

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

**ALSO PRESENT:** Richard Sherwood, Town Attorney

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Supervisor Runion welcomed everyone to the evening's meeting and asked for a motion accepting the minutes of the April 2<sup>nd</sup>, 2013 Town Board meeting.

**MOTION #81** Councilman Pastore moved to **ACCEPT THE MINUTES OF THE APRIL 2<sup>ND</sup>, 2013 TOWN BOARD MEETING.** 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 |

Supervisor Runion welcomed Scouts from Troup 50 who were working on a Merit badge relative to local government.

The following troops were in attendance at the meeting:

Nic Miller, Curtis Ericson, Ryan Ericson, Eric Motler, Matt Cortelyou, and Cameron Burdick.

**PUBLIC COMMENT PERIOD- No public comment**

**PUBLIC HEARINGS:**

**7:30 PM – Water District Extension 80 (State Route 158)**

**Town Clerk, Rosemary Centi read the legal notice.**

This is a water extension located off of State Route 158 submitted by Mark Schafer.

**MOTION #82** Councilman Forte moved to **CLOSE THE PUBLIC HEARING ON WATER DISTRICT EXTENSION #80.** 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 #83** Councilwoman Slavick moved **THAT PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, WATER EXTENSION NO. 80 WOULD NOT HAVE A SIGNIFICANT IMPACT ON THE ENVIRONMENT.**

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 #84** Councilman Pastore moved to **APPROVE THE ESTABLISHMENT OF WATER DISTRICT EXTENSION #80 PURSUANT TO ARTICLE 12 OF THE TOWN LAW OF THE STATE OF NEW YORK.** 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

**AGENDA ITEMS:**

Supervisor Runion thanked the Scouts from Guilderland and Altamont Troops 50, 24 83, and 264 for the work that they had done on the Town's Park trails on April 27<sup>th</sup>, 2013. This is the seventh year that the Scouts have volunteered to maintain the trails.

**MOTION #85** Councilman Maikels moved to **SET A PUBLIC HEARING ON MAY 21st, 2013 AT 7:30 PM FOR WATER DISTRICT EXTENSION NO. 81 (Seus).**

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

**MOTION #86** Councilwoman Slavick moved to **ADOPT A RESOLUTION AUTHORIZING THE SUBMISSION OF THE JOINT APPLICATION FOR PERMIT AND APPLICATION FOR A PUBLIC WATER SUPPLY PERMIT FOR WATER DISTRICT EXTENSION NO. 81 TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION.** 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

Item # 2 on the agenda concerned authorizing the Supervisor to sign an intermunicipal agreement with the Village of Altamont for shared services. **(27A)**

Shared services would consist of:

- Notification of Village staff of all applications
- Drafting notifications of neighbors when required
- Drafting legal notices
- Notification of Albany County Planning Board, as necessary
- SEQR coordination
- Writing site reviews for subdivision, special use, and variance applications before the Village Planning and Zoning Boards
- Advising the Village Boards on planning matters
- The dissemination of information to the general public regarding the planning and subdivision process.
- In particular, Town Planning staff shall perform functions as listed in the agreement.
- The Village would compensate the Town of Guilderland in the amount of \$10,000.00 yearly, paid on a quarterly basis. The Village shall also pay the costs and expenses related to the BAS Integrated Permit System.

This agreement will be reviewed each budget year.

Councilman Pastore stated that this would go along with our goal for shared services.

**MOTION #87** Councilman Pastore moved to **AUTHORIZE THE SUPERVISOR TO SIGN AN AGREEMENT WITH THE VILLAGE OF ALTAMONT FOR SHARED SERVICES.** 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 HEARING**

**7:45 PM – McKownville Drainage District**

**Town Clerk, Rosemary Centi, read the legal notice.**

Supervisor Runion explained that most of the Town’s budget is funded through sales tax revenues, and as a result the Town must maintain a fund balance that would take us through one quarter or more in order to catch up on the revenue stream.

In 2007, due to the economy, there was a significant drop in sales tax revenue by several hundred thousand dollars. As a result of the sales tax revenue lost, the town streamlined town services.

There has been a very slow recovery but in 2012 the Town was back to its pre-2007 numbers. On December 31, 2011, the Town fund balance for the General Fund, the “A” fund, which covers the entire Town including the Village of Altamont, was approximately \$1.5 million dollars.

At the end of 2012, it was \$2.7 million dollars.

That was a result of increased sales tax revenue and also the Town under spent it’s “A” fund budget.

The "B" fund, exclusive of the Village, also had an increase of about \$450 -\$460,000.00. All of the other fund balances, Water, Highway and Sewer have also seen an increase. The total fund balance for December 31, 2011 was \$11,747,912.00 and all funds as of December 31, 2012 have grown to \$14, 613,934.00, which shows a good, steady growth.

He further stated that in looking at this, and the critical need with the McKownville drainage issue, the drain on services, fire department, and highway crews, the Town has tried to solve some of the problems with grant money, Town money and contributions from Stuyvesant Plaza.

While this hasn't solved the problem 100%, it has provided some relief.

There are also some issues of storm drainage in other parts of Town such as Blackberry Estates on Curry Road.

He stated that if the Town established this district, the revenue stream would be about \$50,000.00 per year.

He proposed establishing a storm drainage fund to help all of the areas throughout the Town and that this would be funded each year with sales tax revenues.

He further stated that the Town would continue to conservatively estimate sales tax revenue. Supervisor Runion proposed allocating \$100,000.00 each year to the Guilderland Highway Department for repair and replacement of storm sewers. This would eliminate the formation of the district and the previously proposed special district taxes of \$0.26 per \$1,000. The expectation is that much of the \$100,000.00 will be used in McKownville, although it is for all of Guilderland. Supervisor Runion indicated the Town would continue to search for major grant monies to fund portions of the McKownville storm sewer project.

He felt that through some conservative budgeting and increased revenue from sales tax revenue, the Town could increase the Highway budget from \$500,000.00 to \$600,000.00 with \$100,000.00 allocated to storm water drainage issues.

Dr. Donald Reeb stated that this was a surprise

He gave an account of the flooding and storm water problems in the McKownville neighborhood.

He stated that petitions regarding the establishment of a storm water district were circulated and 404 signatures were obtained, which reflected approximately 91% of the 607 households. The idea that the district would be Town funded as opposed to resident funded would save the residents approximately \$35.00 per year each. If the money would be made available year after year, with a continued search for grant monies, then he felt that the residents would be in agreement with this proposal.

Supervisor Runion stated that this issue has become a town - wide issue and he wanted to make it clear that the money allocated would be used throughout the Town with the Highway Department doing the maintenance needed.

By using Town resources, we could cut down the cost of dealing with this issue. As streets would be reconstructed, new storm lines could be laid.

Dr. Reeb expressed his concern with pipes in the alleys, which are complex in ownership and responsibilities and whether that would pose a problem.

Supervisor Runion stated that the Town would ask for easements from the owners abutting the alleys for permission to work on the alleys.

Dr. Reeb stated that it sounded like a fine idea.

Marty Gnacik, Elmwood St., stated that it was great news. He asked if the County should not be asked to help with this issue.

Steve Campbell, Parkwood Street, stated that the Town had repaired a storm drain and fixed his flooding problem. He carried the petition and had no opposition except for one person. They all felt that the time was right.

Laura Berry, Waverly Place, stated that she had collected signatures and residents asked why the Town was not financing the problem.

Her own concern was with the ownership of the alleyways. She further stated that there was nothing in her deed regarding the ownership of the alley.

She asked when the work would begin. She thanked the Town for listening to their issue.

Supervisor Runion stated that all of the abutting owners of the alleys owned a share of the alleyway. He further stated that there was a much longer process in establishing a drainage district and he felt that with this proposal the work could be started sooner rather than later.

Debbie Trees, Ayre Drive, stated that she supported the district as a concerned resident. The Town’s proposal was apropos and she thanked everyone who worked on this resolution.

Martha Huarasz, Western Ave., stated that she was shocked by the Town’s proposal. She had been looking for a resolution for years. She appreciated the Town and the effort that had been put in to make this possible.

Supervisor Runion made a proposal that the Town Board authorize the transfer, tonight, of \$100,000.00 from the unexpended balance to a drainage account which would be used for the repair and improvements in regard to storm drainage within the Town outside the Village of Altamont.

**MOTION #88** Councilwoman Slavick moved to **CLOSE THE PUBLIC HEARING ON THE MCKOWNVILLE DRAINAGE DISTRICT.** 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

Councilwoman Slavick asked if the amount transferred every year would be \$100,000.00 Supervisor Runion stated that he would propose that every year when they did the budget in November, the Town Board allocate \$100,000.00 to the Highway Department into this drainage fund. Currently the Highway Department receives \$500,000.00 from sales tax revenue; this proposal would give them \$600,000.00.

If the money were not used for drainage issues that year, it could be used for road repair.

**MOTION #89** Councilman Maikels moved that **THE TOWN BOARD AUTHORIZE THE TRANSFER OF \$100,000.00 FROM THE UNEXPENDED FUND BALANCE TO A DRAINAGE ACCOUNT WHICH WOULD BE USED FOR THE REPAIR AND IMPROVEMENTS IN REGARD TO STORM DRAINAGE WITHIN THE TOWN OUTSIDE THE VILLAGE OF ALTAMONT.** Councilwoman Slavick seconded the motion and it was carried by the following roll call vote:

Councilman Forte	Aye
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Councilwoman Slavick Aye  
Councilman Pastore Aye – Thanked the residents  
for their efforts with regard to the issue.

Councilman Maikels Aye  
Supervisor Runion Aye- Thanked people of  
McKownville for waking the Board up to the magnitude of the issue, which should have been  
resolved many years ago.

Item #2 on the agenda concerned retaining Creighton Manning Engineering to design  
sidewalk improvements along Route 146 in Guilderland Center.

Supervisor Runion stated that several years ago the Town applied for a TIP grant  
(Transportation Improvement Grant) to construct sidewalks along Route 146 in Guilderland  
Center. The Town was awarded \$663,000.00 in grant money. The Town will have a match  
towards that.

Total project budget as approved by CDTC is \$829,000.00. This includes the Town match.  
80% is funded by NY State, 20% by Town match. A maximum of \$194,000.00 is allocated  
towards engineering and design.

CDTC informed the Town that the funds are in place and that the Town could proceed with  
construction starting in 2014.

Supervisor Runion asked for a design number amount.

Donald Csaposs stated that they will come up with a proposal with some estimates for hourly  
rates for the various categories of professionals involved in the project. The professional  
services contract will contain hard numbers.

The review group (Donald Albright, Donald Csaposs, and Steve Feeney) appointed by the  
Town Board to evaluate Requests for Qualifications submitted in response to the Town's  
solicitations in the Contract Reporter met on April 29, 2013 to review the six (6) proposals  
submitted.

Proposals were reviewed and graded in accordance with the review standards for Federal  
Highway Aid Projects. Based on the results of the group's review, it was their  
recommendation that the Town Board enter into a professional services agreement with  
Creighton Manning Engineering, the firm that received the highest rating from each of the  
members of the review group.

Supervisor Runion suggested that the Town Board approve retaining Creighton Manning  
Engineering to design sidewalk improvements along Route 146 in Guilderland Center subject  
to receipt of written proposal with their fees and associated costs and the Town Board would  
authorize the agreement.

Item #3 on the agenda concerned the expenditure of \$56,000.00 for playground equipment in  
Tawasentha Park.

In a memo to the Town Board, Dennis Moore, Director of Parks and Recreation, stated that  
the current playground equipment is 25 years old and is due for replacement. This piece is  
especially designed for the 5-12 year old age group.

Donations from three years of Mud Mania amounted to approximately \$50,000.00 and with  
their request for \$56,000.00 from the Town Board in conjunction with some funding from the  
Parks and Recreation Department 2013 budget will cover the costs of the equipment and  
wood carpet safety surfacing.

Project construction is to start and be completed this coming fall. Phase II, which will include  
play structures for the preschool ages, will be planned for 2014.

**MOTION #90** Councilman Forte moved to **AUTHORIZE THE EXPENDITURE OF \$56,000.00 FOR NEW PLAYGROUND EQUIPMENT IN TAWASENTHA PARK WITH THE MONEY BEING ALLOCATED FROM CONTINGENCY.** 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 #91** Councilman Forte moved to **AWARD THE BID FOR HEATING AND COOLING MAINTENANCE IN TOWN BUILDINGS TO TECHNICAL BUILDING SERVICES AND AUTHORIZING THE SUPERVISOR TO SIGN THE AGREEMENT FOR SUCH SERVICES.** Councilman Pastore 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 #92** Councilman Pastore moved to **AUTHORIZE THE SUPERVISOR TO SIGN AN AGREEMENT WITH PHYSIO-CONTROL, INC. MAINTENANCE OF EMS LIFEPAK 15 UNITS.** 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 #93** Councilman Pastore moved to **AUTHORIZE THE SUPERVISOR TO SIGN AN AMENDED AGREEMENT WITH T-MOBILE FOR REPLACEMENT OF EQUIPMENT AT THE FORT HUNTER WATER TOWER.** 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 #94** Councilwoman Slavick moved to **AUTHORIZE THE PLACEMENT OF A STOP SIGN ON NEWMAN ROAD AT THE INTERSECTION OF CHURCH ROAD AS RECOMMENDED BY THE TRAFFIC SAFETY COMMITTEE.** 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 #95** Councilman Maikels moved to **WAIVE THE BUILDING PERMIT FEE FOR PREMISES LOCATED AT 9 SHEPARD ROAD AND 30 HANES STREET DUE TO DAMAGES SUSTAINED BY FIRE.** Councilman Pastore 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 #96** Councilwoman Slavick moved to **AUTHORIZE THE TRANSFER OF \$20,000.00 FROM THE WATER RESERVE FUND (9901/9R7) TO WATER REPAIRS (8430.44) FOR THE REPLACEMENT OF HIGH SERVICE PUMP AT THE NEIP WATER TREATMENT FACILITY.** 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 #97** Councilman Forte moved to **AUTHORIZE THE POLICE DEPARTMENT TO GO OUT TO BID FOR A NEW ANIMAL CONTROL VAN.** 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 #98** Councilwoman Slavick moved to **APPROVE TRANSFERS AS SUBMITTED BY THE COMPTROLLER'S OFFICE.** 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 #100** Councilman Forte moved to **APPROVE A CONTRACT AGREEMENT WITH THE GUILDERLAND POLICE BENEVOLENT ASSOCIATION FOR THE YEARS JANUARY 1, 2013 THROUGH DECEMBER 31, 2014.** 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 #101** Councilwoman Slavick moved to **ADJOURN THE MAY 7<sup>TH</sup>, 2013 TOWN BOARD MEETING AT 9:04 PM.** 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

**Respectfully submitted,**

**Rosemary Centi  
Town Clerk**