

TOWN OF ROTTERDAM

DIANE M. MARCO
Town Clerk

John F. Kirvin Government Center * 1100 Sunrise Boulevard * Rotterdam, NY 12306
Telephone: (518) 355-7575 Ext: 352 * Fax: (518)355-7837* Website: www.rotterdamny.org
Email * dmarco@rotterdamny.org

November 9, 2023

Certified Resolutions: #331.23-#344.23 for the year 2023 was duly adopted at the Town Board Meeting held at the John F. Kirvin Government Center, 1100 Vinewood Avenue Rotterdam, New York 12306 on Wednesday, November 8, 2023 at 7:00 p.m. The Town Board Agenda review meeting began at approximately 6:37 p.m. Agenda review was adjourned at approximately 6:48 p.m. All agreed to adjourn agenda review. The Town Board Meeting started at approximately 7:00 p.m. Motion #33.23 was made by Councilmember Dodson and seconded by Councilmember Christou. The Town Board Meeting was adjourned at approximately 7:35 p.m. by Councilmember Christou and seconded by Councilmember Mastroianni. All agreed to adjourn the Town Board Meeting.

All Councilmembers were present

Diane M. Marco

Diane M. Marco, Town Clerk

MEETING OF THE ROTTERDAM TOWN BOARD

November 8, 2023

7:00 PM

Agenda Review 6:30 PM

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

SUPERVISOR'S REMARKS: Supervisor Mollie A. Collins

EXECUTIVE SESSION

PROCLAMATIONS/PRESENTATIONS

PUBLIC HEARING

- 2024 Preliminary Budget

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, shall have an equal and reasonable opportunity to be heard by the town board. Each speaker shall be afforded a maximum of four (4) minutes to address the town board.

INTRODUCTION OF MOTIONS, ORDERS AND RESOLUTIONS

MOTIONS

33.23 To keep Public Hearing open.

RESOLUTIONS

331.23 To accept Town Board meeting minutes of October 25, 2023.

332.23 To appoint a police officer.

333.23 To accept and award bid for Babe Ruth building asbestos abatement and demolition.

334.23 To negotiate and execute a crossing agreement with CHPE LLC and CHPE Properties, Inc. for the Champlain Hudson Power Express Electric Transmission Cable System Crossing.

335.23 To accept property and associated easement from O'Reilly Auto Enterprises for the exiting Curry Road sanitary sewer station.

336.23 To approve budget transfers of gas and diesel to the 2023 budget.

337.23 To approve budget transfers to the 2023 budget.

338.23 To accept revenue for Town Clerk's office for October 2023.

339.23 To call for a public hearing on the proposed Introductory Local Law __ of 2023; To amend Chapter 270, Zoning, of the town code, relating to a change of zone from Agricultural (A-1) to General Business (B-2) at 880 and 900 Duanesburg Road.

340.23 To negotiate and execute an agreement with Cusack and Company, Certified Public Accountants LLC.

341.23 To authorize the purchase of one trailer for the Parks and Recreation Department.

342.23 To negotiate and execute an agreement with Prime AE for professional engineering services related to the sewage pump station Supervisory Control And Data Acquisition (SCADA) improvements.

343.23 To authorize the purchase of two (2) motors and two (2) gear boxes for the Wastewater Treatment Plant.

344.23 To schedule a special meeting of the Town Board.

MISCELLANEOUS

EXECUTIVE SESSION

ADJOURNMENT

Mollie A. Collins, Supervisor

MOTION 33.23

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following motion passed:

THEREFORE, UPON MOTION OF Councilmember **DODSON**, seconded by Councilmember **CHRISTOU**,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. I make a motion to keep the Public Hearing open.

SECTION 2. This motion shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing motion was approved by the Town Board of the Town of Rotterdam on November 8, 2023 and that the foregoing motion is a true and correct transcript of the original motion and of the whole thereof and that said motion is on file in the Town Clerk’s office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION 331.23

TO ACCEPT TOWN BOARD MEETING MINUTES OF OCTOBER 25, 2023

THEREFORE, UPON MOTION OF Councilmember **CHRISTOU**, seconded by Councilmember **DODSON**,

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 October 25, 2023 town board meeting as attached.

SECTION 2. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 332.23

TO APPOINT A POLICE OFFICER

THEREFORE, UPON MOTION OF Councilmember **DODSON**, seconded by Councilmember **MASTROIANNI**,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Tyler R. Malagisi is hereby appointed to the position of Patrolman 5th, full time, probationary, with full time employee benefits, and subject to pre-employment background checks, at an annual salary of sixty-six thousand eight hundred fifty-one and 22/100 (\$66,851.22) dollars, commencing November 13, 2023.

SECTION 2. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk’s office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 333.23

TO ACCEPT AND AWARD BID FOR BABE RUTH BUILDING ASBESTOS ABATEMENT AND DEMOLITION

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, October 23, 2023, posted an official report of all bid submissions received to the Empire State Purchasing Group on BidNet (<https://bidnetdirect.com/townofrotterdam>). Additionally, the official bid report and all bids were made available in the Office of the Town Clerk on October 19, 2023 for public inspection upon request for the purchase by the Town of Rotterdam of the following:

BABE RUTH BUILDING ASBESTOS ABATEMENT AND DEMOLITION

THEREFORE, UPON MOTION OF Councilmember **MASTROIANNI**, seconded by Councilmember **CHRISTOU**,

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 Babe Ruth building asbestos abatement and demolition for the Town of Rotterdam to David Frueh Contracting LLC, located at PO Box 183, Glenmont, New York 12077, at the mutual consent of both the Town and David Frueh Contracting LLC.

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 Town Clerk’s office.

SECTION 3. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 334.23

TO NEGOTIATE AND EXECUTE A CROSSING AGREEMENT WITH CHPE LLC AND CHPE PROPERTIES, INC. FOR THE CHAMPLAIN HUDSON POWER EXPRESS ELECTRIC TRANSMISSION CABLE SYSTEM CROSSING

WHEREAS, on April 25, 2018, the Town Board of the Town of Rotterdam pursuant to Resolution #143.18 granted its consent, pursuant to Section 11 of the New York State Transportation Corporations Law, to CHPE’s proposed routing of the Project over certain municipal property; **NOW**

THEREFORE, UPON MOTION OF Councilmember **DODSON**, seconded by Supervisor **COLLINS**,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby authorizes the Town Supervisor to negotiate and execute an agreement with CHPE LLC and CHPE Properties, Inc., located at 623 Fifth Avenue, 20th Floor, New York, NY 10022, to install and operate buried Project cables in, across, and under certain Town Roads/Lands known as Phillips Road as well as permanent easements on Town lands known as Tax Parcel IDs 12.-3-20.1 and 38.-1-1, and temporary easements on Tax Parcel ID 38.-1-1, subject to final approval by the Attorney for the Town of Rotterdam.

SECTION 2. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 335.23

TO ACCEPT PROPERTY AND ASSOCIATED EASEMENT FROM O'REILLY AUTO ENTERPRISES FOR THE EXITING CURRY ROAD SANITARY SEWER STATION

THEREFORE, UPON MOTION OF Councilmember DODSON, seconded by Councilmember MASTROIANNI,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby authorizes the Supervisor to execute all documents related to the acceptance of real property and easement associated with the Curry Road Sanitary Sewer Station.

SECTION 2. The subject property is known as Lot #2 and associated easements as depicted on Lot #1 of the "SUBDIVISION MAP FOR 1502 CURRY RD, ROTTERDAM, NEW YORK." Subdivision was filed with Schenectady County on April 8, 2021 in Book/Page: MISC/62/562.

SECTION 3. Property and easements are being dedicated to the Town of Rotterdam by O'Reilly's Auto Enterprises, LLC.

SECTION 4. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

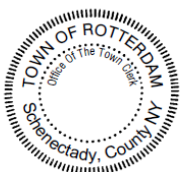
I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 336.23

TO APPROVE BUDGET TRANSFERS OF GAS AND DIESEL TO THE 2023 BUDGET

THEREFORE, UPON MOTION OF Councilmember **DODSON**, seconded by Supervisor **COLLINS**,

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 **GAS** transfers to the various accounts for 2023 are hereby audited and approved:

<i>Fund</i>	<i>Account No.</i>	<i>Title</i>	<i>Amount</i>
General	A3120 4302	FROM: Patrol Vehicle Gas	-22,956.66
General	A3310 4302	FROM: Traffic Control Gas	-664.17
General	A3620 4302	FROM: Safety Insp Gas	-1,189.69
General	A7110 4302	FROM: Parks Gas	-3,091.08
General	A1355-4302	FROM: Assessor	-
General	A3410 4302	FROM: Fire Fight Gas	-2,066.03
General	A5132 4304	INTO: Central Gas Expenditure	+29,967.63
Highway	DA5110 4304	FROM: Fuel General	-4,336.02
Highway	DA5140 4304	FROM: Fuel Brush & Weed	-1,701.36
General	A5132 4304	INTO: Central Gas Expenditure	+6,037.38
S2	S28120 4302	FROM: S2 Gas Oil Lube	-2,087.45
General	A5132 4304	INTO: Central Gas Expenditure	+2,087.45
W5	W58340 4302	FROM: W5 Gas Oil Lube	-2,469.89
General	A5132 4304	INTO: Central Gas Expenditure	+2,469.89

SECTION 2. 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 **DIESEL** transfers to the various accounts for 2023 are hereby audited and approved:

<i>Fund</i>	<i>Account No.</i>	<i>Title</i>	<i>Amount</i>
General	A8189 4302	FROM: Landfill Gas	-1,348.73
General	A4160-4162	FROM: Compost Tub Grinder	-
General	A3410 4302	FROM: Fire Fight Gas	-1,585.48
Highway	DA5148 4304	INTO: Central Diesel Expenditure	+2,934.31
Highway	DA5110 4304	FROM: Fuel General	-14,391.39
Highway	DA5140 4304	FROM: Fuel Brush & Weed	-6,580.64
Highway	A5132 4304	INTO: Central Diesel Expenditure	+20,972.03
S2	S28120 4302	FROM: S2 Gas Oil Lube	-311.83
Highway	DA5148 4304	INTO: Central Diesel Expenditure	+311.83
W5	W58340 4302	FROM: W5 Gas Oil Lube	-273.25
Highway	DA5148 4304	INTO: Central Diesel Expenditure	+273.25

SECTION 3. This resolution shall become effective November 8, 2023

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco
 Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 337.23

TO APPROVE BUDGET TRANSFERS TO THE 2023 BUDGET

THEREFORE, UPON MOTION OF Councilmember DODSON, seconded by Supervisor COLLINS,

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 transfers to the various accounts for 2023 are hereby audited and approved:

<i>Fund</i>	<i>Account No.</i>	<i>Title</i>	<i>Amount</i>
General	A1410 2000	FROM: Office Equipment	-240.00
General	A1410 4270	FROM: Miscellaneous	-114.50
General	A1410 4100	INTO: TC Office Supplies	+354.50

SECTION 2. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk’s office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco
 Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 338.23

TO ACCEPT REVENUE FOR TOWN CLERK’S OFFICE FOR OCTOBER 2023

THEREFORE, UPON MOTION OF Councilmember **CHRISTOU**, seconded by Councilmember **DODSON**,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Clerk’s report for the month of October 2023, has been placed on file and the town clerk’s check in the amount of four thousand nine hundred thirty-three dollars and 71/100 (\$4,933.71) has been submitted to the supervisor for deposit.

SECTION 2. This resolution shall become effective November 8, 2023

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk’s office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco
Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 339.23

TO CALL FOR A PUBLIC HEARING ON THE PROPOSED INTRODUCTORY LOCAL LAW ___ OF 2023; TO AMEND CHAPTER 270, ZONING, OF THE TOWN CODE, RELATING TO A CHANGE OF ZONE FROM AGRICULTURAL (A-1) TO GENERAL BUSINESS (B-2) AT 880 AND 900 DUANESBURG ROAD

WHEREAS, the Town Board passed Resolution No. 262.23 to recognize the introduction of Introductory Local Law ___ of 2023; To amend Chapter 270, Zoning, of the town code, relating to a change of zone from Agricultural (A-1) to General Business (B-2) and referred to the Planning Commission for report and recommendation; and

WHEREAS, the Planning Commission, on September 19, 2023 issued a positive recommendation on the change of zone requested by GDPL Ville Rotterdam, LLC; and

WHEREAS, the Town Board Declared Lead Agency on the Change of Zone application under 6NYCRR Part 617 State Environmental Quality Review (SEQR) on September 27, 2023; NOW

THEREFORE, UPON MOTION OF Councilmember **CHRISTOU**, seconded by Councilmember **DODSON**,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby authorizes the Town Clerk to publish in the official newspaper of the Town of Rotterdam not less than ten (10) days prior to the date designated for the public hearing provided for hereby the following notice:

**TOWN OF ROTTERDAM
NOTICE OF HEARING**

PLEASE TAKE NOTICE: That the Town Board of the Town of Rotterdam will hold a public hearing at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306, at 7:00 p.m. on the 13th day of December 2023 for the following purpose:

For receipt of comment on the proposed Introductory Local Law No. ___ of 2023; To amend Chapter 270, Zoning, of the town code, relating to a change of zone from Agricultural (A-1) to General Business (B-2). Applicant is requesting a Change of Zone to facilitate the construction of a 102,500 square foot BJ's Wholesale Club with associated 8 island fueling station at 900 Duanesburg Road (Tax Map No. 57-3-7.112), and 2,000 square foot retail building with associated drive thru at 880 Duanesburg Road (Tax Map No. 57.7-1-1.2).

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

DATED: November 8, 2023
Daily Gazette: Please publish once on November 25, 2023
Town Clerk
Post

SECTION 2. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 340.23

**TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH CUSACK AND COMPANY,
CERTIFIED PUBLIC ACCOUNTANTS LLC**

THEREFORE, UPON MOTION OF Councilmember **MASTROIANNI**, seconded by Councilmember **CHRISTOU**,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby authorizes the Town Supervisor to negotiate and execute an agreement with Cusack & Company, Certified Public Accountants LLC, located at 7 Airport Park Boulevard, Latham, NY 12110, for auditing services of the Towns financial statements, for the year ended December 31, 2022, in the amount not to exceed thirty-nine thousand and 00/100 (\$39,000.00) dollars.

SECTION 2. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

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Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 341.23

TO AUTHORIZE THE PURCHASE OF ONE TRAILER FOR THE PARKS AND RECREATION DEPARTMENT

THEREFORE, UPON MOTION OF Supervisor COLLINS, 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 purchase of one trailer, model 8218 RG, for the Parks and Recreation Department, from Bennett Truck and Trailer, located at 6585 Amsterdam Road, Glenville, NY 12302, in the amount not to exceed seven thousand three hundred seventy-nine and 50/100 (\$7,379.50) dollars.

SECTION 2. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

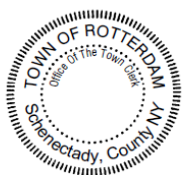
I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk’s office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 342.23

TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH PRIME AE FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO THE SEWAGE PUMP STATION SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) IMPROVEMENTS

THEREFORE, UPON MOTION OF Councilmember DODSON, seconded by Councilmember CHRISTOU,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby authorizes the Supervisor to negotiate and execute an agreement with Prime AE, located at 100 Great Oaks Boulevard, Suite 114, Albany, NY 12203, to provide Professional Engineering Services related to the sewage pump station, Supervisory Control and Data Acquisition (SCADA) improvements, located at Carmen Road and Whispering Pines, in the amount not to exceed four thousand seven hundred and 00/100 (\$4,700.00) dollars.

SECTION 2. This resolution shall become effective on November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk’s office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco
Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 343.23

TO AUTHORIZE THE PURCHASE OF TWO (2) MOTORS AND TWO (2) GEAR BOXES FOR THE WASTEWATER TREATMENT PLANT

THEREFORE, UPON MOTION OF Councilmember MILLER-HERRERA, seconded by Councilmember MASTROIANNI,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby authorizes the purchase of two (2) motors and two (2) gear boxes for the Wastewater Treatment Plant at 26 W. Campbell Road, Rotterdam New York, 12306 from BDP Industries, located at 1354 Route 29, Greenwich, New York 12834, in the amount not to exceed four thousand five hundred forty-eight and 98/100 (\$4,548.98) dollars.

SECTION 2. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk’s office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 8, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 344.23

TO SCHEDULE A SPECIAL MEETING OF THE TOWN BOARD

THEREFORE, UPON MOTION OF Councilmember **DODSON**, 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 schedules a special meeting of the Town Board of the Town of Rotterdam, to be held Wednesday, November 15, 2023, at 7:00 p.m., at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 for the purposes of adopting the 2024 Final Budget, and for any other purpose as may come before the Town Board.

SECTION 2. The Town Clerk of the Town of Rotterdam is hereby directed to transmit to the news media, to publish in the official newspaper of the Town of Rotterdam, to post on the Town website, to post on the Town Clerk signboard, and to provide written notice to each member of the Town Board not less than five (5) days prior to the date designated for the special meeting, the following notice of special meeting:

**TOWN OF ROTTERDAM
NOTICE OF SPECIAL MEETING**

PLEASE TAKE NOTICE: That the Town Board of the Town of Rotterdam will hold a special meeting at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306 at 7:00 p.m. on the 15th day of November, 2023 for the purposes of adopting the 2024 Final Budget, and for any other purpose as may come before the Town Board.

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

DATED: November 8, 2023

Daily Gazette: Please publish once on or before November 10, 2023

Town Clerk

Post, Transmit to News Media, Provide Written Notice to Councilmembers

SECTION 3. This resolution shall become effective November 8, 2023.

DATED: November 8, 2023

NAME	AYES	NOES	ABSTAIN
Christou	X		
Miller-Herrera	X		
Dodson	X		
Mastroianni	X		
Collins	X		

I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Town Board of the Town of Rotterdam on November 8, 2023, and that the foregoing resolution is a true and correct transcript of the original resolution and of the whole thereof and that said resolution is on file in the Town Clerk's office.

I DO FURTHER CERTIFY that each of the members of the Town Board had due notice of the said Town Board meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this November 9, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk

