

# Town of Rotterdam

“A nice place to live”

“A nice place to do business”

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## Office of the Town Clerk

Diane M. Marco, Town Clerk

Town Clerk's Office  
J.F. Kirvin Government Center  
Rotterdam, New York 12306  
Telephone: (518) 355-7575 Ext.352  
Fax: (518) 355-7837  
[www.rotterdamny.org](http://www.rotterdamny.org)

December 12, 2019

**Resolutions: 357.19-376.19** for the year 2019 were duly adopted at the Town Board Meeting that was held at the John F. Kirvin Government Center, 1100 Sunrise Blvd. Rotterdam, NY 12306, on Wednesday, December 11, 2019. The Agenda Meeting started at 5:30pm and a motion was made by Christou and seconded by Signore to go into executive session at 5:42pm. All agreed except Guidarelli was late and entered the executive session. A motion was made by Signore and seconded by Guidarelli to exit executive session at 6:42pm. All agreed. Also a motion was made by Christou and seconded by Signore to exit the agenda meeting at 6:44pm. All agreed. The Town Board meeting started at 7:00pm and a motion was made by Christou and seconded by Miller-Herrera to vote Resolutions 363.19-376.19 on consent. A motion was made by Miller-Herrera and seconded by Christou to adjourn the Town Board Meeting at 8:18pm all agreed.

All Councilmembers were present



Diane M. Marco, Town Clerk

**Rotterdam Town Board Meeting**

**December 11, 2019**

**5:30 p.m.**

**AGENDA REVIEW**

**EXECUTIVE SESSION:**

- Charter Communications Contract: Bunnie Riedel, Riedel Communications, and Michael Bradley, Esq., Bradley Law, LLC

**MISCELLANEOUS**

**7:00 p.m.**

**CALL TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**SUPERVISOR'S REPORT**

**PROCLAMATION/PRESENTATIONS**

**PUBLIC HEARINGS:**

- 1) To allow for a Change of Zone Request from R-1 Single Family Residential & A-1 Agricultural to R-3 Multi-Family Residential on ± 6.7 acres which constitutes a portion of properties located at 2370 Curry Road and fronting on Fort Hunter Road. The parcels are known respectively as Tax Map Nos. 59.18-2-8 and 59.18-2-43. Applicant is proposing to construct 66 apartments.

**PUBLIC COMMENT/PRIVILEGE OF THE FLOOR:**

(Those members of the public wishing to address the Town Board will be asked to sign in before the meeting is called to order on the sign-in sheets being provided. Speakers will be called to the podium in the order of their signing in. Persons recognized by the Chair to speak during privilege of the floor shall direct his/her comments to the Town Supervisor as Chair of the meeting. Persons granted the privilege of the floor shall first clearly state his/her name and address for the record. Persons so addressing the Chair through the use of a prepared written statement shall submit a copy of the same to the Town Clerk for the purpose of maintaining clear and accurate official minutes of the Town Board meeting.)

**General Rules of Procedure for Public Hearings & Privilege of the Floor:**

Any person recognized by the Town Supervisor to speak during privilege of the floor shall direct his/her comments to the Town Supervisor as Chair of the meeting. Any person granted the privilege of the floor shall first clearly state his/her name and address for the record. The purpose of privilege of the floor shall be for speakers to express their views, thoughts and speak freely. Each speaker, who wishes to address the Town Board and the public, shall have an equal and reasonable opportunity to be heard by the Town Board and the public. Each speaker shall be afforded a maximum of four (4) minutes to address the Town Board and public.

**INTRODUCTION OF MOTIONS AND RESOLUTIONS:**

**Motion No.**

**24.19** Motion for consent agenda for Resolution Nos. 363.19 through 376.19.

**Res. No.**

**357.19** Adopt the meeting minutes from the November 13, 2019 Town Board Meeting.

**358.19** Adopt all town meetings for the Town of Rotterdam 2020 Meeting Schedule.

**359.19** Declare the Town Board as “lead agency” and authorize the Town Planner to prepare, file publish, and distribute all documents necessary to comply with NYCRR Part 617 and State Environmental Quality Review relative to the proposed local law referenced in Resolution No. 360.19.

**360.19** Call for a public hearing to be held on Wednesday, January 22, 2020 at 7:00 p.m. at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 upon adoption of a Proposed Local Law of the Year 2019 for the following purpose:

To allow for a Change of Zone request from Retail Business (B-1) to General Business (B-2) on the following properties:

1841 Helderberg Avenue (Stewart’s), known as Tax Map No. 59.9-1-10

1829 Helderberg Avenue (Rotter), known as Tax Map No. 59.9-1-9

1827 Curry Road (Gallagher), known as Tax Map No. 59.9-1-12

1829 Curry Road (Martin), known as Tax Map No. 59.9-1-11

1823 Helderberg Avenue (Evans), known as Tax Map No. 59.9-1-8

Applicant is proposing the construction of a new ±3,695 square foot Stewart’s Shop with associated four island fuel dispensing facility. Site development will require demolition of an existing Stewart’s Shop and four additional neighboring buildings all currently zoned Retail Business (B-1).

**361.19** Call for a public hearing to be held on Wednesday, January 22, 2020 at 7:00 p.m. at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 upon adoption of a Proposed Local Law of the Year 2020 for the following purpose:

To amend Chapter 265, “Property Maintenance”, Section 265-4, “Duty to maintain property” to remove Subsection “J”.

**362.19** Adopt Local Law No. Twenty (21) of the Year 2019 for the following purpose:

To amend Chapter 266, Vehicles and Traffic, Section 4 of the Code of the Town of Rotterdam, entitled, "Penalties for Offenses."

To amend Chapter 247, Streets and Sidewalks, Section 35 of the Code of the Town of Rotterdam, entitled, "Penalties for Offenses."

Public Hearing was called for at the Town Board meeting of October 23, 2019.

Public Hearing was held at the Town Board meeting of November 13, 2019.

**363.19** Authorize the Supervisor to execute an agreement with KB Group of NY, Inc., 100 Great Oaks Boulevard, Suite 114, Albany, New York 12208, for professional engineering services for sewage pump station alarms, in an amount not to exceed three thousand nine hundred and 00/100 dollars (\$3,900.00).

**364.19** Authorize the Supervisor execute the Amendment to the Professional Services Agreement (Amendment No. 05) Rotterdam Senior Center – Repairs to Architectural Finishes, with C.T. Male Associates, 50 Century Hill Drive, Latham, New York 12110, in an amount not to exceed seven thousand nine hundred fifty and 00/100 dollars (\$7,950.00).

**365.19** The Town Board of the Town of Rotterdam on behalf of Water District No. 5 hereby authorizes the appropriation of Water District 5 Unreserved Fund Balance in an amount not to exceed four hundred eighteen thousand four hundred ninety eight and 75/100 dollars (\$418,498.75) to appropriation line W59950.9000 02 Transfers to Other Funds to Capital Project HO105 and hereby modifies Capital Project HO105 to include four hundred eighteen thousand four hundred ninety eight and 75/100 dollars (\$418,498.75) to pay Utility Service Co., Inc. for May Avenue Water Tank painting.

**366.19** The Town Board of the Town of Rotterdam on behalf of Water District No. 5 hereby authorizes the appropriation of Water District 5 Unreserved Fund Balance in an amount not to exceed two hundred eighteen thousand eight hundred and 00/100 dollars (\$218,800.00) to W58340-4889 and hereby increases the appropriation W58340-4889 to include two hundred eighteen thousand eight hundred and 00/100 dollars (\$218,800.00) to pay Callanan Industries, LLC. for the Altamont Avenue and Curry Road pavement repairs.

**367.19** Authorize the Town Board of the Town of Rotterdam to appropriate forty six thousand two hundred forty one and 25/100 dollars (\$46,241.25) from the Landfill Post-Closure Reserve to budget line A8189.4321 Leachate Repair and Improvements, to pay for Landfill Leachate System Improvements as requested by the Director of the Department of Public Works.

**368.19** The Town Board of the Town of Rotterdam hereby authorizes and directs the Comptroller to appropriate unrestricted fund balance in the Sewer District 2, Extension 6 to reimburse the portion of the Town and City Report charged to the Sewer 2 Extension 6 appropriation, in an amount not to exceed seven thousand forty and 00/100 dollars (\$7,040.00).

**369.19** Award bid opened on Friday, November 8, 2019, for Uniforms and Equipment for the Town of Rotterdam Police Department for a two (2) year period commencing January 1, 2020 through December 31, 2021 to Galls, LLC., 1340 Russell Cave Road, Lexington, Kentucky 40505.

**370.19** Authorize various department heads to declare certain equipment obsolete.

**371.19** Amend Resolution No. 352 of 2019 to establish water rents and contract assessments for the year 2019 for the water districts of the Town of Rotterdam.

**372.19** Amend Resolution No. 235 of 2019 to reflect the accurate vendor to receive payment.

**373.19** Authorize the Supervisor to enter into a service agreement with County Waste & Recycling, PO Box 431, Clifton Park, New York 12065 for waste removal at the Rotterdam Senior Center, in an amount not to exceed one thousand five hundred and 00/100 dollars (\$1,500.00), retroactive to November 20, 2019.

**374.19** Authorize the Supervisor to negotiate and execute a contract with Ameriflex, 7 Carnegie Plaza, Suite 200, Cherry Hill, New Jersey 08003, to administer the healthcare reimbursement accounts (HRA) made available to employees utilizing a CDPHP HMO offered by the Town of Rotterdam, and agreed to as a part of their collective bargaining agreement, commencing on January 1, 2020 through December 31, 2022.

**375.19** Accept the Town Clerk's report for the month of November 2019.

**376.19** Authorize budget transfers by the Town Comptroller to various accounts 2019.

## **COMMITTEE REPORTS**

## **MISCELLANEOUS**

## **EXECUTIVE SESSION**

## **ADJOURNMENT**

**STEVEN A. TOMMASONE, Supervisor**

**MOTION NO. 24.19**

**THEREFORE, UPON MOTION OF** Councilmember CHRISTOU, seconded by Councilmember MILLER-HERRERA,

**SECTION 1.** I'd like to (uh) make a motion (uh) that we (um) approve as a consent agenda items 363.19 thorough item 376.19.

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	<b>X</b>		
Guidarelli	<b>X</b>		
Miller-Herrera	<b>X</b>		
Signore	<b>X</b>		
Tommasone	<b>X</b>		

**RESOLUTION NO. 357.19**

**THEREFORE, UPON MOTION OF** Councilmember CHRISTOU, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby adopts the minutes of the November 13, 2019 town board meeting, as attached, to reflect a complete and accurate record of the proceedings of the meeting on the above referenced date.

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	<b>X</b>		
Guidarelli	<b>X</b>		
Miller-Herrera	<b>X</b>		
Signore	<b>X</b>		
Tommasone	<b>X</b>		

**RESOLUTION NO. 358.19**

**THEREFORE, UPON MOTION OF** Councilmember CHRISTOU, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**TOWN OF ROTTERDAM  
NOTICE OF PUBLIC (OPEN) MEETINGS**

**SECTION 1.** The Town Board, Planning Commission, Zoning Board of Appeals, Conservation Advisory Council, Parks and Recreation Advisory Committee, Comprehensive Planning Committee and 2020 Celebration Committee of the Town of Rotterdam shall hold regular public (open) meetings for the year 2020, pursuant to the meeting schedule as attached.

**SECTION 2.** All town meetings, pursuant to attached schedule, shall be held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306, unless otherwise stated.

**SECTION 3.** All town meetings, pursuant to attached schedule, shall be open to the general public in accordance with Article 7 of the New York State Public Officers Law, also known as the Open Meetings Law.

**SECTION 4.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		



**RESOLUTION NO. 359.19**

**THEREFORE, UPON MOTION OF** Councilmember CHRISTOU, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby declares the Town Board as “lead agency” under NYCRR Part 617 (SEQR) in connection with a Change of Zone request from Retail Business (B-1) to General Business (B-2) on the following properties:

- 1841 Helderberg Avenue (Stewart’s), known as Tax Map No. 59.9-1-10
- 1829 Helderberg Avenue (Rotter), known as Tax Map No. 59.9-1-9
- 1827 Curry Road (Gallagher), known as Tax Map No. 59.9-1-12
- 1829 Curry Road (Martin), known as Tax Map No. 59.9-1-11
- 1823 Helderberg Avenue (Evans), known as Tax Map No. 59.9-1-8

Applicant is proposing the construction of a new ±3,695 square foot Stewart’s Shop with associated four island fuel dispensing facility. Site development will require demolition of an existing Stewart’s Shop and four additional neighboring buildings all currently zoned Retail Business (B-1).

**SECTION 2.** The Town Board of the Town of Rotterdam hereby authorizes the Town Planner to prepare, file, publish, and distribute all documents as necessary to comply with NYCRR Part 617 (State Environmental Quality Review).

**SECTION 3.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		

**RESOLUTION NO. 360.19**

**THEREFORE, UPON MOTION OF** Councilmember CHRISTOU, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

The Town Clerk of the Town of Rotterdam is hereby directed to publish in the official newspaper of the Town of Rotterdam and cause a copy thereof to be posted on the signboard of the town maintained by the town clerk not less than ten (10) days nor more than twenty (20) days prior to the date designated for the public hearing provided for by the following public notice:

**TOWN OF ROTTERDAM  
NOTICE OF HEARING**

**PLEASE TAKE NOTICE:** That the Town Board of the Town of Rotterdam will hold a public hearing on Wednesday, January 22, 2020, at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306, to hear comments for and against the adoption of a Proposed Local Law of the Year 2019 for the following purpose:

To allow for a Change of Zone request from Retail Business (B-1) to General Business (B-2) on the following properties:

- 1841 Helderberg Avenue (Stewart’s), known as Tax Map No. 59.9-1-10
- 1829 Helderberg Avenue (Rotter), known as Tax Map No. 59.9-1-9
- 1827 Curry Road (Gallagher), known as Tax Map No. 59.9-1-12
- 1829 Curry Road (Martin), known as Tax Map No. 59.9-1-11
- 1823 Helderberg Avenue (Evans), known as Tax Map No. 59.9-1-8

Applicant is proposing the construction of a new ±3,695 square foot Stewart’s Shop with associated four island fuel dispensing facility. Site development will require demolition of an existing Stewart’s Shop and four additional neighboring buildings all currently zoned Retail Business (B-1).

**BY ORDER OF THE ROTTERDAM TOWN BOARD  
DIANE M. MARCO, TOWN CLERK**

**DATED:** December 11, 2019

**Daily Gazette:** Please publish once on January 4, 2020

**Town Clerk**

**Post**

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		

**RESOLUTION NO. 361.19**

**THEREFORE, UPON MOTION OF** Councilmember MILLER-HERRERA, seconded by Councilmember GUIDARELLI,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

The Town Clerk of the Town of Rotterdam is hereby directed to publish in the official newspaper of the Town of Rotterdam and cause a copy thereof to be posted on the signboard of the town maintained by the town clerk not less than ten (10) days nor more than twenty (20) days prior to the date designated for the public hearing provided for by the following public notice:

**TOWN OF ROTTERDAM  
NOTICE OF HEARING**

**PLEASE TAKE NOTICE:** That the Town Board of the Town of Rotterdam will hold a public hearing on Wednesday, January 22, 2020, at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306, to hear comments for and against the adoption of a Proposed Local Law of the Year 2019 for the following purpose:

To amend Chapter 265, "Property Maintenance", Section 265-4, "Duty to maintain property" to remove subsection "J".

**BY ORDER OF THE ROTTERDAM TOWN BOARD  
DIANE M. MARCO, TOWN CLERK**

**DATED:** December 11, 2019

**Daily Gazette:** Please publish once on January 4, 2020

**Town Clerk**

**Post**

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		

**RESOLUTION NO. 362.19**

**WHEREAS**, a public hearing was called for by the Town Board of the Town of Rotterdam on October 23, 2019; and

**WHEREAS**, pursuant to notice duly published in the official newspaper of the Town of Rotterdam, the Town Board of the Town of Rotterdam held a public hearing on the 13th day of November 2019 at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York, at 7:00 p.m.; and

**WHEREAS**, said public hearing was conducted on November 13, 2019, at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York, upon adoption of a **Proposed Local Law of the Year 2019**, for the following purpose:

To amend Chapter 266, Vehicles and Traffic, Section 4 of the Code of the Town of Rotterdam, entitled, "Penalties for Offenses."

To amend Chapter 247, Streets and Sidewalks, Section 35 of the Code of the Town of Rotterdam, entitled, "Penalties for Offenses."

**WHEREAS**, all persons were duly heard both in the affirmative and negative thereon; **NOW**

**THEREFORE, UPON MOTION OF** Councilmember CHRISTOU, seconded by Councilmember MILLER-HERRERA,

**BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF ROTTERDAM**

**LOCAL LAW NO. TWENTY ONE (21) OF THE YEAR 2019**

**SECTION 1.** Proposed Local Law of the Year 2019 of the Town of Rotterdam to amend Chapter 266, Vehicles and Traffic, Section 4 of the Code of the Town of Rotterdam, entitled, "Penalties for Offenses."

To amend Chapter 247, Streets and Sidewalks, Section 35 of the Code of the Town of Rotterdam, entitled, "Penalties for Offenses."

**SECTION 2.** Local Law No. Twenty One (21) of 2019 of the Town of Rotterdam shall be adopted, and the Town Clerk is hereby directed to file such local law in the Office of the New York State Department of State in compliance with all applicable legal requirements.

**SECTION 3.** This local law shall take effect upon filing with the Secretary of State of the State of New York, as required by Section 27 of the Municipal Home Rule Law.

**BY ORDER OF THE ROTTERDAM TOWN BOARD**  
**DIANE M. MARCO, TOWN CLERK**

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		

*Moved on Consent*

**RESOLUTION NO. 363.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** Authorize the Supervisor to execute an agreement with KB Group of NY, Inc., 100 Great Oaks Boulevard, Suite 114, Albany, New York 12208, for professional engineering services for sewage pump station alarms, in an amount not to exceed three thousand nine hundred and 00/100 dollars (\$3,900.00).

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		

*Moved on Consent*

**RESOLUTION NO. 364.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** Authorize the Supervisor to execute the Amendment to the Professional Services Agreement (Amendment No. 05) Rotterdam Senior Center – Repairs to Architectural Finishes, with C.T. Male Associates, 50 Century Hill Drive, Latham, New York 12110, in an amount not to exceed seven thousand nine hundred fifty and 00/100 dollars (\$7,950.00).

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	<b>X</b>		
Guidarelli	<b>X</b>		
Miller-Herrera	<b>X</b>		
Signore	<b>X</b>		
Tommasone	<b>X</b>		

*Moved on Consent*

**RESOLUTION NO. 365.18**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam on behalf of Water District No. 5 hereby authorizes the appropriation of Water District 5 Unreserved Fund Balance in an amount not to exceed four hundred eighteen thousand four hundred ninety eight and 75/100 dollars (\$418,498.75) to appropriation line W59950.9000 02 Transfers to Other Funds to Capital Project HO105 and hereby modifies Capital Project HO105 to include four hundred eighteen thousand four hundred ninety eight and 75/100 dollars (\$418,498.75) to pay Utility Service Co., Inc. for May Avenue Water Tank painting.

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	<b>X</b>		
Guidarelli	<b>X</b>		
Miller-Herrera	<b>X</b>		
Signore	<b>X</b>		
Tommasone	<b>X</b>		



*Moved on Consent*

**RESOLUTION NO. 366.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam on behalf of Water District No. 5 hereby authorizes the appropriation of Water District 5 Unreserved Fund Balance in an amount not to exceed two hundred eighteen thousand eight hundred and 00/100 dollars (\$218,800.00) to W58340-4889 and hereby increases the appropriation W58340-4889 to include two hundred eighteen thousand eight hundred and 00/100 dollars (\$218,800.00) to pay Callanan Industries, LLC. for the Altamont Avenue and Curry Road pavement repairs.

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	<b>X</b>		
Guidarelli	<b>X</b>		
Miller-Herrera	<b>X</b>		
Signore	<b>X</b>		
Tommasone	<b>X</b>		

*Moved on Consent*

**RESOLUTION NO. 367.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** Authorize the Town Board of the Town of Rotterdam to appropriate forty six thousand two hundred forty one and 25/100 dollars (\$46,241.25) from the Landfill Post-Closure Reserve to budget line A8189.4321 Leachate Repair and Improvements, to pay for Landfill Leachate System Improvements as requested by the Director of the Department of Public Works.

**SECTION 2.** The Town Comptroller is authorized to draw funds in an amount not to exceed forty six thousand two hundred forty one and 25/100 dollars (\$46,241.25) from the Landfill Post-Closure bank account to pay all claims associated with the Landfill Leachate System Improvements.

**SECTION 3.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		

*Moved on Consent*

**RESOLUTION NO. 368.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby authorizes and directs the Comptroller to appropriate unrestricted fund balance in the Sewer District 2, Extension 6 to reimburse the portion of the Town and City Report charged to the Sewer 2 Extension 6 appropriation, in an amount not to exceed seven thousand forty and 00/100 dollars (\$7,040.00).

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		

*Moved on Consent*

**RESOLUTION NO. 369.19**

**WHEREAS**, pursuant to notice duly published according to Section One Hundred Three of the General Municipal Law of the State of New York, the Town of Rotterdam on Friday, November 8, 2019 posted an official report of all bid submissions received to the Empire State Purchasing Group on BidNet (<http://www.bidnetdirect.com/townofrotterdam>). Additionally, the official bid report and all bids were made available in the Office of the Town Clerk for public inspection during regular business hours, for the purchase by the Town of Rotterdam of the following:

**POLICE UNIFORMS AND EQUIPMENT**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam does hereby accept and award the bid for the purchase of Police Uniforms and Equipment to be used by the Town of Rotterdam Police Department, commencing January 1, 2020 through December 31, 2021, to Galls, LLC., 1340 Russell Cave Road, Lexington, Kentucky 40505.

**SECTION 2.** The Supervisor of the Town of Rotterdam is hereby authorized to execute a contract with said bidder in accordance with the terms of the bid proposal as submitted. Summary of bid prices are on file in the Department of Public Works office.

**SECTION 3.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	<b>X</b>		
Guidarelli	<b>X</b>		
Miller-Herrera	<b>X</b>		
Signore	<b>X</b>		
Tommasone	<b>X</b>		

*Moved on Consent*

**RESOLUTION NO. 370.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** That the Town Board of the Town of Rotterdam hereby ratifies the decision of various department heads to declare the following equipment obsolete and be sold at auction:

Department of Public Works

<i>Item Description</i>	<i>Mileage</i>	<i>Vin #</i>
2012 Dodge Charger	154,355	2C3DXAT4CH305671
Early 2000's Wachs Trav-L-Vac 300 Model CHZOS		

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	<b>X</b>		
Guidarelli	<b>X</b>		
Miller-Herrera	<b>X</b>		
Signore	<b>X</b>		
Tommasone	<b>X</b>		

Moved on Consent

**RESOLUTION NO. 371.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** That water rents and contract assessments for the year 2019 for the water districts of the Town of Rotterdam hereinafter set forth, be and they hereby are established and that the Receiver of Taxes and Assessments and she is hereby directed to receive and collect from the several persons named on the water rent roll, the several sums mentioned in the last column thereof opposite their respective name on or after June 1 through June 30, 2019. All charges unpaid by July 31, 2019 will be placed on Town Tax Rolls with additional penalties and collected in the same manner as other Town taxes:

	<u>2018</u>	<u>2019</u>
<b><u>WATER DISTRICT NO. THREE (3)</u></b>		
Primary Units	\$13,050.00	\$13,000.00
Commercial and Meters	<u>\$1,540.00</u>	<u>\$1,780.00</u>
Water District No. Three (3) TOTAL	\$14,590.00	\$14,780.00
<b><u>WATER DISTRICT NO. FIVE (5)</u></b>		
Primary Units	\$901,200.00	\$923,550.00
Commercial and Meters	<u>\$105,975.00</u>	<u>\$114,475.00</u>
WATER DISTRICT NO. FIVE (5) TOTAL	\$1,007,175.00	\$1,038,025.00
WATER DISTRICT NO. THREE (3) TOTAL	\$14,590.00	\$14,780.00
WATER DISTRICT NO. FIVE (5) TOTAL	<u>\$1,007,175.00</u>	<u>\$1,038,025.00</u>
<b>GRAND TOTAL:</b>	<b>\$1,021,765.00</b>	<b>\$1,052,805.00</b>

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

NAME	AYES	NOES	ABSTAIN
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		

*Moved on Consent*

**RESOLUTION NO. 372.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town Board of the Town of Rotterdam hereby authorizes the appropriation of Park Land Fees in an amount not to exceed eleven thousand, nine hundred seventy nine and 00/100 dollars (\$11,979.00) and hereby modifies the General Fund Budget by increasing Estimated Revenues (A510) and the revenue account entitled “Parkland Fees” (A2001.200100) by eleven thousand, nine hundred seventy nine and 00/100 dollars (\$11,979.00) and increasing Appropriations (A960) and the subsidiary account entitled “Parks Improvements” (A7110.4153) by eleven thousand, nine hundred seventy nine and 00/100 dollars (\$11,979.00) to pay Jeffrey Associates, PO Box 335 Indianola, PA 15051.

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	<b>X</b>		
Guidarelli	<b>X</b>		
Miller-Herrera	<b>X</b>		
Signore	<b>X</b>		
Tommasone	<b>X</b>		

*Moved on Consent*

**RESOLUTION NO. 373.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** Authorize the Supervisor to enter into a service agreement with County Waste & Recycling, PO Box 431, Clifton Park, New York 12065 for waste removal at the Rotterdam Senior Center, in an amount not to exceed one thousand five hundred and 00/100 dollars (\$1,500.00), retroactive to November 20, 2019.

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		



*Moved on Consent*

**RESOLUTION NO. 374.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Supervisor is hereby authorized to negotiate and execute a contract with Ameriflex, 7 Carnegie Plaza, Suite 200, Cherry Hill, New Jersey 08003, to administer the healthcare reimbursement accounts (HRA) made available to employees utilizing a CDPHP HMO offered by the Town of Rotterdam, and agreed to as a part of their collective bargaining agreements, commencing on January 1, 2020 through December 31, 2022.

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		

*Moved on Consent*

**RESOLUTION NO. 375.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** The Town’s Clerk report for the month of November 2019 has been placed on file and the Town Clerk’s check in the amount of three thousand four hundred fifteen and 81/100 dollars (\$3,415.81) has been submitted to the Supervisor for deposit.

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		

Moved on Consent

**RESOLUTION NO. 376.19**

**THEREFORE, UPON MOTION OF** Councilmember GUIDARELLI, seconded by Councilmember MILLER-HERRERA,

**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** Pursuant to Section 36 of the General Municipal Law of the State of New York and Sections 102, 112 and 113 of Town Law of the State of New York, regarding the Uniform System of Accounts, the following are transfers to the various accounts for 2019 and are hereby audited and approved:

Fund	Account number	Title	Amount
General	A3120 119532	FROM: RETIREMENT ALLOWANCE	-5,500.00
General	A3120 4500	INTO: POLICE ELECTRICITY	5,500.00
General	A3120 119532	FROM: RETIREMENT ALLOWANCE	-10,000.00
General	A3120 4803	INTO: POL CMPTER MAINT CONTRCT	10,000.00
Highway	DA5140 105056	FROM: SR MEO HEAVY BRWD	-14,000.00
Highway	DA5140 130056	INTO: SR LABORER BRWD	14,000.00
Highway	DA5140 135056	FROM: LABORER BRSHWD	-21,000.00
Highway	DA5140 130056	INTO: SR LABORER BRWD	21,000.00
Water 5	W58320 4500	FROM: W5 ELECTRICITY	-23,950.00
Water 5	W58320 4904	INTO: BLDING/GROUNDS MAINT POWER	23,950.00
General	A3310 4602	FROM: PERSONAL PROTECTION EQUIPMENT	-2,407.01
General	A3310 4305	INTO: TRAFFIC CON AUTO REPAIR	672.00
General	A3310 4111	INTO: SIGNS POSTS PAINT ETC	1,735.01
Water 5	W58340 4889	FROM: W5 BACKFILL/PAVEMENT REP	-26,149.41
Water 5	W58340 2000	FROM: W5 EQUIPMENT	-175.03
Water 5	W58310 4850	INTO: W5 ENGINEERING/CONSULTNT	26,324.44
Net Change			0.00

**SECTION 2.** This resolution shall become effective December 11, 2019.

**DATED:** December 11, 2019

NAME	AYES	NOES	ABSTAIN
Christou	X		
Guidarelli	X		
Miller-Herrera	X		
Signore	X		
Tommasone	X		