

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 Anna Russo, Deputy Town Clerk, showed the following to be present:

- Councilman Forte
- Councilwoman Slavick
- Councilman Pastore
- Councilman Maikels
- 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 September 18th, 2012 Town Board meeting.

MOTION #143 Councilman Forte moved to **APPROVE THE MINUTES OF THE SEPTEMBER 18TH, 2012 TOWN BOARD MEETING.** Councilwoman Slavick seconded the motion and it was carried by the following roll call vote:

- Councilman Forte Aye
- Councilwoman Slavick Aye
- Councilman Pastore Aye
- Councilman Maikels Aye
- Supervisor Runion Aye

PUBLIC COMMENT PERIOD – NO PUBLIC COMMENT

PUBLIC HEARINGS:

7:30 PM – Public Hearing pursuant to Section 202 of the Town Law in relation to the Guilderland Sewer District Assessment Roll for 2013. Deputy Town Clerk, Anna Russo, read the legal notice.

Supervisor Runion explained that Section 202 pertained to the principal and interest portion of the roll.

Supervisor Runion also stated that sewer areas are divided into two zones. Zone A consists of areas with sewers already installed and ready for use and Zone B is where the sewer is proposed to be in use within the next five (5) years.

In Zone A, a typical single-family home would pay \$62.26 towards principal and interest owed by the sewer district, a decrease of \$8.14 from last year.

In Zone B, a typical single-family home would pay \$19.30 towards principal and interest, a decrease of \$2.40 from last year.

Supervisor Runion asked for comments from the public. No public comment.

MOTION #144 Councilwoman Slavick moved to **CLOSE THE PUBLIC HEARING ON THE SEWER ASSESSMENT ROLL PURSUANT TO SECTION 202 OF TOWN LAW.** Councilman Forte seconded the motion and it was carried by the following roll call vote:

Councilman Forte	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Maikels	Aye
Supervisor Runion	Aye

MOTION # 145 Councilman Forte moved to **ADOPT THE RESOLUTION AS SUBMITTED, ESTABLISHING THE PRINCIPAL AND INTEREST PORTION OF THE SEWER ASSESSMENT ROLL FOR ZONE A AND ZONE B PURSUANT TO SECTION 202 OF THE TOWN LAW.** Councilman Maikels seconded the motion and it was carried by the following roll call vote:

Councilman Forte	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Maikels	Aye
Supervisor Runion	Aye

7:45 PM – Approval of Sewer District Assessment Roll pursuant to Section 202(a) of the Town Law.

Deputy Town Clerk, Anna Russo, read the legal notice.

Supervisor Runion explained that this second hearing, pursuant to Town Law 202(a), pertains to the operation and maintenance portion of the Sewer District Assessment Roll. The typical single - family home would pay in 2013 \$241.59 towards operation and maintenance of the sewer system for 2013, an increase of \$11.30 from the previous year. Therefore, a typical one family home would pay a total of \$303.85 towards operations and maintenance and principal and interest in 2013 an overall increase of \$.76

Supervisor Runion asked for public comment. No public comment.

MOTION #146 Supervisor Runion moved to **CLOSE THE PUBLIC HEARING ON SEWER DISTRICT ASSESSMENT ROLL PURSUANT TO SECTION 202 (a) OF TOWN LAW.** Councilman Forte seconded the motion and it was carried by the following roll call vote:

Councilman Forte	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Maikels	Aye
Supervisor Runion	Aye

MOTION #147 Councilman Forte moved to **ADOPT THE PREPARED RESOLUTION SETTING THE OPERATION AND MAINTENANCE PORTION OF THE SEWER DISTRICT ASSESSMENT ROLL PURSUANT TO SECTION 202 (a) OF TOWN LAW.** Councilwoman Slavick seconded the motion and it was carried by the following roll call vote:

Councilman Forte	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Maikels	Aye
Supervisor Runion	Aye

AGENDA ITEMS

MOTION #148 Councilman Forte moved to **APPOINT ROBERT PIPARO AS A PARAMEDIC (LATERAL TRANSFER) PER THE RECOMMENDATION OF THE CHIEF OF POLICE, CAROL LAWLOR.** Councilman Maikels seconded the motion and it was carried by the following roll call vote:

Councilman Forte	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Maikels	Aye
Supervisor Runion	Aye

Item #2 on the agenda concerned awarding the bid for the repair and renovation of the Town Hall heating system.

Plans were submitted. Recommendation was made by Kenneth Johnson, Engineer for Delaware Engineering and for the project.

MOTION # 149 Councilman Forte moved to **AWARD THE BID FOR THE REPAIR AND RENOVATION OF THE TOWN HALL HEATING SYSTEM TO FAMILY DANZ HEATING AND A/C , ALBANY, N.Y. IN THE AMOUNT OF \$76,576.00.**

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

Councilman Forte	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Maikels	Aye
Supervisor Runion	Aye

Item #3 on the agenda concerned the settlement of a tax certiorari case in regard to 1512 Western Avenue (currently Five Guys Restaurant). Based on the recommendation of the Acting Town Assessor, Carol Wysomski, the assessment would be reduced to \$723,700.00. The difference in Town taxes would be \$68.93 and highway taxes would be \$262.45.

MOTION #150 Councilman Maikels moved to **APPROVE THE SETTLEMENT OF THE TAX CERTIORARI PROCEEDING IN REGARD TO 1512 WESTERN AVENUE.** Councilwoman Slavick seconded the motion and it was carried by the following roll call vote:

Councilman Forte	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Maikels	Aye
Supervisor Runion	Aye

Item #4 on the agenda concerned accepting portions of the streets, water retention area, and pump station in regard to Twenty West subdivision.

Supervisor Runion stated that the Town had a letter from Barton and Logiudice recommending acceptance with a punch list of items needed for resolution. He further stated that the amount of \$123,000.00 would remain in escrow for those items. He further explained that all department heads had approved except William West, Superintendent of Water and Wastewater Management.

Mr. West has concerns and issues regarding the pump station. Most likely a weeks worth of work would be necessary to remedy the issues and he wanted that problem addressed and resolved before he would sign off on the acceptance.

Supervisor Runion stated that the developer had requested two additional building permits that had been reviewed and had not been issued because of the lack of dedication of the streets.

He recommended that they have a contingent approval of dedication, allow the building department to issue the two current building permits that had been reviewed and that there would be one additional permit that could be issued until Mr. West signs the approval.

If Mr. West signs the approval, then all contingencies would be met and the dedication would occur and the developer could obtain all the permits needed.

He would sign when the issues were taken care of. No Certificate of Occupancy would be issued until all contingencies were met.

MOTION#151 Councilman Forte moved to **AUTHORIZE A CONDITIONAL ACCEPTANCE OF A PORTION OF STREETS, WATER RETENTION AREA, AND PUMP STATION IN REGARD TO TWENTY WEST SUBDIVISION PENDING APPROVAL OF THE SUPERINTENDENT OF WATER AND WASTEWATER MANAGEMENT AND IN THE INTERIM AND UNTIL THE SUPERINTENDENT OF WATER AND WASTEWATER MANAGEMENT INDICATES HIS APPROVAL FOR DEDICATION, TWO BUILDING PERMITS PRESENTLY FILED WITH THE BUILDING DEPARTMENT CAN BE ISSUED TO THE DEVELOPER AND ONE ADDITIONAL BUILDING PERMIT MAY BE APPLIED FOR UNTIL THE APPROVAL OF THE SUPERINTENDENT OF WATER AND WASTEWATER MANAGEMENT. NO CERTIFICATES OF OCCUPANCY WILL BE ISSUED UNTIL THE SUPERINTENDENT OF WATER AND WASTEWATER MANAGEMENT HAS SIGNED THE DEDICATION LETTER.** Councilman Maikels seconded the motion and it was carried by the following roll call vote:

Councilman Forte	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Maikels	Aye
Supervisor Runion	Aye

MOTION #152 Councilwoman Slavick moved to **AUTHHORIZE THE SUPERVISOR TO SIGN A COLLECTOR’S WARRANT FOR THE GUILDERLAND WATER DISTRICT IN THE AMOUNT OF \$156,367.44.** Councilman Forte seconded the motion and it was carried by the following roll cal vote:

Councilman Forte	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Maikels	Aye
Supervisor Runion	Aye

MOTION #153 Councilwoman Slavick moved toe **APPROVE TRANSFERS AS RECOMMENDED BY TOWN COMPTROLLER, JEAN STERLING.** Councilman Forte seconded the motion and it was carried by the following roll call vote;

Councilman Forte	Aye
Councilwoman Slavick	Aye
Councilman Pastore	Aye
Councilman Maikels	Aye

Supervisor Runion Aye

MOTION #154 Councilwoman Slavick moved to **SCHEDULE THE PUBLIC HEARING FOR THE 2013 TOWN BUDGET ON NOVEMBER 8th, 2012 AT 7:30 PM.** Councilman Maikels seconded the motion and it was carried by the following roll call vote:

Councilman Forte Aye
Councilwoman Slavick Aye
Councilman Pastore Aye
Councilman Maikels Aye
Supervisor Runion Aye

MOTION #155 Councilman Forte moved to **CANCEL THE OCTOBER 16TH, 2012 TOWN BOARD MEETING.** Councilman Maikels seconded the motion and it was carried by the following roll call vote:

Councilman Forte Aye
Councilwoman Slavick Aye
Councilman Pastore Aye
Councilman Maikels Aye
Supervisor Runion Aye

MOTION #156 Councilwoman Slavick moved to **ADJOURN THE OCTOBER 2, 2012 TOWN BOARD MEETING AT 7:55 PM.** Councilman Maikels seconded the motion and it was carried by the following roll call vote:

Councilman Forte Aye
Councilwoman Slavick Aye
Councilman Pastore Aye
Councilman Maikels Aye
Supervisor Runion Aye

Respectfully submitted,

**Rosemary Centi, RMC
Town Clerk**