



# 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](http://www.rotterdamny.org)  
Email \* [dmarco@rotterdamny.org](mailto:dmarco@rotterdamny.org)

October 28, 2022

**Certified Resolutions: #287.22-#301.22** for the year 2022 was duly adopted at the Town Board Meeting held at J.F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, NY 12306 that was held Wednesday, October 26, 2022. The Town Board Agenda review started at approximately 6:30 p.m. The agenda review was adjourned at approximately 6:39 p.m. All agreed to adjourn the agenda review meeting. The Town Board meeting began at approximately 7:00 p.m. and the Town Board meeting was adjourned at approximately 8:32 p.m. by Councilmember Dodson and seconded by Councilmember Miller-Herrera. All agreed to adjourn the Town Board Meeting.

All Councilmembers were present

*Diane M. Marco*

---

Diane M. Marco, Town Clerk

*The Town of Rotterdam Town Board Meeting will be held in person; however, the public may access the meeting electronically via Zoom conference call. Members of the public may listen to the board meeting by dialing 1 (929) 205-6099 (followed by the pound symbol) or by logging into Zoom.com, then enter the conference ID NO. 867 0373 0307. Video of the town board meeting will be posted on the Town of Rotterdam website (www.rotterdamny.org) the following Friday after the meeting.*

MEETING OF THE  
ROTTERDAM TOWN BOARD  
October 26, 2022  
7:00 PM  
*AGENDA REVIEW 6:30 PM*

**CALL TO ORDER**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**SUPERVISOR'S REMARKS:** Supervisor Mollie A. Collins

- The Town of Rotterdam will be celebrating Halloween on Monday October 31, 2022. Designated hours for "Trick or Treating" are from 4:00 p.m. until 8:00 p.m. The Rotterdam Police Department is once again asking parents to cooperate by having their children off the streets by 8:00 p.m.
- Veterans Day Services – Friday, November 11, 2022 at 2:30 p.m. Please join us at 2:30 p.m. for a ceremony that will take place at Town Hall at 1100 Sunrise Blvd., Rotterdam, New York, 12306.

**EXECUTIVE SESSION**

**PROCLAMATIONS/PRESENTATIONS**

**PUBLIC HEARING**

- Draft Town of Rotterdam Comprehensive Plan **Public Hearing Left Open**
- Introductory Local Law No. 7 of 2022 to amend Chapter 270 of the Town Code of the Town of Rotterdam, Zoning, relating to permitting and regulating the raising of chicken hens as an accessory use to single-family dwelling principal uses in the A Agricultural, R-1 One-Family Residential, R-2 Two-Family Residential, and RA Residential Agricultural zoning districts. **Public Hearing Closed**
- Introductory Local Law No. 8 Of 2022 to add Kelly Lane at Mary Lane as a Stop Intersection. **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**

#### **RESOLUTIONS**

**287.22** To accept Town Board Meeting Minutes.

**288.22** To approve the changes made to the 2023 Tentative Budget to establish the 2023 Preliminary Budget and call for a public hearing on the 2023 Preliminary Town Budget.

**289.22** Call for bids for Vehicle Repair and Maintenance Services.

**290.22** Call for bids for Car Wash Services.

**291.22** Call for bids for Dry Cleaning Services.

**292.22** To authorize a stipulation of settlement with Crosstown Plaza SC, LP.

**293.22** To amend Resolution No. 21.22 of the year 2022: Appoint William Purcell as Bingo Inspector.

**294.22** Establishing Water/Sewer Rents and Contract Assessments for the year 2022 for the Water/Sewer Districts.

**295.22** To Enact Introductory Local Law No. 8 of 2022.

**296.22** To authorize a yearly service agreement with TRANE U.S. Inc. for heating and cooling system.

**297.22** To authorize an agreement with TRANE U.S. INC for service upgrades to heating and cooling system.

**298.22** Policy to prohibit cellular equipment to be mounted on the roof/dome of water storage tanks.

**299.22** To approve budget transfers to the 2022 budget.

**300.22** To authorize Settlement of Claims by and against Via Port New York, LLC.

**301.22** To Recognize the introduction of Introductory Local Law No. 9 Of 2022 and authorizing commencement of the review and adoption process.

**LIAISON REPORTS**

**MISCELLANEOUS**

**EXECUTIVE SESSION**

**ADJOURNMENT**

**Mollie A. Collins, Supervisor**

**RESOLUTION NO. 287.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

**TO ACCEPT TOWN BOARD MEETING MINUTES**

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

**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 12, 2022 Town Board meeting as attached.

**SECTION 2.** This resolution shall become effective October 26, 2022.

**DATED:** October 26, 2022

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
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 October 26, 2022, 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 October 28, 2022.

*Diane M. Marco*

Diane M. Marco, Town Clerk



**RESOLUTION NO. 288.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

**TO APPROVE THE CHANGES MADE TO THE 2023 TENTATIVE BUDGET TO ESTABLISH THE 2023 PRELIMINARY BUDGET AND CALL FOR A PUBLIC HEARING ON THE 2023 PRELIMINARY TOWN BUDGET**

**WHEREAS**, the 2023 Tentative Budget was presented by the Town Clerk to the Town Board on October 4, 2022; and

**WHEREAS**, the Town Board thereafter reviewed and modified the 2023 Tentative Budget at various workshops and meetings; and

**WHEREAS**, the changes made by the Town Board to the 2023 Tentative budget have been incorporated into the draft 2023 Preliminary Budget; and

**WHEREAS**, the Town Board desires to obtain the input of the public on the draft 2023 Preliminary Budget; **NOW**

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

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

**SECTION 1.** The 2023 Tentative Budget, with the changes made by the Town Board during the various workshops incorporated therein, is hereby established as the 2023 Preliminary Budget. The 2023 Preliminary Budget shall be made available for public inspection in both the office of the town clerk, Monday through Friday, exclusive of holidays, between the hours of 8:00 a.m. and 4:00 p.m. and through the Town of Rotterdam website, [www.rotterdamny.org](http://www.rotterdamny.org), around the clock;

**SECTION 2.** The Town Board hereby calls for a public hearing to be held on the 2023 Preliminary Budget as set forth in the form of notice set forth below. The Town Clerk of the Town of Rotterdam is hereby directed post a copy of the notice on the signboard of the town, maintained pursuant to subdivision 6 of section 30 of the Town Law of the State of New York, and to publish in the official newspaper of the Town of Rotterdam not less than five (5) 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:** 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 on Thursday, November 9, 2022, at 7:00 p.m. for the following purpose:

To hear comments by the public both in favor and against the Town Board's 2023 Preliminary Budget as compiled and both for and against any item(s) contained therein. The Town Board's 2023 Preliminary Budget shall be available for public inspection in the office of the town clerk, Monday through Friday, from 8:00 a.m. through 4:00 p.m.

In 2023, the proposed salary of each Town Board member shall be ten thousand and 00/100 dollars (\$10,000.00), the proposed salary of the Town Supervisor shall be thirteen thousand and 00/100 dollars (\$13,000.00), the proposed stipend of the Deputy Supervisor shall be three thousand and 00/100 dollars (\$3,000.00), the proposed salary of the Superintendent of Highways shall be seventy thousand nine hundred sixty three and 00/100(\$70,963.00), the proposed salary of the Town Clerk shall be fifty nine thousand, four hundred thirty eight and 00/100 dollars (\$59,438.00) and the proposed salary for the Receiver of Taxes shall be fifty nine thousand, four hundred thirty eight and 00/100 dollars (\$59,438.00).

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

**DATED:** October 26, 2022

**Daily Gazette:** Please publish once on October 29, 2022

**Town Clerk**

**Post**

**DATED:** October 26, 2022

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
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 October 26, 2022, 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 October 28, 2022.

*Diane M. Marco*

Diane M. Marco, Town Clerk





## RESOLUTION NO. 289.22

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

### CALL FOR BIDS FOR VEHICLE REPAIR AND MAINTENANCE SERVICES

**THEREFORE, UPON MOTION OF** Councilmember **MILLER-HERRERA**,  
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 Supervisor to call for bids for Vehicle Repair and Maintenance Services.

**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:** Sealed bids for the furnishing of all labor and material necessary for the *Vehicle Repair and Maintenance Services* can be submitted electronically or be received in person by the Town of Rotterdam Town Clerk, at 1100 Sunrise Boulevard, Rotterdam, New York 12306 until 10:30 a.m. local time on Monday November 14, 2022, at which time and place they will be publicly opened and read aloud. 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:

### VEHICLE REPAIR AND MAINTENANCE SERVICES

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 10:30 A.M., MONDAY, NOVEMBER 14, 2022**

The town board reserves the right to 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:** October 26, 2022

**BidNet:** Please publish on October 28, 2022

**Daily Gazette:** Please publish once on October 29, 2022

**Town Clerk Post**

**DATED:** October 26, 2022

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 October 26, 2022, 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 October 28, 2022.

*Diane M. Marco*

Diane M. Marco, Town Clerk



## RESOLUTION NO. 290.22

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

### CALL FOR BIDS FOR CAR WASH SERVICES

**THEREFORE, UPON MOTION OF** Councilmember **MILLER-HERRERA**,  
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 Car Wash Services.

**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:** Sealed bids for the furnishing of all labor and material necessary for the *Car Wash Services* can be submitted electronically or be received in person by the Town of Rotterdam Town Clerk, at 1100 Sunrise Boulevard, Rotterdam, New York 12306 until 10:45 a.m. local time on Monday November 14, 2022, at which time and place they will be publicly opened and read aloud. 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:

### CAR WASH SERVICES

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 10:45 A.M., MONDAY, NOVEMBER 14, 2022**

The town board reserves the right to 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:** October 26, 2022

**BidNet:** Please publish on October 28, 2022

**Daily Gazette:** Please publish once on October 29, 2022

**Town Clerk Post**

**DATED:** October 26, 2022

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 October 26, 2022, 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 October 28, 2022.

*Diane M. Marco*

Diane M. Marco, Town Clerk



## RESOLUTION NO. 291.22

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

### CALL FOR BIDS ON DRY CLEANING SERVICES

**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 authorizes the Supervisor to call for bids for Dry Cleaning Services.

**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:** Sealed bids for the furnishing of all labor and material necessary for the *Dry-Cleaning Services* can be submitted electronically or be received in person by the Town of Rotterdam Town Clerk, at 1100 Sunrise Boulevard, Rotterdam, New York 12306 until 11:00 a.m. local time on Monday November 14, 2022, at which time and place they will be publicly opened and read aloud. 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:

### DRY CLEANING SERVICES

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., MONDAY, NOVEMBER 14, 2022**

The town board reserves the right to 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:** October 26, 2022

**BidNet:** Please publish on October 28, 2022

**Daily Gazette:** Please publish once on October 29, 2022

**Town Clerk Post**

**DATED:** October 26, 2022

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 October 26, 2022, 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 October 28, 2022.

*Diane M. Marco*

Diane M. Marco, Town Clerk



**RESOLUTION NO. 292.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

**AUTHORIZE STIPULATION OF SETTLEMENT WITH  
CROSTOWN PLAZA SC, LP**

**WHEREAS**, the Town of Rotterdam has litigated this Article 7 Real Property Tax Certiorari proceeding with Crosstown Plaza SC, LP, regarding real property taxes upon premises located at Watt St. known as Tax Map No. 59.8-1-21 for the 2021 and 2022 assessment roll; and

**WHEREAS**, the Town's tax certiorari counsel, the attorney for the Petitioner, and the Town Assessor have conferenced this matter and agreed, subject to Board approval, to resolve the pending tax certiorari matters by leaving the 2021 and 2022 assessments as originally assessed and reducing 2023 assessment by \$520,000, with RPTL 727 to apply for the following three years; and

**WHEREAS**, it is deemed in the Towns best interest to settle the case for the above stated amount; NOW

**THEREFORE, UPON MOTION OF** Councilmember **CHRISTOU**, 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 Beebe Law Firm, LLC to enter into a stipulation of settlement on behalf of the Town of Rotterdam, in the matter of Crosstown Plaza SC, LP v. Town of Rotterdam, et al., Index Numbers 2022-1118 and 2021-1550, Article 7 Real Property Tax Certiorari proceedings for the tax years 2021 and 2022 and to reduce the 2023 assessment by \$520,000.00.

**SECTION 2.** This resolution shall become effective October 26, 2022.

**DATED:** October 26, 2022

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
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 October 26, 2022, 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 October 28, 2022.

*Diane M. Marco*

\_\_\_\_\_  
Diane M. Marco, Town Clerk







**Social Media/Live Stream Administrator**

Megan Griffin Annual Stipend \$2,000

**Storm Water Officer**

Ryan Coulter Annual Stipend \$3,500

**Storm Water Manager – Part-Time**

Mary Barrie Hourly Rate \$25.00

**Water Treatment Plant Operator (1<sup>st</sup> on call)**

Ian Bonthron Hourly Rate \$35.00

**Water Treatment Plant Operator (2<sup>nd</sup> on call)**

Clark Collins Hourly Rate \$35.00

**Building Inspector – Part Time**

Lloyd Denny Hourly Rate \$40.00  
(2 days per week, 23 weeks maximum, not to exceed \$17,000 annually)

**CDL Trainer**

Steve Skoda Annual Stipend \$1,000

**Bingo Inspector**

William Purcell Hourly Rate \$15.00

**SECTION 2.** This resolution shall become effective October 26, 2022

**DATED:** October 26, 2022

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
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 October 26, 2022, 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 October 28, 2022.

*Diane M. Marco*

Diane M. Marco, Town Clerk



**RESOLUTION NO. 294.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

**ESTABLISHING WATER/SEWER RENTS AND CONTRACT ASSESSMENTS FOR THE YEAR 2022 FOR THE WATER/SEWER DISTRICTS**

**THEREFORE, UPON MOTION** of Councilmember **DODSON**, seconded by Councilmember **MASTROIANNI**,  
**BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:**

**SECTION 1.** That water/sewer rents and contract assessments for the year 2022 for the water/sewer districts of the Town of Rotterdam hereinafter set forth, be and they hereby are established and that the Receiver of Taxes and Assessments, is hereby directed to receive and collect from the several persons named on the water rent roll, the several sums mentioned in the last column thereof opposite their respective name on or after June 1 through July 31, 2022. All charges unpaid by July 31, 2022 will be placed on Town Tax Rolls with additional penalties and collected in the same manner as other Town taxes:

<u>TOTALS FOR 2022</u>	
<u>WATER/SEWER COLLECTION</u>	
<u>Water District 3&amp;4</u>	
\$668.87 per unit	<b>Total Collected</b> \$264,203.65
<u>Water District 5</u>	
\$157.89 per unit	<b>Total Collected</b> \$1,758,630.61
<u>Sewer</u>	
Sewer 2 \$384.95 per unit	
Sewer 3 \$236.26 per unit	
Sewer 4 \$466.67 per unit	
Sewer 6 \$735.99 per unit	
Sewer 7 \$ 85.78 per unit	
	<b>Total Collected</b> \$1,304,537.42
<b>GRAND TOTAL COLLECTED: \$3,327,371.68</b>	

**SECTION 2.** This resolution shall become effective October 26, 2022.

**DATED:** October 26, 2022

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
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 October 26, 2022, 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 October 28, 2022.

*Diane M. Marco*

\_\_\_\_\_  
Diane M. Marco, Town Clerk



**RESOLUTION NO. 295.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

**TO ENACT INTRODUCTORY LOCAL LAW NO. 8 OF 2022**

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

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

**SECTION 1.** The Town Board hereby enacts Introductory Local Law No. 8 of 2022.

**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 October 26, 2022.

**DATED:** October 26, 2022

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 October 26, 2022, 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 October 28, 2022.

*Diane M. Marco*

Diane M. Marco, Town Clerk



**RESOLUTION NO. 296.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

**TO AUTHORIZE A YEARLY SERVICE AGREEMENT WITH TRANE U.S. INC. FOR HEATING AND COOLING SYSTEM**

**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 TRANE U.S. Inc., located at 301 Old Niskayuna Road, Suite 1, Latham New York 12110, for a yearly service contract at 1100 Sunrise Blvd, Schenectady New York, 12306, in the amount not to exceed \$2,942.00 per calendar year for heating and cooling system inspections and maintenances.

**SECTION 2.** This resolution shall become effective October 26, 2022.

**DATED:** October 26, 2022

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
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 October 26, 2022, 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 October 28, 2022.



*Diane M. Marco*

\_\_\_\_\_  
Diane M. Marco, Town Clerk

**RESOLUTION NO. 297.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

**TO AUTHORIZE AN AGREEMENT WITH TRANE U.S. INC FOR UPGRADES TO HEATING AND COOLING SYSTEM**

**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 Supervisor to negotiate and execute an agreement with TRANE U.S. Inc., located at 301 Old Niskayuna Road, Suite 1, Latham New York 12110, for upgrades to the heating and cooling system at 1100 Sunrise Blvd Schenectady New York 12306, in the amount not to exceed \$23,100.00.

**SECTION 2.** This resolution shall become effective October 26, 2022.

**DATED:** October 26, 2022

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 October 26, 2022, 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 October 28, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk



**RESOLUTION NO. 298.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

**POLICY TO PROHIBIT CELLULAR EQUIPMENT TO BE MOUNTED ON THE ROOF/DOME OF WATER STORAGE TANKS**

**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 a policy that prohibits cellular equipment to be mounted on the roof/dome of water storage tanks and incorporation of this provision in renewal lease agreements with cellular carriers.

**SECTION 2.** This resolution shall become effective October 26, 2022.

**DATED:** October 26, 2022

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 October 26, 2022, 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 October 28, 2022.



*Diane M. Marco*

---

**RESOLUTION NO. 299.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

**TO APPROVE BUDGET TRANSFERS TO THE 2022 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 2022 are hereby audited and approved:

<i>Fund</i>	<i>Account No.</i>	<i>Title</i>	<i>Amount</i>
General	A1220 2000	FROM: Equipment	-500.00
General	A1220 4100	INTO: Office Supplies	+500.00
General	A3120 4302	FROM: Patrol Vehicle Gas	-26,946.74
General	A3310 4302	FROM: Traffic Control Gas	-898.67
General	A3620 4302	FROM: Safety Insp Gas	-1,199.57
General	A7110 4302	FROM: Parks Gas	-2,657.19
General	A3410 4302	FROM: Fire Fight Gas	-3,744.06
General	A5132 4304	INTO: Central Gas Expenditure	+35,446.23
General	A8189 4302	FROM: Landfill Gas	-2,059.44
General	A3410 4302	FROM: Fire Fight Gas	-2,267.84
Highway	DA5148 4304	INTO: Central Diesel Expenditure	+4,327.28
Highway	DA5110 4304	FROM: Fuel General Repair	-5,405.89
Highway	DA5140 4304	FROM: Fuel Brush & Weed	-1,406.37
General	A5132 4304	INTO: Central Gas Expenditure	+6,812.26
Highway	DA5110 4304	FROM: Fuel General Repair	-17,030.31
Highway	DA5140 4304	FROM: Fuel & Brush Weed	-6,589.39
Highway	DA5148 4304	INTO: Central Diesel Expenditure	+23,619.70
W5	W58340 4302	FROM: W5 Gas Oil Lube	-2,358.71
General	A5132 4304	INTO: Central Gas Expenditure	+2,358.71
W5	W58340 4302	FROM: W5 Gas Oil Lube	-394.27
Highway	DA5148 4304	INTO: Central Diesel Expenditure	+394.27
S2	S28120 4302	FROM: S2 Gas Oil Lube	-1,867.25
General	A5132 4304	INTO: Central Gas Expenditure	+1,867.25

S2	S28120 4302	FROM:	S2 Gas Oil Lube	-426.96
Highway	DA5148 4304	INTO:	Central Diesel Expenditure	+426.96

**SECTION 2.** This resolution shall become effective October 26, 2022

**DATED:** October 26, 2022

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 October 26, 2022, 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 October 28, 2022.



*Diane M. Marco*

---

Diane M. Marco, Town Clerk

## **RESOLUTION NO. 300.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

### **TO AUTHORIZE SETTLEMENT OF CLAIMS BY AND AGAINST VIA PORT NEW YORK, LLC**

**WHEREAS**, by Resolution 214.21 adopted on August 11, 2021, the Town Board voted in favor of authorizing the then-Town Supervisor to enter into a lease agreement with ViaPort Rotterdam, located at 93 West Campbell Road, 12306, for the lease of office space; and

**WHEREAS**, on or about November 2, 2021, the then-Town Supervisor executed a certain Lease Agreement for Office Space at 93 West Campbell Road by and between Via Port New York, LLC and the Town of Rotterdam (hereinafter, the "Lease Agreement"); and

**WHEREAS**, the Lease Agreement provided that "Tenant [the Town of Rotterdam] has deposited with Landlord, as security for Tenant's compliance with this lease, the Security in an amount of \$1,000,000, which shall be used to secure Tenant's obligations under the lease, but may also be applied by Landlord toward the payment of any amounts for any work detailed in Exhibit B, 'Landlord's Work' [relating to renovating the premises for use as town office and related space]"; and

**WHEREAS**, on or about December 6, 2021, the Town of Rotterdam deposited such \$1,000,000 with the Landlord as a security deposit; and

**WHEREAS**, by Resolution No. 237.22 adopted on August 3, 2022, the Town Board found and determined that the Lease Agreement and deposit of funds as security thereunder were not properly authorized and accordingly deemed the subject Lease Agreement jurisdictionally defective, void ab initio and unenforceable; and

**WHEREAS**, on August 4, 2022, and pursuant to the authority and direction of Resolution No. 237.22, written demand was made to Via Port, through its counsel, for return of the Town funds that had been deposited as security under the Lease Agreement; and

**WHEREAS**, on September 30, 2022, Via Port, through its counsel, notified counsel for the Town that Via Port viewed Resolution 237.22 as constituting a default of the Town's obligations under the Lease Agreement, setting forth that the terms of the Lease Agreement provided a remedy for such alleged default in the form of payment of a lump sum amount equal to the Base Rent and Additional Rent which would have been payable thereunder by the Town (had the Lease Agreement not been terminated) for the full lease term of 10 years; and

**WHEREAS**, the Town Board views the letter dated September 30, 2022 as a demand for payment and claim for damages made on behalf of Via Port for what it claims was a default under the Lease Agreement; and

**WHEREAS**, the Town disagrees with any claim that Resolution 237.22 constitutes a default by the Town and continues to believe and assert that Resolution 237.22 was not only proper, but was required, under the circumstances; and

**WHEREAS**, notwithstanding the Town's disagreement with any claim that Resolution 237.22 constitutes a default by the Town, the reality is that there exists a legitimate, credible dispute between the parties relating to the enforceability and validity of the Lease Agreement and the parties' respective obligations with respect thereto, including with respect to both the \$1,000,000 security deposit and the rent and other purported obligations under such Lease Agreement; and

**WHEREAS**, in the absence of a negotiated resolution, such dispute would be resolvable through litigation commenced by one party against the other, which litigation would likely include both claims and counterclaims by and between the Town and Via Port; and

**WHEREAS**, such litigation would be costly and time-consuming and would include substantial risk exposure to the Town; and

**WHEREAS**, following negotiation between the Town and Via Port, Via Port has offered to resolve the dispute on the following general terms and conditions, all as more specifically set forth in a certain Settlement Agreement: Via Port to return the \$1,000,000 security deposit, in full, and without any set-off or deduction, by wire transfer to the Town; and Via Port to fully release and covenant not to sue the Town for any claim or demand relating in any way to the Lease Agreement, in exchange for payment by the Town of the negotiated sum of \$243,750 to Via Port, which amount constitutes a fraction of the total Base Rent and Additional Rent that would have been due during the entire 10 year term provided for under the Lease Agreement, and which amount would not be paid until Via Port completes the wire transfer of the security deposit funds; and

**WHEREAS**, rather than engage in the uncertain, costly, time-consuming, and damaging process of litigation, and in the exercise of its reasoned judgment with the goal of properly and prudently managing town resources, funds, and risk exposure, the Town Board desires to resolve this dispute with Via Port concerning the Lease Agreement and the actions taken in regard thereto on the terms and conditions set forth in the proposed Settlement Agreement;

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

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

**SECTION 1.** The Town Board hereby authorizes the Supervisor to execute and deliver the proposed Settlement Agreement with ViaPort New York, LLC referenced in the foregoing “Whereas” clauses, and to take such other and further actions and to execute and deliver such other further documents and instruments as may be reasonably necessary to comply therewith and to effectuate the terms thereof.

**SECTION 2.** This resolution shall become effective October 26, 2022.

**DATED:** October 26, 2022

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 October 26, 2022, 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 October 28, 2022.



*Diane M. Marco*

Diane M. Marco, Town Clerk

**RESOLUTION NO. 301.22**

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, October 26, 2022, at 7:00 p.m., the following resolution was duly adopted:

**TO RECOGNIZE THE INTRODUCTION OF INTRODUCTORY LOCAL LAW NO. 9 OF 2022 AND AUTHORIZING COMMENCEMENT OF THE REVIEW AND ADOPTION PROCESS**

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

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

**SECTION 1.** The Town Board recognizes the introduction of Introductory Local Law No. 9 of 2022, which would designate zoning districts in which adult-use cannabis retail dispensaries and adult-use on-site consumption facilities would be permissible and would regulate same.

**SECTION 2.** The Town Board hereby determines that the proposed enactment of Local Law No. 9 of 2022 is a Type I action under the State Environmental Quality Review Act pursuant to 6 NYCRR § 617.4 (b) (2), that there are no other involved agencies (as that term is defined under the SEQRA regulations) other than the Town Board, and therefore establishes itself as lead agency for purposes of conducting the SEQRA review.

**SECTION 3.** The Town Board hereby authorizes the Town Senior Planner to prepare, file, publish, and distribute all documents necessary to comply with 6 NYCRR Part 617 (SEQRA).

**SECTION 4.** The Town Board hereby authorizes and directs the Town Senior Planner to refer Introductory Local Law No. 9 of 2022 to the Planning Commission of the Town of Rotterdam for report and recommendation thereon.

**SECTION 5.** The Town Board hereby authorizes and directs the Town Senior Planner to refer Introductory Local Law No. 9 of 2022 to the Schenectady County Department of Economic Development & Planning pursuant to N.Y. General Municipal Law § 239-m and to circulate such other notices as may be required by law.

**SECTION 6.** The Town Clerk 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 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 14th day of December, 2022 for the following purpose:

For receipt of comment on the potential enactment of Introductory Local Law No. 9 of 2022 to amend Chapter 270 of the Town Code of the Town of Rotterdam, Zoning, relating to designating zoning districts in which adult-use cannabis retail dispensaries and adult-use cannabis on-site consumption facilities shall be permissible and adopting regulations for such uses.

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

DATED: October 26, 2022

Daily Gazette: Please publish once on December 1, 2022

Town Clerk

Post

**SECTION 7.** This resolution shall become effective October 26, 2022.

**DATED:** October 26, 2022

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 October 26, 2022, 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 October 28, 2022.



*Diane M. Marco*

---

Diane M. Marco, Town Clerk

Type text here