

A regular Meeting of the Town Board of Guilderland was held at the Town Hall, Route 20 McCormick's Corners, Guilderland, NY, on the above date at 7:30 pm. The meeting was opened with the Pledge of Allegiance to the flag. Roll call by Rosemary Centi, Town Clerk, showed the following to be present:

- Councilman Redlich - absent until 7:50 PM.
- Councilwoman Slavick
- Councilman Pastore
- Councilman Grimm
- Supervisor Runion

ALSO PRESENT: Richard Sherwood, Town Attorney



Supervisor Runion welcomed everyone to the evening's meeting and asked for a motion accepting the minutes of the January 21, 2011 Town Board meeting.

MOTION # 29 Councilwoman Slavick moved to **ACCEPT THE MINUTES OF THE JANUARY 21, 2011 TOWN BOARD MEETINGS.** Councilman Pastore seconded the motion and it was carried by the following roll call vote:

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|----------------------|--------|
| Councilman Redlich | Absent |
| Councilwoman Slavick | Aye |
| Councilman Pastore | Aye |
| Councilman Grimm | Aye |
| Supervisor Runion | Aye |

Supervisor Runion stated that the Town Hall would be establishing an emergency shelter for anyone who needs services, in the Town Hall board room in anticipation of the storm set to hit the area on February 2, 2011. EMS and Paramedics will be manning the shelter.

Supervisor Runion stated that the public hearing concerning the Mill Hill PUD Phase 4 development was being adjourned until February 15th, 2011. Both parties agreed to the adjournment.

Agenda item #6, the Executive Session to interview applicants for the position of Highway Superintendent, was also postponed due to weather

PUBLIC COMMENT PERIOD – No public comment

MOTION #30 Councilwoman Slavick moved to **RE-SCHEDULE THE PUBLIC HEARING AT 7:30 PM RE: ALLOWED USES IN MILL HILL PUD PHASE 4 UNTIL FEBRUARY 15, 2011 AT 8:00 PM.** Councilman Pastore seconded the motion and it was carried by the following roll call vote:

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| Councilman Redlich | Absent |
| Councilwoman Slavick | Aye |
| Councilman Pastore | Aye |

Councilman Grimm	Aye
Supervisor Runion	Aye

AGENDA ITEMS:

MOTION #31 Councilwoman Slavick moved to **APPROVE THE APPOINTMENT OF EILEEN MAGENIS TO THE POSITION OF SENIOR KEYBOARD SPECIALIST PER THE REQUEST OF THE SUPERINTENDENT OF WATER AND WASTEWATER MANAGEMENT FROM THE ALBANY COUNTY CIVIL SERVICE LIST.** Councilman Pastore seconded the motion and it was carried by the following roll call vote:

Councilman Redlich	Absent
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Grimm	Aye
Supervisor Runion	Aye

MOTION #32 Councilman Pastore moved to **APPROVE THE PERMANENT APPOINTMENT OF KAREN VANWAGENEN TO THE POSITION OF BOOKKEEPER TO THE TOWN SUPERVISOR FROM THE ALBANY COUNTY CIVIL SERVICE LIST.** Councilwoman Slavick seconded the motion and it was carried by the following roll call vote:

Councilman Redlich	Absent
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Grimm	Aye
Supervisor Runion	Aye

Item #3 on the agenda concerned amending the agreement with Western Turnpike Rescue Squad in regard to the timing of payments for service.

Alan Fitzpatrick, President of the Rescue Squad explained the need for the change. First Niagara holds both notes with relation to the mortgage and requires payment in January. He stated that the current agreement states that the Town would be making the annual payment of \$280,000.00 in February.

In order to avoid a severe late fee, the Rescue Squad utilized funds set aside for required maintenance, replacement, and upgrades.

The amendment would be either that the Town pass a resolution acceptable to the bank that will allow WTRS to recover our funds, and do so on a yearly basis as this will occur again, or in concert with the bank, Town and WTRS, rewrite the agreement to directly reimburse WTRS for those funds, again, on a recurring yearly basis or some other alternative.

Supervisor Runion stated that the Board could put into the account the \$280,000.00 less what the Rescue Squad already paid and cut a separate check to the Rescue Squad for the amount already paid.

The Town's Comptroller's office would require proof that the specific amount was paid.

MOTION #33 Councilwoman Slavick moved to **AUTHORIZE THE TOWN COMPTROLLER'S OFFICE TO CUT A CHECK FOR THE WESTERN TURNPIKE RESCUE SQUAD'S FIRST NIAGARA MORTGAGE PAYMENT LESS THE AMOUNT PAID BY THE RESCUE SQUAD IN JANUARY, AND TO CUT A SECOND CHECK TO THE WESTERN TURNPIKE RESCUE SQUAD FOR THE AMOUNT THAT THEY PAID IN JANUARY AND TO AUTHORIZE THE SUPERVISOR TO INSURE THAT THAT AGREEMENT WORKS WITH FIRST NIAGARA BANK, ALSO.** Councilman Pastore seconded the motion and it was carried by the following roll call vote:

Councilman Redlich	Absent
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Grimm	Aye
Supervisor Runion	Aye

Item #4 on the agenda concerned setting a public hearing on a cable franchise agreement between the Town of Guilderland and Verizon New York, Inc.

Rich Hillstrom, Franchising Manager and business lead, explained the move by Verizon to come into the area with fiber optics for cable service. Verizon already provides internet and phone service.

He thanked Supervisor Runion, and Town Attorney, Richard Sherwood for their considerable time spent in the negotiation process. He also thanked Tom Quaglieri, "What's Happening Productions" and Nick Viscio, from the High School.

He reviewed some of the benefits of Verizon such as real cable competition, a dedicated government access channel from the High School and Town Hall and dedicated fiber cable running right to the home. Five percent of the revenue will come to the Town of Guilderland.

Councilman Grimm asked what Verizon would be bringing in.

Mr. Hillstrom stated that they already offered phone and internet; Verizon needed an agreement for cable t.v. service.

The agreement called for a 5-year build - out based on density.

This was exclusive of the Village of Altamont.

Further discussion was held.

MOTION #34 Councilman Pastore moved to **SET A PUBLIC HEARING ON FEBRUARY 15, 2011 AT 7:30 PM ON A CABLE FRANCHISE AGREEMENT BETWEEN THE TOWN OF GUILDERLAND AND VERIZON NEW YORK, INC.**

Councilman Redlich seconded the motion and it was carried by the following roll call vote:

Councilman Redlich	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Grimm	Aye
Supervisor Runion	Aye

MOTION #35 Councilwoman Slavick moved to **APPROVE THE TOWN TRANSFER STATION TO HOLD TWO HOUSEHOLD HAZARDOUS WASTE DAYS ON MAY 21, 2011 AND SEPTEMBER 24, 2011 FROM 8 AM TO 2 PM.** Councilman Pastore seconded the motion and it was carried by the following roll call vote:

Councilman Redlich	Aye
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Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Grimm	Aye
Supervisor Runion	Aye

MOTION #36 Councilwoman Slavick moved to **ADJOURN THE FEBRUARY 1, 2011 TOWN BOARD MEETING AT 8:12 PM.** Councilman Pastore seconded the motion and it was carried by the following roll call vote:

Councilman Redlich	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Grimm	Aye
Supervisor Runion	Aye

Respectfully submitted,

Rosemary Centi, Town Clerk