

At a Meeting of the Town Board of the Town of
North Greenbush, held on April 10, 2025, at
7:00 P.M. at the Town Offices

IN THE MATTER OF THE AUTHORIZATION OF THE EXECUTION OF AN "OUT OF
DISTRICT WATER USER AGREEMENT" FOR 4429 NEW YORK 43 LLC LOCATED
AT 4429 NY ROUTE 43, TOWN OF NORTH GREENBUSH WITH THE TOWN OF
NORTH GREENBUSH CONSOLIDATED WATER DISTRICT

WHEREAS, 4429 New York 43 LLC is the owner of record of real property at 4429 NY Route 43, Town of North Greenbush, New York (the "Property"); and

WHEREAS, that the Property is not located within any water district in the Town of North Greenbush; and

WHEREAS, there exists within the Town of North Greenbush a certain water district formerly known as Water District No. 12; and

WHEREAS, that the Property does not have adequate water supply from an existing well and a connection to municipal water can be achieved at a reasonable expense to the owner of the Property and the cost of a new well with unknown water supply and quality may be excessive; and

WHEREAS, that the Property owner and Paul Fiacco desire to enter into an agreement with the Town of North Greenbush whereby the Property owner can be considered an "Out of District Water User" and be connected to The North Greenbush Consolidated Water District, formally known as Water District No. 12; and

WHEREAS, the Town Board has considered the situation and desires to make suitable and potable water available to the owner of the Property; and

NOW THEREFORE, IT IS HEREBY RESOLVED BY THE TOWN BOARD OF THE TOWN OF NORTH GREENBUSH, RENSSELAER COUNTY, NEW YORK, that the Town Supervisor is hereby authorized to enter into an agreement with **Paul Fiacco**, located at **4429 NY Route 43, Town of North Greenbush** for the provision of municipal water to the Property from the water district formerly known Water District No. 12, which is now The Town of North Greenbush Consolidated Water District, upon terms and conditions as set forth in the attached "Out of District Water User Agreement".

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

Joseph Bott III, Supervisor	<u>AYE</u>
Kelly Hoffman, Councilperson	<u>AYE</u>
Jim Gordon, Councilperson	<u>AYE</u>
Jessica Merola, Councilperson	<u>AYE</u>
Mary Frances Sabo, Councilperson	<u>AYE</u>

RESOLUTION 2025-04-30

At a regular Meeting of the Town
Board of the Town of North
Greenbush held at 7:00 p.m. on
April 10, 2025, at the Town
Offices

IN THE MATTER OF AUTHORIZING THE SUPERVISOR TO EXECUTE A
LETTER AGREEMENT WITH SPECBEE, LLC ACKNOWLEDGING THAT
CATALOG AND COMMERCE SOLUTIONS, LLC, ASSIGNED ALL OF ITS
INTEREST TO SPECBEE, LLC IN AND TO THE WEBSITE MANAGEMENT
AGREEMENT AND AGREEING TO SAID ASSIGNMENT

WHEREAS the Town Board of the Town of North Greenbush entered into an agreement dated January 25, 2024, for the provision of website services with Catalog and Commerce Solutions, LLC doing business as EGOV.Com (the "Original Agreement");

WHEREAS, pursuant to a letter agreement dated January 15, 2025, Catalog and Commerce Solutions, LLC notified the Town of North Greenbush of the sale of its company to SPECBEE, LLC affective December 30, 2024, and that SPECBEE, LLC assumed all of the obligations of Catalog and Commerce Solutions, LLC under the Original Agreement; and;

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of North Greenbush hereby authorizes the Town Supervisor to sign and execute said letter agreement and hereby ratifies the actions of the Town and the terms and conditions of the Original Agreement.

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

Joseph Bott III, Supervisor	<u>AYE</u>
Kelly Hoffman, Councilperson	<u>AYE</u>
Jim Gordon, Councilperson	<u>AYE</u>
Jessica Merola, Councilperson	<u>AYE</u>
Mary Frances Sabo, Councilperson	<u>AYE</u>

RESOLUTION 2025-04-31

At a Regular Meeting of the Town Board of the
Town of North Greenbush, held at the Town
Offices at 2 Douglas Street, on the 10th day of
April 2025 at 7:00pm.

IN THE MATTER OF APPROVAL OF A
GRANT APPLICATION FOR THE
NORTH GREENBUSH TOWN COURT

WHEREAS, the Office of Justice Court Support has notified all justice courts of the availability of a 2025-2026 Justice Court Assistance Program (JCAP) Grant cycle up to \$30,000.00, and

WHEREAS, the Grant is eligible for court purposes and the need for office equipment, renovations and interior/exterior repairs for the building, and

WHEREAS, North Greenbush Justice Court is preparing an application to be submitted to the Justice Court Assistance Program for the grant of funds to enhance the North Greenbush Justice Court's ability to provide suitable and sufficient services to the community of North Greenbush, and

WHEREAS, the application must be authorized by a Town Board Resolution, signed by at least one Town Justice, and the Town Supervisor, thereby certifying that any grant funds received will not be used to reduce the Town Court's budget.

THEREFORE, BE IT RESOLVED, that Justices George B. Burke, III and Katherine S. Dell, are hereby authorized by the Town Board to make an application to the Justice Court Assistance Program for a grant of funds to assist in the operation of the North Greenbush Town Court, and the town Supervisor is directed to execute said application.

Motion made by **Councilperson Sabo** seconded by **Supervisor Bott** and the Town Board voted as follows:

Supervisor	Joseph Bott	<u>AYE</u>
Councilperson	Kelly Hoffman	<u>AYE</u>
Councilperson	Mary Frances Sabo	<u>AYE</u>
Councilperson	James Gordon	<u>AYE</u>
Councilperson	Jessica Merola	<u>AYE</u>

RESOLUTION 2025-04-32

At a Meeting of the Town Board of the Town of
North Greenbush, held on April 10, 2025, at
7:00 P.M. at the Town Offices

**ADOPTING/RE-ADOPTING A NEGATIVE DECLARATION FOR THE DEDICATION OF THE
WATER AND SEWER MAINS AND RELATED APPURTENANCES BEING TRANSFERRED BY
J&A UNITED LLC TO THE TOWN AS PART OF ITS WATER DISTRICT**

WHEREAS, the Town Board of the Town of North Greenbush adopted on January 12, 2023, Resolution 2023-1-13 issuing a Negative Declaration for the Rosetti Companies, Ludlow Lane Rezone, also referred to at times as the Partridge Hill Apartments Extension, having parcel ID#: 133.00-2-6 ("Project") which property is now titled to J&A United LLC.

WHEREAS the aforementioned approvals both contemplated the construction and utilization of water main system and related lines, pipes and appurtenances ("Infrastructure");

WHEREAS, said Infrastructure has been complete and has been duly inspected and the Town desires to accept dedication of said Infrastructure ("Dedication").

WHEREAS the Planning Board at its March 20, 2023, meeting also issued a Negative Declaration for the subject Project, and then at that same meeting granted site plan approval.

WHEREAS, the Project Owner has submitted a Short Environmental Assessment Form to the Town.

WHEREAS, the Town Board and its consultants have reviewed the application and related materials, the Short Environmental Assessment Form and reviewed the requirements of SEQRA and other information in the record with respect to the dedication of the Infrastructure; and

NOW, THEREFORE, BE IT RESOLVED THAT the Town Board of the Town of North Greenbush hereby classifies the construction and utilization and Dedication of the Infrastructure as considered by this Board when it issued its March 20, 2023, Negative Declaration and therefore adopts/readopts the Negative Declaration for the aforementioned Dedication with full force and effect.

NOW, THEREFORE, on motion of **Councilperson Gordon** seconded by **Councilperson Sabo** all members present voting on roll call, which resulted as follows:

Joseph Bott III, Supervisor	<u>AYE</u>
Kelly Hoffman, Councilperson	<u>AYE</u>
Jim Gordon, Councilperson	<u>AYE</u>
Jessica Merola, Councilperson	<u>AYE</u>
Mary Frances Sabo, Councilperson	<u>AYE</u>

RESOLUTION 2025-04-33

At a Meeting of the Town Board of the Town of
North Greenbush, held on April 10, 2025, at
7:00 P.M. at the Town Offices

**AUTHORIZING THE ACCEPTING OF THE DEDICATION OF THE SANITARY SEWER AND
WATER MAINS, PIPELINES, FORCE MAIN AND RELATED ACCESSORIES AND
APPURTENANCES BEING TRANSFERRED BY J&A UNITED LLC TO THE TOWN**

WHEREAS, the Town Board of the Town of North Greenbush adopted on January 12, 2023, Resolution 2023-1-13 issuing a Negative Declaration for the Rosetti Companies, Ludlow Lane Rezone, also referred to at times as the Partridge Hill Apartments Extension, having parcel ID#: 133.00-2-6 ("Project") which property is now titled to J&A United LLC which resolution was readopted by this Board.

WHEREAS the Planning Board granted site plan approval for said Project at its March 20, 2023, meeting.

WHEREAS, the Town's Engineer and Town Water and Sewer Department have advised the Board that all conditions of accepting dedication have been met and the Town Engineer has executed an Engineer's Certification of Public Water Improvement Project Completion, and both recommend acceptance of dedication of the water mains and water lines, pipes and related appurtenances ("Infrastructure");

WHEREAS the Town Board is desirous of accepting dedication of Infrastructure as part of the Town's water district;

NOW, THEREFORE, BE IT RESOLVED THAT, the Town Board does hereby accept the dedication of the infrastructure, and

BE IT FURTHER RESOLVED, that, upon review and approved by the Town Attorney, Supervisor Bott or his designee is hereby authorized to execute the easement and all other documents to effectuate the transfer of the infrastructure as set forth in all documents of dedication, and

BE IT FURTHER RESOLVED that the Town Board directs that following dedication, the documents be recorded in the Rensselaer County Clerk's Office at the cost and expense of J&A United LLC.

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

Supervisor Bott	<u>AYE</u>
Councilperson Hoffman	<u>AYE</u>
Councilperson Merola	<u>AYE</u>
Councilperson Gordon	<u>AYE</u>
Councilperson Sabo	<u>AYE</u>

RESOLUTION 2025-04-34

At a Meeting of the Town Board of the Town of
North Greenbush, held on April 10, 2025, at
7:00 P.M. at the Town Offices

**IN THE MATTER OF ACCEPTING THE COMPLETION OF
THE NORTH GREENBUSH HOUSING ASSESSMENT**

WHEREAS, the Town of North Greenbush received a Hudson River Valley Greenway grant in the amount of \$10,000 to prepare the North Greenbush Housing Assessment; and

WHEREAS, the Town of North Greenbush developed the North Greenbush Housing Assessment in accordance with the terms of the grant.

NOW, THEREFORE, the Town of North Greenbush hereby accepts the North Greenbush Housing Assessment as complete.

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

Joseph Bott III, Supervisor	<u>AYE</u>
Kelly Hoffman, Councilperson	<u>AYE</u>
Jim Gordon, Councilperson	<u>AYE</u>
Jessica Merola, Councilperson	<u>AYE</u>
Mary Frances Sabo, Councilperson	<u>AYE</u>

RESOLUTION 2025-04-35

At a Meeting of the Town Board of the Town of
North Greenbush, held on April 10, 2025, at
7:00 P.M. at the Town Offices

**ESTABLISHING NEW 2025 RATES FOR USE OF
TOWN FACILITIES AND SUMMER CAMP FEES FOR THE TOWN OF NORTH GREENBUSH**

WHEREAS, from time to time the Town Board of the Town of North Greenbush reviews and revises various fees for the use of recreational and other equipment and facilities of the Town;

WHEREAS, the Town Board intends to establish a new fee structure for alcohol permits at Snyder Lake and the use of North Greenbush recreational equipment and facilities at Snyders Lake and for Annex rentals at Town Hall; and

NOW THEREFORE, IT IS HEREBY

RESOLVED, that the rates for alcohol permits issued for use at Snyders Lake and the use of recreational equipment and facilities at Snyders Lake and annex rentals at Town Hall for 2025 are as set forth on the Fee Schedule attached to this Resolution as Exhibit A is hereby approved; and be it further

RESOLVED, that the rates established hereby are effective immediately and shall remain in effect until further changed or modified by the Town Board.

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

Joseph Bott III, Supervisor	<u>AYE</u>
Kelly Hoffinan, Councilperson	<u>AYE</u>
Jim Gordon, Councilperson	<u>AYE</u>
Jessica Merola, Councilperson	<u>AYE</u>
Mary Frances Sabo, Councilperson	<u>AYE</u>

RESOLUTION 2025-04-36

At a Regular Meeting of the
Town Board of The Town of
North Greenbush held at 7:00
P.M. on April 10, 2025
At the Town Offices

**IN THE MATTER OF APPROVING AND AUTHORIZING THE TOWN SUPERVISOR TO
EXECUTE A PAYMENT IN LIEU OF TAXES (PILOT) AGREEMENT FOR THE
WYNANTSKILL SOLAR LLC. PROJECT AT 163 WEST SAND LAKE ROAD**

BE IT RESOLVED, that the Town Board of the Town of North Greenbush hereby approve a Payment In Lieu of Taxes (PILOT) Agreement for Solar Energy Systems between the Town of North Greenbush, The Wynantskill Union Free School District and the County of Rensselaer and Wynantskill Solar LLC. (the "PILOT Agreement") concerning the project located at 163 West Sand Lake Road, Town of North Greenbush (the "Project") in substantially the same form as included as Exhibit A and Exhibit B, subject to review and approval of the Office of the Town Attorney; and;

BE IT FURTHER RESOLVED, that the Town Board of the Town of North Greenbush authorizes and directs the Town Supervisor to execute, on behalf of the Town of North Greenbush, the final PILOT Agreement and hereby ratifies all actions taken by the Town to date with respect to the Project.

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

Supervisor Bott	<u>AYE</u>
Councilperson Hoffman	<u>ABSTAIN</u>
Councilperson Merola	<u>AYE</u>
Councilperson Sabo	<u>AYE</u>
Councilperson Gordon	<u>ABSTAIN</u>

RESOLUTION 2025-04-37

At a meeting of the Town Board of
The Town of North Greenbush held
At 7:00 PM on April 10, 2025

**RESOLUTION AUTHORIZING AND DIRECTING THE SUPERVISOR TO EXECUTE THE
HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM AGREEMENT WITH
THE COUNTY OF RENSSELAER**

WHEREAS, the Town Board of the Town of North Greenbush hereby approves an Agreement with the County of Rensselaer concerning the Household Waste Collection Events for 2025 (the "Agreement") in substantially the same form as included, subject to review and approval of the Office of the Town Attorney; and;

WHEREAS, the Town's Comptroller confirms that this resolution will not have a material impact on the Town's finances; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of North Greenbush authorizes and directs the Town Supervisor to execute, on behalf of the Town of North Greenbush, the final Agreement and hereby ratifies all actions taken by the Town to date with respect to the Agreement.

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

Supervisor Bott	<u>AYE</u>
Councilperson Hoffman	<u>ABSTAIN</u>
Councilperson Merola	<u>AYE</u>
Councilperson Sabo	<u>AYE</u>
Councilperson Gordon	<u>ABSTAIN</u>

RESOLUTION 2025-04-38

At a Regular Meeting of
the Town Board of the
Town of North
Greenbush held at 7:00
p.m. on April 10, 2025,
at the Town Offices

**IN THE MATTER AN EMERGENCY PURCHASE
OF THE BUCKET TRUCK FOR THE HIGHWAY
DEPARTMENT**

WHEREAS, the Town Highway Department is in immediate need of purchasing a 2008 Freightliner Bucket Truck. The Town Highway Department does not have a truck with a bucket to trim trees from the roadways, clear right of ways, remove trees that present unsafe conditions and to repair streetlights, which are essential to public safety and highway department operations, and

WHEREAS, in accordance with Town Procurement Policy, the Highway Superintendent and Comptroller recommend the purchase of the 2008 Freightliner Bucket Truck, under the provision that authorizes emergency purchases, from Upstate Auto Sales, Inc. 3511 State Rt, 7, Hoosick Falls, NY 12190 at an estimated cost of \$18,570 plus destination charges; and warranties as determined necessary, and

WHEREAS, the Town's Comptroller confirms that this resolution will not have a material impact on the Town's finances; and

NOW THEREFORE BE IT RESOLVED, the Town Board hereby authorizes the purchase of the 2008 Freightliner Bucket Truck, through the Town of North Greenbush Procurement Policy at an estimated cost of \$18,570 and authorizes the Comptroller to process the payment for this purchase.

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

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

RESOLUTION 2025-04-39

At a Regular Meeting of
the Town Board of the
Town of North Greenbush
held at 7:00 p.m. on April
10th, 2025 at the Town Offices

IN THE MATTER OF APPROVING THE
PURCHASE OF A RADAR/ SPEED TRAILER

WHEREAS, The Town of North Greenbush Police Department has used a trailer-mounted radar system as a method of monitoring traffic conditions and improving traffic safety for 15 years; and

WHEREAS, the demand for traffic monitoring has created a need for a second unit to deploy in more locations; and

WHEREAS, quotes were obtained from several manufacturers and the lowest was from Traffic Logix for \$9,948 which was lower than other available options and the NYS Contract price for that vendor, PC70507; and

WHEREAS, the Town's Comptroller confirms that this resolution will not have a material impact on the Town's finances; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby approve the purchase of one Traffic Logix SafePace Cruiser LT for \$9,948.

Councilman Gordon moved, **Councilman**
seconded and the Town Board voted as follows:

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

Resolution 2025-04-40

At a Regular Meeting of
the Town Board of the
Town of North Greenbush
held at 7:00 p.m. on April
10th, 2025 at the Town Offices

IN THE MATTER OF APPROVING THE
PURCHASE OF A TRAFFIC DATA COLLECTOR

WHEREAS, The Town of North Greenbush Police Department employs numerous methods to collect traffic safety data and analyze it for targeted enforcement or highway improvement recommendations; and

WHEREAS, research was conducted into new methods that employ newer technology to overcome the limitations of the current equipment; and

WHEREAS, pursuant to New York State Contract Award PC70500, the cost to purchase a Traffic Collector 2 from Applied Concepts, Inc. is \$2,726; and

WHEREAS, the Town's Comptroller confirms that this resolution will not have a material impact on the Town's finances; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby approves the purchase of one Applied Concepts Traffic Collector 2 for \$2,726.

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

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

RESOLUTION 2025-04-41

At a Regular Meeting of the
Town Board of The Town of
North Greenbush held at 7:00
P.M. on April 10, 2025
at the Town Offices

RESOLUTION AUTHORIZING THE TOWN OF NORTH GREENBUSH TO EXPLORE
COLLABORATIVE WATER LINE UPGRADES AND REPAIRS WITH NEIGHBORING
MUNICIPALITIES

WHEREAS, the Town of North Greenbush recognizes the importance of maintaining a reliable and efficient water infrastructure for its residents; and

WHEREAS, a significant portion of the Town's water infrastructure, including a key water line, traverses multiple municipalities, necessitating a coordinated approach to upgrades and repairs; and

WHEREAS, the Town of North Greenbush is committed to exploring all possible avenues for cost-effective and efficient solutions to address the aging water infrastructure; and

WHEREAS, a collaborative approach with neighboring municipalities could lead to shared resources, expertise, and reduced costs; and

WHEREAS, the Towns of North Greenbush and East Greenbush and the City of Rensselaer have commenced discussions with the intention to enter into an agreement, whereby the municipalities agree jointly to address the upgrade and repair needs of the existing Route 4 water line running from the City of Troy generally southerly through the respective municipalities (the "Project");

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of North Greenbush hereby authorizes the Town Supervisor, in consultation with the Town Engineer and other relevant staff, to initiate discussions and explore potential collaborative agreements with the municipalities of the Town of East Greenbush and the City of Rensselaer to jointly address the upgrade and repair of the water line that traverses their respective jurisdictions; and

BE IT FURTHER RESOLVED, that the Town Supervisor shall report back to the Town Board with a summary of the findings, potential agreements, and recommendations for moving forward; and

BE IT FURTHER RESOLVED, that the Town Board shall consider the recommendations and take appropriate action to advance the collaborative efforts, as deemed necessary and in the best interest of the Town of North Greenbush and its residents.

Supervisor Bott moved, **Councilperson Gordon** second, and the Town Board voted as follows:

Supervisor Bott	<u>AYE</u>
Councilperson Hoffman	<u>AYE</u>
Councilperson Merola	<u>AYE</u>
Councilperson Sabo	<u>AYE</u>
Councilperson Gordon	<u>AYE</u>

RESOLUTION 2025-04-42

At a Regular Meeting of the
Town Board of North Greenbush
held on April 10, 2025, at 7:00PM
at the Town Offices

IN THE MATTER OF AWARDING THE WATER PRESSURE IMPROVEMENTS BID

WHEREAS, the Town Board did authorize the advertisement for bids for water pressure improvements;

WHEREAS, all bids received by March 19, 2025, were opened and read aloud on the date and time advertised in the notice; and

WHEREAS, Laberge Engineering & Consulting Group, Ltd., consulting engineers to the Town, by attached letter did submit their report relative to their analysis of bids and recommended that the bid be awarded to JNP Construction & Excavation Group, Inc.; and

WHEREAS, Laberge Engineering & Consulting Group, Ltd. made a further recommendation that Change Order No. 1 (attached) be authorized; and

WHEREAS, the Town's Comptroller confirms that this resolution will not have a material impact on the Town's finances; and

NOW, THEREFORE, BE IT RESOLVED THAT the recommendations of said consulting engineers be hereby accepted, approved and adopted; and

BE IT FURTHER RESOLVED THAT the Town Board of the Town of North Greenbush hereby awards the installation of Water Pressure Improvements to JNR Construction & Excavation Group, Inc, 3092 NY-7, Johnsonville, NY 12094 in the amount of \$336,900.00, based on their bid proposal, subject to the terms and conditions outlined in the contract; and

BE FURTHER RESOLVED THAT Change Order No. 1 in the amount of \$13,500.00 is hereby approved; and

BE FURTHER RESOLVED THAT the Town Supervisor is authorized to execute the contract and all other documents to implement and administer this project; and

NOW THEREFORE, on motion of **Councilperson Gordon** moved, **Supervisor Bott** seconded, and the Town Board voted as follows:

Supervisor Bott	<u>AYE</u>
Councilperson Hoffman	<u>AYE</u>
Councilperson Merola	<u>AYE</u>
Councilperson Sabo	<u>AYE</u>
Councilperson Gordon	<u>AYE</u>

RESOLUTION 2025-04-43