

Resolution for SEQRA Determination”

RESOLUTION OF THE TOWN BOARD FOR THE TOWN OF NORTH GREENBUSH IN MAKING A SEQRA DETERMINATION FOR THE ESTABLISHMENT OF PROPOSED 24 NORTH ROAD AND TAX MAP#123.14-3-5 SEWER DISTRICT EXTENSION OF NORTH GREENBUSH CONSOLIDATED SEWER DISTRICT

At a meeting of the Town Board of the Town of North Greenbush, held at the Town Offices at 2 Douglas Street, Wynantskill, New York 12198 in the Town of North Greenbush, Rensselaer County, New York, on the
14th of September 2023

Present: Joe Bott, Supervisor

 Jack Rogers, Councilman

 Kelly Hoffman, Councilwoman

 Jessica Merola, Councilwoman

ABSENT: James Gordon, Councilman

In the matter of the establishment of the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of North Greenbush Consolidated SEWER District in the Town of North Greenbush, County of Rensselaer, State of New York.

WHEREAS, a written **Petition** has been presented to and filed with the Town Board of the Town of North Greenbush praying that certain lands situate in the Town of North Greenbush, County of Rensselaer and more particularly bounded and described in **Exhibit “A” – Legal Description** attached to said Petition be established as the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of North Greenbush Consolidated SEWER District and that certain SEWER system improvements be constructed within the boundaries of the proposed district, and

WHEREAS a **Public Hearing** was held by the Town Board in the Town of North Greenbush on **10th day of August 2023** to consider said Petition for the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of North Greenbush Consolidated SEWER District and to hear all persons interested in the subject thereof, and

WHEREAS, the Town Board, has acted as the **Lead Agency**, within the meaning of the **State Environmental Quality Review Act (SEQRA)** and the regulations promulgated thereunder with respect

to the establishment, creation, and operation of the proposed extension of North Greenbush Consolidated SEWER District and the construction and operation of the SEWER system improvements, and

WHEREAS, a Short Environmental Assessment Form has been prepared for the establishment of the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of North Greenbush Consolidated SEWER District and the construction and operation of the SEWER system improvements within the boundaries of the said district, and

WHEREAS, the Town Engineer has found no adverse effects associated with the establishment, construction, and operation of said the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of North Greenbush Consolidated SEWER District and has recommended that a Negative Declaration be issued with respect to said establishment, construction and operation; and

WHEREAS, the Short Environmental Assessment Form has been submitted to and analyzed by the Town Board and demonstrates that the establishment, construction, and operation of said proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of North Greenbush Consolidated SEWER District will not have a significant effect on the environment.

NOW, THEREFORE, on motion of **Supervisor Bott** seconded by **Councilwoman Hoffman**, all members present voting on roll call, which resulted as follows:

AYES:	4
NAYS:	0
ABSENT:	1

IT IS HEREBY RESOLVED by the Town Board of the Town of North Greenbush as follows:

1. The Town Board of the Town of North Greenbush hereby finds and determines that the establishment, construction, and operation of the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of North Greenbush Consolidated SEWER District is an "Unlisted Action" within the meaning of SEQRA.
2. Upon reviewing the information recorded on the Short Environmental Assessment Form and other supporting information, and considering both the magnitude and importance of each impact, it is reasonably determined by the Town Board, as the Lead Agency, that the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of North Greenbush Consolidated SEWER District will not result in any large and important impacts, and therefore, is one which we will not have a significant impact on the environment and therefore a Negative Declaration will be prepared.

3. The Town Board of the Town of North Greenbush hereby further finds and determines that the identified environmental effects resulting from the establishment of the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of North Greenbush Consolidated SEWER District and the construction and operation of the SEWER system improvements within said District will not be significant and there are otherwise no significant environmental effects.
4. The Town Board of the Town of North Greenbush hereby approves the form and substance of the Negative Declaration in the form thereof submitted to and reviewed and analyzed by the members of this meeting and attached to this Resolution.
5. The Town Supervisor is hereby authorized and directed to sign the attached Short Environmental Assessment Form.
6. The Town Clerk is hereby authorized and directed to file and deliver a copy of the Negative Declaration and all other documents necessary or desired to effectuate the purposes of this Resolution.

RESOLUTION: 2023-09-67

“Establishment of District Resolution”

RESOLUTION OF THE TOWN BOARD FOR THE TOWN OF NORTH GREENBUSH IN THE MATTER OF THE ESTABLISHMENT OF PROPOSED 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION OF THE NORTH GREENBUSH CONSOLIDATED SEWER DISTRICT

At a meeting of the Town Board of the Town of North Greenbush, held at the Town Offices at 2 Douglas Street, Wynantskill, NY 12198 in the Town of North Greenbush, Rensselaer County, New York, on the **14th** day of **September 2023**.

Present: Joe Bott, Supervisor
 Jack Rogers, Councilman
 Kelly Hoffman, Councilwoman
 Jessica Merola, Councilwoman

ABSENT: James Gordon, Councilman

WHEREAS, a written Petition with the necessary map, plan & report attached thereto according to law, dated July 21, 2023, signed by home owners, sole property owner(s) within the proposed **24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION** of the **North Greenbush Consolidated SEWER District**, has been presented to and filed with the Town Board of the Town of North Greenbush requesting the construction of an extension of the municipal system within the boundaries of the **proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION** of the **North Greenbush Consolidated SEWER District** as more particularly described in said Petition as **Exhibit “A” – Legal Description**, and

WHEREAS, the Town Board duly adopted on August 10, 2023 a resolution reciting in general terms the filing of said Petition, the boundaries of the **proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION** of the **North Greenbush Consolidated SEWER District**, the improvements proposed, and that the petitioners shall pay all the expenses involved in the construction of the **proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION** of the **North Greenbush Consolidated SEWER District**, and specifying that the Town Board shall meet at the Town offices located at 2 Douglas Street, Wynantskill, NY

12198, in the Town of North Greenbush, Rensselaer, NY on the 14th day of September, 2023. and to hold a public hearing to consider said Petition and to hear all persons interested in the subject thereof, concerning the same, and

WHEREAS, a certified copy of said Resolution was duly published and posted according to law, and the Town Board did, at the time and place specified in said Resolution, duly meet and consider the matter of the establishment of the boundaries of **the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District** and the construction of an extension of the municipal system therein, and heard all persons interested in the subject thereof who appeared at such time and place, concerning the same, and

WHEREAS the overall maximum amount to be expended for the establishment of said **proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District** and the construction herein of said SEWER system, including the cost and rights in land, by the Town of North Greenbush is ZERO DOLLARS (\$0.00), and

WHEREAS the improvements proposed in said **24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District** consist of the construction of the extension of the municipal SEWER system with main and lateral lines with all the equipment and apparatus required for such system, and

WHEREAS the Town Board has given due deliberation to the public hearing and the testimony and allegations presented and has determined to grant the prayer of said Petition and

WHEREAS the Petition and description aforesaid have been filed with the **Town Clerk** pursuant to Section 192 of the Town Law.

NOW, THEREFORE, on motion of **Councilwoman Hoffman** seconded by **Supervisor Bott**, all members present voting on roll call which resulted as follows:

AYES:	4
NAYS:	0
ABSENT:	1

BE IT RESOLVED, by the Town Board of the Town of North Greenbush that it be hereby is **FOUND AND DETERMINED** that the said Petition dated July 1, 2023, for the establishment of

the boundaries of the **proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District** and the construction of the extension of the municipal SEWER system therein the Town of North Greenbush, Rensselaer County, New York is signed, approved and acknowledged, as required by law, and is otherwise sufficient and complies with the provisions of Section 191 of the Town Law of the State of New York, and such other sections of said Law as are applicable thereto; and that annexed hereto and entitled as **Exhibit "A" – Legal Description of the boundaries of the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District** as finally determined, and it is further

FOUND AND DETERMINED by the Town of North Greenbush that it is in the public interest to grant the whole relief sought by said Petition, and that all of the property, property owners and interested persons within said **the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District** are benefited thereby, and that no property owners or interested persons benefited thereby have been excluded therefrom, and it is further

RESOLVED, that the **proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District** prayed for in said Petition be established in said Town of North Greenbush, as described in **Exhibit "A" – Legal Description** and annexed hereto, to be known as **the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District** and to include all the property described therein, and it is further

RESOLVED, that the construction of the improvements in said **proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District** shall be in accordance with the plans and specifications as prepared by Stephen T. Dean, P.E., P.C.

RESOLVED, upon completion, **proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District** facilities shall be operated and maintained by the Town of North Greenbush Utilities Department in the future with the exception of individual house SEWER laterals, the force main SEWER laterals and grinder pumps if any; said individual house SEWER laterals, force main laterals and grinder pumps shall be maintained by the property owners.

RESOLVED, that the extension prayed for in said Petition, to wit: **the proposed 24 NORTH ROAD (TAX MAP # 123.14-3-5) SEWER DISTRICT EXTENSION of the North Greenbush Consolidated SEWER District**, is granted by the Town Board of the Town of North Greenbush, as described in said Petition, upon the condition that all costs associated with said extension be

paid by the Petitioners; that the Consultant Engineer, the New York State Department of Health and the Rensselaer County Department of Health approve the map and plan prior to the construction; that the Petitioner obtain any necessary easements and that such easements be granted to the Town of North Greenbush if required, and that upon completion of such construction, all sanitary SEWER lines and appurtenances be dedicated to the Town of North Greenbush if required, and it is further

RESOLVED, that the **Town Clerk** of the Town of North Greenbush is hereby authorized and directed to cause a certified copy of this Resolution to be duly recorded in the **Office of the Clerk of Rensselaer County** in which the Town of North Greenbush is located, within ten (10) days after the adoption of this Resolution, and it is further

RESOLVED, that within ten (10) days after the adoption of this Resolution, the **Town Clerk** be and she hereby is authorized and directed to file a certified copy of this Resolution, in duplicate, in the Office of the State Department of Audit and Control, at Albany, NY.

RESOLUTION 2023-09-68

At a Regular Meeting of
the Town Board of the
Town of North Greenbush
held at 7:00 p.m. on the
September 14, 2023, at the
Town Offices

IN THE MATTER OF SCHEDULING A
PUBLIC HEARING

WHEREAS a recommendation has been made to implement new limits for the
**Senior Citizen Exemption and Low-Income Disability exemptions effective for
2024**

WHEREAS it is necessary to hold a public hearing on this proposal,

NOW, THEREFORE IT BE RESOLVED, that a public hearing shall be conducted by
the North Greenbush Town Board on **October 12, 2023, at 6:45 p.m.** at the Town
Offices, Main Ave, Wynantskill, NY to consider implementing new limits for the
Senior Citizen Exemption and Low-Income Disability exemptions effective for 2024

BE IT RESOLVED that the Town Clerk shall cause notices of the hearing to be
properly posted, published.

Councilperson Merola moved, **Councilperson Rogers** seconded, and the Town
Board voted as follows:

Supervisor Bott	<u>AYE</u>
Councilwoman Hoffman	<u>AYE</u>
Councilman Rogers	<u>AYE</u>
Councilwoman Merola	<u>AYE</u>
Councilman Gordon	<u>ABSENT</u>

RESOLUTION 2023-09-69

“Resolution to Set Public Hearing”

RESOLUTION OF THE TOWN BOARD FOR THE TOWN OF NORTH GREENBUSH IN THE MATTER OF HOLDING A PUBLIC HEARING TO CONSIDER THE PETITION FOR THE ESTABLISHMENT OF THE PROPOSED PHEASANT LANE & MEADOWLARK LANE

SEWER DISTRICT EXTENSION OF THE NORTH GREENBUSH CONSOLIDATED SEWER DISTRICT

At a meeting of the Town Board held at the Town Offices at 2 Douglas Street, Wynantskill, NY 12198, in the Town of North Greenbush, Rensselaer County, New York on **September 14, 2023**.

Present: Joe Bott, Supervisor
 Jack Rogers, Councilman
 Kelly Hoffman, Councilwoman
 Jessica Merola, Councilwoman

ABSENT: Jim Gordon, Councilman

In the matter of Petition of the owner(s) of more than one-half of the assessed valuation of all the taxable real property of the proposed PHEASANT LANE & MEADOWLARK LANE SEWER DISTRICT EXTENSION of North Greenbush Consolidated Sewer District in the Town of North Greenbush, County of Rensselaer, State of New York, and according to the latest completed assessment roll of the said Town for the proposed PHEASANT LANE & MEADOWLARK LANE SEWER DISTRICT EXTENSION of North Greenbush Consolidated Sewer District in the Town of North Greenbush.

WHEREAS, a written request signed and acknowledged by the sole property owners within the proposed PHEASANT LANE & MEADOWLARK LANE SEWER DISTRICT EXTENSION of North Greenbush Consolidated Sewer District in the Town of North Greenbush, has been presented to and filed with the Town Board of the Town of North Greenbush praying that said district extension be established and which is more particularly bounded as described in Exhibit “A” – Legal Description and Map No. 1 – Boundary Map attached hereto to be PHEASANT LANE & MEADOWLARK LANE SEWER DISTRICT EXTENSION of North Greenbush Consolidated Sewer District in the Town of North Greenbush and

WHEREAS the improvement proposed in said Sewer district extension consists of the construction of a low-pressure Sewer Main, manhole and appurtenances as required.

WHEREAS the overall maximum amount proposed to be expended for the establishment of said Sewer district extension and the construction therein of said Sewer system, including the cost of land and rights in lands, is estimated to be approximately two hundred forty-five thousand dollars (\$245,000.00), and

WHEREAS the cost of the construction of the said proposed Sewer district shall be paid entirely by the developer, as stated in" Exhibit A" as Capital Area Properties, LLC.

WHEREAS the maximum amount proposed to be expended for said extension by the Town of North Greenbush is ZERO DOLLARS (\$0.00) with the exception of the publication of a legal notice, and

WHEREAS all expenses occasioned by the establishment and construction of the PHEASANT LANE & MEADOWLARK LANE SEWER DISTRICT EXTENSION of North Greenbush Consolidated Sewer District in the Town of North Greenbush shall be paid by the petitioners.

WHEREAS, said petitioners further agree to pay their fair share of future costs for the PHEASANT LANE & MEADOWLARK LANE SEWER DISTRICT EXTENSION of North Greenbush Consolidated Sewer District in the Town of North Greenbush, which will include debt service, Sewer usage costs and the annual operation and maintenance charges paid to the Town of North Greenbush, and which are estimated to be \$350.00. There is currently no debt service.

NOW, on motion of **Councilman Rogers**, seconded by **Supervisor Bott**, all members present voting on roll call, which resulted as follows:

AYES:	4
NAYS:	0
ABSENT:	1

IT IS ORDERED, that the Town Board of the Town of North Greenbush shall hold a public hearing to be held at the Town Offices located at 2 Douglas Street, Wynantskill, NY 12198, in the Town of North Greenbush on **October 12, 2023** at **6:50 p.m.**, to consider the said Petition and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board with relation to said Petition as may be required by law, and it is

FURTHER ORDERED, that the Town Clerk give notice of such hearing by publishing, on or before **September 27, 2023**, in the Town's official newspaper, The Record, a certified copy of this Order and by posting a certified copy of this Order on the signboard of the Town of North Greenbush not less than ten or more than twenty days before such hearing.

RESOLUTION 2023-09-70

At a regular meeting of
the town board of the Town of
North Greenbush held at 7:00 p.m.
on September 14, 2023, at the Town
Office

**IN THE MATTER OF RECOGNIZING SEPTEMBER 11, 2023,
AS A DAY OF SERVICE AND REMEMBRANCE**

BE IT RESOLVED, the Town Board of North Greenbush does hereby recognize September 11, 2023, as a day of service and remembrance.

WHEREAS, on September 11, 2001, the United States endured violent terrorist attacks and events in New York City, Washington DC, and Shanksville, Pennsylvania, leading to the tragic deaths and injuries of thousands of innocent United States citizens.

WHEREAS, in response to the attacks, firefighters, uniformed officers, emergency medical technicians, physicians, nurses, military personnel, and other first responders immediately rose to service in the heroic attempt to save the lives of the individuals in danger.

WHEREAS many first responders, rescue and recovery workers, volunteers, and survivors of the attacks continue to suffer from serious medical illnesses and emotional distress related to the physical and mental trauma of the attacks.

- **On this anniversary of September 11, 2001, let us never forget those who lost their lives or were injured in the attacks, and let us pay tribute to the individuals who rose to service on that day and afterwards.**

Councilperson Rogers moved, seconded by **Supervisor Bott** and the Town Board voted as follows:

Supervisor Bott	<u>AYE</u>
Councilwoman Hoffman	<u>AYE</u>
Councilman Rogers	<u>AYE</u>
Councilwoman Merola	<u>AYE</u>
Councilman Gordon	<u>ABSENT</u>

RESOLUTION 2023-09-71

At a Meeting of
the Town Board of the
Town of North Greenbush
held at 7:00 p.m. on September
14, 2023 at the Town Offices

IN THE MATTER OF SCHEDULING A MEETING FOR
THE PRESENTATION OF THE 2024 TENTATIVE
BUDGET TO THE SUPERVISOR

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of North Greenbush hereby schedules a meeting for the Presentation of the 2024 Tentative Budget to be held on **Monday, October 2, 2023**, at 8:00 a.m., to be held at the Town Offices

Supervisor Bott moved, **Councilwoman Hoffman** seconded, and the Town Board voted as follows:

Supervisor Bott	<u>AYE</u>
Councilwoman Hoffman	<u>AYE</u>
Councilman Rogers	<u>AYE</u>
Councilman Gordon	<u>ABSENT</u>
Councilwoman Merola	<u>AYE</u>

RESOLUTION 2023-09-72

At a Meeting of the Town Board
of the Town of North Greenbush
held at 7:00 p.m. on September 14,
2023 at the Town Offices

IN THE MATTER OF ACCEPTING THE AUDIT OF THE TOWN FINANCIAL
STATEMENT FOR FISCAL YEAR 2022, THE ANNUAL FINANCIAL REPORT
UPDATE DOCUMENT (AUD) FOR 2022 AND AUTHORIZING THE TOWN
COMPTROLLER TO MAKE NECESSARY BUDGET AMENDMENTS FOR 2022

WHEREAS, the independent certified public accounting firm of Cusack and Company, CPA, LLC completed its review of the financial statements of the Town of North Greenbush for fiscal year ending on December 31, 2022, and the Town Comptroller reviewed the financial statements and recommends acceptance of the audited financial statements; and

NOW THEREFORE BE IT RESOLVED that the Town Board accepts the 2022 audited financial statement and the 2022 AUD as filed with the State and authorizes the Town Comptroller to make 2022 budget adjustments.

Councilwoman Hoffman moved, **Supervisor Bott** seconded, and the Town Board voted as follows:

Councilman Gordon	<u>ABSENT</u>
Councilwoman Merola	<u>AYE</u>
Councilwoman Hoffman	<u>AYE</u>
Councilman Rogers	<u>AYE</u>
Supervisor Bott	<u>AYE</u>

RESOLUTION 2023-09-73

At a Regular Meeting of
the Town Board of the Town
of North Greenbush held at 7:00
P.M. on September 14th, 2023, at
the Town Offices

IN THE MATTER OF APPROVING THE
PURCHASE OF A POLICE VEHICLE

WHEREAS the Town Board of the Town of North Greenbush authorized the purchase of a new Police Vehicle in the adopted 2023 Town Budget to replace a 2017 Ford Interceptor Utility; and

WHEREAS, pursuant to a Request for Proposals (#12346), the cost to purchase a 2023 Ford Interceptor Utility (VIN #1C4RDJFG4PC678491) is \$39,369.36 from Joe Cecconi's Chrysler Complex in Niagara Falls and an estimated \$23,579.74 to purchase and install required equipment within the vehicle by BearComm and Intelligent Technology Solutions;

NOW THEREFORE BE IT RESOLVED, the Town Board does hereby approve the purchase of a 2023 Ford Interceptor Utility pursuant to the Request for Proposals and the installation of required equipment, as state above, at a total estimated cost of \$62,949.10.

Councilman Rogers moved, **Councilwoman Hoffman** seconded, and the Town Board voted as follows:

Supervisor Bott	<u>AYE</u>
Councilwoman Hoffman	<u>AYE</u>
Councilman Rogers	<u>AYE</u>
Councilwoman Merola	<u>AYE</u>
Councilman Gordon	<u>ABSENT</u>

RESOLUTION 2023-09-74

At a Meeting of the Town Board
of the Town of North Greenbush
held at 7:00 p.m. on September 14,
2023 at the Town Offices

IN THE MATTER AUTHORIZING THE TOWN COMPTROLLER TO MAKE
NECESSARY BUDGET ADJUSTMENTS FOR 2023

WHEREAS, the Town of North Greenbush has incurred significant costs for vehicles, software upgrades that were not included in the 2023 adopted budget. The purchases were approved by the Town Board through resolutions and the Town Comptroller reviewed the impact these expenditures had on the 2023 adopted budget and recommends the following budget adjustments to amend the 2023 adopted budget; and,

NOW THEREFORE BE IT RESOLVED that the Town Board accepts recommended budget amendments submitted by the Town Comptroller and authorizes the Town Comptroller to make the budget adjustments.

Supervisor Bott moved, **Councilman Rogers** seconded, and the Town Board voted as follows:

Councilwoman Hoffman	<u>AYE</u>
Councilwoman Merola	<u>AYE</u>
Councilman Rogers	<u>AYE</u>
Councilman Gordon	<u>ABSENT</u>
Supervisor Bott	<u>AYE</u>

RESOLUTION 2023-09-75