

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 7:34 PM. The meeting was opened with the pledge of Allegiance to the flag. Roll call by Jean Cataldo, Town Clerk, showed the following to be present:

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

ALSO PRESENT: Attorney Melita



Supervisor Runion welcomed everyone to the evening’s meeting and asked for a motion accepting the minutes of the September 15, 2015 Town Board meeting.

**MOTION #178** Councilman Pastore moved to **APPROVE THE MINUTES OF THE SEPTEMBER 15, 2015 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 |

**PUBLIC COMMENT PERIOD:** None

Re: Public Hearing on 6 parcels on French’s Mill Road.

At the request of Supervisor Runion the Town Clerk read the Legal Notice.

Supervisor Runion read into the record the advisory opinion memo from Town Planner Jan Weston regarding the six properties identified as numbers 10, 20, 22, 24, 26 and 28 French’s Mill Road.

Supervisor Runion advised there is also a letter with a petition signed by various neighbors along French’s Mill Road outlining their concerns with commercial zoning there and requesting the property be brought back to residential use.

Councilman Pastore asked the Supervisor if the residents are stating in the letter they are in favor of the rezone request. Supervisor Runion advised they are the ones who brought it before the Planning Board and that is why the Planning Board has recommended to the Town Board to hold a public hearing. It was initiated by the resident petition.

Supervisor Runion invited anyone who would like to make comments either in favor or in opposition to the rezoning of the six parcels on French's Mill Road to come up to the microphone. No one came forth. The Supervisor continued that he believes an advisory opinion from the Albany County Planning Board is needed and as we do not have that opinion yet, he would like to table any vote and hold it after the advisory opinion is circulated among the Town Board members. The Board decided to leave the public hearing open until the Thursday, November 5, 2015 Town Board meeting.

Agenda Item #1: Supervisor Runion advised the first item on the agenda is in regard to a grant application for the Justice Court that would be used for improvements to the Court Room and for software. It would be used to create a new exit out of the rear of the building for the Court Room. Additionally, scanning software as well as the installation of new carpeting and ceiling tiles are being requested. Councilman Pastore asked how the grant worked. Supervisor Runion advised we normally provide a couple of bids to give the Unified Court System an idea of the cost for the grant proposal.

**MOTION #179** Councilman Maikels moved to **AUTHORIZE THE SUBMISSION OF A JUSTICE COURT APPLICATION PROGRAM GRANT TO BE USED FOR IMPROVEMENTS TO THE COURTROOM AND FOR SOFTWARE.** 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 Item #2: Supervisor Runion advised he has been made aware by the Building & Zoning Inspector that the property at 315 Fuller Road has several building code violations that have not been remedied. These violations deal with removal of weeds, brush and debris on the premises. The expense of removal would be added to the property tax bill. It appears that the Highway Department has on occasion gone down to remove some brush and vegetation, however, it is still creating a hazardous condition for motorists exiting Mercer Street onto Fuller Road.

**MOTION #180** Councilman Forte moved to **SET A PUBLIC HEARING PURSUANT TO SECTION 64-41 OF THE TOWN LAW TO REMEDY NYS BUILDING CODE VIOLATIONS AT PREMISES LOCATED AT 315 FULLER ROAD ON NOVEMBER 5, 2015 AT 7:45 PM.** 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 Item #3: Supervisor Runion shared that this item deals with a west end water district extension along Route 158 and eventually we are looking for a connection with the Town of Rotterdam at County Line Road and Route 158. The contract is submitted by Delaware Engineering.

**MOTION #181** Councilman Pastore moved to **AUTHORIZE THE SUPERVISOR TO SIGN CONTRACT FOR ENGINEERING SERVICES FOR A WATER LINE EXTENSION ON NYS DOT ROUTE 158.** 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 Item #4: Supervisor Runion explained this item looks for the Supervisor to sign an amended agreement with AT&T for a lease of various cell tower sites as submitted by the Town Attorney. AT&T is looking to update all their current cell tower leases. Town Attorney Melita explained this item came up on an AT&T audit for all leases expiring in the next ten years and they are trying to extend all leases. Attorney Melita amended the contract and returned it to AT&T for their review. Supervisor Runion, therefore, suggested this item be tabled to the November 5 Town Board meeting.

Agenda Item #5: Supervisor Runion advised the town solid waste is brought to Colonie, therefore, we are in the Solid Waste Management Partnership. We have to have some sort of a partnership with other municipalities to comply with the rules of the Department of Environmental Conservation. The only change in this agreement is they are imposing the cost of the Planning Unit Recycling Coordinator and passing it onto the various participants in the Solid Waste Management Plan. Our Town would be responsible for 15.7% of the Recycling Coordinator's salary and fringe benefits. Councilwoman Slavick asked if it was based on population and the Supervisor confirmed that fact. Supervisor Runion continued that we do utilize the services of the Recycling Coordinator as they bid the recycling each year and handle literature and PR work for recycling. The Supervisor explained if we do not participate then we would not be able to utilize the services of the City of Albany and the Solid Waste Management. The Department of Environment Conservation does require each municipality to participate with other municipalities in a solid waste management plan.

**MOTION #182** Councilman Pastore moved to **AUTHORIZE THE SUPERVISOR TO EXECUTE THE CAPITAL REGION SOLID WASTE MANAGEMENT PARTNERSHIP INTER-MUNICIPAL AGREEMENT.** 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 #183** Councilwoman Slavick moved to **AUTHORIZE THE SUPERVISOR TO SIGN A COLLECTOR'S WARRANT FOR THE GUILDERLAND WATER DISTRICT IN THE AMOUNT OF \$154,387.76.** 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 Item #7: Supervisor Runion explained that most of the changes in the Collective Bargaining Agreement with UPSEU representing the Paramedic Unit relate to technical language. It is an attempt to clean up some of the language and ambiguities in the contract. It is a two-year agreement with a salary increase for 2016 and 2017 in the amount of 2.5% as the other union contracts have been approved for the same years as well. Another provision is the removal of one holiday, the Election Day floater, and in its place we added a personal day. This is why you see an increase in the personal leave from 36 hours to 48 hours as the paramedics are on 12-hour shifts. We increased the leave credits to coincide with what the other units were getting, they went from 240 hours to 288 hours. The Supervisor detailed the other provision per the contract and complimented the negotiating team. He feels that everyone is working well together. He went on to thank the Paramedic Unit for their service adding they do a great job!

**MOTION #184** Councilman Forte moved to **APPROVE COLLECTIVE BARGAINING AGREEMENT WITH UPSEU, REPRESENTING THE PARAMEDIC UNIT.** 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

Agenda Item #8: Supervisor Runion advised the two transfers both deal with the Transfer Station. There is a need for a new vehicle at the Transfer Station and the funds are going into the Equipment line to cover the vehicle purchase.

**MOTION #185** Councilman Forte moved to **APPROVE TRANSFERS AS RECOMMENDED BY THE TOWN COMPTROLLER'S OFFICE.** 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 Item #9: Supervisor Runion advised the Inter-Municipal Agreement with Albany County in regard to the Storm Water Management is an annual agreement. The Town of Guilderland participates in the Storm Water Management Program with various municipalities. It consists of all of the MS4 communities that have joined together.

**MOTION #186** Councilman Pastore moved to **AUTHORIZE SUPERVISOR TO SIGN INTER-MUNICIPAL AGREEMENT WITH COUNTY IN REGARD TO THE STORM WATER MANAGEMENT**. 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

**PUBLIC HEARING SCHEDULED FOR 8:00 PM** – pursuant to Section 202 of the Town Law in regard to the Assessment Roll of the Guilderland Sewer Improvement Area. This hearing pertains to the principal and interest portion of the Sewer Assessment Roll. The customers within the sewer district are in either Zone A, which is a parcel directly connected to the sewer or Zone B, where sewers are proposed to be in use within the next five years. In Zone A a typical single-family home would pay \$60.36 toward principle and interest owed by the sewer district. In Zone B a typical single-family home would pay \$20.97 toward principle and interest owed by the sewer district. The \$60.36 in Zone A is a decrease of \$2.04 from last year; in Zone B the \$20.97 is an increase of \$.10 from last year.

Supervisor Runion advised that the hearing notice is rather lengthy and as he explained with Section 202 provides for, the principle and interest payments, he opened the Public Hearing to anyone who would like to make comments to the Board either in favor or in opposition. No one came forward.

**MOTION #187** Councilwoman Slavick moved to **CLOSE THE PUBLIC HEARING PURSUANT TO SECTION 202 OF THE TOWN LAW IN REGARD TO THE ASSESSMENT ROLL OF THE GUILDERLAND SEWER IMPROVEMENT AREA**.

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 #188** Councilman Maikels moved to **ACCEPT SECTION 202 OF THE TOWN LAW IN REGARD TO THE ASSESSMENT ROLL OF THE GUILDERLAND SEWER IMPROVEMENT AREA**. 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 SCHEDULED FOR 8:15 PM** – pursuant to Section 202-A of the Town Law in regard to the Assessment Roll of the Guilderland Sewer Improvement Area. This hearing pertains to the operation and maintenance portion of the Sewer District Assessment Roll. A typical single-family home would pay \$241.04 toward the operation and maintenance of the sewer district. This represents a decrease of \$1.06 from the previous year. A typical single-family home would pay a total of \$301.40 toward principle, interest, operation and maintenance of the sewer improvement district. This represents a decrease of \$3.00 from the previous year.

Supervisor Runion opened the Public Hearing to anyone who would like to speak either in favor of or against the operation and maintenance portion of the Sewer District Assessment Roll may come up to the microphone at this time. No one came forward.

**MOTION #189** Councilman Pastore moved to **CLOSE THE PUBLIC HEARING PURSUANT TO SECTION 202-A OF THE TOWN LAW IN REGARD TO THE ASSESSMENT ROLL OF THE GUILDERLAND SEWER IMPROVEMENT AREA.**

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 #190** Councilman Pastore moved to **ACCEPT SECTION 202-A OF THE TOWN LAW IN REGARD TO THE ASSESSMENT ROLL OF THE GUILDERLAND SEWER IMPROVEMENT AREA.** 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 announced the next meeting is October 20, 2015. He suggested cancelling this meeting as not much is going on between now and the next meeting on November 5.

**MOTION #191** Councilman Forte moved to **CANCEL THE OCTOBER 20, 2015 TOWN BOARD MEETING.** 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
Councilman Maikels	Aye
Supervisor Runion	Aye

Supervisor Runion shared that the next Town Board meeting is Thursday, November 5, 2015 at 7:30 PM. We will have several public hearings. One of which will be the 2016 Town Budget which was filed with the Town Clerk's Office on September 28. It provides for basically a zero percent increase in the Town tax rate. There is a slight increase on the highway taxes of approximately 3% or so. The tentative Town Budget is available online at [www.townofguilderland.org](http://www.townofguilderland.org). Copies are also available at the Town Clerk's Office.

**MOTION #192** Councilwoman Slavick moved to **ADJOURN THE OCTOBER 6, 2015 TOWN BOARD MEETING AT 8:10 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,**

**Jean J. Cataldo**  
**Town Clerk**