

DATE: APRIL 11, 2024

KIND OF MEETING: TOWN BOARD

WHERE HELD: SCHODACK TOWN HALL

CLERK: DEBRA L. CURTIS

PRESIDING OFFICER: CHARLES J. PETER

MEMBERS PRESENT: JAMES E. BULT
MICHAEL KENNEY
SCOTT SWARTZ
SARAH RAE HALLER

MEMBERS ABSENT:

ATTORNEY: CHRISTOPHER LANGLOIS, ESQ.

COMPTROLLER: PAUL HARTER

OTHERS PRESENT: DAWNE KELLY, ASSISTANT TO THE SUPERVISOR
BRUCE GOODALL, DIRECTOR OF TRANSFER STATION
OPERATIONS
PERRY NATALE, POLICE CHIEF
RALPH SOUTHWORTH, ASSISTANT POLICE CHIEF

Supervisor Peter called the April 11, 2024 Town Board Meeting to order at 7:00 p.m. with the Pledge of Allegiance and dispensed with roll call. All present as noted above.

S. Peter asked the board to deviate from the agenda to consider resolutions 2024-141 and 2024-152.

Adoption of Resolution (Adopted out of Sequence)

The resolution voted upon reflect additions, deletions and amendments approved by the consensus of the majority Board.

S. Peter read the proclamation prior to the vote.

C. Swartz made a motion to adopt the following resolution, seconded by C. Bult:

**NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD
OF THE TOWN OF SCHODACK DOES HEREBY:**

2024-141 **WHEREAS**, Kate Ackerman, daughter of Kevin and Karen Ackerman, is a Senior at Maple Hill High School, and

WHEREAS, Kate bowls on the Maple Hill High School Varsity Bowling Team, and

WHEREAS, Kate bowled a perfect 300 game during the regular Patroon Conference League Play, and

WHEREAS, Kate was named the Maple Hill's Most Valuable Bowler for the last 3 years and Patroon Conference's Most Valuable Bowler for the past 2 years and

WHEREAS, Kate is the first bowler in Maple Hill history to make it to the State bowling tournament, and

WHEREAS, on March 10th, 2024, Kate finished first in the state tournament for girls composite teams for high series with a total of 1,487 pins earning the first place medal, and

WHEREAS, Kate together with the Section II girls composite team earned a third place medal at the state tournament, and

WHEREAS, Kate received the State Sportsmanship Award for Section II at the State Tournament, with an average of 248 pins over 6 games, which is 37 pins above her average going into the tournament, earning her a spot in the State record book, and

WHEREAS, Kate earned another spot in State recorded book by placing third for 3 game high series at the state tournament, and

WHEREAS, Kate successfully etched her name into the record books by reaching several coveted milestones.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Schodack hereby recognizes Kate Ackerman for her accomplishment, and

BE IT FURTHER RESOLVED, that Supervisor Peter shall present a copy of this resolution to Kate together with the Town Board's commendation upon her achievement.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

The board welcomed Ms. Ackerman to the dais and presented her with her proclamation.

Adoption of Resolution (Adopted out of Sequence)

The resolution voted upon reflect additions, deletions and amendments approved by the consensus of the majority Board.

C. Bult made a motion to adopt the following resolution, seconded by C. Haller:

**NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD
OF THE TOWN OF SCHODACK DOES HEREBY:**

- 2024-152** Appoint Daniel Bunney and Joseph Favorito as part-time police officers at an hourly rate of \$28.93 as set forth in resolution 2023-334 effective April 15, 2024.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

S. Peter read a brief biography for each officer, highlighting their achievements and experience. The Town Clerk administered the oath of office for Officer Bunney and Officer Favorito, followed by a brief recess.

Briefing of the Resolutions

S. Peter summarized the resolutions on the agenda. He noted that resolutions 2024-142 to 2024-144 pertained to the 9th extension of Consolidated Water District 101 for KME Property Development. All other resolutions were self-explanatory.

Resolution 2024-149: B. Goodall informed the board that the cost to the town for disposing of tires had increased to \$5.00 each. Currently, the town charges \$4.00 per tire and \$2.00 on clean-up days. S. Peter asked if he had been notified of any additional price increases. B. Goodall said no; however, he had been warned of the potential for an increase in the cost for mattresses to go to \$150.00 each as an attempt to stop municipalities from taking them. In 2023, the Transfer Station took in 460 mattresses, which at the proposed cost, would amount to \$69,000.00. He noted that, presently, each container brought to the facility includes five mattresses. C. Bult asked if the number of cars who visited the Transfer Station during the clean-up days was known. B. Goodall said it depended on the year but was unable to estimate the amount. S. Peter felt it would be best to hold off on making any changes to prices for the Spring Clean-Up event as it was so close. Once complete, the board and Mr. Goodall could discuss the price increase for tires and determine the best course of action. If an increase was deemed necessary, the residents could be informed in advance. All board members agreed to refrain from increasing the price for tires.

Board/Public Comment: None.

Departmental Reports: The following monthly departmental reports were read and/or posted and filed in the Office of the Town Clerk: Building Department and Town Clerk.

Review of Abstracts of Claims and Budget Amendments: The Board reviewed claims #24-0506 to #24-0688 on Abstract No. 2024-04 in the amount of \$2,123,304.98, including the claims paid prior (\$299,124.61).

Adoption of Resolutions

The resolutions voted upon reflect additions, deletions and amendments approved by the consensus of the majority Board.

EXPLANATION: Bracketed and strikethrough indicates language that was stricken from the resolution when adopted. Underlined indicates language that was added to the resolution when adopted. A WITHDRAWN resolution is so noted and italicized.

C. Swartz made a motion to adopt the following resolution, seconded by C. Kenney:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-141 **Previously adopted on pg. 85.**

C. Kenney made a motion to adopt the following resolution, seconded by C. Haller:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-142 **RESOLVED**, the Town Board of the Town of Schodack hereby accepts the Map, Plan and Report, as revised, titled Schodack Consolidated Water District 101, Extension #9 prepared by Bohler Engineering and Landscape Architecture NY, PLLC, competent engineers, and further authorizes the filing of the aforesaid Map, Plan and Report, as revised, in the Town Clerk's Office pursuant to Section 209-c of the Town Law of the State of New York.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

C. Swartz made a motion to adopt the following resolution, seconded by C. Bult:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-143 **WHEREAS**, a map, plan and report has been prepared in such manner and in such detail as is required by Article 12A of the Town Law of the State of New York, relating to the establishment of the Schodack Consolidated Water District 101, Extension #9 in the Town of Schodack, County of Rensselaer and State of New York; and

WHEREAS, in connection with the creation of the Schodack Consolidated Water District 101, Extension #9 the Town of Schodack will need to review the environmental impact, if any, associated with the creation of the water district extension.

NOW, THEREFORE, IT IS:

RESOLVED, that the Town Board of the Town of Schodack be designated as lead agency with respect to the environmental review associated with the creation of the Schodack Consolidated Water District 101, Extension #9

pursuant to Part 617 of the State Environmental Quality Review Act; and it is further

RESOLVED, that the town supervisor be authorized to sign any and all documents associated with the environmental review of the creation of the Schodack Consolidated Water District 101, Extension #9 pursuant to Part 617 of the State Environmental Quality Review Act.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

C. Haller made a motion to adopt the following resolution, seconded by C. Kenney:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

- 2024-144** **WHEREAS**, a map, plan and report has been prepared in such manner and in such detail as is required by Article 12A of the Town Law of the State of New York, relating to the establishment of the Schodack Consolidated Water District 101, Extension #9 in the Town of Schodack, County of Rensselaer, State of New York, and has been filed in the Town Clerk's Office; and
- WHEREAS**, said map, plan and report was prepared by Bohler Engineering and Landscape Architecture NY, PLLC, competent engineers, duly licensed by the State of New York, showing the boundaries of the proposed Water District Extension and the general plan of the proposed Water District Extension; and
- WHEREAS**, said map, plan and report shows the location and description of the public works which will be required and the lands or easements to be acquired; and
- WHEREAS**, the boundaries of the proposed Water District Extension are as described in Schedule "A" annexed hereto; and
- WHEREAS**, the proposed improvements to be constructed consist of, among other things, the installation of 430 linear feet of 8 inch water main, installation of one hydrant, boring, tapping and engineering and permits; and
- WHEREAS**, the maximum amount proposed to be expended for the creation of the Water District Extension is One Hundred and One Thousand Four Hundred Fifty and 00/100 (\$101,450.00) Dollars; and
- WHEREAS**, pursuant to Section 209(f) of the Town Law, approval of the New York State Comptroller will not be required for establishing this Water District Extension since debt shall not be issued or assumed by the town for any improvements and further since the cost of improvements will be paid for in full by the developer; and

WHEREAS, said map, plan and report describing said improvements is on file in the Town Clerk's Office for public inspection; and

WHEREAS, for the first year of operation the typical property shall incur capital charges in the amount of \$787.62, and shall be assigned 3 Equivalent Dwelling Units based upon estimated water use of 250 gallons per day; and

WHEREAS, operation and maintenance expenses for the typical property during the first year of operation shall equal a \$45.00 minimum fee up to 18,000 gallons plus \$3.00 per 1,000 gallons used over 18,000 gallons, billed quarterly with an estimated annual fee of \$240.00 for the first year of operation; and

WHEREAS, other costs to be paid by the developer include:

1. Permit: \$50.00;
2. Inspection: \$25.00/ea;
3. Admin Fee: \$225.00;
4. Water Meter at Cost of Developer;
5. Town District Extension Fee: \$1,000.00;
6. Connection: At Developer Cost;

NOW, IT IS HEREBY ORDERED, that the Town Board of the Town of Schodack, shall meet and hold a public hearing at the Schodack Town Hall, 265 Schuurman Road, Castleton, New York 12033, in said Town, on the 25th day of April, 2024, at 7:05 p.m., local time, to consider said map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

C. Bult made a motion to adopt the following resolution, seconded by C. Swartz:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-145 Authorize Supervisor Peter to execute and administer the Master Software Maintenance and Support Agreement with Catalis Tax & Cama, Inc., Inc. for the Town's Utility Billing System for a three-year term for an amount not to exceed \$3,000.00 annually (as budgeted).

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

C. Haller made a motion to adopt the following resolution, seconded by C. Bult:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-146 Appoint members to the Town of Schodack/Village of Castleton-on-Hudson Waterfront Advisory Committee as follows: Glenn Camingo to one-year term to expire on December 31, 2024 as member of the Local Waterfront Revitalization Program Consistency.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

C. Swartz made a motion to adopt the following resolution, seconded by C. Kenney:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-147 Appoint Steven Kelly as Summer Grounds persons, under the direction of Brian Brahm, Highway Superintendent, at an hourly rate set forth in the 2024 annual budget effective April 15, 2024 and additionally allow Wing-person(s) to provide vacation coverage when necessary under the direction of Brian Brahm, Highway Superintendent.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

C. Kenney made a motion to adopt the following resolution, seconded by C. Haller:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-148 Authorize Supervisor Peter to execute and administer an annual maintenance agreement, including parts and labor, with Eastern Copy Products, LLC for Assessor's Office Xerox B405DN ID#908FV contract, for the period April 15, 2024 to April 14, 2025 for \$424.64 annually. The Contract includes 25,596 copies annually with an overage charge of \$0.01659 per copy.
5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

C. Bult made a motion to adopt the following resolution, seconded by C. Swartz:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-149 Adopt the fee schedule for Spring Clean-Up Days (May 16, 17 & 18) at the Transfer Station as follows:

Refrigerators, freezers, air conditioners & dehumidifiers	\$ 8.00
Tires, rimless (maximum size 16") (limit of 10 tires per household)	\$ 2.00
Rimmed tires	\$ 6.00
TVs, computer monitors (limit of 2 items per household)	FREE
Propane Tanks	FREE

Furniture (limit of 3 items per household)	FREE
Metal goods	FREE
Push mowers	FREE
Gas grills	FREE
Bicycles	FREE

*****Please note: all other pricing remains the same*****

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

C. Haller made a motion to adopt the following resolution, seconded by C. Kenney:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-150 **WHEREAS**, the Town of Schodack and the Village of Castleton entered into an Intermunicipal agreement dated November 21, 2013 for the Village's water system to interconnect with the Town's water system, allowing the Village to purchase water from the Town, and

WHEREAS, section VI(i) of said agreement allows for an annual increase in the rate charged to the Village in correlation to the consumer price index average published in January each year, and

WHEREAS, the consumer price index less food and energy average published in January 2024 was 3.9% and the current rate charged to the Village is \$5.08 per 1,000 gallons of water,

NOW THEREFORE IT BE RESOLVED, that effective January 1, 2024 the rate charged to the Village of Castleton for the purchase of water shall be \$5.08 per 1,000 gallons.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

C. Bult made a motion to adopt the following resolution, seconded by C. Haller:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-151 **BE IT RESOLVED**, that the Town of Schodack hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)	Not Submitted Record of Activities or T/S
Elected Officials						
Town Supervisor	Charles Peter	7	1/1/24-12/31/25	N	25	
Town Clerk	Debra Curtis	7	1/1/24-12/31/27	N	22.93	
Town Justice	Ryan Mullahy	7	1/1/23-12/31/26	N	TBD	Not submitted
Town Board Member	Michael Kenney	7	1/1/24-12/31/27	N	TBD	Not submitted
Appointed Officials						
Zoning Board Member	Laura White-Rivers	7	1/12/23-12/31/24	N	TBD	Not Submitted

3 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, S. Swartz, S. Haller. Noes – 0. M. Kenney and C. Peter Abstained.

2024-152 **Previously adopted on pg. 86.**

C. Swartz made a motion to adopt the following resolution, seconded by C. Haller:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-153 Authorize the Comptroller's recommendation to direct the Town Supervisor to pay the claims #24-0506 to 24-0688 on Abstract No. 2024-04, in the amount of \$2,123,304.98 including the claims paid \$299,124.61.

5 Ayes 0 Noes. **MOTION CARRIED.** Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0.

C. Bult made a motion to adopt the following resolution, seconded by S. Peter:

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN BOARD OF THE TOWN OF SCHODACK DOES HEREBY:

2024-154 Authorize the March 2024 budget modifications, interfund loans and interfund transfers as provided in document dated April 2024 and recommended by the Comptroller.

BUDGET MODIFICATIONS

	Fund/ Department #	Fund / Department Name	Increase	Decrease
2024				
15	A-960-1110.2000	Town Justice - Equipment	9,631.41	
	A-509-3097.9999	NYS Gen Gov't Cap Grant	9,631.41	
	To modify the budget for Justice Court NYSJCA Equipment Grant purchases			
16	A-960-1620.1000	Buildings - Personal Services	23.50	
	A-960-1620.4000	Buildings - Contractual		23.50
	To modify the budget for Park Manager time at Town Hall			
17	A-960-1950.4000	Tax on Municipal Property - Contractual	4,457.63	
	A-960-1990.4000	Contingency - Contractual		4,457.63
	To modify the budget for 2024 property tax on Town acquired properties			
18	A-960-3120.1012	Police Grant - PTS	216.98	
	A-509-4320.9999	Federal Aid Public Safety	216.98	
	To modify the budget for PTS grant awards			
19	A-960-3120.1090	Police - SRO	2,995.31	
	A-960-3120.1000	Police - Personal Services		2,995.31
	To modify the budget for Schodack Police SRO at SCSD			
20	A-960-7110.2000	Parks - Equipment	513.67	
	A-509-5031.9999	Appropriated Parkland Funds	513.67	
	To modify the budget for Move Strong equipment installation on park grounds			
21	DB-960-5110.1610	Genl Road Repair - Work for Park	5,695.28	
	DB-960-5110.1000	Genl Road Repair - Personal Services		5,695.28
	To modify the budget for Highway assistance installing Move Strong equipment at park			
22	DB-960-5140.1351	Brush & Weeds - OT W/S Work	80.55	
	DB-960-5140.1000	Brush & Weeds - Personal Services		80.55
	To modify the budget for Flanders work at SS8 with Halvax			

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|-----------|--|---|----------|
| 23 | DB-960-5130.1400 | Machinery - Police Work | 425.86 |
| | DB-960-5130.1000 | Machinery - Personal Services | 425.86 |
| | To modify the budget for work on Department vehicles | | |
| | | | |
| 24 | SF1-960-3410.4000 | Nassau Lake Fire Protection Dist. - Contractual | 3,160.00 |
| | SF1-599-9999.9999 | Appropriated Fund Balance | 3,160.00 |
| | To modify the budget for increase in Nassau Fire Protection District budget request | | |
| | 5 Ayes 0 Noes. MOTION CARRIED. Ayes – J. Bult, M. Kenney, S. Swartz, S. Haller, C. Peter. Noes – 0. | | |

Open Discussion

Farmer's Market: S. Peter said he had been working with counsel to draft bi-laws and the structure of the farmer's market. Currently, counsel was researching if the committee would be governed by the Open Meetings Law. C. Bult asked how many members the committee would have. S. Peter said it would depend, but there should at least be five members. He envisioned the committee including one to two community members (non-vendor), a town employee and the rest comprising of farm and/or craft vendors. He recommended soliciting names to be considered for the committee, allowing time for counsel to do further research.

L. Drury of New Road said that she had participated in the Schodack Farmer's Market in 2023 as a craft vendor and was pleased with the interest the town was showing for its continuation as the Town of Schodack Community Market.

J. Metz of Lyons Lake Road and owner of Morning Pines Acres expressed his support for the market.

S. Peter said it was the desire of the board to ensure that all Schodack Vendors and Growers feel welcome at the market. He felt it would emphasize the sense of town and highlight the community that Schodack offered.

ADJOURNMENT

As there was no further business before the Board, C. Bult made a motion to adjourn the 04/11/24 Town Board meeting at 7:28 p.m., seconded by C. Swartz. Meeting adjourned.

Respectfully Submitted,

Debra L. Curtis
Schodack Town Clerk

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