Jaime Puccioni
Supervisor

NISKAYUNA TOWN MEETING

Tuesday, April 30, 2024 at 7:00 pm

TOWN COUNCIL
John Della Ratta
Bill McPartlon
Jessica Brennan
Jason Moskowitz

AGENDA FOR APRIL 30, 2024 REGULAR TOWN BOARD MEETING

1. **CALL TO ORDER**

2. **ROLL CALL**

3. **PLEDGE OF ALLEGIANCE**

4. **APPROVAL OF MINUTES**

   a. February 27, 2024 Regular Meeting Minutes

   b. March 12, 2024 Special Meeting Minutes

   c. March 21, 2024 Regular Meeting Minutes

5. **PRIVILEGE OF THE FLOOR**

6. **COMMITTEE REPORTS**

7. **SUPERVISOR'S REPORT**

8. **RESOLUTIONS**

9. 2024-104 (Sponsored by Councilmember Moskowitz) A Resolution hiring student workers in the Town's Engineering/Water & Sewer Department

10. 2024-105 (Sponsored by Councilmember Moskowitz) A Resolution authorizing an outsider user agreement with the owners of 2804 Aqueduct Road

11. 2024-106 (Sponsored by Councilmember McPartlon) A Resolution hiring seasonal laborers in the Town's Parks and Highways Departments

12. 2024-107 (Sponsored by Councilmember Moskowitz) A Resolution permanently appointing a Senior Civil Engineer

13. 2024-108 (Sponsored by Supervisor Puccioni) A Resolution authorizing certain budgetary modifications

14. 2024-109 (Sponsored by Councilmember McPartlon) A Resolution accepting meal program donations for the Town's Senior Center

15. 2024-110 (Sponsored by Supervisor Puccioni A Resolution establishing a standard work day and reporting

16. 2024-111 (Sponsored by Councilmember McPartlon) A Resolution authorizing the submittal of grant applications

17.	2024-112	(Sponsored by Councilmember McPartlon) A Resolution hiring seasonal employees in the Town's Office of Community Programs
18.	2024-113	(Sponsored by Councilmember Brennan) A Resolution authorizing the purchase of two vehicles for the Police Department
19.	2024-114	(Sponsored by Councilmember Brennan) A Resolution dis-establishing petty cash funds in the Niskayuna Police Department
20.	2024-115	(Sponsored by Councilmember DellaRatta) A Resolution amending Resolution No. 2024-42
21.	2024-116	(Sponsored by Councilmember DellaRatta) A Resolution integrating the Town Historical Committee into the Town's Historic Preservation Comission
22.	2024-117	(Sponsored by Supervisor Puccioni) A Resolution authorizing contracts for the public display of fireworks for the Town of Niskayuna Niska-Day celebration
23.	2024-118	(Sponsored by Supervisor Puccioni and Councilmember Della Ratta) A Resolution accepting land from New York State known as Mohawk River State Park and authorizing the Supervisor to execute letters patent
24.	2024-119	(Sponsored by Councilmember Moskowitz) A Resolution appointing a Water Plant Operator in the Water and Sewer Department
25.	2024-120	(Sponsored by Councilmember Moskowitz) A Resolution authorizing the installation of sewer piping and manholes at River Road Park
26.	2024-121	(Sponsored by Councilmember Moskowitz) A Resolution awarding a contract for the application of spray foam insulation at the Town's Water Treatment Plant
27.	2024-122	(Sponsored by Councilmember Moskowitz) A Resolution authorizing the purchase of two valve actuators for use in the Town's Wastewater Treatment Plant
28.	2024-123	(Sponsored by Councilmember Moskowitz) A Resolution amending Resolution No. 2024-77
29.	2024-124	(Sponsored by Councilmember Moskowitz) A Resolution amending Resolution No. 2024-94
30.	2024-125	(Sponsored by Councilmember Moskowitz) A Resolution authorizing the purchase of insertion valve line tapping equipment and insertion valves
31.	2024-126	(Sponsored by Supervisor Puccioni) A Resolution establishing an Elected Officials Salary Review Committee and appointing members thereto

32. **MOTION TO ADJOURN**

AT THE REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF NISKAYUNA DULY CALLED AND HELD ON THE 27th DAY OF FEBRUARY, 2024, AT 7:00 PM, HELD AT THE EDWIN D. REILLY, JR. NISKAYUNA TOWN HALL BOARD ROOM, THE FOLLOWING MEMBERS WERE PRESENT:

HONORABLE:	**JASON MOSKOWITZ**	**COUNCILMEMBER**
	JOHN DELLA RATTA	**COUNCILMEMBER**
	WILLIAM MCPARTLON	**COUNCILMEMBER**
	JESSICA BRENNAN	**COUNCILMEMBER**
	JAIME LYNN PUCCIONI	**SUPERVISOR**

Others present: Michele M. Martinelli, Town Clerk; Alaina Finan, Town Attorney; Ray Smith, Highway Superintendent; Elizabeth Greenwood, Town Comptroller; Jordan Kochan, Chief of Police; Laura Robertson, Town Planner; Matthew Yetto, Superintendent of Water and Sewer; Eric Amberger, Town Assessor; Jean Foti, Director of Community Programs; Deputy Town Supervisor Joseph Dresher; Seth Goldstein, Systems Administrator; Erin Cassady-Dorion, Confidential Secretary to the Supervisor.

APPROVAL OF MINUTES

January 23, 2024 regular meeting minutes approved as presented.

PRESENTATION

Jim Nordgren from JN Land Trust Services consultant for the Town of Niskayuna Natural Resources Inventory gave a presentation on Phases 2 of the Natural Resources Inventory and Next Steps

PRIVILEGE OF THE FLOOR

Linda Rizzo, Niskayuna Town Resident, commented she agrees with everything said about Dennis Brennan and asked why he isn't still our Town historian. Ms. Rizzo said she is saddened that she had to come this evening to express her dissatisfaction that the Supervisor and Board have decided they want a rise and will form a committee to get it. No one forms a committee to investigate a small raise. Ms. Rizzo stated that Dana Brizee asked Ms. Rizzo to be her voice as well as several other residents with regards to the Town's freshman supervisor who wanted to raise her first year in office. Now she tells the residents to expect a tax increase. Ms. Rizzo's stated the increase has been caused by the use of nonrecurring revenue and such as the fund balance. By forming a committee in normal settings this would be viewed as political greed, a committee of five does not represent the community. Ms. Rizzo commented the Town should have a public referendum, let the community vote on a raise.

Andrew Millspaugh, Niskayuna Town Resident is a member of the Complete Streets Committee and is providing his own comments as a resident. Mr. Millspaugh commends the board on pursuing the funding for the Linkage Study on Route 7 as well as the Grant

application for the the improvements on Route 7, for safety upgrades and improving pedestrian safety. As Supervisor Puccioni mentioned he thinks it is very important and while it is a state road he thinks the town is right on taking the lead and pushing for the improvements this will directly benefit the residents of the Town of Niskayuna. Mr. Millspaugh stated he grew up on the South side of Route 7 and currently lives with his family on the North side of Route 7, he said he can attest to how Route 7 serves as a barrier to mobility and access to town resources. Mr. Millspaugh thinks as the current comprehensive plan progresses and public input is received there will be an overwhelming support for the goal of increasing connectivity and improving safety throughout the town on Route 7. He is look forwarding to the work progressing and thank the Town Board.

Leslie Gold, Niskayuna Town Resident, is very encouraged to see not one but two contracts for organic waste treatment, it was envisioned it would help the town get to Net Zero. Ms. Gold is very concerned regarding the statements made about the recycling and transfer station; she noted the facility was without a sign for a prolonged period of time and went up with no fanfare. Ms. Gold thinks the town should do more to let people know the Transfer Station is operating. Ms. Gold did note the declining use probably has something to do with the ever increasing fees and the town really needs to encourage more people to use it. Ms. Gold thinks more people would find it to be a really good service for them because they have three opportunities every week to dispose of their trash. She found the garbage carrier tend to leave assorted garbage behind, blowing all over the neighborhoods.

Vincent Daly, Niskayuna Town Resident, has been a Niskayuna resident for 57 years and has seen progression come slowly but with the town's new supervisor things are moving rapidly. Mr. Daly thanked the board member for what they are doing for the town. He thanked the entire town's department heads for the great job they are doing.

Ashok Ramasubramanian, Niskayuna Town Resident, and a member of the Conservation Advisory Council, he addressed the Supervisor and Town Board members and thanked them for hearing his input on the Natural Resources Inventory (NIS) process. The Conservation Advisory Council (CAC) is a lead agency within the Town of Niskayuna and Mr. Ramasubramanian will be leading the project along with Laura Robertson and the CAC Chair Strayer. As Jim said it's not just about maps and databases it's really about community. Not all NIS are done this, the CAC and NIS really have a strong focus on community and outreach. Mr. Ramasubramanian thanked the DEC for their support. The NRI intends to work with high school, middle school people, and seniors' town residents and also intend to invite developers to the steering committee. If anyone would like to join the NRI steering committee there will be one meeting a month mostly virtual. If anyone would like to hear about the town's natural resources and how to steward please contact Mr. Ramasubramanian and he also commented this formal invitation goes out to the town board and our leadership to consider joining.

When no other residents wished to be heard, Supervisor Puccioni closed privilege of the floor.

COMMITTEE REPORTS

Police and Public Safety Committee, Councilmember Brenna reported Chief Kochan reminded residents of the overnight parking restrictions end April 1st, from 3:00 am to 6:00 am there's no overnight parking. This is so the Highway Department crews can make sure streets are clear and safe if it snows. The Police Department's Cops and Kid reading program continues to be a big success. Glen Cliff School hosted January and Craig School is the host for February. The Police Department is processing two new patrol vehicles and will also be up fitting detective vehicles, Chief Kochan noted the detective vehicles are decommission patrol vehicles. The Police Department has completed a training unit on Procedural Justice for Law Enforcement through Police One Academy. Detective Munger and Officer Comanzo attendant Accident Investigator School, Sergeant Maura and Officer Breslin attended Use of Force refresher training and Officers Powell and Thomas attended the Advanced Roadside Impaired Driving Enforcement Training. Councilmember Brennan reported Coffee with a Cop both at the Senior Center and at Target continue. Chief Kochan reported a meeting with the Clerk Martinelli's office regarding records retention and moving records from paperstorage to digital storage. Seth Goldstein is going to be assisting in this process and researching grant options. Councilmember Brennan reported the school district Bus Patrol was launched yesterday and was installed in the fleet of 90 buses in the Niskayuna School district; this is a great collaboration to improve safety for town children. There is a 30-day reminder period now, people will be given a warning and reminded to not pass school with the stop sign out. After the 30 days tickets will be issued, the money from the tickets will go to fund this program, since there's no cost to the town. Councilmember Brennan announced the Police Department is continuing to evaluate resumes for potential leral transfers, Chief Kochan stated he sent out canvas letters for the July academy. Councilmember Brennan reported the Chief Kochan stated the Niskayuna Police Department's mandatory certification through DCJS is completed and will be voting on in March by DCJS; Chief Kochan Stated this application will open up a 5 year window to be accredited. Civilian Police Academy applications are due on February 7th, this is a six-week program that supports community engagement and gives people the opportunity to engage with police officers and learn more about their training. Resolutions on the agenda where Law Enforcement Agency Accreditation Program application, the acceptance of the stop DWI Grant in the sum of $13,250 and accepting funding through Schenectady County for a discovery clerk which is $54,610 The next Police and Public Safety meeting will be held on and March 7th at 3:30 p.m.

Water Sewer and Engineering Committee, Councilmember Moskowitz reported
A good portion of our meeting this month was spent discussing the Transfer Station, our current practices at the facility, and what the future there looks like. Superintendent of Water & Sewer Matt Yetto put together a presentation

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for our committee, and for the last several years we've seen a steady decline in the number of residents using the services that are available at the facility, and that coupled with increasing costs has brought the Transfer Station's long term sustainability into question. In the coming days I will be coordinating an internal meeting so we can start to brainstorm some ideas, look at numbers and costs, and plan out a road map for the facility's future. I intend that this will be a lengthy process, it will require research and teamwork, and I look forward to working with Matt Yetto, the Committee, and the Board to ensure that whatever path we take is in the best interest of the Town, our residents, and our financial success.

We also discussed our ongoing effort to make our WWTP a net-zero facility by contracting with outside companies to bring their FOG's, or fats, oils, and greases to power our plant. At our Town Board meeting last month, we authorized the signing of a contract with C & F Septic Service, and as of our committee meeting earlier this month, C & F had already brought two loads of organic waste, and this month I am happy to share that we will be voting on not one, but two new contracts for the acceptance of organic waste. The first contract is with Blue Diamond Septic Services based in Selkirk, and the second is with Carne, a company who hauls whey for Chobani Yogurt. The acceptance of organic waste was part of the $22 million project that was completed at the WWTP beginning in 2016, and it's a major accomplishment that the Town is now realizing some of the anticipated revenue that has long been discussed. My thanks to Water and Sewer Superintendent Matt Yetto, Senior Engineer Dan Bolke, and Town Attorney Alaina Finan for all of their efforts in getting those contracts to a point where they could be executed. Also at the WWTP, tonight we will be welcoming Bill Olsen to the position of Waste Water Treatment Plant Operator. Bill has been an operator trainee with the town for just over two years, he has completed the requirements to obtain his plant operator's license, he recently passed the exam, and his knowledge will be an asset to our daily operations at the plant.

A quick update on the water treatment plant upgrade project: as everyone is aware, the plant was temporarily offline while we were waiting for some electrical equipment. That equipment has finally been installed, and our plant is back to full functionality as of earlier this month. During the time that the plant was down, we were purchasing water from the City, so at no time during that process was there any interruption to water supply in Town.

All the other resolutions that we'll be voting on out of Committee this evening are usual business items – a few standard easement agreements, purchasing

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replacement vehicles, purchasing pump station equipment, and purchasing chemicals. I would just like to note that all these items were budgeted for and are imperative to the property functionality of our Town's infrastructure and maintaining the high level of services that our residents expect and deserve. The next Water and Engineering Committee meeting will be held on March 6th at 8:30 a.m.

Transportation and Public Facilities and Community Programs Committee,
Councilmember McPartlon reported Highway Superintendent Ray Smith reports due to a mild winter crews are still out working on trimming of trees, patching catch basins and working on drainage issues around town. The Highway Department and Parks Department still have open positions to fill. Parks Crews have been working in Blatnick and Fieldstone Parks because of a mild winter and Christmas tree pick up has ended. Councilmember McPartlon announced there was a number of resolutions on the agenda for the purchases of equipment for the Highway Department and that all has been budgeted items for 2024. Ray Smith and his staff have done an excellent job in staying ahead of long lead times for equipment.
Councilmember McPartlon reported the committee discussed town hall cleaning and whether it will be taking in-house or go out to hire and repair work that that has to be done at the community center. Councilmember McPartlon mentioned Jim speaking on the National Resources Inventory, regarding the town landfill area; if anybody has been around this area, the town has really embraced a Low Mow initiative in this area; this was all done with a tremendous effort from Ray Smith and his crews in the Parks and Highway Department. They have new equipment to aid in the success of this program.

Councilmember McPartlon welcomed Jean Foti as the new Assistant Recreation Director for Community Programs. Ms. Foti reported the ski club was very successful this season and Julie Lohre did a great job with this year's program. Seasonal employment applications are still being accepted until the end of March and then interviewing of the candidates for the Recreation Department will start. The spring soccer program is also looking for coaches and referees, the program will educate the coaches and referees, no experience is needed. The Spring Hat and Bunny parade will be held Friday March 29th weather permitting, at Town Hall. The MLS calendar program which is a new program within town hall involving all town departments. This allows all involved with scheduling programs and meetings at Town Hall to see the same calendar so there is no overlapping at town facilities. Councilmember McPartlon said this is going to be a great asset to everyone managing town facilities. The summer events program comes out April 1st. Councilmember McPartlon reported senior program updates was given by Linda O'Brien. The Town of Niskayuna has a very robust program at the senior center, there have been letters received from individuals who visit different senior centers in New York State and they can't believe how successful our senior programming is. Seniors take part in exercise programs, book groups, sewing programs and Maja tournament just to name a few of the programs. The next Transportation and Public Facilities and Community Programs Committee meeting will be held on March 7th at 8:00 a.m.

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Economic Development and Historic Preservation and Environmental Conservation Committee, Councilmember Della Ratta reported the B Inspired Gift Shop has relocated from Union Street to Nott Street. The Town of Niskayuna is working together with the Schenectady County the State of New York and Federal Government to turn the landfill turning into a natural resource, junk yards into beautiful water front property such as River Ledge and tens of millions of dollars is being invested at GE with their expanding research and development capabilities and keeping jobs here and bring new jobs to the Town of Niskayuna and in the city of Schenectady a multi-use uh facility going up near the casino; which was a former waste land. These are happening with grants and funding from Phil Steck and Paul Tonko. The next Economic Development and Historic Preservation and Environmental Conservation Committee, meeting will be held on March 1st, at 8:30 a. m.

SUPERVISOR'S REPORT

The Federal Dept. of Transportation TAP grant for Route 7 upgrades that was submitted in early January is under review and we have been informed that our application is competitive. I am praying they will approve the funding. Thanks to the Gazette's coverage of the grant application, we attracted a supportive editorial published in the Gazette that really encapsulates the sentiment of the many residents and businesses that have expressed concerns about this stretch of highway. I couldn't have expressed my thoughts better than the editorial did…,

> *"So if anyone has any objections to the town contributing $200,000 to support long-overdue traffic safety improvements to this stretch of highway, you'd better have a real good reason. We can't think of any. Can you?"*

I strongly support and facilitate actions to improve safety for vehicles and pedestrians, and I am consistently working to find ways to make this project stand out as an essential upgrade to our section of Route 7 so that we have the best chance of receiving this grant. I am in constant communication with my partners in government which include Congress member Paul Tonko, Assembly member Phil Steck, and Governor Hochul's office.

Again I would like to thank our Town Planner Laura Robertson, Chief Kochan, and Bill Chapman and Jim Levy of our Complete Streets Committee for working with me on the grant application.

To increase traffic safety we reinstated the traffic and community engagement division in November, assigning 2 current officers. For the 2024 budget cycle, we funded two additional positions with the anticipation of increasing overall staffing and adding members to this division.

I asked Chief Kochan to analyze our traffic enforcement data and when we compare the data from these past 16 weeks, to the same period in 2022 and early 2023,

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- We have significantly increased total tickets written, from 338 total tickets written by Niskayuna PD to 930 tickets;
- This is a 175% aggregate increase and a 219% increase for just tickets written on Route 7 alone.

I bring this up not only to highlight the success of reinstating the traffic division, but share with you my own frustration over the years as a Town resident, watching speed and other traffic violations on Route 7, and wanting to find a way to make things better. And, this is us doing better - over 60% of the tickets of those 930 total tickets come from stops on Route 7.

Thank you to our officers who work hard every day to keep our town safe. I know you care deeply about this issue because I see you in action every day.

And, as I comment on Route 7, I would be remiss if I didn't mention the horrific pedestrian vehicle accident last week on Route 7, where a young man was seriously injured. Yet another tragic reminder of the need for traffic calming measures in this area. Route 7 in Niskayuna is basically a 5 lane highway that divides our Town, a wall, if you will, separating two very large residential areas - the north and south sides of Niskayuna.

In order to support our efforts to make this corridor safer we also applied for a $154,000 linkage study grant through the Capital Region's Transportation Council's Planning Board, which is a metropolitan planning organization for Albany, Saratoga, Schenectady and Rensselaer Counties. We received word that the grant was recently approved by CRTC's Planning Board and will be voted on by their Policy Board. If awarded, there will be a study of complete streets treatments on Route 7 between Niskayuna's border with the City of Schenectady and the Town of Colonie. We anticipated full approval at their March 7th meeting and look forward to beginning that study.

Nott Street

Sidewalk

In that same vein, one of our county roads in Niskayuna will be safer for pedestrians thanks to a sidewalk project that was brought up by our Complete Streets Committee. The project would extend the sidewalks along Nott Street to connect already established sidewalks on the Niskayuna and Schenectady City sides. The City of Schenectady has agreed to start their side of the project this year, and the county has agreed to fund the Niskayuna part of the project. This will create safe and continuous sidewalk passage up and down Nott Street, and this is at no additional cost to Niskayuna taxpayers.

Lights and Banners

Nott Street will also see new period lamp posts, which we intend to outfit with soft white, albeit, LED lighting and custom decorative banners as an extension of the Nott Street

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Improvement project completed in 2022. Metroplex has confirmed that they will fund these upgrades. I envision creating an inviting “Main Street” feeling that will further define our business district. I hope to extend it from Co-op plaza down to Town Hall, and change out banners from honoring veterans to seasonal designs, and perhaps the new town logo. I will be meeting with the designer on Friday to get the conversation started, and a big part of the process will be outreach from businesses and neighbors about what they would like to see displayed, and the kinds of imagery they fill will complement this part of our Town.

Sub-Committee for Committees

We are lucky to have a great many community members who serve on a number of established committees here at the Town. Some of these committees are salient parts of our Town processes, and others work more behind the scenes. As we grow and learn as a Town, we need to ensure that there are processes and policies in place to help provide structure and uniformity for these committees. I have asked Deputy Supervisor Drescher to lead the initiative and establish recommendations to the Board. In essence, this will be a committee to review committees, *which sounds like a joke from the Parks and Rec TV show,* but in my opinion, this is important for ensuring we are efficiently and effectively completing our committee goals, and that continuity is easier as members come and go.

Senior Tax Exemption

Another item to note as we enter spring and tax season, March 1 is the deadline for claiming senior exemptions. If you are a senior or have a senior loved one, be sure to remind them to file. You can point them to the Town’s website, under the Assessor’s page, and you will find a menu item to assist with printable forms and filing instructions. A postcard mailing was sent to all the residential properties in town to make our residents aware of the senior citizen property tax exemptions. Niskayuna is the only one of the larger towns in Schenectady county to do the mailing this year.
To date we have:

- 705 residents have been in contact with the assessor’s office (over 8% of the town's residential properties)
- 36 residents have been newly enrolled in the Enhanced STAR
- 13 residents have been newly enrolled in the Senior Citizen Exemption

We expect these numbers to increase as we approach March 1st
The Social Security Cost of Living Adjustment (COLA) for the last three years has been larger than usual. The concern is that this will reduce the benefits for seniors who depend on the Senior Citizen Exemption. I have asked the Town Assessor, Eric Amberger, to prepare an overview for the next Finance Meeting. Later in the year, a recommendation will be made about raising the income limit for the 2025 assessment year. *The goal is to maintain current benefit levels and prevent our senior citizens from being indexed out of the exemption.*

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RESOLUTIONS

The following resolutions were approved with a vote of five ayes unless otherwise noted.

Resolution 2024-52 authorizes the purchase of a one ton dump truck with plow and sander attachments for use by the Town's Parks Department

Resolution 2024-53 authorizes the purchase of a Bobcat compact track loader with attachments for use by the Town's Highway Department

Resolution 2024-54 authorizes the acceptance of donations for the Town's Senior Center

Resolution 2024-55 authorizes the Supervisor to enter into a shed easement agreement with the owners of 203 Campo Court

Resolution 2024-56 authorizes the purchase of a Chevrolet pickup truck with plow for use by the Town's Highway Department

Resolution 2024-57 appoints a Wastewater Treatment Plant Operator

Resolution 2024-58 (Sponsored by Councilmember Brennan) A Resolution authorizing a memorandum of understanding with Schenectady County and authorizing the acceptance of funding related to discovery and bail reform from the New York State Division of Criminal Justice Services

Resolution 2024-59 authorizes the Supervisor and Police Chief to execute the New York State Law Enforcement Agency Accreditation Program application and agreement

Resolution 2024-60 authorizes the Supervisor to enter into an agreement with Schenectady County for participation in the New York State Special Traffic Options Program for Driving While Intoxicated

Resolution 2024-61 authorizes the Supervisor to enter into a contract with Cusack & Company, CPA's LLC for professional auditing services

Resolution 2024-62 authorizes outside counsel for Planning Board Meetings and coverage for the Town Attorney

Resolution 2024-63 amends the cost of memorial benches

Resolution 2024-64 authorizes the purchase of a 2025 Freightliner packer truck for use by the Town's Parks Department

Resolution 2024-65 authorizes certain budgetary modifications

Resolution 2024-66 accepts an access easement and authorizes the Supervisor to execute a maintenance agreement

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Resolution 2024-67 appoints the Chair of the Town's Historic Preservation Committee

Resolution 2024-68 authorizes the purchase of a pick-up truck and three utility body trucks for use in the Town's Water and Sewer Department

Resolution 2024-69 authorizes the renewal of a contract for utility billing software in the Water and Sewer Department

Resolution 2024-70 authorizes the purchase of a zero-turn mower with bagger for use by the Town's Parks Department

Resolution 2024-71 authorizes the purchase of two mason trucks for use by the Town's Highway Department

Resolution 2024-72 authorizes the purchase of a Toro stand-on mower with bagger for use by the Town's Parks Department

Resolution 2024-73 authorizes the purchase of chemicals to be used by the Town of Niskayuna in its Water and Sewer operations during 2024

Resolution 2024-74 authorizes the Supervisor to enter into a contract for the receipt of organic waste at the Town's Wastewater Treatment Plant

Resolution 2024-75 authorizes the reconciliation of the third quarter of 2023 corporate utility billing

Resolution 2024-76 authorizes emergency road repairs on Nott Street

Resolution 2024-77 authorizes the purchase of a pump for the Fillmore Pump Station

Resolution 2024-78 authorizes the purchase of a brush chipper for use by the Town's Highway Department

Resolution 2024-79 authorizes the purchase of a rotary wheel balancer for use in the Town's Highway Department

Resolution 2024-80 authorizes the purchase of two MVP plows for use by the Town's Highway Department

Resolution 2024-81 authorizes the purchase of a stand-on air blower for use in the Town's Parks Department

Resolution 2024-82 authorizes the Supervisor to enter into a contract for the receipt of organic waste at the Town's Wastewater Treatment Plant

CEREMONIAL RESOLUTIONS

Resolution 2024-83 honors Denis Brennan for his years of dedicated service to the Town of Niskayuna

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Resolution 2024-84 honors Mr. Beck Dodd for his heroic actions in saving the life of another person

There being no further business to come before the Town Board, Supervisor Puccioni adjourned the meeting.

Michele M. Martinelli, Town Clerk

DRAFT

AT THE SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF NISKAYUNA DULY CALLED AND HELD ON THE 12th DAY OF MARCH, 2024, AT 7:00 PM, HELD AT THE EDWIN D. REILLY, JR. NISKAYUNA TOWN HALL BOARD ROOM, THE FOLLOWING MEMBERS WERE PRESENT:

HONORABLE:	**JASON MOSKOWITZ**	**COUNCILMEMBER**
	JOHN DELLA RATTA	**COUNCILMEMBER**
	WILLIAM MCPARTLON	**COUNCILMEMBER**
	JESSICA BRENNAN	**COUNCILMEMBER**
	JAIME LYNN PUCCIONI	**SUPERVISOR**

Others present: Michele M. Martinelli, Town Clerk; Alaina Finan, Town Attorney; Ray Smith, Diane Percy, Receiver of Taxes; Highway Superintendent; Elizabeth Greenwood, Town Comptroller; Jordan Kochan, Chief of Police; Laura Robertson, Town Planner; Matthew Yetto, Superintendent of Water and Sewer; Lori Peretti, Coordinator of Community Programs; Janet Wynne, Confidential Secretary to the Comptroller; Deputy Town Supervisor Joseph Dresher; Seth Goldstein, Systems Administrator; Erin Cassady-Dorion, Confidential Secretary to the Supervisor, Rita Ogburn-McCall, Town Historian.

RESOLUTIONS

The following resolutions were approved with a vote of five ayes unless otherwise noted.

Resolution 2024-85 appoints a Principal Account Clerk in the Town's Comptroller's Office

Resolution 2024-86 amends Resolution No. 2024-19

There being no further business to come before the Town Board, Supervisor Puccioni adjourned the meeting.

Michele M. Martinelli, Town Clerk

DRAFT

AT THE REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF NISKAYUNA DULY CALLED AND HELD ON THE 21st DAY OF MARCH, 2024, AT 7:00 PM, HELD AT THE EDWIN D. REILLY, JR. NISKAYUNA TOWN HALL BOARD ROOM, THE FOLLOWING MEMBERS WERE PRESENT:

HONORABLE:	**JASON MOSKOWITZ**	**COUNCILMEMBER**
	JOHN DELLA RATTA	**COUNCILMEMBER**
	WILLIAM MCPARTLON	**COUNCILMEMBER**
	JESSICA BRENNAN	**COUNCILMEMBER**
	JAIME LYNN PUCCIONI	**SUPERVISOR**

Others present: Michele M. Martinelli, Town Clerk; Alaina Finan, Town Attorney; Ray Smith, Highway Superintendent; Elizabeth Greenwood, Town Comptroller; Jordan Kochan, Chief of Police; Laura Robertson, Town Planner; Matthew Yetto, Superintendent of Water and Sewer; Eric Amberger, Town Assessor; Jean Foti, Director of Community Programs; Deputy Town Supervisor Joseph Dresher; Seth Goldstein, Systems Administrator; Erin Cassady-Dorion, Confidential Secretary to the Supervisor.

PRIVILEGE OF THE FLOOR

Leslie Gold, Town of Niskayuna Resident, commented she is pleased to see the grant for studying traffic on Troy Road and reiterated there have been studies before and one in particular led to the removal of the raised median. Out of concerns, including safety the town should learn from the past.

Amna Bukhari, Town of Niskayuna Resident, spoke of concerns he and the neighbors have on Milton Keynes Drive. This is regards to a home which is rented out though Airbnb. Neighbors from Milton Keynes Drive and Inman Road have gathered at this town board meeting to address a pressing concern that threatens the very essence of their community. The Airbnb rental in this neighborhood is being marketed as an event property attracting 50 plus people and this summer 16 of the 20 weekends are already rented out. As owners Ms. Bukhari stated they have already seen some of the behaviors of the people that have rented the property, and commented she emphasize that each of the owners in the neighborhood contribute significantly through taxes to uphold the standards of the neighborhoods of Milton Keynes Drive and Inman Road.

Tom Kaiser, Town of Niskayuna Resident, commented that living on Inman Road it affects him do to the amount of traffic that goes passed his home. Mr. Kaiser said when son was in high school he was washing cars in our driveway to earn a little money and someone from the town made him stop because it's a residential neighborhood and he was operating a business. So if that's a business that can't be operated, he doesn't see how an Airbnb could possibly be allowed.

Maran (Jet) Jackson, Town of Niskayuna Resident, has lived on Inman Road farm for 50 years and was appalled to hear the property on Milton Keynes was sold to a man who is advertising it as a bed and breakfast and an entertainment facility. Ms. Jackson questioned how the owner got a variance to do so and would like an explanation from Niskayuna. She said she has fought hard and long as being part of the Troy Road Neighborhood Association, preventing

Troy Road from being a Central Avenue and now to have this situation and is not acceptable. This will create more traffic in a residential area that not zone commercial.

Laura Scordino, Town of Niskayuna Resident, lives directly next door to this property. Ms. Scordino called Laura Robertson and spoke with her about this situation and she said there is no way to totally stop Airbnb. Ms. Scordino stated she looked through the town rules and it states you can't have businesses, as a doctor you can't have people coming in and having a practice out of your house. But this seems similar, the property was bought to be rented out and it's not even so much that it's rented out as an Airbnb for a family, but it's clearly being marketed to large groups for gatherings. The neighbors are woken up at all hours in the middle of the night to hear people walking around and car doors slamming. It's obviously very frustrating and hard to go back to sleep. She stated they have little kids and intend to live there for a long time. but it's very concerning if there's going to be an Airbnb next door, that's like party central forever they will have to move. She asked if all were familiar with this road, there's eight houses on a dead end, with no traffic and know all the cars. Now to have this influx of people it changes everything. There should be substantial regulations, number of people in the house and number of cars allowed on the property.

Bill Chapman, Town of Niskayuna Resident, and a member of the town's Complete Streets Committee commended the board tonight for pursuing the linkage study for Troy Road and also for going ahead with the $4.1 million Traffic Assistance Program Grant for Troy Road. Mr. Chapman commented there have been five fatal crashes on Troy Road in 2023; there were two additional on February 22nd and one more with a total of eight fatal crashes in a four-year period. The Chief of Police has taken noticed and has taken steps with the support of the board to write more tickets on Troy Road. Mr. Chapman thinks this board has been very proactive in reaching out to New York State DOT with their Office of Traffic Safety and Mobility regarding the Linkage Study. This will help the town identify some design features that can slow traffic, put in some traffic calming and steps to make it possible for pedestrians to safely cross Troy Road. Mr. Chapman also state the board has been very strong at safety and pedestrian features in in recent years to encourage the Schenectady County to make improvements in the Co-Op block of Nott Street and the crosswalks at River Road and St Joseph Drive, the traffic circle at River Road and Rosendale Road and completing the segment on Nott Street between Baker Avenue and Lexington Parkway, funding for the Plum Street sidewalk at Hillside Avenue and applying for a grant for sidewalks at Hillside Avenue and also on Birchwood Elementary. Mr. Chapman also thanked the board for their support for hiring additional officers in the Police Department to create the Traffic Enforcement Division.

Karla Brock-Duggal, Town of Niskayuna Resident, spoke as a resident in the neighborhood that lies directly adjacent to Route 7. She is very concerned with the number of serious accidents that have taken place on Route 7 near her neighborhood and is very thankful that the town is addressing the safety issues along this road and the town board is supporting the applications for the linkage study and the TAP Grant to look at possible solutions to address these problems. As a resident she can speak to her experience as a pedestrian walking along Route 7 walking her dog on the sidewalks of Route 7, this road has a number of intersections with local and county roads, as a pedestrian or a bicyclist it does not feel safe to cross these intersections even if there are

crosswalks. Automobiles are turning off of Route 7 onto these side roads at high speeds so as to not disturb the traffic flow on Route7. In her car during high traffic times making a left turn from her street onto Route 7 can be difficult to navigate with such a focus on high-speed traffic in both directions. She is very happy to hear that the town was awarded funding for the linkage study and will be able to explore ways to slow traffic and create a safe environment for pedestrians and bicyclists.

Mike Melnick, Town of Niskayuna Resident, is a resident on Inman Road basically exactly across from the outlet of Milton Keyes. He is concerned on the traffic and the littering on the side of the roads. Passengers in cars coming out of Milton Keys throw their bottles and beer cans out of the cars and neighbors always picking after them. The added traffic also causes the dogs in the neighborhood to start barking at all times of the day and night. Mr. Melnick commented the ironic point, Brian Chesky who grew up in Niskayuna owns Airbnb.

When no other residents wished to be heard, Supervisor Puccioni closed privilege of the floor.

COMMITTEE REPORTS

Police and Public Safety Committee, Councilmember Brenna reported the committee talked about the towing bid for 2024 and it is still ongoing and currently working on a fee structure. Cops and Kids reading program is being hosted by Rosendale School in the month of March. Traffic engagement is up substantially since the formation of our Traffic and Community Engagement Division. There will be three decommissioned police vehicles sent to auction. Detective Munger and Officer Comanzo will be attending the Crash Management School, level four. Sergeant Maura attended a course on Police Supervision which is a mandatory course for sergeants and Officer O'Brien completed his field training, Officers Guest, Pardi and Breslin will be attending peer support team training. Councilmember Brennan reported two new citizen correspondence with William and Suzanne Hodgkins thanked Officer Favata for his service to them as they were victims of fraud and thanked him for his due diligence and kindness. Councilmember Brennan reported a Crimson Oak and the VA Neighborhood Coalition send a letter looking for more traffic analysis and traffic calming measures. Chief Kochan is working with the county to scheduling a meeting with the residents and county. Coffee with a Cop continuing at the senior center with Chief Kochan hosting the third Tuesday monthly, and Target on Friday the 15th from 12p.m. to 2p.m. Drug Take Back Day scheduled for April 27th from 10 a.m. to 2 p.m. at Town Hall. The Bus Patrol on March 27th begins and tickets ticket will be issues to motorists who pass school buses with their stop signs up. The committee talked about traffic calming ideas for Rosendale Road and Zenner Road, resident Matt Wall had reached out to Councilmember Brennan and talked about how some other school zones have lower speed limits. Councilmember Brennan said she is working with Laura Robertson to analyze and appropriately engineer traffic in that area. The next Police and Public Safety meeting will be held on and April 16, at 5:30 p.m.

Water Sewer and Engineering Committee, Councilmember Moskowitz reported
Starting with the wastewater treatment plant - back on February 15, DEC was at the plant and conducted an unannounced inspection. The inspection went very well and everything down at the plant is operating as expected. As I've previously reported, we have recently contracted with companies who have already begun bringing their waste to our plant, and as our Senior Engineer Dan Bolke said, "it's running better than ever", so that is great and long anticipated news for the Town. At last month's meeting, we approved a contract with Chobani yogurt to accept organic waste and whey from them. We have submitted the necessary paperwork to DEC and we are awaiting final approval. Last month, our annual Mercury Minimization Plan was submitted to DEC. That report outlines mercury levels in and out of the plant, and details what the Town does to minimize mercury sources. One of the topics that were highlighted in this year's report was our recycling event where we accept TV's, computer monitors, and other electronics that contain mercury. By accepting those items and properly recycling them, it keeps them out of our landfill, which in turn keeps mercury out of our wastewater. We've also been working with GE, KAPL, and Environment One, our large industrial partners here in Town, to see if they'll provide samples coming out of their facilities to help us pinpoint and minimize other potential sources.

At the water plant – the plant is back online after our major upgrades and we've been doing final walk-throughs with our contractors to begin closing out contracts. We were able to save quite a bit of taxpayer money during the upgrade project by doing some work in-house, so my thanks to everyone worked on this extensive multi-year long project.

Our annual Transfer Station report was submitted to DEC last month. This report contains information on what we haul and dispose of the Transfer Station. The report was a total of 14 pages and thanks to Kathy Persons for all her work preparing this report. It takes a lot of time and effort to keep track of everything and compile all of the information DEC needs.

For resolutions out of Committee tonight, we'll be appointing two maintenance workers in the Water & Sewer Department. Superintendent Matt Yetto has been interviewing applicants in an effort to fill the four vacant spots, and so we're happy to finally be filling a couple of those spots this evening. We encourage anyone who is interested in joining our team to check the posting on the website. We also have resolutions tonight to authorize utility warrants, approve an annual contract for sludge disposal, and accept a grant on behalf of the County which will be used to film a storm water docuseries. The next Water and Engineering Committee meeting will be held on April 3, at 8:30 a.m.

Transportation and Public Facilities and Community Programs Committee,

No report given. The next Transportation and Public Facilities and Community Programs Committee meeting will be held on April 4, at 8:00 a.m.

Economic Development and Historic Preservation and Environmental Conservation Committee, Councilmember Della Ratta reported on 2890 River Road, the town is going to accept lands and that will to connect from Seneca Road into River Road Park. Councilmember Della Ratta said the town is thankful for the developer, the planning board, Supervisor Puccioni and Laura Robertson for working on this project that connects pedestrians to parklands.

DRAFT

GE Verona, the planning board and Zoning Board of Appeals has been working on a proposed new building with GE Verona campus. This is a great addition to the technology area and it's a great example of investment that's been made in Niskayuna as well as our surrounding counties and cities. The comprehensive plan survey is up and running on the town website and Councilmember Della Ratta asked residents to please participate if you haven't already. This helps the town great deal in formulating a plan. Arbor Day event will be held April 27th here at the Town Hall from 11a.m. to 1p.m. The next Economic Development and Historic Preservation and Environmental Conservation Committee, meeting will be held on April 12, at 8:30 a. m.

SUPERVISOR'S REPORT

Good Evening, I'd like to start by reporting on the recent grant that the town was awarded, $150,000 Federal Grant from the Capitol Region Transportation Council. I mentioned it last two weeks ago last week during our Finance and Agenda meeting. I worked very closely with our town planner Laura Robertson, Complete Streets committee members Chair Bill Chapman, Police Chief Kochan our local partners and government the State Department of Transportation to identify funding sources to help us understand the traffic and pedestrian safety issues on Route 7. These funds will be used for a planning study and our hopes are we will be able to address critical safety concerns. Now while the $4 million New York State Department of Transportation Grant was submitted, this is separate independent from that funding. A reminder that $4 million Grant would be to focus on major infrastructure improvements in that Belleview Hospital area, but this$150,000 Grant we were awarded will allow us to study the Route 7 Corridor in Niskayuna from Colonie to St David's Lane. This study is considered a national best practice and it will include lots of community outreach to Residents, to our partners like the New York State Department of Transportation, Schenectady County and the goal is to help us build consensus about our next steps for Route 7 would be to; design complete streets treatments to improve pedestrian safety, again this is a very busy highway that bisects our town and we've had significant safety issues in the recent past. So we're just really focusing on encouraging safe driving, safe walkability and looking at that on Route 7and throughout town. So it's another reason why it's important to fill out the comprehensive plan survey, because that allows you to have a voice in what you think is important for our town. It guides us for the next 10 years and it helps us apply for grant funding, so if you haven't filled it out I encourage you to do so.
Our Highway Transportation and Parks Department have been doing a fabulous job working on finishing up several major projects. They're getting the fields and Parks ready to go so when the nice weather finally arrives we will have our parks and facilities open and ready for our residents to enjoy. With weather uncertainty we are all used to experiencing our Highway Department will continue to be conservative with our yard waste start dates, so as a reminder scheduled yard waste pickup does not begin until May 6th however weather permitting the trucks will be out picking up yard waste randomly starting April 1st . There's a map of the zones for when scheduled pickups will occur on our town website that is the newly designed and easily functional town website. That'll be great it will also be advertised in The Gazette so you can see that information there in The Gazette. The Highway Parks and Transportation Department has also been really busy with improvements at River Road Park grant-funded projects we have our new Pavilion and a new playground an inclusive playground where I'm already seeing a lot of families and youth enjoying this space the crews have been out improving the border around the edging of the playground and they are also in the process of installing new drainage so that is related to some of the preparation work for the new splash pad and bathrooms that will be added

DRAFT

over the next two years and again this is all Grant funded through New York State Assembly member Steck and we're just working really hard to get these projects turned around in a timely manner. Thanks goes out to all the folks who work on those projects you're doing a phenomenal job and I know we will continue to make great progress we have recently finished the trail improvements at Fieldstone Park those were also grant-funded Trail improvements and we will be looking to complete additional Trail improvements at Fieldstone Park in the upcoming year so again we're just using our grant funds really wisely taking a systematic approach to do improvements all around town and make our facilities and our Parks very user friendly for everyone. I'd like to also acknowledge The Park and Recreation Department, spring is a time for a lot of recreational sports opportunities this year we passed a new facility use manual and it was approved by the board in January, since it was approved Deputy Supervisor Joe Drescher, Director of Community Programs Lori Peretti and Assistant Director of Community Programs Jean Foti have been working with the youth organizations to lease field space and we've implemented a new process that encourages more transparency and organization where people can register can request space and it's all visible online; the fees are all consistent so it's fair, there's no favoritism and it's a big improvement from the system that was in place in the past so we're just working really hard to try to improve equity and fairness organizational structures and transparency you can look on our town website to find the schedules if you are interested in reserving a space in one of our town Parks; whether it's a pavilion or a softball field . Finally I want to thank our Town Comptroller Beth Greenwood, she stewarded many important updates to our town employee handbook the updated version is available is on our agenda for approval this evening, there were some small changes but important changes that help us be more fiscally responsible and also responsive to our employee needs it's so important for us to maintain high morale because with good morale we have employees who work really hard for our residents. We have a great team of folks who are committed to our town want to continue to do good work for our residents and this is part of that process.

RESOLUTIONS

The following resolutions were approved with a vote of four ayes unless otherwise noted.

Resolution 2024-87 appoints a Grounds worker in the Parks Department

Resolution 2024-88 adopts updates to the Employee Handbook

Resolution 2024-89 appoints a Water and Sewer Maintenance Worker in the Town’s Water and Sewer Department

Resolution 2024-90 appoints a Water and Sewer Maintenance Worker in the Town’s Water and Sewer Department

Resolution 2024-91 awards a contract for the purchase of fertilizer, seed, mulch and spreading services

Resolution 2024-92 authorizes a warrant for fourth quarter corporate utility rents

DRAFT

Resolution 2024-93 authorizes the disposition of certain Town owned surplus vehicles and equipment

Resolution 2024-94 approves the warrant for residential and commercial utility billing for the second half of 2023

Resolution 2024-95 authorizes the Supervisor to submit a landfill permit application to the City of Albany and authorizing the costs thereof

Resolution 2024-96 remits donations accepted by Resolution No. 2023-285 to the Schenectady County Historical Society

Resolution 2024-97 authorizes certain budgetary modifications

Resolution 2024-98 awards contracts for materials and services used by the Highway Department in its paving operations for 2024

Resolution 2024-99 authorizes the Superintendent of Highways to award a contract for certain lawn mowing and trimming services for Baker Avenue Park

Resolution 2024-100 authorizes the submittal of a grant application

Resolution 2024-101 accepts parcels of land and access easements and authorizing the Supervisor to execute a maintenance agreement

Resolution 2024-102 accepts grant funds and awarding a contract for a storm water docuseries

There being no further business to come before the Town Board, Supervisor Puccioni adjourned the meeting.

Michele M. Martinelli, Town Clerk

DRAFT

Resolution No. 2024 – 104

A RESOLUTION HIRING A STUDENT WORKER IN THE TOWN'S ENGINEERING/WATER & SEWER DEPARTMENT

The following resolution was offered by **Councilmember Moskowitz**, who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Superintendent of Water and Sewer has advised that it would be appropriate to hire student workers in the Engineering and Water and Sewer Departments in 2024; and

WHEREAS, the Public Works Committee concurs with this recommendation.

NOW, THEREFORE, be it

RESOLVED, that this Town Board does hereby appoint the person listed below, at the hourly rate set forth herein, effective May 6, 2024:

Engineering and Water and Sewer Department
As of May 6, 2024

Name	Title	Hourly Rate
David Fields	Student Worker	$15.00

Resolution No 2024 - 105

A RESOLUTION AUTHORIZING AN OUTSIDE USER AGREEMENT WITH THE OWNERS OF 2804 AQUEDUCT ROAD

The following resolution was offered by **Councilmember Moskowitz**, who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, Artur Matia and Bethany Mancuso, owners of property located at 2804 Aqueduct Road, Niskayuna, New York 12304 (more particularly shown on Tax Map Section No. 31.-1, Block No. 21, Lot No. 1), wishes to provide for sewer services to said property, which is presently outside the boundaries of Consolidated Sewer District No. 1 of the Town of Niskayuna; and

WHEREAS, the Public Works Committee and the Finance and General Government Committee have recommended approval of this request and execution of an outside user agreement with Artur Matia and Bethany Mancuso.

NOW THEREFORE, be it

RESOLVED, that this Town Board, acting for and on behalf of Consolidated Sewer District No. 1 of the Town of Niskayuna, does hereby authorize the Town Board, as Commissioners of said District, to execute an outside user agreement with the owner of 2804 Aqueduct Road, a copy of which is attached hereto and made a part hereof.

NOW, THEREFORE, in consideration of the covenants, conditions and agreements herein contained, and in further consideration of supplying of sanitary sewer service from CONSOLIDATED SEWER DISTRICT NO. 1 of the Town of Niskayuna, IT IS MUTUALLY AGREED AS FOLLOWS:

1. The parties of the first part agrees at their sole cost and expense, to obtain all permits, and to install all piping and other appurtenances necessary to provide sanitary sewer service to said above-referenced property, in strict compliance with the Laws and Ordinances of the Town of Niskayuna, and the Rules and Regulations affecting Sanitary Sewer service of the Town of Niskayuna, now in effect, or as may hereafter be adopted. The parties of the first part further agree to install force main piping to said property of sufficient size to provide for future individual sewer connections to same, as determined and approved by the Superintendent of Water, Sewer and Engineering of the Town of Niskayuna.

2. The parties of the first part further agree to pay annually the charge for Operation and Maintenance of the sewer system within said Sewer District, as established for individual residential property in the District by the Town Board of the Town of Niskayuna, as Commissioners, and further agree to pay annually the same rate for debt service as established for individual residential property in the District, and the extension connected to, if any, by the said Town Board.

3. That in the event that hereafter a Proceeding is begun, or a Petition is circulated, either of which would include the real property owned by the parties of the first part, requesting extension to Consolidated Sewer District No. 1, or any other District of the Town of Niskayuna, or for the creation of a new District, which, in any of such events, includes the real property now owned by the parties of the first part, herein described, then, and in such event, the parties of the first part, agree that they will execute and sign any necessary Petition or Petitions for such purpose, and further agree that in any Contract of Sale affecting said real premises, that said parties of the first part will require the subsequent grantees of said real property to consent to be bound by this Agreement in the same manner as if they were an original party thereto.

4. The party of the second part agrees that, upon compliance by the parties of the first part with all terms and conditions of this Agreement, the said party of the second part will furnish sanitary sewer service to said above-described premises, upon payment of the annual charge and rates established by the party of the second part, as above-described, and subject to the availability of sanitary sewer services outside Consolidated Sewer District No. 1 of the Town of Niskayuna.

5. The parties of the first part agree to compensate the party of the second part for the required fees to record this Agreement in the Schenectady County Clerk's Office.

This Agreement shall be binding on the parties of the first part its heirs, executors, administrators and assigns and upon all subsequent grantees and successors.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hand and seal, and the party of the second part has caused this instrument to be executed and its Corporate Seal to be hereunto affixed the day and year first above written.

ARTUR MATIA

BETHANY MANCUSO

THE TOWN BOARD OF THE TOWN OF NISKAYUNA, ACTING FOR AND ON BEHALF OF CONSOLIDATED SEWER DISTRICT NO. 1 OF THE TOWN OF NISKAYUNA

By: _____
SUPERVISOR

By: _____
COUNCILMAN/COUNCILWOMAN

By: _____
COUNCILMAN/COUNCILWOMAN

By: _____
COUNCILMAN/COUNCILWOMAN

By: _____
COUNCILMAN/COUNCILWOMAN

ATTEST:

_____
TOWN CLERK

[SEAL}

Passed by Resolution No.

_____

STATE OF NEW YORK

COUNTY OF SCHENECTADY

On the 21 day of March, in the year 2024, before me, the undersigned personally appeared ARTUR MATIA, personally known to me or provide to me on the basis of satisfactory evidence, to be the individuals whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their capacity, and that by their signatures on the instrument, the individuals, or the person upon behalf of which the individuals acted, executed the instrument.

Linda M Sciocchetti
Notary Public, State of New York
Qualified in Schenectady County
No. 01SC6329397
Commission Expires Aug. 24, 2027

Linda M Sciocchetti
NOTARY PUBLIC

STATE OF NEW YORK

COUNTY OF SCHENECTADY

On the 22 day of March, in the year 2024, before me, the undersigned personally appeared BETHANY MANCUSO, personally known to me or provide to me on the basis of satisfactory evidence, to be the individuals whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their capacity, and that by their signatures on the instrument, the individuals, or the person upon behalf of which the individuals acted, executed the instrument.

Linda M Sciocchetti
Notary Public, State of New York
Qualified in Schenectady County
No. 01SC6329397
Commission Expires Aug. 24, 2027

Linda M Sciocchetti
NOTARY PUBLIC

Resolution No. 2024 – 106

A RESOLUTION HIRING SEASONAL LABORERS IN THE TOWN'S PARKS AND HIGHWAY DEPARTMENTS

The following resolution was offered by **Councilmember McPartlon**, who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Superintendent of Highways has advised that it would be appropriate to hire Seasonal Workers in the Highway and Parks Departments in 2024; and

WHEREAS, the Highway, Parks and Recreation Committee concurs with this recommendation.

NOW, THEREFORE, be it

RESOLVED, that this Town Board does hereby appoint the persons listed below, at the hourly rate set forth herein as seasonal laborers in the Town's Highway and Parks Departments:

Highway/Parks Department

Name	Title	Hourly Rate
Jason LaBarge	Seasonal Laborer	$16.00
Carson Massaroni	Seasonal Laborer	$15.00
Jackson Massaroni	Seasonal Laborer	$16.00
Dillon Light	Seasonal Laborer	$16.00
Tanner Williams	Seasonal Laborer	$16.00
Greyson Vorgang	Seasonal Laborer	$16.00
Gavin Sweet	Seasonal Laborer	$16.00

Resolution No. 2024 - 107

A RESOLUTION PERMANENTLY APPOINTING A SENIOR CIVIL ENGINEER

The following resolution was offered by **Councilmember Moskowitz** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, Daniel Bolke has successfully completed the Civil Service exam for the position of Senior Civil Engineer; and

WHEREAS, the Superintendent of Water, Sewer and Engineering recommends the permanent appointment of Daniel Bolke; and

WHEREAS, the Public Works Committee concurs with said recommendation.

NOW THEREFORE, be it

RESOLVED, that this Town Board does hereby permanently appoint Daniel Bolke of Wyngate Drive, Glenmont, New York to the position of Senior Civil Engineer, subject to the applicable Civil Service probationary period; and be it

FURTHER RESOLVED, that the Town Clerk on behalf of this Town Board be, and she hereby is, authorized and directed to notify the Daniel Bolke of the above-described permanent appointment.

Resolution No. 2024 - 108

A RESOLUTION AUTHORIZING CERTAIN BUDGETARY MODIFICATIONS

The following resolution was offered by **Supervisor Puccioni**, who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, during the fiscal year, it becomes necessary from time to time to make certain budgetary transfers to reflect unanticipated revenues and/or unanticipated operating expenditures as they have arisen since adoption of the budget(s) involved.

NOW, THEREFORE, be it

RESOLVED, that this Town Board does hereby authorize the Town Comptroller to make transfers of funds as indicated on the sheets attached hereto and made a part hereof.

Budget Modifications
2024

GENERAL FUND

APPROPRIATIONS		**DECREASE**	**INCREASE**	**TOTAL**
A001110.2000	EQUIPMENT/CAPITAL OUTLAY		5,162.08	
		-	5,162.08	5,162.08
REVENUE				
A0039-308960	JCAP GRANT	5,162.08		
		5,162.08	-	(5,162.08)
Fund Balance				
		-	-	-
				-

Resolution No. 2024 - 109

A RESOLUTION ACCEPTING MEAL PROGRAM DONATIONS FOR THE TOWN'S SENIOR CENTER

The following resolution was offered by **Councilmember McPartlon** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Coordinator of Community Programs has advised that the Town has been gifted donations for the Senior Center meal program in memory of a former member, Helen Perfetti; and

WHEREAS, the Community Programs Committee and the Finance and General Government Committee recommends that the Town accept said donation.

NOW THEREFORE, be it

RESOLVED, that this Town Board does hereby authorize the Supervisor to accept monies donated by Judith Creasy in the amount of $50.00, Mary Delory in the amount of $50.00 and Patrick Kidwell in the amount of $250.00 to be used for the Town's Senior Center Meal Program.

Resolution No. 2024 – 110

A RESOLUTION ESTABLISHING STANDARD WORK DAY AND REPORTING

The following resolution was offered by **Supervisor Puccioni**, who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, pursuant to regulations of the New York State and Local Employees Retirement System, governing boards must submit a standard workday and reporting resolution to establish the average number of days worked per month based on such record of work activities for elected and appointed officials.

NOW, THEREFORE be it

RESOLVED, that the Town of Niskayuna hereby establishes the standard work days for elected and appointed officials, as set forth on Forms RS2417-A and RS-2417 B attached hereto and made a part hereof, and will report such days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by these members to the clerk of this body; and be it

FURTHER RESOLVED, that in accordance with 2 NYCRR 315.4(c), this Resolution shall be prominently posted on the Town's website for a minimum of 30 days and/or shall be posted on the Town Clerk's bulletin board; and be it

FURTHER RESOLVED, that a certified copy of this Resolution and an affidavit of posting shall be filed by the Town Clerk with the Office of the State Comptroller within 15 days after the public posting period has ended.

Office of the New York State Comptroller
NYSLRS
New York State and Local Retirement System
110 State Street, Albany, New York 12244-0001

Please type or print clearly in blue or black ink

Employer Location Code

3 0 0 5 7

Received Date

Standard Work Day and Reporting Resolution for Elected and Appointed Officials

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

RS 2417-A

(Rev.11/19)

BE IT RESOLVED, that the Town of Niskayuna / 30057 hereby established the following standard work days for these titles and will
(Name of Employer) *(Location Code)*
report the officials to the New York State and Local Retirement based on their record of activities:

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
John A. Della Ratta			Councilmember	1/1/2022-12/31/2025	6	8.72	☐	Monthly	☐
William McPartlon			Councilmember	1/1/2024-12/31/2025	6	8.31	☐	Monthly	☐
Jaime Lynn Puccioni			Councilmember	1/1/2024-12/31/2025	6	20.37	☐	Monthly	☐
Appointed Officials:									
							☐		☐
							☐		☐
							☐		☐

I, _____, secretary/clerk of the governing board of the _____, of the State of New York,
(Name of Secretary or Clerk) *(Circle one)* *(Name of Employer)*

do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the _____ day of _____, 20____ on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Niskayuna on this _____ day of _____, 20_____,
(Name of Employer)

_____.
(Signature of Secretary or Clerk)

Affidavit of Posting: I, Michele M. Martinelli being duly sworn, deposes and says that the posting of the Resolution began on
(Name of Secretary or Clerk)

_____ and continued for at least 30 days. That the Resolution was available to the public on the:
(Date)

- ■ Employer's website at: www.niskayuna.org
- ■ Official sign board at: 1 Niskayuna Circle, Niskayuna, NY 12309
- ☐ Main entrance Secretary or Clerk's office at: _____

(seal)

Instructions for completing the Standard Work Day and Reporting Resolution

A	B	C	D	E	F	G	H	I	J
Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Date	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials									
John Smith	0000	R11111111	Highway Superintendent	1/1/2018-12/31/2019	8.00	32.79		Weekly	
Michelle Jones	1111	R11111111	Town Justice	1/1/2018-12/31/2018	6.25		X	Bi-Weekly	X
Appointed Officials									
Joseph Grey	2222	R22222222	Planning Board Member	1/1/2018-12/31/2018	7.00	17.54		Monthly	

A. Name: The official's complete first and last name must be included for identification purposes.

B. Social Security Number: The last four digits of the official's Social Security Number must be included for identification purposes. For security purposes, the last four digits of the Social Security Number can be omitted from the publicly posted version.

C. NYSLRS ID: The official's NYSLRS ID must be included for identification purposes. For security purposes, the NYSLRS ID can be omitted from the publicly posted version.

D. Title: All paid elected and appointed officials (who are active members of the Retirement System) and are not paid hourly and do not participate in a employer's time keeping system that consists of a daily record of actual time worked and time charged to accruals must be listed. For the purpose of the regulation, an "appointed official" is someone who is appointed by an elected official, an appointed official or governing board. They hold an office in an organization or government and participate in the exercise of authority. This also includes appointees of elected and appointed officials such as deputies, assistants or confidential secretaries.

E. Current Term Begin & End Dates: All officials listed on the Resolution must have a specified Term End date. Leaving this column blank or listing 'Tenure/At Pleasure' is not acceptable. If the official does not have a designated term, the current term for the official who appointed them to the position should be used. If they are appointed by the governing board, the chairman of the board's term should be used.

F. Standard Work Day: The minimum number of hours that can be established for a standard work day (SWD) is **six,** while the maximum is **eight**. A SWD is the denominator to be used for the days worked calculation; it is not necessarily always the number of hours a person works. For example, if a board member only attends one three-hour boarding meeting per month, you must still establish a SWD between six and eight hours as the denominator for their record of activities (ROA) calculation.

G. Record of Activities Result*:This column must be left blank if an official does not submit their required sample three-month ROA. To determine the average number of days worked per month, you must divide the total number of hours documented on the three-month ROA by three months to get a one-month average number of hours worked. Then, the one-month average number of hours worked must be divided by the SWD to get the average number of days worked per month.

H. Not Submitted: This column must be checked if an official has not submitted the required sample three-month ROA within the 150 day requirement, regardless of whether they are being reported by another employer for the same period. If the Retirement System receives such a Resolution, it will contact the official to notify them of the consequences of not submitted the ROA.

I. Pay Frequency: This column should be filled in with one of the following options: Annually, Bimonthly, Biweekly, Monthly, Quarterly, Semi-annually or Weekly.

J. Tier 1: If the official is a Tier 1 member, this box should be checked. Tier 1 members are not required to keep a ROA.

Once passed, the Resolution must be posted on your public website for a minimum of 30 days or if a website isn't available to the public, on the official sign-board or at the main entrance to the clerk's office. A certified copy of the Resolution and Affidavit of Posting must be filed with the Office of State Comptroller within 45 days of the adoption. The Resolution and Affidavit can be submitted via the *Submit Resolution for Official* link in Retirement Online.

*To determine the number of days worked to include on the monthly report for the various payroll frequencies, please refer to the Calculating Days Worked instructions available in the 'Reporting Elected & Appointed Officials' section of our website:
http://www.osc.state.ny.us/retire/employers/elected_appointed_officials/index.php

Office of the New York State Comptroller

NYSLRS

New York State and Local Retirement System

110 State Street, Albany, New York 12244-0001

Please type or print clearly in blue or black ink

Employer Location Code

3	0	0	5	7

Received Date

Standard Work Day and Reporting Resolution for Elected and Appointed Officials Continuation Form

RS 2417-B

(Rev.04/20)

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
John A. Della Ratta			Councilmember	1/1/2022-12/31/2025	6	8.72	☐	Monthly	☐
William McPartlon			Councilmember	1/1/2024-12/31/2025	6	8.31	☐	Monthly	☐
Jaime Lynn Puccioni			Councilmember	1/1/2024-12/31/2025	6	20.37	☐	Bi-weekly	☐
Stephen F. Swinton			Town Justice	1/1/24-12/31/27	6	11.65	☐	Monthly	☐
Diane R. Percy			Receiver of Taxes	1/1/22-12/31/25	6	23.45	☐	Bi-weekly	☐
Michele M. Martinelli			Town Clerk	1/1/24-12/31/27	6	24.38	☐	Bi-weekly	☐
							☐		☐
							☐		☐
							☐		☐
Appointed Officials:									
							☐	Quarterly	☐
							☐	Quarterly	☐
							☐	Bi-weekly	☐
Kevin Walsh			Zoning & Planning Board Chair	1/1/20-12/31/26	6	3.45	☐	Quarterly	☐
Joseph Drescher			Deputy Town Supervisor	1/2/24-12/31/24	6	3.09	☐	Monthly	☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐

Resolution No. 2024 - 111

A RESOLUTION AUTHORIZING THE SUBMITTAL OF GRANT APPLICATIONS

The following resolution was offered by **Councilmember McPartlon,** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Coordinator of Community Programs has advised that the Town may be eligible for financial assistance for certain programs throughout the Town through the Niskayuna Community Foundation; and

WHEREAS, the Transportation and Community Programs Committee recommends that applications be made for participation in the grant programs.

NOW THEREFORE, be it

RESOLVED, that this Town Board does hereby authorize the Supervisor to execute and submit grant applications for programs involving the Town's Community Programs to the Niskayuna Community Foundation for 2024, retroactive to April 17, 2024.

Resolution No. 2024 - 112

A RESOLUTION HIRING SEASONAL EMPLOYEES IN THE TOWN'S OFFICE OF COMMUNITY PROGRAMS

The following resolution was offered by **Councilmember McPartlon** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Coordinator of Community Programs has advised that it would be appropriate to hire seasonal employees to work for the Town's Office of Community Programs and

WHEREAS, the Transportation and Community Programs Committee recommends the hiring of such seasonal employees.

NOW THEREFORE, be it

RESOLVED, that this Town Board does hereby appoint the persons shown below at the hourly rate set forth herein:

Niskayuna Community Programs
Spring Soccer
As of April 22, 2024

NAME	TITLE	RATE PER HOUR
Afghan, Ayesha	Rec. Attendant	$10.00
Aggour, Nadia	Rec. Attendant	$10.00
Chapman, Phineas	Rec. Attendant	$10.00
Faga, Matthew	Rec. Attendant	$10.00
Geveci, Emre	Rec. Attendant	$10.50
Jakubowski, Stanislaus	Rec. Attendant	$10.00
Krastins, Peter	Rec. Attendant	$10.00
Kvam, Lucy	Rec. Attendant	$10.50
Dutcher, Gerritt	Rec. Attendant	$10.25
Lloyd, Nathan	Rec. Attendant	$10.25
Marin, Alexander	Rec. Attendant	$10.25
Marin, Nicholas	Rec. Attendant	$10.25
Mills, Connie	Rec. Attendant	$10.00
Roy, Soham	Rec. Attendant	$10.00
Sauter, Jonathan	Rec. Attendant	$10.25
Tonko, Peter	Rec. Attendant	$10.25

Resolution No. 2024 - 113

A RESOLUTION AUTHORIZING THE PURCHASE OF TWO VEHICLES FOR THE POLICE DEPARTMENT

The following resolution was offered by **Councilmember Brennan** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Chief of Police has recommended the purchase of two vehicles for use by the Niskayuna Police Department; and

WHEREAS, the New York State Office of General Services has awarded a contract for the purchase of police interceptor utility vehicles, and

WHEREAS, the New York State Office of General Services permits political subdivisions to use OGS's new "mini-bid" system to purchase motor vehicles from OGS contract awardees, such process being utilized by the Town for the purchase of light duty vehicles, and

WHEREAS, the Public Safety Committee concurs with this recommendation through the utilization of the "mini-bid" system authorized by the New York State Office of General Services.

NOW THEREFORE, be it

RESOLVED that this Town Board does hereby authorize the purchase of two (2) 2025 Ford Explorer police interceptor utility vehicles for use by the Niskayuna Police Department, in an amount not to exceed $44,469.00 per vehicle ($88,938.00 total) pursuant to OGS Contract No. PC68988.

RESOLUTION NO. 2024 - 114

A RESOLUTION DIS-ESTABLISHING PETTY CASH FUNDS IN THE NISKAYUNA POLICE DEPARTMENT

The following resolution was offered by **Councilmember Brennan** who moved its adoption and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna as follows:

WHEREAS, this Town Board by Resolution No. 2017-305 established a petty cash fund for the Niskayuna Police Department pursuant to Town Law Section 64(1-a); and

WHEREAS, the Police Chief has advised that the Niskayuna Police Department no longer has a use for the petty cash funds, and recommends dis-establishing such for the police department; and

WHEREAS, the Police and Public Safety Committee concurs with this recommendation.

NOW THEREFORE, be it hereby

RESOLVED, that petty cash funds shall be dis-established for the purposes allowed under Town Law Section 64(1-a), including but not limited to making change when required in the performance of official duties in the Niskayuna Police Department; and be it

FURTHER RESOLVED, that any monies currently in the petty cash fund for the Niskayuna Police Department shall be returned to the Town Comptroller and shall be properly accounted for.

Resolution No. 2024 – 115

A RESOLUTION AMENDING RESOLUTION NO. 2024-42

The following resolution was offered by **Councilmember Della Ratta,** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Town Board retained several engineering firms to perform preliminary engineering reviews of new subdivisions, large commercial projects, and other Town involved projects on an as-needed basis for 2024 under the direction of various Department Heads via resolution 2024-42; and

WHEREAS, Prime AE Group has notified the Town they may be submitting proposals under a new company name during the calendar year 2024 and has provided an updated rate sheet for when their company transitions; and

WHEREAS, the Town Planner advises that it is necessary to amend Resolution No. 2024-42 to reflect the name change of the company submitting TDE proposals; and

WHEREAS, the Economic Development, Historic Preservation, and Environmental Conservation Committee concurs with this recommendation.

NOW THEREFORE, be it

RESOLVED, that this Town Board does hereby authorize the Supervisor to retain the services of the following engineering firm for 2024, in addition to those named in Resolution 2024-42, to perform preliminary engineering reviews on certain projects and miscellaneous engineering work on an as-needed basis under the direction of various Department Heads, said review costs to be paid by the developer and/or owner of the project, when applicable, at the rates included in the fee schedules attached hereto and made a part hereof:

KB Engineering & Architecture, PC

Resolution No. 2024 – 116

A RESOLUTION INTEGRATING THE TOWN HISTORICAL COMMITTEE INTO THE TOWN'S HISTORIC PRESERVATION COMMISSION

The following resolution was offered by **Councilmember Della Ratta** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, in 2019, this Town Board authorized the creation of a Historical Committee to ensure that the Town's historical significance is protected and promoted by providing assistance to the Town Historian to fully complete his/her duties; and

WHEREAS, by its Resolution 2022-127 enacting a Town Historic Preservation Code, the Town Board created a Historic Preservation Commission as required in Section 130-3; and

WHEREAS, the purpose of this Commission included:

(a) Conducting inventories of significant historic buildings, structures, objects, sites, and historic districts within the Town. A record of these inventories shall be kept at Town Hall.

(b) Establishing the criteria for selection of historic buildings, structures, objects, sites, and historic districts in the Town of Niskayuna to be placed on the Town Register of Historic Places.

(c) Recommending to the Town Board suggested buildings, structures, objects, sites, and historic districts which should be listed on the Town Register of Historic Places.

(d) Recommendations to the Town Board as to those areas of the Town that should be designated as Town Historic districts.

(e) Increasing public awareness of the value of preserving historic buildings, structures, objects and sites by developing and participating in public education programs, conducting preservation workshops, and providing assistance to owners of historic properties.

(f) Making recommendations to the Town Board concerning utilization of state, federal, or private funds to promote the preservation of historic buildings, structures, objects, and sites within the Town of Niskayuna.

(g) Serving in an advisory capacity to the Town Board, Planning Department, Planning Board & Zoning Commission, Zoning Board of Appeals, and the Architectural Review Board on all matters that affect, or impact identified or designated Historic places or historic districts, and

WHEREAS, the Town wishes to keep the goals of both the Historical Committee and the Historic Preservation Commission alive and active, but finds that the two boards have many similar and overlapping goals and it would be more efficient to combine the two into one; and

WHEREAS, to accomplish this initiative, the Town Planner and Town Attorney recommend abolishing the Historical Committee as a separate board and integrating the Historical Committee into the Historic Preservation Commission, allowing its members to join the Historic Preservation Commission to better support the work, goals and initiatives of the Town Historian and to allow for more efficient work of both Town staff and the volunteers that serve on these very important boards; and

WHEREAS, the mission of the Historical Committee to support the Town Historian to research, educate, preserve and advocate for the distinctive history of the Town of Niskayuna through plaque programs, promotions, website information and newspaper articles, will integrate into the purposes and goals of the Historical Preservation Commission; and

WHEREAS, the Historic Preservation Commission, as outlined in Town Code Section 130-3, shall remain no fewer than (5) members, including the Town Historian, appointed by the Town Board for staggered four-year terms; and

WHEREAS, the Economic Development, Historic Preservation, and Environmental Conservation Committee concur with this recommendation.

NOW THEREFORE, be it

RESOLVED, that this Town Board does hereby abolish the Historical Committee as a separate board and hereby integrates the Historical Committee's membership with the Historic Preservation Commission; and be it

FURTHER RESOLVED, that this Town Board does hereby integrate the membership the Historical Committee into the Historic Preservation Commission, with terms as follows:

Name	Address	Term of Office
Rita Ogburn-McCall	854 Barton Place	Town Historian
James McKinney	2201 Stone Ridge Road	August 25, 2022-December 31, 2026
Catherine "Lilly" Carrel	1365 Van Antwerp Rd.	August 25, 2022-December 31, 2025
Marion "Jet" Jackson	2343 Alton St	March 21, 2024 -December 31, 2024
Ben Spears	1221 Godfrey Lane	March 21, 2024 -December 31, 2027

and be it,

FURTHER RESOLVED, in conformance with Town Board Resolution 2024-67, the Town Historian Rita Ogburn-McCall will continue as chairperson of the Historic Preservation Commission.

Resolution No. 2024 - 117

A RESOLUTION AUTHORIZING CONTRACTS FOR THE PUBLIC DISPLAY OF FIREWORKS FOR THE TOWN OF NISKAYUNA NISKA-DAY CELEBRATION

The following resolution was offered by **Supervisor Puccioni** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Niskayuna Community Action Program (NCAP) sponsors Niska-Day, and the Town of Niskayuna sponsors the fireworks display that will culminate the celebration of Niska-Day; and

WHEREAS, the Town Board has, as in previous years, made provisions to participate financially in this display of fireworks for the Niska-Day celebration and wishes to continue to do so this year.

NOW THEREFORE, be it

RESOLVED, that this Town Board does hereby authorize the Supervisor to enter into a contract with Santore's World Famous Fireworks, LLC, P.O. Box 687, Stillwater, New York 12170 and Night Sky Productions, LLC, P.O. Box 697, Stillwater, New York 12170, to provide the fireworks display that culminates the Niska-Day celebration, at a cost not to exceed $5,500.00 ($3,500.00 to Santore's World Famous Fireworks, LLC and $2,000.00 to Night Sky Productions, LLC, pursuant to the terms and conditions outlined in the Code of the Town of Niskayuna.

Contract

THIS CONTRACT ("Contract") is made on this 25th day of March 2024, between SANTORE'S WORLD FAMOUS FIREWORKS, LLC, P.O. Box 687, Stillwater, NY 12170, hereinafter known as and designated as "**SANTORE**"; and Niska Day Committee , having an address of ;**1** Niskayuna Circle Niskayuna NY 12309; hereinafter known as and designated as"**CLIENT**." WITNESSETH: For and in consideration of all mutual covenants and agreements hereinafter entered into, the Party and Parties hereinafter agree to a Contract as follows:

1. "**SANTORE**" agrees to conduct **CLIENT** a firework display in compliance with State and Local regulations and in accordance with the attached proposal attached hereto and made a part hereof.

A. Display Date: May 18,2024
B. Display Location: Town soccer field- Zenner Rd
C. Start Time of Display:9:15pm

2. "**SANTORE**" agrees to pay all expenses for the freight and cartage for the said display, all necessary labor, equipment which shall include experienced and/or licensed Pyrotechnic Operators to discharge the said display in accordance with law.

3. "**SANTORE**" will provide proof of Workman's Compensation/Disability Insurance for its employees. 'SANTORE' also agrees to supply **CLIENT** insurance coverage in the amount of FIVE MILLION DOLLARS for public liability and/or property damage and vehicle insurance in the amount of FIVE MILLION DOLLARS. At least ten (10) days prior to the display date, "SANTORE" shall supply to **CLIENT** a Certificate of Insurance showing **CLIENT** as the Certificate Holder.

4. **CLIENT** will procure and/or provide the following

A) A safe and secure (as reasonably defined and approved by **SANTORE** and local officials) firing site which meets the minimum safety distance factors established by State and local laws and **NFPA** codes; **N/A**
B) Police protection adequate to maintain said distance factors; **N/A**
C) All necessary permits at own expense;
D) Sand (as required); **N/A**
E) Barges, tugs, and marine/barge insurance;**N/A**
F) Communications equipment; **N/A**
G) Security, including crowd control;
H) Standby fireman and equipment;
I) A safe and secure loading facility for set up of pyrotechnics;
J) Next day clean up(s) of site;

5. **HOLD HARMLESS**

CLIENT agrees to hold harmless "**SANTORE**" of all and any claims, legal fees incurred outside the operations or control of "**SANTORE**." "**SANTORE**" agrees to hold harmless **CLIENT** from all claims and legal fees incurred from the direct operations of "**SANTORE**."Any damage resulting from failure of **CLIENT** to procure and/or provide the above-listed items in part 4. shall be the sole responsibility of **CLIENT**, and no claim shall be made against "**SANTORE"**; this includes personal injury or damage to non-fire-resistant tents, motor vehicles, boats, vending carts, temporary or permanent structures, or other personal property. Furthermore, "**SANTORE"** is not liable for crowd behavior before, during, or after the display; it is the full responsibility of **CLIENT**.

6. **POSTPONEMENT (This section is not applicable for this display)**

Every reasonable effort will be made to conduct the display(s) despite weather. Should weather prove unfavorable on the date listed in Section 1 (above), the display may, upon agreement of both parties, be postponed until next clear evening. Such postponement shall be decided upon and notice given "**SANTORE**" no later than twelve o'clock p.m. on the date listed on Section 2 (above).

CLIENT is responsible for additional expenses incurred by "**SANTORE**" due to postponement; these include additional labor, meals, hotels, transportation, telephone, and, where applicable, airfare; total of said additional expenses shall not exceed **10%** of the contract price.

7. **CANCELLATION**

If, due to inclement weather or other acts of **God**, the display(s) is (are) canceled after twelve o'clock p.m. without rescheduling, **CLIENT** agrees to pay "**SANTORE**" **$2,000.00** Should **CLIENT** cancel the contract unilaterally, for other reasons and without rescheduling, **CLIENT** agrees to pay "**SANTORE**" liquidated damages of 100**%** of the total contract price forthwith upon cancellation. In either case, the sum will be deducted from **CLIENT's** paid deposit (see next paragraph), and **"SANTORE"** will refund the balance (if any) of said deposit within ten (10) working days. **If CLIENT reschedules the display within six (6) months of canceled display date (July 3rd, 4th and 5th are blackout dates unless specifically agreed in writing by the parties); the above information is not applicable.**

8. **PAYMENT**

Notwithstanding anything to the contrary, the total cost to be paid by **CLIENT is $3,500.00** for all matters relative to the pyrotechnic production(s) and display(s) under this agreement. Payment to be as follows: is due upon completion of the display. A service charge of **2%** per month, compounded monthly, will be added to all accounts over 30 days past due. **CLIENT** agrees to pay attorney's fees and costs if **SANTORE** needs to retain an attorney to enforce collection of this account.

9. **CLIENT** agrees that any publicity, media coverage, announcements, and advertising shall name SANTORE'S WORLD FAMOUS FIREWORKS, LLC, as the primary Contractor for the said display.

10. **CLIENT** agrees and understands that this agreement is being entered to in Saratoga County,

New York, and thus be construed in accordance with the laws of New York State. In the event of any dispute whatsoever with regard to the meaning, interpretation, and/or enforcement of this agreement, it will be decided in Saratoga County, New York.

SANTORE'S WORLD FAMOUS FIREWORKS, LLC

Jeffrey M. Ward 3/25/2024

By: *Jeffrey M. Ward*

By: _____

Client Contact Information

Name: Phone No.:

Phone:
EmailAddress:

Representative for Date of Show

Name:
Cell Phone:

E-Mail

Contract

THIS CONTRACT ("Contract") is made on this 25th day of March 2024, between **Night Sky Productions LLC**, PO BOX 697, Stillwater, NY 12170 , hereinafter known as and designated as "**Night Sky"**; and T e **Niska Day Committe**, having an address of **;1 Niskayuna Circle Niskayuna NY 12309**hereinafter known as and designated as "**CLIENT**."WITNESSETH: For and in consideration of all mutual covenants and agreements hereinafter entered into, the Party and Parties hereinafter agree to a Contract as follows: **Night Sky** agrees to furnish **CLIENT** with event coordination, logistics management, administrative services, and customer support prior to the display date in conjunction with a fireworks display conducted by Santore's World Famous Fireworks LLC in accordance with the dates/times herein:

1. **Event Date: May 18,2024**

2. **Event Location: Designated AreaTown soccer field -Zenner Rd**

3. **Event Start Time 9:15pm**

4. **Insurance/Hold Harmless: Night Sky** will provide 2 million dollars in general liability and error and omissions insurance. There are no employees or vehicles at any event location that require additional insurance coverage for compensation or auto insurance. There are no employees, managers or contractors of Night Sky that perform any display related functions on site or on the day of the event. All work at the actual display is 100% handled, controlled, operated and managed by Santore's World Famous Fireworks, LLC. Client holds harmless and releases Night Sky from any liability for any damages that may occur as a result of the fireworks display as there are no activities being performed on site by Night Sky. All display related functions are performed and insured by Santore's World Famous Fireworks, LLC.

5. **POSTPONEMENT.** Every reasonable effort will be made to conduct the display(s) despite weather. **Rain Date: N/A .** Such postponement shall be decided upon and notice given to Santore's World Famous Fireworks at (518-664-9994). If Notified before 6:00am -10% of this Contract Price. If notified after the Fireworks Company leaves facility - 20% of this Contract price. The postponement fees are calculated separately for Night Sky and Santore and governed with separate payments under each agreement.

6. **CANCELLATION**. If, due to inclement weather or other acts of God, the event (s) is (are) canceled after 6:00 a.m. without rescheduling, CLIENT agrees to pay Night Sky **$1,000.00** Should CLIENT cancel the contract unilaterally, for other reasons and without rescheduling, CLIENT agrees to pay Night Sky liquidated damages of 100% of the total contract price forthwith upon cancellation. If CLIENT reschedules the display within six (6) months of canceled display date (July 3rd, 4th and 5th are blackout dates unless specifically agreed in writing by the parties); the above information is not applicable and strictly the postponement fees apply.

7. **PAYMENT.** Notwithstanding anything to the contrary, the total cost to be paid by CLIENT is **$2,000.00** for all matters relative to event coordination, logistics, administrative services and customer support under this agreement. Payment to be as follows: Payment in full due upon execution and delivery of this contract. A service charge of 2% per month, compounded monthly, will be added to all accounts over 30 days past due. CLIENT agrees to pay attorney's fees and costs if Night Sky needs to retain an attorney to enforce collection of this account. **Payments to be mailed to: Night Sky Productions LLC- PO BOX 697, Stillwater, NY 12170.**

8. **VENUE.** CLIENT agrees and understands that this agreement is being entered to in Rensselaer County, New York, and thus be construed in accordance with the laws of New York State. In the event of any dispute whatsoever with regard to the meaning, interpretation, and/or enforcement of this agreement, it will be decided in Rensselaer County, New York.

Signed and Agreed as of the above date.

Night Sky Productions LLC

August N Santore Jr.
August N. Santore, Jr.
Managing Member

(Print Name and Title Above & Sign on the line)
Authorized Representative

Client Contact Information

Name:
Address:

Cell Phone:
E-Mail

Representative for Date of Show

Name:

Cell Phone:
E-Mail

Resolution No. 2024 – 118

A RESOLUTION ACCEPTING LAND FROM NEW YORK STATE KNOWN AS MOHAWK RIVER STATE PARK AND AUTHORIZING THE SUPERVISOR TO EXECUTE LETTERS PATENT

The following resolution was offered by **Supervisor Puccioni** and **Councilmember Della Ratta** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Supervisor has been working to obtain lands known as the Mohawk River State Park for the Town to own and maintain and New York State has agreed to do so, at no cost to the Town (with the exception of any necessary incidental filing fees); and

WHEREAS, this Town Board by Resolution No. 2023-278 made a SEQR determination on the land transfer finding that the proposed land transfer of the Mohawk River State Park from New York State to the Town of Niskayuna will not have a significant effect on the environment; and

WHEREAS, this Town Board via Resolution No. 2023-39 showed its support for the transfer of said lands to the Town of Niskayuna and committed to keeping the land forever wild; and

WHEREAS, the Town Attorney has reviewed the letters patent and approves of them as to form; and

WHEREAS, the Finance and General Government Committee has recommended the acceptance of this land by the Town of Niskayuna.

NOW THEREFORE, be it

RESOLVED, that this Town Board does hereby accept land from the State of New York known as Mohawk River State Park and hereby authorizes the Supervisor to execute the letters patent and any other documents necessary for the transfer of said lands to the Town of Niskayuna, as approved by the Town Attorney.

THE PEOPLE OF THE STATE OF NEW YORK, BY THE GRACE OF GOD,

FREE AND INDEPENDENT

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

KNOW YE, **That**, pursuant to Section 34 of the Public Lands Law and Findings of the Commissioner of General Services dated , 2024 and in consideration of the sum of One Dollar ($1.00), paid by the TOWN OF NISKAYUNA, a municipal corporation, having its principal office and place of business at One Niskayuna Circle, Niskayuna, New York 12309-4381, we have granted and conveyed and by these presents do hereby grant and convey to the TOWN OF NISKAYUNA, its successors and assigns forever, all the right, title and interest of the People of the State of New York in and to the following described premises:

All those certain pieces or parcels of land situate and lying on the easterly side of River Road and the northerly side of Rosendale Road in the Town of Niskayuna, County of Schenectady and State of New York being more particularly bounded and described as follows:

Parcel No. 1

Beginning at a point on the northeasterly road boundary of River Road at its intersection with the property division line between lands of the People of the State of New York as described in Liber 1759 of Deeds at page 127 on the southeast and lands now or formerly of Niagara Mohawk Power Corporation as described in Liber 944 of Deeds at page 551 on the northwest; thence North 62°31’39” East, along said property division line, 519.00 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the south and lands now or formerly of Karen A. Mashuta as described in Liber 1538 of Deeds at page 720 on the north; thence South 76°37’48” East, along said property division line and along lands now or formerly of Niagara Mohawk Power Corporation as described in Liber 944 of Deeds at page 553, 687.70 feet to a point; thence North 18°50’42” East, continuing along said property division line and along lands now or formerly of Roland S. Sedziol and Julie M. Sedziol as described in Liber 1598 of Deeds at page 494 and lands now or formerly of Gerald J. Hausler and Karen Bloch Hausler as described in Liber 1352 of Deeds at page 31, 647.45 feet to a point; thence North 37°08’18” West, continuing along said property division line and along lands now or formerly of Robert J. Kennedy and Elaine W. Kennedy as described in Liber 1434 of Deeds at page 99, lands now or formerly of Gerald P. Trant and Sharon M. Trant as described in Liber 1628 of Deeds at page 551 and

lands now or formerly of Anne Degreef-Safft as described in Liber 1626 of Deeds at page 929, 855.95 feet to a point; thence South 31°14'42" West, along said lands of Degreff-Safft, 249.98 feet to a point; thence North 80°17'18" West, continuing along said lands of Degreef-Safft and along lands now or formerly of D. Vincent Cerrito as described in Liber 1651 of Deeds at page 550 and Liber 1651 of Deeds at page 553, lands now or formerly of Venkateswararao Voleti and Asha Voleti as described in Liber 1416 of Deeds at page 95, lands now or formerly of Eugene M. Nachamkin and Dianna R. Koehler-Nachamkin as described in Liber 1611 of Deeds at page 916 and lands now or formerly of Stephen B. Bransfield as described in Liber 1528 of Deeds at page 947, 1157.06 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the north and lands now or formerly of Norbert W. Korff and Rosemary C. Korff as described in Liber 1613 of Deeds at page 696 on the south; thence westerly along said property division line the following three (3) courses and distances:

1) North 80°17'18" West, 21.57 feet to a point;
2) North 78°57'18" West, 82.60 feet to a point; and
3) South 31°42'42" West, 436.95 feet to a point on the northeasterly road boundary of River Road;

thence northwesterly along the said northeasterly road boundary of River Road the following two (2) courses and distances:

1) North 44°27'27" West, 47.25 feet to a point; and
2) North 41°46'12" West, 33.13 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the southeast and lands now or formerly of Gilbert Kellenberger and Margaret Kellenberger as described in Liber 886 of Deeds at page 495 on the northwest;

thence North 31°07'37" East, along said property division line and along lands now or formerly of M. Jeanne Place as described in Liber 1004 of Deeds at page 174 and Liber 923 of Deeds at page 347, 660.14 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the south and lands now or formerly of Adirondack Power and Light Corporation (a.k.a. Niagara Mohawk Power Corporation) as described in Liber 330 of Deeds at page 461 on the north; thence South 79°47'12" East, along said property division line and along other lands now or formerly of Adirondack Power and Light Corporation (a.k.a. Niagara Mohawk Power Corporation) as described in Liber 330 of Deeds at page 460, 1970.57 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the southwest and lands now or formerly of Town of Niskayuna as described in Liber 984 of deeds at page 634 on the northeast; thence southeasterly and northeasterly along said property division line the following twelve (12) courses and distances:

1) South 24°18’26” East, 17.56 feet to a point;
2) South 52°04’26” East, 158.00 feet to a point;
3) South 47°02’26” East, 271.00 feet to a point;
4) North 49°51’34” East, 85.00 feet to a point;
5) North 35°59’34” East, 80.00 feet to a point;
6) North 67°12’34” East, 155.20 feet to a point;
7) South 41°40’23” East, 130.78 feet to a point;
8) North 48°19’37” East, 20.00 feet to a point;
9) South 41°40’23” East, 376.60 feet to a point of curvature;
10) Along a curve to the right having a radius of 2824.93 feet, an arc length of 286.90 feet and a chord of South 38°45’49” East, 286.78 feet to a point;
11) South 16°41’57” East, 429.43 feet to a point; and
12) South 56°03’59” East, 53.01 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the north and lands now or formerly of Lisa Sternlicht as described in Liber 1429 of Deeds at page 331 on the south;

thence South 75°35’39” West, along said property division line, 477.73 feet to a point; thence North 87°28’23” West, continuing along said property division line and along lands now or formerly of Niagara Mohawk Power Corporation as described in Liber 943 of Deeds at page 469, 506.20 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the north and other lands now or formerly of Niagara Mohawk Power Corporation as described in Liber 964 of Deeds at page 660 on the South; thence North 88°15’20” West, along said property division line, 428.00 feet to a point; thence South 01°57’40” West, continuing along said property division line and along lands now or formerly of Rocco M. Rescelo and Wendy Rescelo as described in Liber 1573 of Deeds at page 42, 446.29 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the northwest and lands now or formerly of Barbara S. Levine as described in Liber 1481 of Deeds at page 8 on the southeast; thence South 43°52’36” West, along said property division line, 543.73 feet to a point on the northerly road boundary of Rosendale Road; thence westerly along said northerly road boundary of Rosendale Road the following five (5) courses and distances:

1) along a curve to the left having a radius of 559.25 feet, an arc length of 191.39 feet and a chord of North 73°49’21” West, 190.45 feet to a point;
2) North 83°37’34” West, 63.16 feet to a point;
3) North 85°25’50” West, 168.78 feet to a point;
4) North 89°32’59” West, 66.20 feet to a point; and
5) North 66°43’42” West, 150.84 feet to a point on the said northeasterly road boundary of River Road;

thence northwesterly along said northeasterly road boundary of River Road the following three (3) courses and distances:

1) North 33°43’42” West, 225.79 feet to a point;
2) North 21°23’51” West, 364.00 feet to a point; and
3) North 26°14’47” West, 145.70 feet to the point or place of beginning.

Containing 2,817,710 square feet, or 64.69 acres of land, more or less.

Parcel 2

Beginning at a point on the easterly road boundary of Whitmyer Road at its intersection with the property division line between lands of the People of the State of New York as described in Liber 1759 of Deeds at page 127 on the north and lands now or formerly of Niagara Mohawk Power Corporation as described in Liber 662 of Deeds at page 25 on the south; thence northerly along the said easterly road boundary of Whitmyer Road and easterly along the southerly road boundary of New Meadow Road the following three (3) courses and distances:

1) North 18°53’49” East, 214.84 feet to a point of curvature;
2) Along a curve to the right having a radius of 40.00 feet, an arc length of 59.24 feet and a chord of North 61°19’10” East, 53.97 feet to a point; and
3) South 76°15’11” East, along said southerly road boundary of New Meadow Road and along lands now or formerly of Michael A. Valentine as described in Liber 1336 of Deeds at page 161, 849.34 feet to a point;

thence North 13°44’49” East, continuing along said lands now or formerly of Michael A. Valentine, 60.00 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the south and other lands of the People of the State of New York as described in Liber 1759 of Deeds at page 127 on the north; thence South 76°16’12” East, along said property division line, 174.72 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the south and lands now or formerly of Arlene M. Jameson as described in Liber 1088 of Deeds at page 683 on the north; thence South 76°14’33” East, along said property division line, 339.92 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the west and lands now or formerly of Sewer District No. 6 of the Town of Niskayuna as described in Liber 858 of Deeds at page 584 on the east; thence South 13°57’24” West, along said property division line and along lands now or formerly of Town of Niskayuna as described in Liber 953 of Deeds at page 641, 216.90 feet to a point; thence South 76°02’36” East, continuing along said lands now or formerly of Town of Niskayuna, 600.00 feet to a point; thence North 13°57’24” East, continuing along said property division line and said lands now

or formerly of Sewer District No. 6 of the Town of Niskayuna, 420.00 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the south and said lands now or formerly of Arlene M. Jameson on the north; thence easterly along said lands now or formerly of Arlene M. Jameson the following two (2) courses and distances:

1) South 76°02'36" East, 35.22 feet to a point; and
2) North 54°38'49" East, 650.96 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the southwest and lands now or formerly of Town of Niskayuna as described in Liber 984 of Deeds at page 634 on the northeast;

thence southeasterly along said property division line the following five (5) courses and distances:

1) South 27°56'34" East, 211.34 feet to a point of curvature;
2) Along as curve to the left having a radius of 2904.93 feet, an arc length of 681.18 feet and a chord of South 34°39'37" East, 679.62 feet to a point;
3) South 41°40'23" East, 16.95 feet to a point;
4) South 47°14'34" West, 227.97 feet to a point; and
5) South 24°18'26" East, 413.72 feet to a point at its intersection with the property division line between said lands of the People of the State of New York on the north and lands now or formerly of Adirondack Power and Light Corporation (a.k.a. Niagara Mohawk Power Corporation) as described in Liber 330 of Deeds at page 460 on the south;

thence northerly along said property division line the following two (2) courses and distances:

1) North 79°47'12" West, 2373.97 feet to a point; and
2) North 59°14'55" West, 949.32 feet to the point or place of beginning.

Containing 1,803,995 square feet, or 41.41 acres of land, more or less.

Parcel 3

Beginning at a point at the intersection of the property division line between lands of the People of the State of New York as described in Liber 1759 of Deeds at page 127 on the west and lands now or formerly of Arlene M. Jameson as described in Liber 1088 of Deeds at page 683 on the east with the property division line between lands of the People of the State of New York as described in Liber 1759 at page 127 on the north and lands of the People of the State of New York as described in Liber 1759 at page 127 on the south; thence North

76°16’12” West, along the last mentioned property division line and lands now or formerly of Michael A. Valentine as described in Liber 1336 at page 161, 175.00 feet to a point at its intersection with the property division line between the herein described parcel on the east and lands now or formerly of Town of Niskayuna as described in Liber 1680 of Deeds at page 954 on the west; thence northerly and easterly along said property division line the following four (4) courses and distances:

1) along a curve to the right having a radius of 25.00 feet, an arc length of 39.28 feet and a chord of North 31°16’00” West, 35.36 feet to a point;
2) North 13°44’00” East, 462.52 feet to a point of curvature;
3) Along a curve to the right having a radius of 25.00 feet, an arc length of 39.04 feet and a chord of North 58°27’29” East, 35.19 feet to a point; and
4) South 76°49’03” East, 175.25 feet to a point at its intersection with the said property division line between the herein described parcel on the west and said lands now or formerly of Arlene M. Jameson on the east;

thence South 13°44’00” West, along said property division line, 514.20 feet to the point or place of beginning.

Containing 102,386 square feet, or 2.35 acres of land, more or less.

Parcels 1-3 as shown on “Map of Lands to be Acquired Pursuant to Section 3.17 of the Parks, Recreation and Historic Preservation Law,” Map No. 158241001, dated February 19, 2007, and filed in the New York State Office of Parks, Recreation and Historic Preservation.

Parcel 4

Beginning at an iron pipe at the intersection of the northerly line of Rosendale Road and the line between the lands now or formerly of Irvin L. Teagle and now or formerly of the State of New York, and runs thence along the said line of the road North 48° 10’ West, 455.5 feet to a point;

thence still along the said line of the road North 55° 14’ West, 419.7 feet to a point;

thence still along the said line of the road North 63° 14’ West, 152.6 feet to a point;

thence still along the said line of the road North 72° 45’ West, 170.0 feet to an iron pipe;

thence North 27° 17’ East, 306.2 feet to a concrete monument;

thence along the lands now or formerly of the State of New York South 54° 12’ East 828.49 feet to a concrete monument;

thence along the lands now or formerly of the State of New York South 20° 45’ East, 480.82 feet to the point or place of beginning, containing about 5.45 acres of land.

Being the same parcels acquired by the People of the State of New York from the Schenectady Museum Association dated May 8, 2007 by deed recorded in Liber 1759 at page 127, filed in the Schenectady County Clerks Office on May 8, 2007.

Together with a right-of-way as set forth in the deed from Carroll Phillips to Edward Clifton Vrooman recorded May 12, 1925, in the Schenectady County Clerk’s Office in Book 327 of Deeds at page 301; beginning at a point in the center of Rosendale Road about a quarter mile southeasterly of its intersection with the River Road and runs thence North 7° 36’ West, 243.5 feet; thence North 8° 15’ East, 150.1 feet; thence North 15° 15’ East, 198 feet; thence North 6° 43’ East, 469.1 feet; thence North 30° 08’ East, 653.7 feet to a point. The line hereby described being the center line of said right-of-way.

Subject to the access and trimming easements and together with the reserved crossing easements recited in a deed granted by Edward Clifton Vrooman and Lucy Leibing Vrooman to Adirondack Power and Light Corporation dated August 27, 1925, and recorded in the Schenectady County Clerk’s Office August 28, 1925, in Book 330 of Deeds at Page 460.

Subject to Easement granted to Niagara Mohawk Power Corporation dated April 21, 1952, recorded in Schenectady County Clerk’s Office May 1, 1952, in Liber 662 of Deeds at Page 25.

Subject to Easement granted to Niagara Mohawk Power Corporation by deed dated December 29, 1966, and recorded in the Schenectady County Clerk’s Office January 27, 1967, in Book 885 of Deeds at Page 34.

Subject to Easement granted to Niagara Mohawk Power Corporation by easement dated September 12, 1974, and recorded in the Schenectady County Clerk’s Office September 16, 1974, in Book 982 of Deeds at Page 763.

Subject to Easement granted to Virginia R. Samler by easement dated June 23, 1977, and recorded in the Schenectady County Clerk’s Office July 1, 1977, in Book 1008 of Deeds at Page 332.

SUBJECT to any other covenants, conditions, restrictions, easements and rights-of-way, if any, contained in instruments of record affecting said premises so far as the same may now be in force and effect.

These Letters Patent are issued, however, and this grant is made and accepted upon the conditions that the land granted herein shall be properly improved and maintained and continuously used by the Town of Niskayuna for parkland and recreation purposes and if not so used, the title to said land shall revert to the People of the State of New York, and the Attorney General may institute an action in the Supreme Court for a judgment declaring a revesting of such title in the People of the State of New York.

TO HAVE AND TO HOLD the above described parcel unto the said Town of Niskayuna, its successors and assigns forever, subject to the aforesaid condition.

IN WITNESS WHEREOF, our Commissioner of General Services has executed these letters patent in our name this day of , 2024

NEW YORK STATE
OFFICE OF GENERAL SERVICES

By: Jeanette M. Moy
Commissioner

STATE OF NEW YORK
ss.:
DEPARTMENT OF STATE

I hereby certify that the Great Seal of the State of New York was hereto affixed on the day of , 2024

Deputy Secretary of State

Approved as to form this day of , 2024

LETITIA JAMES
Attorney General

By: _____
Deputy Bureau Chief

THE PEOPLE OF THE STATE OF NEW YORK

TO

Town of Niskayuna

LETTERS PATENT

STATE OF NEW YORK
Department of State

Recorded in Book of Patents

No. _____ *at page* _____

Date: _____
Robert J. Rodriguez
Secretary of State

By _____

Return to:

RPPU-719 (Rev. 1/95)

Resolution No. 2024 – 119

A RESOLUTION APPOINTING A WATER PLANT OPERATOR IN THE WATER AND SEWER DEPARTMENT

The following resolution was offered by **Councilmember Moskowitz**, who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Superintendent of Water and Sewer advised of a vacancy in the position of Plant Operator at the Water Treatment Plant and recommends that this vacancy be filled at this time; and

WHEREAS, the Public Works Committee and Finance and General Government Committee concur with this recommendation.

NOW, THEREFORE, be it

RESOLVED, that this Town Board does hereby appoint Nicholas Palleschi, residing at 101 Horstman Drive, Scotia, N.Y. 12302, to the position of full-time Water Plant Operator in the Water and Sewer Department, effective May 6, 2024, subject to the Civil Service Law probationary requirements; and be it

FURTHER RESOLVED, that the compensation for said Nicholas Palleschi shall be set at the base step for "PLANT OPERATOR" ($26.7165 per hour) and his benefits shall be in accordance with the applicable collective bargaining agreement; and be it

FURTHER RESOLVED, that the Town Clerk on behalf of this Town Board be, and she hereby is, authorized and directed to notify Nicholas Palleschi of the above-described appointment.

Resolution No. 2024 – 120

A RESOLUTION AUTHORIZING THE INSTALLATION OF SEWER PIPING AND MANHOLES AT RIVER ROAD PARK

The following resolution was offered by **Councilmember Moskowitz**, who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Superintendent of Water and Sewer has advised of the need to install sanitary sewer piping and manholes at River Road Park in the Town of Niskayuna; and

WHEREAS, in accordance with the Town of Niskayuna Purchasing Policy, the Superintendent of Water and Sewer obtained formal written quotes from at least two separate vendors and has recommended awarding the contract to the contractor with the lowest quote complying with Town specifications; and

WHEREAS, the Public Works Committee concurs with this recommendation.

NOW, THEREFORE, be it

RESOLVED, that this Town Board does hereby authorize the Supervisor to award and execute a contract with Pollard Excavating, Inc., P.O. Box 658, 1027 Leesome Lane, Altamont, N.Y. 12009 at a cost not to exceed $25,000.00.

Resolution No. 2024 - 121

A RESOLUTION AWARDING A CONTRACT FOR THE APPLICATION OF SPRAY FOAM INSULATION AT THE TOWN'S WATER TREATMENT PLANT

The following resolution was offered by **Councilmember Moskowitz** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Superintendent of Water, Sewer and Engineering has advised of the need to hire a contractor in apply spray foam insulation at the Town's Water Treatment Plant; and

WHEREAS, written quotes were requested in accordance with the Town of Niskayuna's Purchasing Policy; and

WHEREAS, the Superintendent of Water, Sewer and Engineering has reviewed the quotes received and recommended that the lowest quotes complying with the Town's specifications be awarded the contract; and

WHEREAS, the Public Works Committee concurs with the recommendation.

NOW, THEREFORE, be it

RESOLVED, that this Town Board does hereby authorize the Superintendent of Water, Sewer and Engineering to enter into a contract with Builders Installed Products, 136 Tivoli Street, Albany, New York 12207 for the installation/application of spray foam insulation at the Town's Water Treatment Plant at a cost not to exceed $9,000.00.

Resolution No. 2024 – 122

A RESOLUTION AUTHORIZING THE PURCHASE OF TWO VALVE ACTUATORS FOR USE AT THE TOWN'S WASTEWATER TREATMENT PLANT

The following resolution was offered by **Councilmember Moskowitz**, who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Superintendent of Water, Sewer and Engineering has advised that it is necessary to purchase two (2) valve actuators for use at the Town's Wastewater Treatment Plant; and

WHEREAS, the Superintendent of Water, Sewer and Engineering has also advised that Siewert is a sole source for the Limitorque actuators that are utilized by the Town at the Wastewater Treatment Plant and that direct replacement with the same brand actuators will limit downtime at the plant, and as such recommends that said purchase be made from the sole source provider; and

WHEREAS, the Public Works Committee concurs with this recommendation.

NOW THEREFORE, be it

RESOLVED, that this Town Board does hereby approve and authorize the purchase of two (2) Limitorque actuators for use at the Town's Wastewater Treatment Plant from Siewert Equipment, P.O. Box 715976, Philadelphia, P.A. 19171, as a sole source provider, at a total cost not to exceed $17,000.00.

Resolution No. 2024 – 123

A RESOLUTION AMENDING RESOLUTION NO. 2024-77

The following resolution was offered by **Councilmember Moskowitz** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Superintendent of Water and Sewer has advised that it is necessary to amend Resolution No. 2024-77 regarding the purchase a new pump for use at the Fillmore Pump Station; and

WHEREAS, the Public Works Committee concurs with the recommendation to amend Resolution No. 2024-77.

NOW THEREFORE, be it

RESOLVED, that the RESOLVED clause of Resolution No. 2024-77 is hereby amended as follows:

RESOLVED, that the Superintendent of Water and Sewer is hereby authorized to purchase a submersible pump for use at the Fillmore Pump Station from Emerick Associates, 1107 Loudon Road, Cohoes, N.Y. 12047, at a total cost not to exceed $13,110 [~~$13,000.00~~].

Resolution No. 2024 – 124

A RESOLUTION AMENDING RESOLUTION NO. 2024-94

The following resolution was offered by **Councilmember Moskowitz** who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

NOW, THEREFORE, be it

RESOLVED, that the FURTHER RESOLVED clause of Resolution No. 2024-94 be amended as follows:

FURTHER RESOLVED, that the Receiver of Taxes and Assessments shall begin collection of said utility rents on or around April 5, 2024 and shall collect said utility rents without penalty through July 19, 2024 [~~May 20, 2024, after which uncollected rents shall be subject to a penalty in the amount of four percent (4%)~~].

Resolution No. 2024 – 125

A RESOLUTION AUTHORIZING THE PURCHASE OF INSERTION VALVE LINE TAPPING EQUIPMENT AND INSERTION VALVES

The following resolution was offered by **Councilmember Moskowitz**, who moved its adoption, and seconded by

BE IT ENACTED, by the Town Board of the Town of Niskayuna, as follows:

WHEREAS, the Superintendent of Water and Sewer has recommended the purchase of insertion valve line tapping equipment and insertion valves for use by the Water and Sewer Department; and

WHEREAS, the Town advertised for and solicited bids for insertion valve line tapping equipment and insertion valves and such bid opening was conducted on Tuesday, April 9, 2024 at 11:00 a.m. at One Niskayuna Circle, Niskayuna, New York 12309 and the Superintendent of Water and Sewer recommends the lowest bidder complying with the Town's specifications be awarded the contract; and

WHEREAS, the Public Works Committee and the Finance and General Government Committee concur with this recommendation.

NOW, THEREFORE, be it

RESOLVED, that this Town Board does hereby authorize the Supervisor to award and execute a contract with Hydra-Stop LLC, 144 Tower Drive, Burr Ridge, I.L. 60527 at a cost not to exceed $71,727.00.

Resolution No. 2024 - 126

A RESOLUTION ESTABLISHING AN ELECTED OFFICIALS SALARY COMMITTEE FOR THE TOWN OF NISKAYUNA AND APPOINTING MEMBERS THERETO

The following resolution was offered by **Supervisor Puccioni**, who moved its adoption, and seconded by

BE IT ENACTED by the Town Board of the Town of Niskayuna as follows:

WHEREAS, it has been several years since there has been any change to the salaries of elected officials in the Town of Niskayuna; and

WHEREAS, in order to ensure that members of the community who wish to run for election in any of the elected officials positions are able to receive a fair wage for their work and to attract candidates, this Town Board recommends establishing a committee to review the elected officials' salaries, research the salaries of the positions in other similarly situated municipalities, and make recommendations to the Town Board as to whether any changes to those salaries would be appropriate; and

WHEREAS, the established committee shall consist of five (5) members nominated by each of the Town Board members, and should contain a mix of political affiliations; and

WHEREAS, the Committee shall work with the Town Comptroller to establish their goals; and

WHEREAS, once the recommendations of the Committee have been made to the Town Board, the official report shall be filed with the Town Clerk and this committee will then dismantle with no further work to be taken up by the Committee; and

WHEREAS, the Finance and General Government Committee concurs with the recommendation to establish this committee with the goal of receiving recommendations pertaining to the elected officials' salaries for the Town of Niskayuna.

NOW THEREFORE, be it

RESOLVED, that this Town Board does hereby establish an Elected Officials Salary Committee to review the current salaries of Town of Niskayuna Elected Officials to include: the Town Supervisor, Town Board members, the Town Justices, the Town Clerk, and the Receiver

of Taxes, to compare those salaries to those of similarly situated municipalities within New York State and to make recommendations as to any changes that would be appropriate to the Town of Niskayuna elected officials salaries going forward; and be it

FURTHER RESOLVED, that this Town Board does hereby appoint the following members to serve on the Committee, until such time as the Committee makes its recommendations and files a final report with the Town Clerk:

Name	**Political Affiliation**
Kelly Nobes	Democrat
Andrew Bigness	None
Tom Moran	Republican
Lisa Bodmer	Republican
William Moran	Democrat