

ROTTERDAM TOWN BOARD

JULY 14, 2010

AGENDA

7:00 p.m.

ROLL CALL

PLEDGE OF ALLEGIANCE

SUPERVISOR'S REPORT

PRIVILEGE OF THE FLOOR FOR PERSONNEL AGENDA ITEMS

PERSONNEL:

Res. No.

193.10 Appoint and promote Joshua Leary to the position of Senior Laborer, full-time, provisional, with full employee benefits, at an hourly rate of \$19.3246, effective retroactive to March 2, 2010.

PUBLIC HEARINGS:

- A. To amend Chapter 270 of the Code of the Town of Rotterdam entitled ZONING for a Change of Zone application proposed by Timothy Larned and Maria Esposito on approximately 71.8 acres from Heavy Industrial (I-2) and General Business (B-2) to Planned Residential Development (PRD) and General Business (B-2). The applicants propose the construction of 248 multi-family garden apartments, approximately 20,000 square feet of commercial space, relocation of existing baseball fields, and the creation of a permanent recreation/conservation area.

This matter is hereby referred to the Town Planning Commission for a recommendation to be made prior to the July 14, 2010 Public Hearing.

This matter is hereby referred to the Schenectady County Department of Planning and Economic Development pursuant to NYS General Municipal Law Section 239-m.

Public Hearing was called for on June 9, 2010.

PRIVILEGE OF FLOOR FOR AGENDA ITEMS

Res. No

194.10 Adopt and authorize Supervisor to sign Negative Declaration dated July 14, 2010 for the Change of Zone request from Timothy Larned and Maria Esposito relative to the project in Resolution No. 195.10 below.

195.10 Adopt Local Law No. Six (6) of the Year 2010 for the following purpose:

To amend Chapter 270 of the Code of the Town of Rotterdam entitled ZONING for a Change of Zone application proposed by Timothy Larned and Maria Esposito on approximately 71.8 acres from Heavy Industrial (I-2) and General Business (B-2) to Planned Residential Development (PRD) and General Business (B-2). The applicants propose the construction of up to 248 multi-family garden apartments, approximately 20,000 square feet of commercial space, relocation of existing baseball fields, and the creation of a permanent recreation/conservation area.

Public Hearing was called for on June 9, 2010.

Public Hearing was held on July 14, 2010.

196.10 Call for public hearing to be held on Wednesday, August 11, 2010 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 2010 for the following purpose:

To amend §266-52, Schedule XII of the Code of the Town of Rotterdam entitled, “No Parking at Any Time” by amending as follows:

In accordance with the provisions of §266-20, no person shall park a vehicle at any time upon the following streets or parts of streets:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Sixth Street	North	Across the street from 1053 Sixth Street

197.10 Call for public hearing to be held on Wednesday, August 11, 2010 at 7:00 p.m. at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 for the following purpose:

For location in the Aquifer Overlay (AO) Zone for PC Development Group, LLC, to construct a multi-use building with an office and a bank with a drive-thru and location of a second building with a fast food restaurant and associated drive-thru.

198.10 Declare the Town of Rotterdam as “lead agency” and authorize the Town Planner to prepare, file, publish and distribute all documents necessary to comply with 6 NYCRR Part 617 & SEQR relative to the below-proposed amendment to the Code of the Town of Rotterdam request as outlined in Resolution 199.10 below.

- 199.10** Call for public hearing to be held on Wednesday, August 11, 2010 at 7:00 p.m. at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 for the following purpose:
- To add to Chapter 270, a Landmark and Historic Preservation ordinance relating to the establishment of protection for the prehistoric, historical, and cultural landmarks in the Town of Rotterdam, Schenectady County.
- 200.10** Call for public hearing to be held on Wednesday, August 11, 2010 at 7:00 p.m. at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 for the following purpose:
- To add a local law adopting Part A of Chapter 105 of the 2010 Retirement Incentive Program to provide eligible employees with one additional month of service credit for each year of service as of the date of retirement, with a cap of three years credit.
- 201.10** Authorize the Town Board of the Town of Rotterdam to accept a Resolution to establish the Ratio of Homestead and non-Homestead base proportions.
- 202.10** Authorize the Supervisor to execute an out-of-district water agreement with Glenda M. Atkins of 4906 P- Rynex Corners Road, Pattersonville, New York 12137.
- 203.10** Authorize the Supervisor to execute an out-of-district water agreement with Martha Masters of 7296 Guilderland Avenue, Schenectady, New York 12205.
- 204.10** Authorize the Supervisor to execute a contract with John M. McDonald Engineering, P.C., for the preparation of a bid package containing plans and specifications for the necessary repairs to the trickling filters, in an amount not to exceed \$6,970.00.
- 205.10** Authorize the Supervisor to negotiate and sign an intermunicipal sanitary sewer agreement with the Town of Colonie regarding the connection of a sanitary sewer line from the Town of Rotterdam into the Town of Colonie sewer system for the benefit of Pinewood School.
- 206.10** Authorize the Supervisor to negotiate and sign an agreement with the Mohonasen Central School District regarding the payment structure, maintenance, operation, and construction schedule of the sewer connection in Resolution No. 205.10.
- 207.10** Authorize the Supervisor to negotiate and sign an intermunicipal water agreement with the City of Schenectady.
- 208.10** Authorize the Supervisor to enter into an agreement with Curry Road Condominium Sewage Corporation for the collection and transportation of sewage.
- 209.10** Authorize the Town Attorney to settle Berard et. al v Town of Rotterdam et. Al., federal case number 1:06-cv-00891-LEK-RFT for a sum not to exceed \$18,000.00.
- 210.10** Adopt standard work day for elected and appointed officials for the purpose of determining days worked reportable to the New York State and Local Employees' Retirement System.

CONSENT ITEMS:

Res. No

- 211.10** Authorize the Supervisor to execute a renewal contract with Catholic Charities of Schenectady County, 818 Union Street, Schenectady, NY 12308 in the amount of Three Thousand and 00/100 (\$3,000.00) Dollars for implementation of the Nutrition Program for the Elderly for the year 2010.
- 212.10** Authorize the Supervisor to execute a renewal contract with Catholic Charities of Schenectady County, 818 Union Street, Schenectady, NY 12308 in the amount of Five Hundred and 00/100 (\$500.00) Dollars for implementation of the Transportation Program in conjunction with the Nutrition Program for the Elderly for the year 2010.
- 213.10** Authorize Comptroller to declare certain office equipment obsolete.
- 214.10** Accept Town Clerk's Report for the month of June 2010.
- 215.10** Budget transfers by the Town Comptroller to various accounts.

DISCUSSION ITEMS

COMMITTEE REPORTS

PUBLIC COMMENT PRIVILEGE OF FLOOR

(Per Resolution No. 444.06) G

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

Each speaker will state his/her name and address for the record. To ensure each attendee has an equal and reasonable opportunity to address their concerns, he/she is afforded a maximum of four (4) minutes to address the Town Board.

MISCELLANEOUS

ADJOURNMENT

FRANCIS DEL GALLO, Supervisor