

# TOWN OF ROTTERDAM

DIANE M. MARCO

Town Clerk

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John F. Kirvin Government Center \* 1100 Sunrise Boulevard \* Rotterdam, NY 12306  
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December 22, 2025

Certified Resolutions: #381.25 -#389.25 for the year 2025 was duly adopted at the Special Town Board Meeting held at the J.F. Kirvin Government Center, 1100 Sunrise Boulevard Rotterdam, New York, 12306 that was held Wednesday, December 17, 2025. The Town Board agenda meeting started at approximately 6:32p.m. The agenda meeting was adjourned at approximately 6:36 p.m. All agreed to adjourn the agenda meeting. Motion #31 was made by Councilmember Mastroianni and seconded by Councilmember Gallucci. Motion #32 was made by Councilmember Mastroianni and seconded by Councilmember Gallucci. The Town Board Special meeting began at approximately 7:00 p.m. The Town Board Meeting was adjourned at approximately 9:17 p.m. by Councilmember Dodson and seconded by Councilmember Mastroianni. All agreed to adjourn the Town Board Meeting.

All Councilmembers were present

*Diane M. Marco*

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Diane M. Marco, Town Clerk

# **SPECIAL MEETING OF THE ROTTERDAM TOWN BOARD**

December 17, 2025

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**

1. To recognize the introduction of Introductory Local Law No. \_\_ of 2025; To adopt a new Article of Chapter 270, Zoning, of the Town Code, relating to "Battery Energy Storage Systems". Pg. 3 **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 order of their signing in. People 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. People 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 given a maximum of four (4) minutes to address the Town Board.

## **INTRODUCTION OF MOTIONS, ORDERS AND RESOLUTIONS:**

### **MOTIONS**

**31.25** I make a motion to add Resolution #388.25 to the agenda.

**32.25** I am making a motion to add Resolution #389.25 to the agenda.

### **RESOLUTIONS**

**381.25** Accepting Town Board Meeting Minutes. Pg. 34

**382.25** To appoint Paul Dennis to the position of Water Treatment Plant Operator Trainee. Pg. 88

**383.25** Resolution adopting Local Law No. 10 of 2025 to adopt new article of Chapter 270, Zoning, of the Town Code, relating to “Battery Energy Storage Systems”. Pg. 95

**384.25** To authorize the Supervisor to negotiate and execute a Memorandum of Agreement with the Town of Guilderland for the sale of water. Pg. 190

**385.25** To appoint Patrick Reedy to the position of Park Attendant. Pg. 196

**386.25** To Negotiate and Execute an agreement with Brad Canning. Pg. 203

**387.25** To negotiate and execute an agreement with FCM Engineering PLLC for the preparation of a grant funding application to the Transportation Alternatives Program (tap) Project. Pg. 206

**388.25** A resolution asserting home rule authority to protect access to natural gas in new construction and opposing New York state’s all-electric buildings act.

**389.25** A resolution renaming Bernard Street to John Michael Grassia Way.

### **LIAISON REPORTS**

### **MISCELLANEOUS**

### **ADJOURNMENT**

**Mollie A. Collins, Supervisor**

At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following Motion was duly adopted:

**MOTION 31.25**

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

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

**SECTION 1.** I make a motion to add Resolution#388.25 to the agenda.

**DATED:** December 17, 2025

NAME	AYES	NOES	ABSTAIN
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag	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 to add Resolution #388.25 to the agenda by the Town Board of the Town of Rotterdam on December 17, 2025 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

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



At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following Motion was duly adopted:

**MOTION 32.25**

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

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

**SECTION 1.** I make a motion to add Resolution#389.25 to the agenda.

**DATED:** December 17, 2025

NAME	AYES	NOES	ABSTAIN
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag	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 to add Resolution #389.25 to the agenda by the Town Board of the Town of Rotterdam on December 17, 2025 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

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



At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 381.25**

**ACCEPTING TOWN BOARD MEETING MINUTES**

**THEREFORE, UPON MOTION OF** Councilmember **DODSON** seconded by Councilmember **GALLUCCI, 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 December 10, 2025, Town Board meeting as attached.

**SECTION 2.** This resolution shall become effective December 17, 2025.

**DATED:** December 17, 2025

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Dodson	<b>X</b>		
Mastroianni	<b>X</b>		
Gallucci	<b>X</b>		
Schlag	<b>X</b>		
Collins	<b>X</b>		

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 Special Town Board Meeting of the Town of Rotterdam on December 17, 2025, 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

*Diane M. Marco*

Diane M. Marco, Town Clerk



At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 382.25**

**TO APPOINT PAUL DENNIS TO THE POSITION OF WATER TREATMENT PLANT OPERATOR TRAINEE**

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

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

**SECTION 1.** Paul Dennis, of Schenectady, New York 12306, is hereby appointed to the position of Water Treatment Plant Operator Trainee, provisionally, full-time, with full employee benefits, and subject to pre-employment background checks, at an annual salary of fifty-six thousand two hundred sixty-seven and 73/100 (\$56,267.73) dollars, commencing December 29, 2025.

**SECTION 2.** This resolution shall be effective December 17, 2025.

**DATED:** December 17, 2025

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag	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 Special Town Board Meeting of the Town of Rotterdam on December 17, 2025, 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

*Diane M. Marco*

Diane M. Marco, Town Clerk



At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 383.25**

**RESOLUTION ADOPTING LOCAL LAW NO. 10 OF 2025 TO ADOPT NEW ARTICLE OF CHAPTER 270, ZONING, OF THE TOWN CODE, RELATING TO “BATTERY ENERGY STORAGE SYSTEMS”**

**WHEREAS**, the Town Board previously recognized the introduction of Introductory Local Law No. \_\_\_ of 2025, proposing to adopt a new Article of Chapter 270 of the Town Code entitled “Battery Energy Storage Systems,” and duly scheduled a public hearing thereon; and

**WHEREAS**, a public hearing on said Introductory Local Law was duly held on December 10, and 17, 2025, at which all interested persons were given an opportunity to be heard; and

**WHEREAS**, the Town Board has reviewed the proposed local law, the record of the public hearing, and the recommendations of Town staff and consultants; and

**WHEREAS**, the Town Board, hereby establishes itself as Lead Agency under the State Environmental Quality Review Act (“SEQRA”), and has completed its environmental review, including preparation of the required Long Environmental Assessment Form (LEAF), and has determined that adoption of the Local Law constitutes a Type I Action; and

**WHEREAS**, upon review of the SEQRA record, the Town Board determines that adoption of the Local Law will not result in any significant adverse environmental impacts, and therefore a Negative Declaration has been prepared and dated December 17<sup>th</sup> and is appropriate; NOW

**THEREFORE, UPON MOTION OF** Councilmember **GALLUCCI**, 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 SEQRA Negative Declaration for Introductory Local Law No.10 of 2025 and authorizes and directs the Town Supervisor to sign the same.

**SECTION 2.** The Town Board of the Town of Rotterdam hereby enacts Local Law No. 10 of 2025, entitled “Battery Energy Storage Systems,” which adds a new Article to Chapter 270 of the Town Code to regulate the siting, design, installation, operation, and decommissioning of Battery Energy Storage Systems within the Town of Rotterdam.

**SECTION 3.** The Town Clerk is hereby authorized and directed to file the Local Law with the New York State Department of State and update the Town Code accordingly upon receipt of acceptance from the Department of State; and

**SECTION 4.** This Resolution shall take effect immediately and the Local Law shall take effect upon filing with the Secretary of State.

**DATED:** December 17, 2025

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag		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 Special Town Board Meeting of the Town of Rotterdam on December 17, 2025, 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

*Diane M. Marco*

Diane M. Marco, Town Clerk



At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 384.25**

**TO AUTHORIZE THE SUPERVISOR TO NEGOTIATE AND EXECUTE A MEMORANDUM OF AGREEMENT WITH THE TOWN OF GUILDERLAND FOR THE SALE OF WATER**

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

**SECTION 1.** The Town Board of the Town of Rotterdam hereby authorizes the Supervisor to negotiate and execute a Memorandum of Agreement between the Town of Rotterdam and the Town of Guilderland for the sale of water for a five (5) year term of 2025 – 2029.

**SECTION 2.** This resolution shall become effective December 17, 2025.

**DATED:** December 17, 2025

NAME	AYES	NOES	ABSTAIN
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag	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 Special Town Board Meeting of the Town of Rotterdam on December 17, 2025, 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

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



At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 385.25**

**TO APPOINT PATRICK REEDY TO THE POSITION OF PARK ATTENDANT**

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

**SECTION 1.** Patrick Reedy, of Glenville, New York 12302, is hereby appointed to the position of Park Attendant, probationary, full-time, with full employee benefits, and subject to pre-employment background checks, at an annual salary of fifty thousand nine hundred forty eight and 29/100 (\$50,948.29) dollars, commencing December 29, 2025.

**SECTION 2.** This resolution shall be effective December 17, 2025.

**DATED:** December 17, 2025

NAME	AYES	NOES	ABSTAIN
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag	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 Special Town Board Meeting of the Town of Rotterdam on December 17, 2025, 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

*Diane M. Marco*  
Diane M. Marco, Town Clerk



At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 386.25**

**TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH BRAD CANNING**

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

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

**SECTION 1.** The Town Board of the Town of Rotterdam hereby authorizes the Supervisor to negotiate and execute an agreement with Brad Canning to provide assistance to the Town by generating the 2026 Town and County Tax Roll, in the amount not to exceed four thousand and 00/100 (\$4,000.00) dollars.

**SECTION 2.** This resolution shall become effective December 17, 2025.

**DATED:** December 17, 2025

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag	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 Special Town Board Meeting of the Town of Rotterdam on December 17, 2025, 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

*Diane M. Marco*

Diane M. Marco, Town Clerk



At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 387.25**

**TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH FCM ENGINEERING PLLC FOR THE PREPARATION OF A GRANT FUNDING APPLICATION TO THE TRANSPORTATION ALTERNATIVES PROGRAM (TAP) PROJECT**

**WHEREAS**, the Town of Rotterdam is seeking to apply for grant funding from the New York State Department of Transportation (NYSDOT) Transportation Alternatives Program (TAP), program which provides funding for community-centered transportation projects that enhance mobility, safety, and environmental sustainability; and

**WHEREAS**, part of the recently completed Curry Road and Guilderland Avenue Multi-Modal Study, several project components were identified as eligible for TAP funding within the study area; **NOW**

**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 preparation and submittal of a TAP Grant Application for the Town of Rotterdam and authorizes payment to FCM Engineering in an amount not to exceed \$5,550.

**SECTION 2.** The Town Supervisor and/or the Town Senior Planner are hereby authorized to execute all documents related to the submittal of this grant application.

**SECTION 3.** This resolution shall become effective December 17, 2025.

**DATED:** December 17, 2025

<b>NAME</b>	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag	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 Special Town Board Meeting of the Town of Rotterdam on December 17, 2025, 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

*Diane M. Marco*

Diane M. Marco, Town Clerk



At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 388.25**

**A RESOLUTION ASSERTING HOME RULE AUTHORITY TO PROTECT ACCESS TO  
NATURAL GAS IN NEW CONSTRUCTION AND OPPOSING NEW YORK STATE'S  
ALL-ELECTRIC BUILDINGS ACT**

**WHEREAS**, affordable, reliable, and diverse energy sources are essential to the health, safety, economic prosperity, and quality of life for residents, businesses, and communities in the Town of Rotterdam; and

**WHEREAS**, natural gas remains a dependable, cost-effective, and clean-burning energy source used by many Town residents and builders for heating, cooking, hot water, and other essential needs, particularly in the Capital Region where electric alternatives may impose higher costs and strain grid reliability during harsh winters; and

**WHEREAS**, in 2019, New York State enacted the Climate Leadership and Community Protection Act (CLCPA), which mandates aggressive emissions reductions and has served as the foundation for energy restrictions, including efforts to phase out natural gas in new construction; and

**WHEREAS**, building on the CLCPA, the New York State Legislature and Governor Kathy Hochul enacted the All-Electric Buildings Act as part of the 2023 state budget, which prohibits natural gas and other fossil fuel hookups in most new residential and commercial buildings seven stories or fewer effective December 31, 2025, and in all buildings effective January 1, 2029, thereby limiting consumer choice, increasing construction costs, and potentially hindering affordable housing development in the Town; and

**WHEREAS**, on November 13, 2025, implementation of the All-Electric Buildings Act was suspended pending appeals in a federal lawsuit brought by the National Association of Home Builders and the New York State Builders Association, highlighting ongoing legal challenges to the Act's constitutionality under federal law, including the Energy Policy and Conservation Act and the Commerce Clause; and

**WHEREAS**, these state mandates represent an overreach by the Executive Branch, infringing on local home rule authority granted under Article IX of the New York State Constitution and Sections 10-11 of the Municipal Home Rule Law, which empower towns to regulate matters of local concern such as zoning, land use, building construction, and utilities without undue state interference; and

**WHEREAS**, recent New York Court of Appeals rulings, including those upholding New York City’s Local Law 97, affirm that the CLCPA does not fully preempt local governments from enacting regulations related to building standards and greenhouse gas emissions, allowing towns like Rotterdam to protect local interests in energy reliability, affordability, and economic development; and

**WHEREAS**, the Town of Rotterdam finds that mandating all-electric buildings could exacerbate housing shortages, raise energy bills for low- and middle-income residents (with natural gas currently averaging lower costs than electric heating in the region), and disrupt local builders and utilities like National Grid, without adequate consideration of upstate New York’s unique climate and infrastructure needs; and

**WHEREAS**, other upstate municipalities, such as the Town of Cincinnatus in Cortland County, have adopted resolutions opposing state energy regulation overreach, demonstrating a growing coalition to preserve local control and consumer energy choices; and

**WHEREAS**, the Town of Rotterdam seeks to preserve an “all-of-the-above” energy strategy that includes natural gas as a viable option, ensuring builders and residents can incorporate it into new construction without unconstitutional state denial of that right; NOW

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

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

**SECTION 1.** The Town Board of the Town of Rotterdam hereby asserts its home rule authority under the New York State Constitution and Municipal Home Rule Law to regulate local building standards and utilities, and declares that the All-Electric Buildings Act constitutes unconstitutional overreach that conflicts with the Town’s right to promote affordable housing, economic growth, and energy diversity.

**SECTION 2.** The Town of Rotterdam opposes the All-Electric Buildings Act and any related executive actions or building code updates that would prohibit natural gas hookups in new construction within the Town, and affirms that builders and residents shall have the right to incorporate natural gas systems in new buildings, subject to local permitting and safety standards; and

**SECTION 3.** The Town Building Department is directed to continue issuing permits for natural gas installations in new construction during the current suspension of the state Act and beyond, unless otherwise required by a final court ruling, and to prioritize applications that promote energy choice and affordability; and

**SECTION 4.** The Town supports federal legislation such as the Energy Choice Act (H.R. 3699, S. 1945) introduced by Congressman Nick Langworthy and Senator Jim Justice, which would protect access to natural gas from state and local bans, and urges Congress to pass such measures; and

**SECTION 5.** The Town Clerk is directed to forward copies of this resolution to Governor Kathy Hochul, the New York State Legislature leadership, Assemblymember Angelo Santabarbara, Senator Pat Fahy, the New York State Department of State, the New York State Department of Environmental Conservation, the New York State Association of Towns, the National Association of Home Builders, the New York State Builders Association, and local media outlets for public awareness.

**SECTION 6.** This resolution shall become effective December 17, 2025.

**DATED:** December 17, 2025

NAME	AYES	NOES	ABSTAIN
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag	X		
Collins		X	

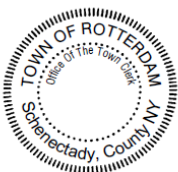
I, Diane M. Marco, Town Clerk of the Town of Rotterdam, Schenectady County, New York, **DO HEREBY CERTIFY** that the foregoing resolution was approved by the Special Town Board Meeting of the Town of Rotterdam on December 17, 2025, and that the foregoing resolution is a true and correct transcript of 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

*Diane M. Marco*

Diane M. Marco, Town Clerk



At the Special scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, December 17, 2025, at 7:00 p.m., the following resolution was duly adopted:

**RESOLUTION NO. 389.25**

**A RESOLUTION RENAMING BERNARD STREET TO JOHN MICHAEL GRASSIA WAY**

**WHEREAS**, Chapter 250 of the Code of the Town of Rotterdam establishes standards for street naming in order to support rapid 911 location by emergency responders, and to support postal and delivery accuracy (§250-1); and

**WHEREAS**, pursuant to §250-2(E)(2) the Town Board is the body which may initiate and adopt changes to existing street names; and

**WHEREAS**, the proposed street name “John Michael Grassia Way” complies with §250-2(C) (no directional terms) and the §250-2(D) requirement that street names be no more than twenty-eight (28) characters (proposed name is twenty-four (24) characters including spaces); and

**WHEREAS**, pursuant to §250-2(G), all proposed street name changes shall be forwarded to Schenectady County and the United States Postal Service (USPS) for review and comment, and a thirty (30) day comment period shall be allowed prior to adoption; NOW

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

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

**SECTION 1.** The Town Board of the Town of Rotterdam hereby renames “Bernard Street” to “John Michael Grassia Way” for the full length of Bernard Street from its intersection with Sunrise Blvd to its terminus at the new Court and Police Station, conditioned upon completion of the thirty (30) day comment period required by §250-2(G); and

**SECTION 2.** The Town Clerk shall immediately transmit the proposed name change to Schenectady County and the United States Postal Service and shall allow thirty (30) days for comment; and

**SECTION 3.** That upon close of the comment period and final adoption of this Resolution by the Town Board, the Town Clerk shall notify Schenectady County for inclusion in the Official Street Naming and Structure Numbering Index and Map pursuant to §250-2(H); and

**SECTION 4.** That the Department of Public Works is hereby authorized and directed to fabricate and install the appropriate signage for “John Michael Grassia Way” and appropriate Town departments shall coordinate notifications to residents, businesses, emergency services (E-911), USPS, utility providers and mapping/GIS services.

**SECTION 5.** This resolution shall become effective December 17, 2025.

**DATED:** December 17, 2025

NAME	AYES	NOES	ABSTAIN
Dodson	X		
Mastroianni	X		
Gallucci	X		
Schlag	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 Special Town Board Meeting of the Town of Rotterdam on December 17, 2025, 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 Special Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Rotterdam this December 22, 2025.

*Diane M. Marco*

Diane M. Marco, Town Clerk

