



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

August 11, 2023

Certified Resolutions: #242.23-#262.23 for the year 2023 was duly adopted at the Town Board Meeting held at the J.F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, NY 12306 on Wednesday, August 9, 2023 at 7:00 p.m. The Town Board Agenda review meeting began approximately 6:35 p.m. Agenda review was adjourned at approximately 6:44 p.m. All agreed to adjourn agenda review. Motion#24 was made by Councilmember Dodson and seconded by Councilmember Christou. Motion #25 was made by Councilmember Dodson and seconded by Councilmember Christou. Motion #26 was made by councilmember Dodson and seconded by councilmember Christou. The Town Board Meeting started at approximately 7:00 p.m. The Town Board Meeting was adjourned at approximately 8:06 p.m. by Councilmember Dodson and seconded by Councilmember Christou. 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**

August 9th, 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

- To establish a six (6) month moratorium prohibiting Battery Energy Storage system installations within the Town of Rotterdam. **PUBLIC HEARING CLOSED**
- To establish a six (6) month moratorium prohibiting Wind Generation system installations within the Town of Rotterdam. **PUBLIC HEARING CLOSED**
- To recognize the introduction of Introductory Local Law ___ of 2023; a Change of Zone request on ±10,645 square feet of ±14,575 square foot parcel (Lot 2) from Single Family Residential (R-1) to Retail Business (B-1), 2917 Hamburg Street and is a portion of Tax Map No. 59.19-1-4.1. **PUBLIC HEARING CLOSED**
- To recognize the introduction of Introductory Local Law ___ of 2023; to amend Chapter 150, Hawking, Peddling, and Soliciting, of the Town Code of the Town of Rotterdam. **PUBLIC HEARING CLOSED**

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

- 24.23** To add resolution 262.23 to the agenda.
- 25.23** To table resolution 242.23.
- 26.23** To remove resolution 259.23 from the agenda.

RESOLUTIONS

- 242.23** A resolution urging the passage of New York State Senate bill S.7615, the Migrant Home Rule Transfer Transparency Act. **TABLED**
- 243.23** To enact Introductory Local Law No. 7 of 2023; To amend chapter 150, hawking, peddling, and soliciting.
- 244.23** To accept Town Board meeting minutes of July 5, 2023.
- 245.23** To accept Town Board special meeting minutes of July 24, 2023.
- 246.23** To appoint Alan Aldi to the position of Wastewater Treatment Plant Mechanic.
- 247.23** To accept revenue for Town Clerk's office for June and July 2023.
- 248.23** To approve budget transfers of gas and diesel to the 2023 budget.
- 249.23** To approve budget transfers to the 2023 budget.
- 250.23** To declare computer equipment obsolete.
- 251.23** To declare four police vehicles obsolete.
- 252.23** Adoption of the 2023 adjusted base proportions.
- 253.23** To negotiate and execute an agreement with Cummins Sales and Service.
- 254.23** To authorize payment for a permanent and temporary easement to John P. Santosusso.
- 255.23** To accept and award bid for Rotterdam Junction WD 3&4 Leak Detection Survey
- 256.23** To recognize the introduction of Introductory Local Law No. __ of 2023; To amend §266-50, schedule X: Exclusion of certain vehicles and scheduling a public hearing thereon.
- 257.23** To negotiate and execute a shared services agreement with the Town of Niskayuna relating to I.T. services to the Town.

258.23 To approve Layne Christensen Company as the sole contractor to perform public water supply well work at the Town's wellfield sites.

259.23 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 General Business (B-2) to Multiple Family (R-3) and refer to the Planning Commission for report and recommendation.
REMOVED FROM AGENDA

260.23 Requesting bids for Rotterdam Town Hall Building Renovations.

261.23 To amend Resolution 296.21 relating to the use of ARPA funds.

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 refer to the planning commission for report and recommendation.

LIAISON REPORTS

MISCELLANEOUS

EXECUTIVE SESSION

ADJOURNMENT

Mollie A. Collins, Supervisor

MOTION 24.23

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the J.F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, NY 12306 on Wednesday, August 9, 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 add resolution 262.23 to the agenda.

SECTION 2. This motion shall become effective August 9, 2023.

DATED: August 9, 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 passed by the Town Board of the Town of Rotterdam on August 9, 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 August 11, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



MOTION 25.23

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the J.F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, NY 12306 on Wednesday, August 9, 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:

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the J.F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, NY 12306 on Wednesday, August 9, 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 table resolution 242.23.

SECTION 2. This motion shall become effective August 9, 2023.

DATED: August 9, 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 passed by the Town Board of the Town of Rotterdam on August 9, 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 August 11, 2023.

Diane M. Marco

Diane M. Marco, Town Clerk



MOTION 26.23

At the regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the J.F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, NY 12306 on Wednesday, August 9, 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 remove resolution 259.23 from the agenda.

SECTION 2. This motion shall become effective August 9, 2023.

DATED: August 9, 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 passed by the Town Board of the Town of Rotterdam on August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was **TABLED**:

RESOLUTION NO. 242.23 TABLED

**A RESOLUTION URGING THE PASSAGE OF NEW YORK STATE SENATE BILL S.7615,
THE MIGRANT HOME RULE TRANSFER TRANSPARENCY ACT**

WHEREAS, Schenectady County is one of several counties in New York State that have declared a state of emergency related to the migrant housing crisis exacerbated by New York City Mayor Eric Adams' decision to send 238 migrants to a Super 8 Motel in the Town of Rotterdam on July 18, 2023; and

WHEREAS, attendant to such concern, the Schenectady County and Town Officials were left blindsided, and Schenectady County occupants residing at Super 8 in need of temporary housing were required to leave with no advanced notification; and

WHEREAS, this legislative body finds it unconscionable to displace one group of vulnerable citizens that needs housing and services with any other absent a proper plan in place and with no communication to those affected locally; and

WHEREAS, the measure authored at the state level by Senator James Tedisco, Senate Bill S.7615 will prohibit the relocation of migrants from one municipality to another municipality unless and until a resolution authorizing the relocation has been adopted by the governing bodies of both the receiving county and the receiving municipality of such migrants; and

WHEREAS, this initiative also requires the relocating municipality to provide at least thirty days written notice to the receiving municipality of the impending relocation of such individuals; and

WHEREAS, as a deterrent for those municipalities that relocate migrants absent adopted resolutions at both the county and municipal level, a penalty of \$1000 per migrant, per day payable to the New York State Comptroller will fall onto the relocating municipality; NOW

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 does hereby call upon the New York State Legislature and Governor Kathy Hochul to pass Senate Bill S.7615, enacting the Migrant Home Rule Transfer Transparency Act.

SECTION 2. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 **TABLED** by the Town Board of the Town of Rotterdam on August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 243.23

TO ENACT INTRODUCTORY LOCAL LAW NO. 7 OF 2023; TO AMEND CHAPTER 150, HAWKING, PEDDLING, AND SOLICITING

THEREFORE, UPON MOTION OF Councilmember DODSON, seconded by Supervisor COLLINS, BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board hereby enacts Introductory Local Law No. 7 of 2023.

SECTION 2. The Town Clerk is directed, following consultation with the Attorney to the Town, to file said Local Law in final form with the New York State Department of State.

SECTION 3. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 244.23

TO ACCEPT TOWN BOARD MEETING MINUTES OF JULY 5, 2023

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 adopts the minutes of the July 5, 2023 town board meeting as attached.

SECTION 2. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 245.23

TO ACCEPT TOWN BOARD SPECIAL MEETING MINUTES OF JULY 24, 2023

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 adopts the minutes of the July 24, 2023 Town Board special meeting as attached.

SECTION 2. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 246.23

TO APPOINT ALAN ALDI TO THE POSITION OF WASTEWATER TREATMENT PLANT MECHANIC

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Alan Aldi, of Schenectady, New York 12306, is hereby appointed to the position of Wastewater Treatment Plant Mechanic, full time, provisionally, with full employee benefits, and subject to pre-employment background checks, at an annual salary of fifty-five thousand four hundred ninety-one and 83/100 (\$55,491.83) dollars, commencing August 14, 2023.

SECTION 2. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 248.23

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

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

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	-22,218.21
General	A3310 4302	FROM: Traffic Control Gas	-584.01
General	A3620 4302	FROM: Safety Insp Gas	-1,075.10
General	A7110 4302	FROM: Parks Gas	-2,310.70
General	A3410 4302	FROM: Fire Fight Gas	-2,717.21
General	A5132 4304	INTO: Central Gas Expenditure	+28,905.23
Highway	DA5142 4304	FROM: Fuel Snow Removal	-1,578.57
Highway	DA5140 4304	FROM: Fuel Brush & Weed	-3,339.44
General	A5132 4304	INTO: Central Gas Expenditure	+4,918.01
S2	S28120 4302	FROM: S2 Gas Oil Lube	-1,852.88
General	A5132 4304	INTO: Central Gas Expenditure	+1,852.88
W5	W58340 4302	FROM: W5 Gas Oil Lube	-2,186.12
General	A5132 4304	INTO: Central Gas Expenditure	+2,186.12

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	-966.90
General	A3410 4302	FROM: Fire Fight Gas	-2,025.81
Highway	DA5148 4304	INTO: Central Diesel Expenditure	+2,992.71
Highway	DA5142 4304	FROM: Fuel Snow Removal	-7,018.16

Highway	DA5140 4304	FROM:	Fuel Brush & Weed	-11,602.97
Highway	A5132 4304	INTO:	Central Diesel Expenditure	+18,621.13
S2	S28120 4302	FROM:	S2 Gas Oil Lube	-317.30
Highway	DA5148 4304	INTO:	Central Diesel Expenditure	+317.30
W5	W58340 4302	FROM:	W5 Gas Oil Lube	-328.46
Highway	DA5148 4304	INTO:	Central Diesel Expenditure	+328.46

SECTION 3. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 249.23

TO APPROVE BUDGET TRANSFERS TO THE 2023 BUDGET

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

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	A8189 4323	FROM: Leachate Disposal	-5,000.00
General	A8189 4305	INTO: Truck/Road Repairs	+5,000.00
General	A1355 4100	FROM: Office Supplies	-76.00
General	A1355 2000	INTO: Office Equipment	+76.00
W5	W58340 4889	FROM: Backfill/Pavement Repair	-10,000.00
W5	W58340 4887	INTO: Water Equip/Maint. & Supply	+10,000.00
W5	W58340 4884	FROM: W5 Mains	-20,000.00
W5	W58340 2000	INTO: Equipment	+20,000.00

SECTION 2. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 250.23

TO DECLARE COMPUTER EQUIPMENT OBSOLETE

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby declares the following computer equipment obsolete and authorizes that it be sold at auction or donated otherwise:

<u>MAKE</u>	<u>MODEL</u>	<u>S/N</u>
*IBM	9494-HB0	66-T0174
*IBM	9494-HB0	66-R2544
*IBM	9494HB0	66-M7181
*DELL	E207WFPc	CN-0TW956-64180-7CR-7RTU
*DELL	E207WFPc	CN-0TW956-64180-79P-31YA
*DELL	E207WFPc	CN-0TW956-64180-838-1Z5U
*DELL	E207WFPc	CN-0CK630-64180-761-064L
DELL	E176FPf	CN-0CC639-74261-25T-4J0M
DELL	1909Wf	No S/N available
DELL	E207WFPc	CN-0TW956-64180-7BD-2JJU
DELL	P1913Sb	CN-0RVC21-74261-25T-4J0M
IBM	9494-HB0	66-R2798
IBM	9494-HB0	66-R2545
IBM	9494-HB0	66-M7179
LENOVO	9419-HC2	VLGF268
DELL	1909Wf	No S/N available
IBM	9494-HB0	66-M7182
IBM	9494-HB0	66-M7847
IBM	9494-HB0	66-M7846
LENOVO	9419-HC2	VLV5878

*Monitor does not function

SECTION 2. This resolution shall become effective August 9, 2023

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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 251.23

TO DECLARE FOUR POLICE VEHICLES OBSOLETE

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby declares the following equipment obsolete and authorizes that it be sold at auction:

- 2009 Dodge Charger (VIN # 2B3LA43V39H513634)
- 2011 Chevrolet Impala (VIN # 2G1WF5EK5B1309236)
- 2016 Ford Explorer (VIN # 1FM5K8AR9GGC67176)
- 2020 Ford Explorer (VIN # 1FM5K8ABXLGA71227)

SECTION 2. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 252.23

ADOPTION OF THE 2023 ADJUSTED BASE PROPORTIONS

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The attached certificates of base percentages, current percentages, and base proportion certificate of adjusted base proportions for the levy of taxes on the 2023 Assessment Roll, are hereby approved by the Town Board of the Town of Rotterdam, in accordance with Article 19 of the Real Property Tax Law of the State of New York.

SECTION 2. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 253.23

TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH CUMMINS SALES AND SERVICE

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 Town Supervisor to negotiate and execute an agreement with Cummins Sales and Service, located at 101 Railroad Avenue Albany, NY 12205, for service maintenance of the generators at the Wastewater Treatment Plant located at 26 W Campbell Rd Schenectady, NY 12306, for a three-year term not to exceed the total lump sum of three thousand four hundred seventy-four and 99/100 (\$3,474.99) dollars.

SECTION 2. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 254.23

TO AUTHORIZE PAYMENT FOR A PERMANENT AND TEMPORARY EASEMENT TO JOHN P. SANTOSUSSO

WHEREAS, the project begins on Lock Street at the existing stormwater pump station, extends along a private property (6 Lock Street), through this property and then along Isabella Street to Scrafford Road and ending at a drainage structure that was previously installed as part of a New York State Department of Transportation project; and

WHEREAS, easements are needed for construction and to maintain the stormwater collection and conveyance system to reduce flooding in the area; 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 Supervisor to approve a payment in the amount of nine thousand four hundred thirty-five and 00/100 (\$9,435.00) dollars, made payable to John P. Santosusso for the purchase of a permanent and temporary easement of the property.

SECTION 2. This resolution shall become effective on August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 255.23

**TO ACCEPT AND AWARD BID FOR ROTTERDAM JUNCTION WD 3&4 LEAK
DETECTION SURVEY**

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 Tuesday, July 11, 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 for public inspection upon request for the purchase by the Town of Rotterdam of the following:

ROTTERDAM JUNCTION WD 3&4 LEAK DETECTION SURVEY

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 does hereby accept and award the bid for Rotterdam Junction WD 3&4 Leak Detection Survey for the Town of Rotterdam to Consulting Engineering Inc., located at 19655 Tanbark Lane, Strongsville, Ohio 44149, at the mutual consent of both the Town and Consulting Engineering Inc.

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 August 9, 2023.

DATED: August 9, 2023

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

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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 256.23

TO RECOGNIZE THE INTRODUCTION OF INTRODUCTORY LOCAL LAW NO. __ OF 2023; TO AMEND §266-50, SCHEDULE X: EXCLUSION OF CERTAIN VEHICLES AND SCHEDULING A PUBLIC HEARING THEREON

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board hereby recognizes the introduction of Introductory Local Law No. __ of 2023 to amend §266-50, Schedule X: Exclusion of Certain Vehicles, of the Town Code of the Town of Rotterdam.

SECTION 2. The Town Clerk of the Town of Rotterdam is hereby directed 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 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 at the Rotterdam Junction District #1 Firehouse, 1215 Main Street, Rotterdam Junction, New York 12150, at 7:00 p.m. on the 13th day of September, 2023 for the following purpose:

To recognize the introduction of Introductory Local Law No. __ of 2023 to amend §266-50, Schedule X: Exclusion of Certain Vehicles, of the Town Code of the Town of Rotterdam.

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

DATED: August 9, 2023

Daily Gazette: Please publish once on August 13, 2023

Town Clerk

Post

town's wellfield sites pursuant to the authority conferred in Subdivision 4 Section 103 of General Municipal Law.

SECTION 2. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 2023.

Diane M. Marco, Town Clerk



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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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was **REMOVED**:

RESOLUTION NO. 259.23 REMOVED

**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 GENERAL BUSINESS (B-2) TO MULTIPLE FAMILY (R-3) AND REFER
TO THE PLANNING COMMISSION FOR REPORT AND RECOMMENDATION**

WHEREAS, The Town has received an application for a Change of Zone request on a ±6,816 square foot parcel from General Business (B-2) to Multiple Family (R-3) where the applicant would like to convert the first-floor commercial space (±1,624 square feet) into two (2), one-bedroom apartments on the parcel known as 1725 Tower Street, Tax Map No. 59.9-7-6.2; NOW

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 recognizes the introduction of Introductory Local Law No. ____ of 2023 to amend Chapter 270, Zoning, of the Town Code, for a change of zone from General Business (B-2) to Multiple Family (R-3) on the parcel known as 1725 Tower Street, Tax Map No. 59.9-7-6.2.

SECTION 2. The Town Board hereby refers this Introductory Local Law No. ____ of 2023 to the Planning Commission of the Town of Rotterdam for report and recommendation thereon.

SECTION 3. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 **REMOVED** from the Agenda by the Town Board of the Town of Rotterdam on August 9, 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 August 11, 2023.

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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 260.23

REQUESTING BIDS FOR ROTTERDAM TOWN HALL BUILDING RENOVATIONS

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 call for bids for Rotterdam Town Hall Building Renovations.

SECTION 2. The Town Clerk of the Town of Rotterdam shall cause the following public notice to be published in the official newspaper of the Town of Rotterdam, and the Supervisor of the Town of Rotterdam shall cause the following public notice be published to the Empire State Purchasing Group on BidNet (<http://www.bidnetdirect.com/townofrotterdam>) at least five (5) days before the date of reception of bid proposals:

**TOWN OF ROTTERDAM
NOTICE TO BIDDERS**

PLEASE TAKE NOTICE: That all bids received by the Town Board of the Town of Rotterdam, by Tuesday, the 12th day of September 2023, at 11:00 A.M., will be opened electronically and in person at that time. The Town Board will subsequently post an official report to the Empire State Purchasing Group on BidNet (<http://www.bidnetdirect.com/townofrotterdam>) by the close of business the next day, of all bid submissions received pursuant to this notice. Additionally, the official bid report and all bids shall be 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:

ROTTERDAM TOWN HALL BUILDING RENOVATIONS

Digital Copies of Specifications may be obtained from the Empire State Purchasing Group on BidNet at <http://www.bidnetdirect.com/townofrotterdam>. Copies of RFP documents obtained from any other source are not considered official copies. The Town of Rotterdam cannot guarantee the accuracy of any information not obtained from the BidNet Direct website and is not responsible for any errors contained by any information received from an alternate source. Only those vendors who obtain ITB, RFP or RFQ documents from the BidNet system are guaranteed to receive addendum information, if such information is issued. If you obtain the document from a source other than the source indicated, it is recommended that you register on the Empire State Purchasing Group website, <http://www.bidnetdirect.com/new-york> and obtain an official copy.

**ALL BID PROPOSALS MUST BE SUBMITTED PRIOR TO
11:00 A.M., TUESDAY, SEPTEMBER 12, 2023**

**ALL HANDLING COSTS (MAIL, DELIVERY SERVICES, PRINTING ETC.) SHALL BE THE
RESPONSIBILITY OF THE BIDDER**

The Town Board reserves the right to accept or reject any and all bids or proposals or any specific part of any item of any bid.

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

DATED: August 9, 2023

BidNet: Please publish on August 11, 2023

Daily Gazette: Please publish once on August 11, 2023

Town Clerk Post

SECTION 3. This resolution shall become effective August 9, 2023

DATED: August 9, 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 August 9, 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 August 11, 2023.

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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 261.23

TO AMEND RESOLUTION 296.21 RELATING TO THE USE OF ARPA FUNDS

WHEREAS, by Resolution No. 119.23 adopted on March 8, 2023, the Town Board voted in favor of amending Section 1 of Resolution 296.21 to read in its entirety as follows:

"SECTION 1. The Town Board of the Town of Rotterdam, upon recommendation from the Director of Finance, does hereby accept the American Rescue Plan Act (ARPA) funds (into line A 4989 4989 00 (Fed Aid)) for use in support of 2021 expenses outside the initial budget with expenditures designated toward the purchase of 210 Phillips Road (\$260,000.00) and 212 Phillips Road (\$215,000.00) for the future use as Town parkland (total of \$475,000.00 paid from line A7110 4153 (Parks Improvements), and to fund the improvements to Sewer District 7 Extension 2 (\$415,000.00 paid from Capital Project - H131 (Carmen Rd Sewer SD7 Ext 2), and to fund the leak detection work, valve/hydrant(s) assessment, lead service/pipe inventory, redundant source evaluation, and consolidation review for Water Districts 3 and 4 paid from line W38310 4850 (Water District 3, Engineering Consultant).

WHEREAS, the Town Board of the Town of Rotterdam desires to authorize designation of \$1,200,000.00 of funds received pursuant to the American Rescue Plan Act (ARPA) to help fund the replacement of the asbestos concrete water main on Rt. 5S; and

WHEREAS, the Town of Rotterdam has been awarded \$2,470,000 under the 2018 NYS Transportation Alternatives / Congestion Mitigation Air Quality Improvement (TAP/CMAQ) Grant Program, and the total project cost was initially estimated at \$2,756,000; and

WHEREAS, the project consists of pedestrian and bicycle access improvements along NYS Route 5S/Main St. from NYS Route 103/Bridge St. to Parkis St., and on Iroquois St., including: ADA compliant concrete sidewalks; paved/colored bike lanes; high-visibility crosswalks; pedestrian safety signs; sharrows connecting to the Erie Canalway Trail (Future Empire State Trail); interpretive signage; and landscaping; and

WHEREAS, Project Engineers, during the Advanced Detail Phase of the project, have determined that the existing water main will need to be replaced as it is asbestos concrete pipe that would be in direct conflict with the necessary drainage improvements; and

WHEREAS, the Town Board of the Town of Rotterdam desires to authorize designation of \$1,200,000.00 of funds received pursuant to the American Rescue Plan Act (ARPA) to complete the proposed work of replacing the asbestos concrete water main on Rt. 5S; and

WHEREAS, in light of the need to fund this important replacement of an asbestos concrete water main in the Town of Rotterdam, the Town Board determines it to be appropriate to amend Resolution 296.21 accordingly; **NOW**

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Section 1 of Resolution 296.21 is hereby amended to read in its entirety as follows:

"SECTION 1. The Town Board of the Town of Rotterdam, upon recommendation from the Director of Finance, does hereby accept the American Rescue Plan Act (ARPA) funds (into line A 4989 4989 00 (Fed Aid)) for use in support of 2021 expenses outside the initial budget with expenditures designated toward the purchase of 210 Phillips Road (\$260,000.00) and 212 Phillips Road (\$215,000.00) for the future use as Town parkland (total of \$475,000.00 paid from line A7110 4153 (Parks Improvements), and to fund the improvements to Sewer District 7 Extension 2 (\$415,000.00 paid from Capital Project - H131 (Carmen Rd Sewer SD7 Ext 2), and to fund the leak detection work, valve/hydrant(s) assessment, lead service/pipe inventory, redundant source evaluation, and consolidation review for Water Districts 3 and 4 paid from line W38310 4850 (Water District 3, Engineering Consultant), and to fund the replacement of the asbestos concrete water main on Rt. 5S, paid from the fund line H132 Route 5S Safety Improvements (\$1,200,000.00).

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

Fund	Account No.	Title	Amount
General	A 909	FROM: Fund Balance	-\$1,200,000.00
H132 Route5S Safety Improvements		INTO: Capital Project	+\$1,200,000.00

SECTION 3. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 2023.

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 Blvd. Rotterdam, New York on Wednesday, August 9, 2023, at 7:00 p.m., the following resolution was duly adopted:

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 REFER TO
THE PLANNING COMMISSION FOR REPORT AND RECOMMENDATION**

WHEREAS, The Town has received an application for a Change of Zone request on ±17.3 acres from Agricultural (A-1) to General Business (B-2) where applicant would like to construct 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; **NOW**

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 recognizes the introduction of Introductory Local Law No. ____ of 2023 to amend Chapter 270, Zoning, of the Town Code, for a change of zone from Agricultural (A-1) to General Business (B-2) at 900 Duanesburg Road, Tax Map No. 57-3-7.112, and 880 Duanesburg Road, Tax Map No. 57.7-1-1.2.

SECTION 2. The Town Board hereby refers this Introductory Local Law No. ____ of 2023 to the Planning Commission of the Town of Rotterdam for report and recommendation thereon.

SECTION 3. This resolution shall become effective August 9, 2023.

DATED: August 9, 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 August 9, 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 August 11, 2023.

Diane M. Marco, Town Clerk

