 9th day of July, 2020, beginning at 7:05 p.m. and the matter being duly discussed and all interested persons having been duly heard; and

WHEREAS, the Town Board did at that time resolve and determine to conclude and close the public hearing and to render a decision at a meeting of the Town

Board conducted on the 9th day of July, 2020 at the Town of Schodack Town Hall; and

WHEREAS, the Town Board on July 9, 2020, approved the creation of the Battisti Water District No. 10 subject to the approval of the Office of the State Comptroller; and

WHEREAS, on November 17, 2021, the Office of the State Comptroller approved the creation of the Battisti Water District No. 10 at a cost not to exceed \$1,790,000.00; and

WHEREAS, the resolution of the Office of the State Comptroller approving the creation of the Battisti Water District No. 10 is attached hereto and made a part hereof as Exhibit A.

In the Matter
of the

Application of the Town of Schodack, Rensselaer County, New York, for permission of the State Comptroller to establish Water District No. 10 in said Town, pursuant to Article 12 of the Town Law.

WHEREAS, application has been duly made to the undersigned by the Town Board of the Town of Schodack, Rensselaer County, New York, by its Supervisor, pursuant to section 194 of the Town Law, for the permission of the State Comptroller to establish Water District No. 10 in said Town in accordance with such application and resolutions of the Town Board adopted on July 9, 2020; and

WHEREAS, we are informed that the Town of Schodack intends to apply for the maximum amount available for a Water Infrastructure Improvement Act (WILA) grant from the New York State Environmental Facilities Corporation for this project; and

WHEREAS, we are informed that the Town of Schodack has applied for the maximum amount available for a Community Development Block Grant (CDBG) from the New York State Homes and Community Renewal for this project; and

WHEREAS, notice of such application to the State Comptroller has been given to the County Legislature of Rensselaer County, New York, by the State Comptroller in the manner prescribed by section 194 of the Town Law; and

WHEREAS, the undersigned has duly examined such application.

NOW, THEREFORE, pursuant to such examination and upon such application of the Town Board of the Town of Schodack, the undersigned does hereby find and determine after due deliberation:

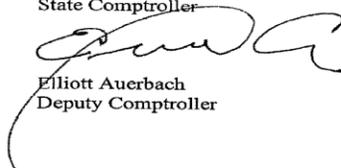
- (1) That the public interest will be served by the establishment of Water District No. 10 in the Town of Schodack in accordance with such application.
- (2) That the cost of the proposed district will not be an undue burden upon the property therein.

I, THOMAS P. DiNAPOLI, Comptroller of the State of New York, do hereby order that such application of the Town Board of the Town of Schodack for permission to establish Water District No. 10 be, and the same hereby is, approved and I do hereby permit the establishment of said district in accordance with the description referred to in a resolution of July 9, 2020, at a cost not to exceed \$1,790,000.

Executed in duplicate by the Comptroller of the State of New York, this 17TH day of November, 2021.

THOMAS P. DiNAPOLI
State Comptroller

By


Elliott Auerbach
Deputy Comptroller

RESOLVED AND DETERMINED:

- (a) That the petition is signed and acknowledged or proved as required by law and
- (b) complies with requirements of Town Law, Section 191 as to sufficiency of signers and is otherwise sufficient and notice of hearing was published and posted as required by law, and it is otherwise sufficient;
- (c) That all property and property owners within the proposed district are benefited thereby;
- (d) That all the property and property owners benefited are included within the limits of the proposed district;

- (e) That it is in the public interest to establish the Battisti Water District No. 10;
- (f) That the first year cost of debt repayment to finance the construction of the district improvements for typical properties within the district shall be determined by the ability to obtain grants to assist in decreasing the amount to be financed and the cost of financing; annual debt service will be spread across the properties in the district on a per equivalent dwelling unit basis ranging from a high of One Thousand Nine Hundred Ninety-Nine and 00/100 Dollars (\$1,999.00), to One Thousand One Hundred Sixty-One and 00/100 Dollars (\$1,161.00), to Eight Hundred and 00/100 Dollars (\$800.00) and to a low of Four Hundred Sixty-Five and 00/100 Dollars (\$465.00); operation and maintenance expenses will equal approximately One Hundred Ten and 00/100 Dollars (\$110.00) per connection for the proposed district plus One Hundred Twenty-One and 00/100 Dollars (\$121.00) per connection for the shared cost of water supply or approximately Two Hundred Thirty-One and 00/100 Dollars (\$231.00) per connection for the first year of operation for the typical property within the district; water meters and individual pressure reducing valves for each individual service is estimated to equal Nine Hundred and 00/100 Dollars (\$900.00) per connection, per meter; and connection fees shall be waived by the town of Schodack for a period of one hundred eighty(180) days after water service is made available, and if not connected within one hundred eighty (180) days the connection fee to be paid by the property owner shall equal Three Hundred and 00/100 Dollars (\$300.00); and it its further,

RESOLVED AND DETERMINED, that the establishment of the Battisti Water District No.10, as set forth in the map, plan and report, be approved and that the required improvements be constructed and the necessary easements and lands be acquired upon the required funds being made available and provided for, and such district shall be known and designated as the Battisti Water District No. 10 in the Town of Schodack, and shall be bounded and described as set forth on Exhibit "B" attached hereto; and it is further

Town of Schodack
Rensselaer County, New York

Water District Boundary Description
Battisti Water District #10

The following is intended to describe the bounds of the proposed water district in the Town of Schodack, Rensselaer County, State of New York. This District is shown on the map entitled "Proposed Battisti Water District #10 Water District Boundary" prepared by Laberge Group, dated January 16, 2019. The parcels referred to in the following description are shown on the Town of Schodack Tax Map 210.01.

Beginning at a point located at the northwest corner of the intersection of Van Hoesen Road and N.Y.S. Route 9 at the southeasterly corner of Parcel 17(A);

Thence proceeding westerly along the northerly bounds of Van Hoesen Road to a point in its intersection with the easterly bounds of Northern Boulevard, said point also being the southwesterly corner of Parcel 33;

Thence southerly across Van Hoesen Road to a point at the intersection with the southerly line of Van Hoesen Road and the northeasterly corner of lot 2;

Thence southerly along the easterly bounds of lot 2 to the southeasterly corner of lot 2;

Thence westerly along the southerly line of lot 2 to the southwesterly corner of lot 2;

Thence northerly along the westerly bounds of lot 2 to a point in the southerly line of Van Hoesen Road, said point being the northwesterly corner of lot 2;

Thence northerly across Van Hoesen Road to a point at the intersection with the northerly line of Van Hoesen Road and the southeasterly corner of lot 34;

Thence westerly along the northerly bounds of Van Hoesen Road to a point in the easterly bounds of Orchard Road, said point also being the southwest corner of Parcel 43;

Thence westerly across Orchard Road to a point at the intersection with the northerly bounds of Van Hoesen Road, said point also being the southeasterly corner of Parcel 44;

Thence westerly along the northerly bounds of Van Hoesen Road to a point at the southwesterly corner of Parcel 44;

Thence northerly along the westerly bounds of Parcels 44, 45, 46, 47, 48, and 49 to a point in the southerly bounds of the westerly terminus of Orchard Road, said point also being the northwesterly corner of Parcel 49;

Thence northerly along the westerly terminus of Orchard Road to a point in the northerly bounds of Orchard road, said point also being the southwesterly corner of Parcel 52;

Thence northerly along the westerly bounds of Parcels 52, 53, and 2 to a point in the northwest corner of Parcel 2;

Thence easterly along the northerly bounds of Parcel 2 to a point in the easterly corner of Parcel 2, said point also being in the northerly terminus of the westerly bounds of a "paper street";

Thence easterly across the northern terminus of said "paper street" to the easterly bounds of said "paper street", said point also being the northwest corner of Parcel 1;

Thence easterly along the northerly bounds and southerly along the easterly bounds of Parcel 1 to a point in the southeast corner of said Parcel 1, said point also being the northwest corner of Parcel 3;

Thence easterly along the northerly bounds of Parcels 3, 4, and 7.1 to a point in the northeasterly corner of Parcel 7.1, said point also being in the northerly bounds of Loretta Lane;

Thence easterly along the northerly bounds of Loretta Lane to a point in the northwesterly corner of Parcel 14;

Thence easterly along the northerly bounds of Parcel 14 to a point in the westerly bounds of N.Y.S. Route 9, said point also being the northeasterly corner of Parcel 14;

Thence southerly along the westerly bounds of N.Y.S. Route 9 to a point in the northerly bounds of Orchard Road, said point also being the southeasterly corner of Parcel 15;

Thence southerly across Orchard road to a point in the southerly bounds of said road, said point also being the northeasterly corner of Parcel 16;

Thence southerly along the westerly bounds of N.Y.S. Route 9 to the point and place of beginning.

All Tax map parcel references are based upon those in use by the Rensselaer County Real Property Tax Service Agency in January, 2019.

RESOLVED AND DETERMINED, that the Town Clerk of the Town of Schodack shall, within ten (10) days after the adoption of this Resolution, file a certified copy thereof, in the Rensselaer County Clerk's Office and with the state department of Audit and Control at Albany, New York; and it is further

RESOLVED AND DETERMINED, that the maximum amount to be expended for said improvement and/or acquisition of necessary lands is the sum of One Million Seven Hundred Ninety Thousand (\$1,790,000.00) Dollars; and it is further

RESOLVED AND DETERMINED, all costs of said improvements shall be financed by the issuance of obligations pursuant to the Local Finance Law and that the repayment of those obligations and payment for the full operation for typical properties within the District be done on a benefit basis.

2021-284) Approve the following applications under Town Code § 147-5 and authorize the Town Clerk to issue the trailer renewals:

<u>Owner</u>	<u>Location</u>	<u>No. of Units</u>
Brown Cow Opportunities c/o Brian Chittenden	759 Schodack Landing Rd.	1

2021-285) Full-time employees (non-union) shall be given the following holiday for the year 2022:

<u>Weekday</u>	<u>Date</u>	<u>Holiday</u>
Friday	December 31, 2021	New Year's Day

Designate a Transfer Station holiday for year 2022 as follows:

<u>Weekday</u>	<u>Date</u>	<u>Holiday</u>
Saturday	January 1, 2022	New Year's Day

2021-286) Full-time employees (non-union) are given the following holidays for the year 2022:

<u>Date</u>	<u>Holiday</u>
January 1	New Year's Day
January 17	Martin Luther King, Jr. Day
February 21	Presidents Day
May 30	Memorial Day
July 4	Independence Day Observance
September 5	Labor Day
October 10	Columbus Day
November 11	Veterans Day
November 24	Thanksgiving Day
November 25	Day after Thanksgiving
December 26	Christmas holiday
December 27	Christmas [Day after Christmas holiday]

2021-287) Designate Transfer Station holidays for year 2022 as follows:

<u>Date</u>	<u>Holiday</u>
January 1	New Year's Day
May 31	Memorial Day Observance*
September 6	Labor Day Observance*
November 8	Election Day (Union Only)
November 24	Thanksgiving Day
November 25	Day after Thanksgiving
December 27	Christmas *
December 28	Day after Christmas (non-union)

Floating Holidays consist of: Union Employee Birthday, Martin Luther King's Day (non-union), Presidents' Day, Independence Day, Columbus Day and Veteran's Day

*Transfer Station is closed on Mondays, therefore, pursuant to the Collective Bargaining Agreement, Monday holidays will be observed on Tuesday.

2021-288) Accept offer from Speedcor Industries, Inc. to purchase surplus containers: one 40 yard for \$1,000.00 and one 30 yard for \$1,000.00.

2021-289) Authorize renewal of the Town's liability insurance policy with NYMIR, including property, general liability, auto, inland marine, boiler & machinery, law enforcement and public officials effective January 1, 2022 with a Six Million Dollar Umbrella, single occurrence with a Twelve Million Dollar aggregate for the premium not to exceed \$160,773.04.

2021-290) Adopt the following annual salary expense for the calendar year 2022:

Town Board Members	\$	10,000.00	
Town Justices	\$	34,197.00	
Court Officer	\$	27.60	/hour
Secretary to the Town Justice	\$	24.33	/hour
Secretary to the Town Justice	\$	16.83	/hour
Supervisor	\$	60,725.00	
Secretary to the Supervisor	\$	25.63	/hour
Public Information Officer	\$	5,414.00	
Comptroller	\$	83,447.00	
Assistant Comptroller	\$	35.08	/hour
Accountant	\$	30.60	/hour
Human Resources Manager	\$	28.59	/hour
Receiver of Taxes	\$	40,587.00	
Deputy Tax Receiver	\$	18.60	/hour
Senior Tax Clerk	\$	14.93	/hour
Tax Clerk	\$	14.31	/hour
Budget Officer	\$	4,002.00	
Sole Assessor	\$	61,568.00	
Assistant to the Assessor	\$	22.10	/hour
Data Collector	\$	15.26	/hour
Board of Assessment Review (BAR)- Chair	\$	563.00	
BAR Members	\$	470.00	
BAR- Secretary	\$	263.00	
Town Clerk	\$	65,142.00	
Deputy Town Clerk	\$	20.23	/hour
Records Management	\$	28.26	/hour
Buildings/Janitorial	\$	21.93	/hour
Police Chief	\$	80,597.00	
Police Officers (part-time) #1	\$	22.26	/hour
Police Officer (part-time) #2	\$	24.30	/hour
Dog Control Officer	\$	16,318.00	
Highway Superintendent	\$	74,217.00	
Water/Sewer Manager	\$	25.00	/hour
Secretary to Highway Superintendent	\$	20.02	/hour
Secretary to Park	\$	20.02	/hour
Park Attendants	\$	15.09	/hour

Director of Youth and Recreation	\$	12,310.00	/hour
Historian	\$	2,547.00	
Director of Transfer Station Operations	\$	58,654.00	
Park Manager	\$	21.55	
Building Inspector	\$	32.76	/hour
Assistant Building Inspector	\$	33.73	/hour
Secretary to Building Department	\$	18.07	/hour
Registrars of Vital Statistics	\$	1,400.00	/hour
Director of Planning and Zoning	\$	60,618.00	
Secretary to Director of P/Z	\$	19.07	
Secretary to Director of P/Z	\$	19.07	/hour
Zoning Board Chairperson	\$	2,231.00	/hour
Zoning Board Members	\$	1,396.00	
Planning Board Chairperson	\$	4,461.00	
Planning Board Members	\$	2,789.00	
Summer Grounds	\$	15.74	
Wingmen	\$	14.98	/hour
Flaggers	\$	13.20	/hour
Pee Wee Wrestling Instructors	\$	500.00	/hour
Water Safety Instructor	\$	3,000.00	
Camp Directors	\$	3,500.00	
Asst Director/Special Needs Supervisor	\$	2,000.00	
Pool and Summer School Director	\$	3,000.00	
Camp Nurse	\$	2,700.00	
Summer Soccer Director	\$	1,000.00	
Arts and Crafts Director	\$	3,000.00	
Transportation Director	\$	3,000.00	
Assistant Directors	\$	17.00	
Lifeguards	\$	16.25	/hour
Bus Aides	\$	13.26	/hour
Counselors	\$	13.20	/hour

1 Board of Assessment Review – Chairperson- \$94.00/meeting; Members - \$79.00/meeting and Secretary – \$44.00/meeting-6 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.

2 Director of Planning Base Salary - \$36,820.80; Director of Zoning - \$24,547.20

3 Secretary to Director of Planning/Zoning - Hourly rate paid for attendance at planning/zoning meetings only.

4 Zoning Board Chairperson - \$185.92/meeting-12 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.

5 Zoning Board Members - \$116.33/meeting-12 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.

6 Planning Board Chairperson - \$212.43/meeting-21 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.

7 Planning Board Members - \$132.81/meeting-21 meetings scheduled, not to exceed annual amount stated above without further Town Board approval.

- 2021-291)** Amend resolution 2021-263 as adopted on November 9, 2021 to reflect effective date as follows: Pursuant to Article 3 Section 30 of the Town Law, the Town Clerk hereby appoints Cheryl Simpson Deputy Town Clerk, effective November 4th 22, 2021, at the hourly rate set forth in resolution 2020-317.
- 2021-292)** Appoint Cheryl Simpson as Sub-Registrar of Vital Statistics pursuant to Section 4122 of the Public Health Law at salary set forth in resolution 2020-317.
- 2021-293)** Authorize Supervisor Harris to execute and administer an agreement with ADT to provide and install a Burglar Alarm System at the Police Station, as described in a proposal dated December 1, 2021, for an amount not to exceed \$2,903.38 and additionally to provide monitoring services in an amount not to exceed \$25.99 monthly for a 60-month period.
- 2021-294)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-1954 to 21-2141 on Abstract No. 2021-12, in the amount of \$314,328.25, including the claims paid \$148,669.87.
- 2021-295)** Authorize the November 2021 budget modifications, interfund loans and interfund transfers as provided in document dated December 2020 and recommended by the Comptroller.
- 2021-296)** Withdraw proposed Local Law No. 4, as introduced at the November 9, 2021 meeting of the Town Board and previously set down for a public hearing pursuant to Resolution 2021-277.
- 2021-297)** Authorize the Town Clerk to publish a legal notice for a public hearing to seek public comment on proposed Local Law No. 4 of 2021 opting out, pursuant to Section 131 of the Marijuana Regulation and Taxation Act, of allowing cannabis on-site consumption establishments with the jurisdiction of the Town of Schodack, said public hearing to be held on Wednesday, December 29, 2021 at the Schodack Town Hall at 7:05 p.m.
- 2021-298)** Authorize the Town Clerk to publish a legal notice for a public hearing to seek public comment on proposed Local Law No. 5 of 2021 opting out, pursuant to Section 131 of the Marijuana Regulation and Taxation Act, of allowing cannabis retail dispensaries with the jurisdiction of the Town of Schodack, said public hearing to be held on Wednesday, December 29, 2021 at the Schodack Town Hall at 7:20 p.m.

December 29, 2021

- 2021-299)** **WHEREAS**, a resolution was duly adopted by the Town Board of the Town of Schodack for a public hearing to be held by said Town on December 9, 2021, at 7:05 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #4 of 2021 relating to opting out, pursuant to Section 131 of the Marijuana Regulation and Taxation Act, of allowing cannabis on-site consumption establishments with the jurisdiction of the Town of Schodack; and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on December 17, 2021 and advertised in the December 17, 2021 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on December 29, 2021 at 7:05 p.m. at the Schodack Town Hall and all interested parties were permitted an opportunity to submit comment on behalf of, or in opposition to, said proposed local law or any part hereof, and

WHEREAS, that the Town Board of the Town of Schodack, after due deliberation, finds that it is in the best interest of the Town to adopt said local law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts Proposed Local Law Number 4 of 2021 (P4 of 2021) to be known as Local Law #4 of 2021 of the Town of Schodack, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to enter said local law in the Code of the Town of Schodack and to give due notice of said local law to the Secretary of State.

2021-300) DEFEATED: WHEREAS, a resolution was duly adopted by the Town Board of the Town of Schodack for a public hearing to be held by said Town on December 9, 2021, at 7:20 p.m. at the Schodack Town Hall to hear all interested parties on Proposed Local Law #5 of 2021 relating to opting out, pursuant to Section 131 of the Marijuana Regulation and Taxation Act, of allowing retail dispensaries with the jurisdiction of the Town of Schodack; and

WHEREAS, notice of said public hearing was duly posted on the Town Clerk's official sign board on December 17, 2021 and advertised in the December 17, 2021 edition of THE RECORD, official newspaper of the Town, and

WHEREAS, said public hearing was held on December 29, 2021 at 7:05 p.m. at the Schodack Town Hall and all interested parties were permitted an opportunity to submit comment on behalf of, or in opposition to, said proposed local law or any part hereof, and

WHEREAS, that the Town Board of the Town of Schodack, after due deliberation, finds that it is in the best interest of the Town to adopt said local law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts Proposed Local Law Number 5 of 2021 (P5 of 2021) to be known as Local Law #5 of 2021 of the Town of Schodack, and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to enter said local law in the Code of the Town of Schodack and to give due notice of said local law to the Secretary of State.

- 2021-301)** Ratify and affirm authorizing Supervisor Harris to execute and administer a shelter agreement with Mohawk Hudson Humane Society for the 2022 calendar year to satisfy the requirements of the New York State Department of Agriculture and Markets Law. It is the policy of the Town that owners, if located, shall be responsible for charges incurred at Mohawk Hudson Humane Society when pets are claimed, as may be allowed by law. Terms and conditions of the contract are subject to approval by Attorney to the Town as to form and substance.
- 2021-302)** Ratify and affirm authorizing Supervisor Harris to execute and administer the Memorandum of Agreement by and between the Town of Schodack and United Public Service Employees' Union (Schodack Police Department dated November 30 2021).
- 2021-303)** Ratify and affirm authorizing Joel Montross, Court Officer to attend Taser Training at S&K Prevention in Latham, New York, December 10, 2021. All appropriate expenses (milage and registration) are to be borne by the town at a cost of \$728.95.
- 2021-304)** Authorize Debra Curtis, Town Clerk, to execute and administer a contract with Image Data and NYSID for document scanning services for building permit oversized plans and microfilming of all associated building permits at a cost not to exceed \$3,999.47 as budgeted. Funds to be encumbered from 2021 Records Management funds to be utilized in 2022.
- 2021-305)** Authorize purchase QNAP Diskless System Network Storage for server at the Police Department from Newegg under state contract in an amount of \$2,819.99 each. Funds to be encumbered from 2021 Police Department funds for be utilized in 2022.
- 2021-306)** Authorize Supervisor Harris to execute and administer an agreement with ESCO heating and cooling to install a new Johnson Control pane for the water source heat pump system loop at a cost not to exceed \$6,500.00
- 2021-307)** The Organizational Meeting of the Town Board will be held on January 6, 2022 at 7 p.m. at the Schodack Town Hall at 265 Schuurman Road.
- 2021-308)** **WHEREAS**, it is the sense of the Schodack Town Board to act in accord with its longstanding traditions, honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and
- WHEREAS**, Stuart McKnight has distinguished himself as a person of outstanding ability, establishing a high standard of integrity, and has imparted a sense of fairness, and compassion to his position of Police Officer in the Town of Schodack, and

WHEREAS, Stu has been a life-time resident of the Town of Schodack, graduating from Maple Hill High class of 1975, and

WHEREAS, Stu entered the US Army on September 10, 1975 where he served as a vehicle mechanic until his discharge on September 10, 1978, and

WHEREAS, Stu began his career as a Police Officer on October 1, 1982 and served faithfully in this role under Supervisors: G. Jeffrey Haber, Beth Morgan, John Nelson, Michael Glavin, Joseph McCabe, Eileen Natoli and Beth Knauf Secor and Police Chiefs: John Belardo, David Adams, David Schlinder and Bernhard Peter, and

WHEREAS, Stu assumed the position of part-time Police Officer on January 1, 2004 and continued to serve faithfully in this role under Supervisors: Beth Knauf Secor, Dennis Dowds, David Harris and Police Chiefs: Bernhard Peter, Joseph Belardo and John Hourigan until his "2nd retirement" on December 31, 2021, and

WHEREAS, from early on, Stu demonstrated his commitment to the community by serving 20 years in the U.S Army Reserves, an active member of Castleton Fire Company and a member of Trinity Lutheran Church, and

WHEREAS, Stu has demonstrated his love of family by being a father to Scott and Emily and step-father to John and Kristen grandfather to Finley, Cora, Sawyer, Niko, and Luka and often shares his love for snow, snowmobiling and 4-wheeling with his coworkers and friends, and

WHEREAS, Stu enjoys spending time at his camp in the Town of Duane with family and friends; especially when Jenny the deer pays a visit, and

WHEREAS, it surely comes as no surprise, he will greatly miss sharing the escapades of travels near and far, as we will miss hearing of them.

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Stuart McKnight, who has given himself to this community in so many ways and distinguished himself throughout his career bringing great pride to his family, his peers, his associates and his community by being a person of commitment, integrity and an impressive role model for all, and be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack will pause in its deliberations on the 29th day of December 2021 to acknowledge and honor Stuart McKnight, for his 39 years of service to the Town of Schodack and a copy of this resolution, suitably engrossed, will be transmitted to him.

2021-309) WHEREAS, it is the sense of the Schodack Town Board to act in accord with its longstanding traditions, honoring the achievement of those who have given so generously to their community, exemplifying the ideals and values cherished by this great Town, and

WHEREAS, Ken Holmes has distinguished himself as a person of outstanding ability, establishing a high standard of integrity, and has imparted a sense of fairness, and compassion to his position of Highway Superintendent in the Town of Schodack, and

WHEREAS, Ken has been a 23 year resident of the Town of Schodack, and

WHEREAS, Ken began his career as a Specialty Pavements and Construction Equipment Craftsman in the United States Air Force on July 30, 1975, and

WHEREAS, Ken retired from the Air Force in 1997 as a Master Sergeant with 22 years of service, and

WHEREAS, Ken assumed the position of Highway Superintendent on January 1, 1998 and has served faithfully in this role under Supervisors: Joseph McCabe, Eileen Natoli, Beth Secor, Dennis Dowds, David Harris until his retirement on December 31, 2021, and

WHEREAS, from early on, Ken demonstrated his commitment to the community by serving in South Schodack Fire Company and as a member of the VFW Post 7337, and

WHEREAS, Ken has demonstrated his love of family by being a father to Sonja and Whitney; step-father to Justin and Steven; Puppy-daddy to Magnolia and grandfather to Sophia, Julia and Augustina, and

WHEREAS, it surely comes as no surprise he often shares his love of his classic 1964 Ford Galaxy 500 and his Harley motorcycle with his coworkers and friends, and he will greatly miss sharing the escapades of Magnolia as we will miss hearing of them.

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Body of the Town of Schodack is moved to honor Kenneth Holmes, who has given himself to this community in so many ways and distinguished himself throughout his career bringing great pride to his family, his peers, his associates and his community by being a person of commitment, integrity and an impressive role model for all, and be it

FURTHER RESOLVED, that the Legislative Body of the Town of Schodack will pause in its deliberations on the 29th day of December 2021 to acknowledge and honor Kenneth Holmes, upon his retirement, for his 20 years of service to the Town of Schodack and a copy of this resolution, suitably engrossed, will be transmitted to him.

- 2021-310)** Pursuant to Article 7 Section 140 of the Highway Law, the Highway Superintendent hereby appoints Byron Hempstead, subject to final approval by the Rensselaer County Civil Service Commission, as an Operator 2, at an hourly rate as set forth in the Year 2022 adopted budget. Said appointment is effective as of December 30, 2021 ~~January 1, 2022~~.
- 2021-311)** Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #21-2141 to 21-2240 on Abstract No. 2021-13, in the amount of \$668,419.25, including the claims paid (\$27,575.67) since the previous town board meeting.
- 2021-312)** Authorize the December 2021 budget modifications, interfund loans and interfund transfers as provided in document dated December 29, 2021 and recommended by the Comptroller