MEETING OF THE
ROTTERDAM TOWN BOARD

December 11, 2024
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
PUBLIC HEARING
PRESENTATIONS

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

449.24 Accepting Town Board meeting minutes. Pg. 5

450.24 To appoint a police officer. Pg. 34

451.24 To appoint a police sergeant. Pg. 40

452.24 To establish an advisory committee to study and make recommendations regarding the Town Supervisor position. Pg. 46

453.24 To accept revenue for Town Clerk's office for November 2024. Pg. 49

454.24 To negotiate and execute an agreement with EMTS NY LLC for the purchase of automated external defibrillators. Pg. 55

455.24 To approve budget transfers to the 2024 budget. Pg. 60

456.24 To authorize the purchase of one pickup truck for the Highway Department. Pg. 64

457.24 Authorize stipulation of settlement with BJ's Warehouse Club Inc. Pg. 80

458.24 Authorize stipulation of settlement with Columbia Altamont LLC. Pg. 86

459.24 To award bid for Rotterdam Police Department Car Wash Services. Pg. 92

460.24 To award bid for Rotterdam Police Department Uniform and Civilian Clothing Dry Cleaning. Pg. 102

461.24 To accept bid and award contract for Installation of New Fencing Off Kings Road. Pg. 112

462.24 To accept and award bid for Water District No. 5 Leak Detection Survey Phase 3, 4, & 5. Pg. 132

463.24 To reject all bids for Rotterdam Police Department Vehicle Maintenance and Repairs. Pg. 201

464.24 Request for bids for Rotterdam Police Department Vehicle Maintenance and Repairs. Pg. 203

465.24 Request for bids for Chlorine Gas. Pg. 221

466.24 Request for bids for Sodium Hexametaphosphate. Pg. 238

467.24 To declare police bicycles obsolete. Pg. 255

468.24 To establish the new job title of Stormwater Program Coordinator between the Town of Rotterdam and Schenectady County Civil Service. Pg. 258

469.24 Appointing Mary Barrie to the position of Stormwater Program Coordinator – Part Time. Pg. 268

470.24 To Declare Lead Agency for SEQR review on a Change of Zone for ±1.82 acres from Agricultural (A-1) to Two Family Residential (R-2) located along Fort Hunter Road and the terminus of Valentine Drive. Pg. 274

471.24 To call for a public hearing on the proposed Introductory Local Law __ of 2024; To amend Chapter 270, Zoning, of the Town Code, relating to a Change of Zone request on ±1.82 acres from Agricultural (A-1) to Two Family Residential (R-2) located along Fort Hunter Road and the terminus of Valentine Drive. Pg. 280

472.24 To Declare Lead Agency for SEQR review on a Change of Zone for ±3.07 acres from Agricultural (A-1) to General Business (B-2) located along Old Mariaville Road. Pg. 300

473.24 To call for a public hearing on the proposed Introductory Local Law __ of 2024; To amend Chapter 270, Zoning, of the Town Code, relating to a Change of Zone request on ±3.07 acres from Agricultural (A-1) to General Business (B-2) located along Old Mariaville Road. Pg. 317

474.24 To Declare Lead Agency for SEQR review on a Change of Zone for ±2.41 acres from Single Family Residential (R-1) to Multiple Family (R-3) located at 759 Peter Road. Pg. 330

475.24 To call for a public hearing on the proposed Introductory Local Law __ of 2024; To amend Chapter 270, Zoning, of the Town Code, relating to a Change of Zone Request on ±2.41 acres from Single Family Residential (R-1) to Multiple Family (R-3) located at 759 Peter Road. Pg. 336

476.24 To authorize property and casualty insurance renewal agreements for 2025. Pg. 361

477.24 To accept and award the proposal and agreement for the Natural Resources Inventory Project to Hudsonia Ltd. Pg. 404

478.24 To adopt a SEQR Negative Declaration on a Change of Zone application on ±17.3 acres from Agricultural (A-1) to General Business (B-2) located at 900 & 880 Duanesburg Road. Pg. 414

479.24 To Enact Local Law No. 24 of 2024; To amend Chapter 270, Zoning, of the Town Code, relating to a Change of Zone request on ±17.3 acres from Agricultural (A-1) to General Business (B-2) located at 900 & 880 Duanesburg Road. Pg. 589

480.24 To authorize the Supervisor to negotiate and execute an agreement with Buspatrol America LLC for implementation of the School Bus Stop Arm Enforcement Program. Pg. 627

481.24 To negotiate and execute an agreement with TLT Sealcoating, Inc. for paving. Pg. 669

482.24 To amend the 2025 Adopted Town Budget. Pg. 676

LIAISON REPORTS
MISCELLANEOUS
EXECUTIVE SESSION
ADJOURNMENT
Mollie A. Collins, Supervisor

RESOLUTION NO. 449.24

ACCEPTING TOWN BOARD MEETING MINUTES

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 Special Town Board Meeting of November 26, 2024, as attached.

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 4, 2024
TO**:** Mollie A. Collins, Supervisor

FROM: Diane M. Marco, Town Clerk

TITLE OF LEGISLATIVE REQUEST: To adopt meeting minutes for the Town Board Special Meeting of November 26, 2024.

TO BE PLACED ON TOWN BOARD AGENDA OF: December 11, 2024.

TO BE PLACED ON TOWN BOARD MEETING OF**:** December 11, 2024.

Background Information: Attached to adopt the Town Board Special Meeting of November 26, 2024.

Evaluation/Analysis: N/A

Recommendation(s): To place on Town Board agenda and Town Board meeting of December 11, 2024.

Attachment/Document(s): Attached

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WAS PREPARED BY: Town Clerk Diane M. Marco

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

December 2, 2024

Certified Resolutions: #436.24-#445.24 and #448.24 for the year 2024 were duly adopted. Resolutions #446.24 and #447.24 were tabled at the Town Board Special Meeting held at J.F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York, 12306 that was held Wednesday, November 26, 2024 at 7:00 p.m. The Town Board Agenda Meeting started at approximately 6:45 p.m. Motion #70.24 was made by Councilmember Dodson and seconded by Councilmember Gallucci. Motion #71.24 was made by Councilmember Dodson and seconded by Councilmember Gallucci. The Town Board Agenda Meeting was adjourned at approximately 6:51 p.m. All agreed to adjourn the Town Board Agenda. The Town Board Special Meeting started at approximately 7:00 p.m. The Town Board Special Meeting was adjourned at approximately7:10 p.m. by Councilmember Dodson and seconded by Councilmember Gallucci. All agreed to adjourn the Town Board Special Meeting.

Councilmembers Mastroianni and Schlag were absent

Diane M. Marco

Diane M. Marco, Town Clerk

SPECIAL MEETING OF THE ROTTERDAM TOWN BOARD

November 26, 2024
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
PUBLIC HEARING
PRESENTATIONS

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

MOTIONS

70.24 I make a motion to table Resolution 446.24.

71.24 I make a motion to table Resolution 447.24.

RESOLUTIONS

436.24 Accepting Town Board meeting minutes. Pg. 3

437.24 To authorize healthcare insurance contracts for 2025. Pg. 42

438.24 To enact Local Law No. 22 of 2024; To establish a six (6) month extension to Local Law 8 of 2023 and Local Law 5 of 2024 which established a six (6) month moratorium prohibiting battery energy storage system installations within the Town of Rotterdam. Pg. 55

439.24 To enact Local Law No. 23 of 2024; To establish a six (6) month extension to Local Law 9 of 2023 and Local Law 6 of 2024 which established a six (6) month moratorium prohibiting wind generation system installations within the Town of Rotterdam. Pg. 71

440.24 To declare equipment obsolete. Pg. 87

441.24 To authorize an agreement with Trane U.S. Inc. for the year 2025. Pg. 90

442.24 To authorize Change Order No. 1 with Phoenix Fence LLC for the fencing at Woestina Park Challengers Field. Pg. 110

443.24 To amend Resolution 296.21 relating to the use of ARPA funds. Pg. 113

444.24 To accept the Rotterdam Preserve Master Plan**.** Pg. 121

445.24 To authorize the Town Supervisor to execute the Memorandum of Agreement between the Town of Rotterdam and the Civil Service Employees' Association recognizing the new job title of Water and Sewer Maintenance Manager. Pg 142

446.24 To adopt a SEQR Negative Declaration on a Change of Zone application on ±17.3 acres from Agricultural (A-1) to General Business (B-2) located at 900 & 880 Duanesburg Road. Pg. 146 **TABLED**

447.24 To enact Local Law No. 24 of 2024; To amend Chapter 270, Zoning, of the Town Code, relating to a Change of Zone request on ±17.3 acres from Agricultural (A-1) to General Business (B-2) located at 900 & 880 Duanesburg Road. Pg. 313 **TABLED**

448.24 To authorize an agreement with Albany Tank Services Inc. Pg. 351

LIAISON REPORTS
MISCELLANEOUS
EXECUTIVE SESSION
ADJOURNMENT
Mollie A. Collins, Supervisor

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following motion passed:

MOTION 70.24

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. I make a motion to table Resolution #446.24.

SECTION 2. This motion shall become effective November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 November 26, 2024 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco
Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office of The Town Clerk
Schenectady, County, NY

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following motion passed:

MOTION 71.24

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. I make a motion to table Resolution #447.24.

SECTION 2. This motion shall become effective November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 November 26, 2024 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office of The Town Clerk
Schenectady, County, NY

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 436.24

ACCEPTING TOWN BOARD MEETING MINUTES

THEREFORE, UPON MOTION OF Councilmember **DODSON** seconded by Councilmember **GALLUCCI**,
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 Town Board Meeting of November 13, 2024, as attached.

SECTION 2. This resolution shall become effective November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office Of The Town Clerk
Schenectady, County N.Y.

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 437.24

TO AUTHORIZE HEALTHCARE INSURANCE CONTRACTS FOR 2025

THEREFORE, UPON MOTION OF Supervisor **COLLINS,** 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 execute healthcare insurance contracts with Capital District Physician Health Plan, Inc. (CDPHP), MVP Health Services Corp. (MVP), and Anthem for employee healthcare coverage in the year 2025.

SECTION 2. This resolution shall become effective November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office Of The Town Clerk
Schenectady, County NY

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 438.24

TO ENACT LOCAL LAW NO. 22 OF 2024; TO ESTABLISH A SIX (6) MONTH EXTENSION TO LOCAL LAW 8 OF 2023 AND LOCAL LAW 5 OF 2024 WHICH ESTABLISHED A SIX (6) MONTH MORATORIUM PROHIBITING BATTERY ENERGY STORAGE SYSTEM INSTALLATIONS WITHIN THE TOWN OF ROTTERDAM

WHEREAS, the Town of Rotterdam has tasked the Energy Advisory Committee to review, amend, and make recommendations to the Town Battery Energy Storage System code and local laws regulating the same; and

WHEREAS, the Energy Advisory Committee has focused primarily on reviewing, amending, and making recommendations regarding Solar Energy Installations, and

WHEREAS, upon the recommendation of the Energy Advisory Committee, and as the Town of Rotterdam is committed to protecting the health, safety, and well-being of its residents and First Responders through responsible siting, pre-incident planning and education, continuing education and training, adequate protection and equipment, and the implementation of best practices to reduce potential hazards; and

WHEREAS, a public hearing was held on October 9, 2024 at the John F. Kirvin Government Center, Town Hall, 100 Sunrise Boulevard, Rotterdam, New York 12306 at 7:00 PM for the following purpose: For the enactment of Introductory Local Law No. 22 of 2024 relating to an establishing an amendment and six (6) month extension of Local Law No. 8 2023 and local law 5 of 2024 which established a moratorium on Battery Energy Storage Systems; **NOW**

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board hereby enacts Introductory Local Law No. 22 of 2024.

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 November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office Of The Town Clerk
Schenectady, County NY

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 439.24

TO ENACT LOCAL LAW NO. 23 OF 2024; TO ESTABLISH A SIX (6) MONTH EXTENSION TO LOCAL LAW 9 OF 2023 AND LOCAL LAW 6 OF 2024 WHICH ESTABLISHED A SIX (6) MONTH MORATORIUM PROHIBITING WIND GENERATION SYSTEM INSTALLATIONS WITHIN THE TOWN OF ROTTERDAM

WHEREAS, the Town of Rotterdam has tasked the Energy Advisory Committee to review, amend, and make recommendations to the Town Wind Generation System code and local laws regulating the same; and

WHEREAS, the Energy Advisory Committee has focused primarily on reviewing, amending, and making recommendations regarding Solar Energy Installations, and

WHEREAS, upon the recommendation of the Energy Advisory Committee, and as the Town of Rotterdam is committed to protecting the health, safety, and well-being of its residents and First Responders through responsible siting, pre-incident planning and education, continuing education and training, adequate protection and equipment, and the implementation of best practices to reduce potential hazards; and

WHEREAS, a public hearing was held on October 9, 2024 at the John F. Kirvin Government Center, Town Hall, 100 Sunrise Boulevard, Rotterdam, New York 12306 at 7:00 PM for the following purpose: For the enactment of Introductory Local Law No. 23 of 2024 relating to an establishing an amendment and six (6) month extension of Local Law No. 9 2023 and local law 6 of 2024 which established a moratorium on Wind Generation Systems; **NOW**

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board hereby enacts Local Law No. 23 of 2024.

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 November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office Of The Town Clerk
Schenectady, County NY

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 440.24

TO DECLARE EQUIPMENT OBSOLETE

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board, of the Town of Rotterdam, on the advice and recommendation of the I.T. Department, hereby declares the following equipment obsolete and no longer needed by the Town and authorizes their proper disposal:

Laptop Computers-

- Dell P15F
- Dell P28G
- Dell PP36X (Qty: 2)
- Dell E5470
- Dell E5440 (Qty: 3)
- Dell Latitude 5400
- HP Probook 450

Desktop Computers-
Dell:

- Optiplex 3020 (Qty: 3)
- Optiplex 3050 (Qty: 2)
- Dell Precision 3620
- Optiplex 5070 (Qty: 2)
- Optiplex 3010
- Optiplex GX620

SECTION 2. This resolution shall become effective November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 441.24

TO AUTHORIZE AN AGREEMENT WITH TRANE U.S. INC. FOR THE YEAR 2025

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

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 ten thousand three hundred forty-five and 00/100 ($10,435.00) dollars for the 2025 calendar year, for heating and cooling system inspections and maintenances.

SECTION 2. This resolution shall become effective November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office Of The Town Clerk
Schenectady, County, N.Y.

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 442.24

TO AUTHORIZE CHANGE ORDER NO. 1 WITH PHOENIX FENCE LLC FOR THE FENCING AT WOESTINA PARK CHALLENGERS FIELD

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

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 Change Order No. 1 with Phoenix Fence LLC, located at 11071 Mariaville Road, Pattersonville, NY 12137, for the supply and installation of four additional 5' wide gates at the Woestina Park Challengers Field as described in the email dated 11/20/2024, in the amount not to exceed five hundred and 00/100 ($500.00) dollars.

SECTION 2. This resolution shall become effective November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office of the Town Clerk
Schenectady, County, NY

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 443.24

TO AMEND RESOLUTION 296.21 RELATING TO THE USE OF ARPA FUNDS

WHEREAS, by Resolution No. 369.23 adopted on December 13, 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 ($136,700.00) paid from the fund 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); and to fund the purchase of one Ford F-250 Pickup Truck for the Wastewater Treatment Plant paid from the fund lines S28130 2000 ($44,965.61) and S28120 2000 ($14,988.54) ($59,954.15); and to fund the Special Improvements Area Curry Road Sewer Improvement Project paid from the fund line H125 Capital Projects ($100,000.00); and to fund the Sartoli Avenue and Rome Avenue Drainage Improvements Project paid from the fund line H126 Capital Projects ($150,000.00); and to fund the repairs to the Route 5S Fire Hydrants paid from the fund line H132 - Route 5S Safety Improvements Capital Projects ($75,000.00); and to fund the purchase of Police Vehicles paid from the fund line A3120 2010 Patrol Vehicles ($175,000.00); and to fund the Salt Storage and Yard Waste Processing Facility project paid

from the fund line H107 Highway Salt Shed ($250,000.00), and to fund the Kiwanis International Park Waterfront Access Improvement Project paid from fund line H133 Kiwanis Boat Launch ($31,240.46); and

WHEREAS, the Town Board of the Town of Rotterdam desires to authorize designation of $12,516.73 of funds received pursuant to the American Rescue Plan Act (ARPA) to the Rotterdam Preserve Master Plan; **NOW**

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

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 ($136,700.00) paid from the fund 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); and to fund the purchase of one Ford F-250 Pickup Truck for the Wastewater Treatment Plant paid from the fund lines S28130 2000 ($44,965.61) and S28120 2000 ($14,988.54) ($59,954.15); and to fund the Special Improvements Area Curry Road Sewer Improvement Project paid from the fund line H125 Capital Projects ($100,000.00); and to fund the Sartoli Avenue and Rome Avenue Drainage Improvements Project paid from the fund line H126 Capital Projects ($150,000.00); and to fund the repairs to the Route 5S Fire

Hydrants paid from the fund line H132 - Route 5S Safety Improvements Capital Projects ($75,000.00); and to fund the purchase of Police Vehicles paid from the fund line A3120 2010 Patrol Vehicles ($175,000.00); and to fund the Salt Storage and Yard Waste Processing Facility project paid from the fund line H107 Highway Salt Shed ($250,000.00), and to fund the Kiwanis International Park Waterfront Access Improvement Project paid from fund line H133 Kiwanis Boat Launch ($31,240.46), and to fund the Senior Center Parking Lot Improvements Project paid from fund line A6772 2005 Equipment/Paving ($40,000.00); and to fund the Rotterdam Preserve Master Plan paid from the fund line A7110 4153 Parks Improvements ($12,516.73).

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 2024 are hereby audited and approved:

Fund	**Account No.**	**Title**		**Amount**
General	A 909	FROM:	Fund Balance	-$12,516.73
General	A7110 4153	INTO:	Parks Impvmts.	+$12,516.73

SECTION 3. This resolution shall become effective November 26, 2024.

DATED: November 26, 2024

NAME	**AYES**	**NOES**	**ABSTAIN**
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 444.24

TO ACCEPT THE ROTTERDAM PRESERVE MASTER PLAN

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby accepts the Rotterdam Preserve Master Plan, for the consideration of implementing a proposed passive recreational use trail system, to be executed in phases over time.

SECTION 2. This resolution shall become effective on November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office of the Town Clerk
Schenectady, County NY

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 445.24

TO AUTHORIZE THE TOWN SUPERVISOR TO EXECUTE THE MEMORANDUM OF AGREEMENT BETWEEN THE TOWN OF ROTTERDAM AND THE CIVIL SERVICE EMPLOYEES' ASSOCIATION RECOGNIZING THE NEW JOB TITLE OF WATER AND SEWER MAINTENANCE MANAGER

WHEREAS, on November 19, 2024, the Schenectady County Civil Service Commission voted to establish the title of Water and Sewer Maintenance Manager in the Town of Rotterdam in the competitive class of the civil service; NOW

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby authorizes The Supervisor to execute the memorandum of agreement between the Town of Rotterdam and the Civil Service Employees' Association recognizing the position of Water and Sewer Maintenance Manager, a position in the competitive class of the civil service, as a CSEA bargaining unit position covered under the Collective Bargaining Agreement between the Town of Rotterdam and the CSEA Town of Rotterdam Unit #8504.

SECTION 2. This resolution shall become effective November 26, 2024

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco
Diane M. Marco, Town Clerk



At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly **TABLED**:

RESOLUTION NO. 446.24 TABLED

TO ADOPT A SEQR NEGATIVE DECLARATION ON A CHANGE OF ZONE APPLICATION ON ±17.3 ACRES FROM AGRICULTURAL (A-1) TO GENERAL BUSINESS (B-2) LOCATED AT 900 & 880 DUANESBURG ROAD

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

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam herby adopts the Negative Declaration dated November 26, 2024, as prepared by the Senior Planner, for a Change of Zone request on ±17.3 acres from Agricultural (A-1) to General Business (B-2) to facilitate the construction of a 102,500 square foot BJ's Wholesale Club with associated 8 island fueling stations at 900 Duanesburg Road, Tax Map No. 57-3-7.112, and a 2,000 square foot retail building with associated drive thru at 880 Duanesburg Road, Tax Map No. 57.7-1-1.2.

SECTION 2. The Town Board hereby authorizes the Senior Planner to distribute all documents necessary to comply with 6 NYCRR Part 612.12 (State Environmental Quality Review).

SECTION 3. This resolution shall become effective November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
Collins	**X**		

TABLED

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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco

Diane M. Marco, Town Clerk



At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly **TABLED**:

RESOLUTION NO. 447.24 TABLED

TO ENACT LOCAL LAW NO. 24 OF 2024; TO AMEND CHAPTER 270, ZONING, OF THE TOWN CODE, RELATING TO A CHANGE OF ZONE REQUEST ON ±17.3 ACRES FROM AGRICULTURAL (A-1) TO GENERAL BUSINESS (B-2) LOCATED AT 900 & 880 DUANESBURG ROAD

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

SECTION 1. The Town Board hereby enacts Introductory Local Law No. 24 of 2024.

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 November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
Collins	**X**		

TABLED

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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco
Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office Of The Town Clerk
Schenectady, County NY

At the regularly scheduled public Special meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, 1100 Sunrise Boulevard, Rotterdam, New York 12306 on Wednesday, November 26, 2024, at 7:00 p.m., the following resolution was duly adopted:

RESOLUTION NO. 448.24

TO AUTHORIZE AN AGREEMENT WITH ALBANY TANK SERVICES INC.

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

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 Albany Tank Services. Inc., located at P.O. Box 331, Ravena, New York 12143, for the cleaning of a diesel tank located at Rotterdam Police Department, 101 Princetown Road, Schenectady, New York, 12306, in the amount not to exceed seven hundred and 00/100 ($700.00) dollars.

SECTION 2. This resolution shall become effective November 26, 2024.

DATED: November 26, 2024

NAME	AYES	NOES	ABSTAIN
Dodson	**X**		
Mastroianni **(Absent)**			
Gallucci	**X**		
Schlag **(Absent)**			
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 Special Meeting of the Town of Rotterdam on November 26, 2024, 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 Special meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Rotterdam this December 2, 2024.

Diane M. Marco
Diane M. Marco, Town Clerk

TOWN OF ROTTERDAM
Office of the Town Clerk
Schenectady, County NY

RESOLUTION NO. 450.24

TO APPOINT A POLICE OFFICER

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Matthew E. Radom of Glenville, New York is hereby appointed to the position of Police Officer, probationary, full-time, with full employee benefits and subject to pre-employment background checks, at an annual salary of sixty-nine thousand twenty-three and 88/100 ($69,023.88) commencing January 2, 2025.

SECTION 2. This resolution shall be effective January 2, 2025.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM
John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 3, 2024

TO: Legislative Review Board

FROM: Deputy Chief William Male

TITLE OF REQUEST: Appoint Matthew E. Radom to the position of Police Officer.

TOWN BOARD MEETING: December 11, 2024

Background Information: This Police Officer position has been budgeted and replaces an existing vacancy at the Police Department.

Evaluation/Analysis: Radom was chosen from a list of several lateral transfer candidates who were interviewed by a panel of Police Department Command Staff. He subsequently passed a background investigation. Radom is transferring from the Glenville Police Department.

Recommendation(s): Appoint Matthew E. Radom to the position of Patrolman 5th, full time, probationary with full employee benefits, at an annual salary of $69,023.88 effective January 2, 2025.

Attachment/Document(s): Civil service application.

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: RPD

Schenectady County is an Equal Opportunity Employer. Schenectady County does not unlawfully discriminate in employment because of age, race, creed, color, national origin, sex, sexual orientation, disability, marital status, arrest and/or criminal conviction record unless based on a bona fide occupational qualification or other exception, genetic predisposition, or domestic violence victim status.

Schenectady County

Human Resources & Civil Service
620 State Street
Schenectady, NY 12305-2114

APPLICATION FOR EXAMINATION OR EMPLOYMENT

FOR COUNTY OFFICES, TOWNS, VILLAGES, SCHOOL DISTRICTS LIBRARIES AND SPECIAL DISTRICTS

1. Police Officer _____ (POSITION TITLE) _____ (EXAM NUMBER)

Date Received _____ Approved _____

Conditional _____ Disapproved _____

CIVIL SERVICE DEPT. USE ONLY

This application is part of your examination. Answer all questions fully. A resume, if submitted, cannot substitute for the application. You are encouraged to read the General Conditions and Instructions for more information.

2. Name and Legal Residence

Radom (Last Name) Matthew (First Name) E (Middle Initial)

[redacted] (Street Address or Road) R.D. # or P.O. Box #

Schenectady (County) Glenville (City, Town, Village) NY (State) 12302 (Zip)

Home Phone Number _____ Cell Phone [redacted]

Email Address [redacted]

If mailing address is different:

Street Address or Road R.D. # or P.O. Box #

County City, Town, Village State Zip

Social Security Number [redacted]

3. Police Officer & Firefighter Candidates Only:

Date of Birth (MM/DD/YYYY [redacted]

4. Residency Requirements: Candidates must meet the Residency Requirements as stated on the examination announcement. You must complete the following to determine if you meet these residency requirements. Indicate how long this has been your legal residence, up to the date of this application, showing that you meet the residency requirements as announced.

	Name	Years	Months
State of:	New York	[redacted]	
County of:	Schenectady		
Village of:			
Town of:	Glenville		
City of:			
School District			

5.Citizenship

A. Are you currently a U.S. Citizen? **YES** ☒ **NO** ☐

B. If not, do you have the legal right to accept Employment in the United States? **YES** ☐ **NO** ☐
Please give alien registration number: _____

C. Are you a retiree from New York State or any civil division thereof? **YES** ☐ **NO** ☒

6. Special Testing Arrangements (Refer to General Conditions and Instructions). If you need Special Accommodations to take the examination, contact the Civil Service Office at (518) 388-4233.

Religious ☐ **Military** ☐ **Disability** ☐

7. Crossfiler - If you have filed or are filing SEPARATE applications for Civil Service Examinations being held on the same date, attach the CROSSFILER APPLICATION. Call to make arrangements no later than two weeks before the test date.

8. Driver's License: Complete the following if a license to operate a motor vehicle is required for the position that you are applying.

License #:	[redacted]
Restrictions:	
Expiration Date:	
Endorsements:	None
Class of License:	DM
Is this License Currently Valid	**YES** ☒ **NO** ☐

ALL STATEMENTS ARE SUBJECT TO VERIFICATION

9. Veterans Credits: If you wish to apply for Veterans Credits, complete the following questions and complete the Application for Veterans Credits (Refer to General Conditions and Instructions).

	YES	NO
Have you ever served in the Armed Forces of the United States? *(The Armed Forces means the Army, Navy, Marine Corps, Air Force, and Coast Guard, including all components thereof and the National Guard when in the service of the US pursuant to call as provided by Law on a full-time active duty basis other than active duty for training purposes).*		X
Did you serve in the Armed Forces during any of the following periods:		
February 28, 1961 – May 7, 1975		
August 2, 1990 – end of hostilities		
*Lebanon: June 1, 1983 – December 1, 1987		
*Granada: October 23, 1983 – November 21, 1983		
*Panama: December 20, 1989 – January 31, 1990		
**Credit for Lebanon, Grenada and Panama is limited to those who received the Armed Forces Expeditionary Medal, the Navy Expeditionary Medal, or the Marine Corps Expeditionary Medal.*		
Have you ever used additional credits as a disabled or non-disabled veteran for appointment to any position in the public employment of New York State or any of its civil divisions?		
Do you have a service connected disability rated at 10% or more by the U.S. Department of Veterans Affairs? This disability must have been incurred during a Time of War period listed above.		
After you were permanently appointed using non-disabled veteran credits, were you subsequently certified as having a service connected disability rated at 10% or more by the U.S. Department of Veterans Affairs?		
Are you currently a resident of New York State?	X	

10. Additional Questions: Check the appropriate box to the right of each question.

	YES	NO
Were you dismissed or discharged from any employment for reasons other than lack of work or funds?		X
Did you ever resign from any employment rather than face dismissal?		X
Did you ever receive a discharge from the Armed Forces of the United States which was other than "Honorable" or which was issued under the other than honorable circumstances?		X
Have you ever been convicted of any crime (felony or misdemeanor)?		X
Are you now under charges for any crime?		X
Have you ever forfeited bail bond posted to guarantee your appearance in court to answer any criminal charge?		X

If you answered yes to any of the above questions, you may give specifics below. If you elect not to provide specifics, or if such explanation is insufficient, you may be required to submit further information. None of the above circumstances represents an automatic bar to employment. Each case is considered and evaluated on individual merits in relation to the position (s) for which you are applying.

REMARKS:_____

_____

_____

_____

11. Licenses: If a license, certificate or other authorization to practice a trade or profession is listed as a requirement on the announcement of the examination (s) for which you are applying.

Name of Trade or Profession:			Specialty:		
License Number:					
Granted by (Licensing Agency):			City/State		
Date License First Issued:		Registered From:		Registered To:	

ALL STATEMENTS ARE SUBJECT TO VERIFICATION

12. Education: If credit is claimed for a partially completed college curriculum or correspondence course, attach a list of courses and credit or semester hours completed. Indicate how many credit hours or courses are required for graduation. If required to indicate specific course work, do so on an attached sheet.

High School		
Have you ever graduated from High School or do you have possession of a High School Equivalency Diploma?	YES ☒	NO ☐
If Yes, Name and Location of High School or Issuing Government Authority:	Scotia Glenville High School	
Equivalency Diploma Number:		

College, University, Professional or Technical School

Name of School	Number of College Credits	Degree Earned	Major Subject/ Courses	Did You Graduate? Yes	Did You Graduate? No	Date Degree Expected or Received
SUNY Plattsburgh		BA	Criminal Justice	X		[redacted]

13. Experience: All sections must be filled out completely even if you attach a resume. Begin with the most recent employment. List all employment or military service that shows that you meet the minimum qualifications for the examination. Omissions or vagueness will not be interpreted in your favor. Under *Description of Duties,* clearly describe the nature of work which you personally performed. Part-time experience will be prorated unless otherwise stated on the examination announcement. Verified and documented volunteer experience will only be credited when specifically stated on the examination announcement. *If you move to a different position within the same organization, indicate so in a separate employment box.* You may attach additional sheets if you need more space.

Length of Employment	Firm Name:	Glenville Police Department
Fr[redacted]	Firm Address:	18 Glenridge Rd Glenville, NY 12302
To[redacted]	**Description of Duties:**	Patrol assigned zone, respond to calls for service, enforce penal law and vehicle & traffic law.
Month/Year (mm/yyyy)		
Employment Details		
Your Exact Title: Police Officer		
Name of Your Supervisor: Andrew Gover		
Supervisor's Title: Sergeant		
Hours worked / wk. (exclusive of overtime): 40		
Reason for Leaving: currently employed		

Length of Employment	Firm Name:	
From:	Firm Address:	
To: Month/Year (mm/yyyy)	**Description of Duties:**	
Month/Year (mm/yyyy)		
Employment Details		
Your Exact Title		
Name of Your Supervisor		
Supervisor's Title		
Hours worked / wk. (exclusive of overtime)		
Reason for Leaving		

ALL STATEMENTS ARE SUBJECT TO VERIFICATION

Length of Employment	Firm Name:	
From:	Firm Address:	
Month/Year (mm/yyyy) To: Month/Year (mm/yyyy)	**Description of Duties:**	
Employment Details		
Your Exact Title		
Name of Your Supervisor		
Supervisor's Title		
Hours worked / wk. (exclusive of overtime)		
Reason for Leaving		

Length of Employment	Firm Name:	
From:	Firm Address:	
Month/Year (mm/yyyy) To: Month/Year (mm/yyyy)	**Description of Duties:**	
Employment Details		
Your Exact Title		
Name of Your Supervisor		
Supervisor's Title		
Hours worked / wk. (exclusive of overtime)		
Reason for Leaving		

THIS AFFIRMATION MUST BE COMPLETED

I affirm, subject to the penalties of perjury, that the statements made in this application, including statements made in any accompanying papers, are true. I understand that all statements made by me in connection with this application are subject to investigation and verification and that a material misstatement or fraud may disqualify me from appointment and/or lead to revocation of my appointment. I give the employer the right to investigate all references and to secure additional job related information about me. I hereby release from liability the employer and its representatives for seeking such information and all other persons, corporations or organizations for furnishing such information. If the position I am applying for is covered by the employer's drug testing policy, I understand that as a condition of appointment to this position, I will be required to take and successfully pass a pre-employment drug test.

Signature of Applicant

Matthew Radom
Print Name

11/20/2024
Date

(State below any other name by which you have been known)

ALL STATEMENTS ARE SUBJECT TO VERIFICATION

RESOLUTION NO. 451.24

TO APPOINT A POLICE SERGEANT

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Patrolman Eric Armstrong is hereby promoted and appointed to the position of Sergeant 2nd, probationary, with full employee benefits, at annual salary of one hundred four thousand three-hundred ninety-seven and 19/100 ($104,397.19) dollars commencing December 30, 2024.

SECTION 2. This resolution shall be effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM
John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 3, 2024

TO: Legislative Review Board

FROM: Deputy Chief William Male

TITLE OF REQUEST: Promote Patrolman Eric Armstrong to the position of Sergeant 2nd.

TOWN BOARD MEETING: December 11, 2024

Background information: This promotion replaces a vacant Sergeant position due to a retirement.

Evaluation/Analysis: Patrolman Armstrong was one of four candidates interviewed by a panel of Police Command Staff.

Recommendation(s): Promote Patrolman Eric Armstrong to the position of Sergeant 2nd, probationary, with full employee benefits, at an annual salary of $104,397.19 effective December 30, 2024.

Attachment/Document(s): List of Certification of Eligible Candidates from Civil Service

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: RPD

Schenectady County is an Equal Opportunity Employer. Schenectady County does not unlawfully discriminate in employment because of age, race, creed, color, national origin, sex, sexual orientation, disability, marital status, arrest and/or criminal conviction record unless based on a bona fide occupational qualification or other exception, genetic predisposition, or domestic violence victim status.

Schenectady County

Human Resources & Civil Service
620 State Street
Schenectady, NY 12305-2114

APPLICATION FOR EXAMINATION OR EMPLOYMENT

FOR COUNTY OFFICES, TOWNS, VILLAGES, SCHOOL DISTRICTS LIBRARIES AND SPECIAL DISTRICTS

Date Received _____ Approved _____

Conditional _____ Disapproved _____

CIVIL SERVICE DEPT. USE ONLY

1. Police Sergeant _____ _____
POSITION TITLE EXAM NUMBER

This application is part of your examination. Answer all questions fully. A resume, if submitted, cannot substitute for the application. You are encouraged to read the General Conditions and Instructions for more information.

2. Name and Legal Residence

Armstrong, Eric N
Last Name First Name Middle Initial

[redacted]
Street Address or Road R.D. # or P.O. Box #

Schenectady, NY 12306
County City, Town, Village State Zip

Home Phone Number [redacted] Cell Phone

Email Address: [redacted]

If mailing address is different:

Street Address or Road R.D. # or P.O. Box #

County City, Town, Village State Zip

Social Security Number [redacted]

3. Police Officer & Firefighter Candidates Only:

Date of Birth (MM/DD/YYYY [redacted]

4. Residency Requirements: Candidates must meet the Residency Requirements as stated on the examination announcement. You must complete the following to determine if you meet these residency requirements. Indicate how long this has been your legal residence, up to the date of this application, showing that you meet the residency requirements as announced.

	Name	Years	Months
State of:	New York	[redacted]	
County of:	Schenectady		
Village of:			
Town of:	Rotterdam		
City of:			
School District	Schalmont		

5.Citizenship

A. Are you currently a U.S. Citizen? **YES** ■ **NO** ☐

B. If not, do you have the legal right to accept Employment in the United States? **YES** ☐ **NO** ☐
Please give alien registration number:
_____

C. Are you a retiree from New York State or any civil division thereof? **YES** ☐ **NO** ■

6. Special Testing Arrangements (Refer to General Conditions and Instructions). If you need Special Accommodations to take the examination, contact the Civil Service Office at (518) 388-4233.

Religious ☐ **Military** ☐ **Disability** ☐

7. Crossfiler - If you have filed or are filing SEPARATE applications for Civil Service Examinations being held on the same date, attach the CROSSFILER APPLICATION. Call to make arrangements no later than two weeks before the test date.

8. Driver's License: Complete the following if a license to operate a motor vehicle is required for the position that you are applying.

License #:	[redacted]
Restrictions:	
Expiration Date:	
Endorsements:	None
Class of License:	D
Is this License Currently Valid	**YES** ■ **NO** ☐

ALL STATEMENTS ARE SUBJECT TO VERIFICATION

9. Veterans Credits: If you wish to apply for Veterans Credits, complete the following questions and complete the Application for Veterans Credits (Refer to General Conditions and Instructions).

	YES	NO
Have you ever served in the Armed Forces of the United States? *(The Armed Forces means the Army, Navy, Marine Corps, Air Force, and Coast Guard, including all components thereof and the National Guard when in the service of the US pursuant to call as provided by Law on a full-time active duty basis other than active duty for training purposes).*		X
Have you ever used additional credits as a disabled or non-disabled veteran for appointment to any position in the public employment of New York State or any of its civil divisions?		X
Do you have a service connected disability rated at 10% or more by the U.S. Department of Veterans Affairs?		X
After you were permanently appointed using non-disabled veteran credits, were you subsequently certified as having a service connected disability rated at 10% or more by the U.S. Department of Veterans Affairs?		X
Are you currently a resident of New York State?	X	

10. Additional Questions: Check the appropriate box to the right of each question.

	YES	NO
Were you dismissed or discharged from any employment for reasons other than lack of work or funds?		X
Did you ever resign from any employment rather than face dismissal?		X
Did you ever receive a discharge from the Armed Forces of the United States which was other than "Honorable" or which was issued under the other than honorable circumstances?		X
Have you ever been convicted of any crime (felony or misdemeanor)?		X
Are you now under charges for any crime?		X
Have you ever forfeited bail bond posted to guarantee your appearance in court to answer any criminal charge?		X

If you answered yes to any of the above questions, you may give specifics below. If you elect not to provide specifics, or if such explanation is insufficient, you may be required to submit further information. None of the above circumstances represents an automatic bar to employment. Each case is considered and evaluated on individual merits in relation to the position (s) for which you are applying.

REMARKS:_____

_____

_____

_____

11. Licenses: If a license, certificate or other authorization to practice a trade or profession is listed as a requirement on the announcement of the examination (s) for which you are applying.

Name of Trade or Profession:			Specialty:		
License Number:					
Granted by (Licensing Agency):			City/State		
Date License First Issued:		Registered From:		Registered To:	

ALL STATEMENTS ARE SUBJECT TO VERIFICATION

12. Education: If credit is claimed for a partially completed college curriculum or correspondence course, attach a list of courses and credit or semester hours completed. Indicate how many credit hours or courses are required for graduation. If required to indicate specific course work, do so on an attached sheet.

High School		
Have you ever graduated from High School or do you have possession of a High School Equivalency Diploma?	YES ☒	NO ☐
If Yes, Name and Location of High School or Issuing Government Authority:	Schalmont High School	
Equivalency Diploma Number:		

College, University, Professional or Technical School

Name of School	Number of College Credits	Degree Earned	Major Subject/ Courses	Did You Graduate? Yes	Did You Graduate? No	Date Degree Expected or Received
Marist College	120+	BS	Accounting	X		[redacted]

13. Experience: All sections must be filled out completely even if you attach a resume. Begin with the most recent employment. List all employment or military service that shows that you meet the minimum qualifications for the examination. Omissions or vagueness will not be interpreted in your favor. Under *Description of Duties,* clearly describe the nature of work which you personally performed. Part-time experience will be prorated unless otherwise stated on the examination announcement. Verified and documented volunteer experience will only be credited when specifically stated on the examination announcement. *If you move to a different position within the same organization, indicate so in a separate employment box.* You may attach additional sheets if you need more space.

Length of Employment	Firm Name:	Town of Rotterdam - Police Department
From [redacted] /	Firm Address:	101 Princetown Rd. Schenectady, NY 12306
To: [redacted] / Month/Year (mm/yyyy)	**Description of Duties:**	Proactively patrol designated areas in a patrol vehicle and on foot Communicate with the dispatch center and respond to incidents Critically assess and solve problems within the community Direct and control traffic during accident investigations and community functions Administer Standardized Field Sobriety Tests and Scientific Equipment during DWI incidents Serve as a witness and provide testimony in Court Lead and Assist as an Instructor/Trainer at Zone 5 Academy, Departmental and Interdepartmental Training Certified Crash Reconstructionist Instructor Development Course Certified ALERRT (Advanced Law Enforcement Rapid Response Training) Certified NHTSA Child Passenger Safety Technician Certified Bicycle Patrol Certified and Patrol Rifle Certified
Month/Year (mm/yyyy)		
Employment Details		
Your Exact Title: Police Officer		
Name of Your Supervisor: Chief Brown		
Supervisor's Title: Chief of Police		
Hours worked / wk. (exclusive of overtime): 40		
Reason for Leaving: Currently Employed		

Length of Employment	Firm Name:	
From:	Firm Address:	
To: Month/Year (mm/yyyy)	**Description of Duties:**	
Month/Year (mm/yyyy)		
Employment Details		
Your Exact Title		
Name of Your Supervisor		
Supervisor's Title		
Hours worked / wk. (exclusive of overtime)		
Reason for Leaving		

Length of Employment	Firm Name:	
From:	Firm Address:	
Month/Year (mm/yyyy) To:	**Description of Duties:**	
Month/Year (mm/yyyy)		
Employment Details		
Your Exact Title		
Name of Your Supervisor		
Supervisor's Title		
Hours worked / wk. (exclusive of overtime)		
Reason for Leaving		

Length of Employment	Firm Name:	
From:	Firm Address:	
Month/Year (mm/yyyy) To:	**Description of Duties:**	
Month/Year (mm/yyyy)		
Employment Details		
Your Exact Title		
Name of Your Supervisor		
Supervisor's Title		
Hours worked / wk. (exclusive of overtime)		
Reason for Leaving		

THIS AFFIRMATION MUST BE COMPLETED

I affirm, subject to the penalties of perjury, that the statements made in this application, including statements made in any accompanying papers, are true. I understand that all statements made by me in connection with this application are subject to investigation and verification and that a material misstatement or fraud may disqualify me from appointment and/or lead to revocation of my appointment. I give the employer the right to investigate all references and to secure additional job related information about me. I hereby release from liability the employer and its representatives for seeking such information and all other persons, corporations or organizations for furnishing such information. If the position I am applying for is covered by the employer's drug testing policy, I understand that as a condition of appointment to this position, I will be required to take and successfully pass a pre-employment drug test.

Signature of Applicant	Eric Armstrong Print Name	12/07/2024 Date

(State below any other name by which you have been known)

RESOLUTION NO. 452.24

TO ESTABLISH AN ADVISORY COMMITTEE TO STUDY AND MAKE RECOMMENDATIONS REGARDING THE TOWN SUPERVISOR POSITION

WHEREAS, the Town Board of the Town of Rotterdam recognizes the importance of evaluating the structure and effectiveness of its local government; and

WHEREAS, the Town Board wishes to consider the potential transition of the Town Supervisor position from a part-time two-year term to a full-time four-year term; and

WHEREAS, the Town Board desires to establish an advisory committee to study this matter and provide recommendations; NOW

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Establishment of Advisory Committee: There is hereby established a five-member Advisory Committee on the Town Supervisor Position (hereinafter "the Committee").

SECTION 2. Purpose: The Committee shall study and make recommendations to the Town Board concerning the potential transition of the Town Supervisor position from a part-time two-year term to a full-time four-year term.

SECTION 3. Composition: Each member of the Town Board shall be granted one appointment to the Committee. The Committee shall include at least one individual from each of the major political parties represented in the Town.

SECTION 4. Term: Once all members of the committee have been appointed the Committee shall have 180 days to complete its work and submit its recommendations to the Town Board.

SECTION 5. Duties and Responsibilities: The Committee shall conduct a comprehensive study of the Town Supervisor position, including its current duties, responsibilities, and compensation, work with the Association of Towns of the State of New York for guidance and information, conduct a survey of surrounding municipalities to determine:

- The term and salary of their respective supervisors,
- The population and budget of each municipality,
- For full-time positions, when the position became full-time and the current salary,

and analyze the potential impact of transitioning to a full-time, four-year term on the Town's governance and budget, and prepare a written report of its findings and recommendations for the Town Board.

SECTION 6. Applicable Laws: The Committee shall conduct its work in accordance with all applicable New York State laws, including but not limited to New York State Town Law, particularly Article 3 regarding town officers and Article 4 regarding town board; New York State Municipal Home Rule Law, particularly Article 2 regarding the powers of local governments to adopt and amend local laws; New York State Open Meetings Law (Public Officers Law, Article 7); and New York State Freedom of Information Law (Public Officers Law, Article 6).

SECTION 7. Public Meetings and Records: All meetings of the Committee shall be open to the public, and records of the Committee shall be subject to the Freedom of Information Law.

SECTION 8. Advisory Nature: The recommendations of the Committee shall be advisory in nature and not binding on the Town Board.

SECTION 9. Resources: The Town Board authorizes the Committee to utilize reasonable Town resources necessary to carry out its duties, subject to approval by the Town Supervisor.

SECTION 10. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 4 , 2024
TO:	Town Board
FROM:	Ronald Schlag
TITLE OF REQUEST:	RESOLUTION OF THE TOWN BOARD OF THE TOWN OF ROTTERDAM, NEW YORK, ESTABLISHING AN ADVISORY COMMITTEE TO STUDY AND MAKE RECOMMENDATIONS REGARDING THE TOWN SUPERVISOR POSITION
TOWN BOARD MEETING:	December 11 , 2024
Background Information:	I have seen firsthand the benefit of having the current Supervisor here full time available to the town. In the past, many of the supervisors have been unavailable allowing subordinates to conduct the town's business.
Evaluation/Analysis:	It is my understanding that many of the surrounding municipalities have FT supervisors. This committee will determine and recommend if their research warrants a FT or PT supervisor and of term of the supervisor.
Recommendation(s):	Approval of this resolution to set up an advisory committee for recommendations for a full-time supervisor.
Attachment/Document(s):	NA
Compliance with Purchasing Policy:	NA
Effect(s) on Existing Law(s):	N/A
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

RESOLUTION NO. 453.24

TO ACCEPT REVENUE FOR TOWN CLERK'S OFFICE FOR NOVEMBER 2024

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Clerk's report for the month of November 2024, has been placed on file and the town clerk's check in the amount of four thousand two hundred eighty six dollars and 76/100 ($4,286.76) has been submitted to the Supervisor for deposit.

SECTION 2. This resolution shall become effective December 11, 2024

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 4, 2024

TO: Mollie A. Collins, Supervisor

FROM: Diane M. Marco, Town Clerk

TITLE OF LEGISLATIVE REQUEST: Revenue received for November $4,286.76 in the Town Clerks office.

TO BE PLACED ON TOWN BOARD AGENDA OF: December 11, 2024

TO BE PLACED ON TOWN BOARD MEETING OF: December 11, 2024

Background Information: Attached

Evaluation/Analysis: Increase revenue for the Town.

Recommendation(s): To place on the Town Board Agenda and Town Board meeting of December 11, 2024

Attachment/Documents(s): Attached

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WAS PREPARED BY: Diane M. Marco, Town Clerk

Account Description	Fee Description	Account#	Qty	Local Share
		Total Local Shares Remitted:		**$4,286.76**
Amount paid to:	NYS Ag. & Markets for spay/neuter program			243.00
Amount paid to:	NYS Environmental Conservation			919.69
Amount paid to:	State Health Dept. For Marriage Licenses			135.00
Total State, County & Local Revenues:	**$5,584.45**	**Total Non-Local Revenues:**		**$1,297.69**

To the Supervisor:
Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Diane M. Marco, Town Clerk, Town of Rotterdam during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

Supervisor — Date — Town Clerk — Date

Account Description	Fee Description	Account#	Qty	Local Share
Carnival Fee	Carnival	A2545	1	500.00
			Sub-Total:	**$500.00**
Conservation	Conservation	A1255	13	58.31
			Sub-Total:	**$58.31**
Dog Licensing	Exempt Dog	A2544	4	0.00
Dog Licensing	Female, Spayed	A2544	89	1,246.00
Dog Licensing	Female, Unspayed	A2544	9	153.00
Dog Licensing	Male, Neutered	A2544	76	1,064.00
Dog Licensing	Male, Unneutered	A2544	17	289.00
Dog Licensing	Replacement Tags	A2544	1	3.00
			Sub-Total:	**$2,755.00**
Ez pass	Ez Pass	A1255	1	25.00
			Sub-Total:	**$25.00**
Late Fees	Late Fee -Dog Renewal	A1550	30	300.00
			Sub-Total:	**$300.00**
Marriage Lic.	MARRIAGE LICENSE FEE	A1255	6	105.00
			Sub-Total:	**$105.00**
Misc	Impoundment Fees - Dogs	A1550	2	20.00
	Misc		4	69.45
			Sub-Total:	**$89.45**
MISC. FEES	Boarding - Dog		2	35.00
MISC. FEES	Certified Copies	A1255	87	870.00
MISC. FEES	Insufficient Funds	A1255	1	20.00
			Sub-Total:	**$925.00**
One Day Officiant License	One Day Officiant License	A1255	3	75.00
			Sub-Total:	**$75.00**
PERMIT FEES	Garage Sale	A2590	4	20.00
			Sub-Total:	**$20.00**
Senior Discount	Senior Discount	A2544	58	-566.00
			Sub-Total:	**-$566.00**

Monthly Worksheet of Daily Work
November 2024

DATE	AMOUNT DEPOSITED	DEC LICENSE SALES	DEC PORTION	TOWN PORTION	DOG AMOUNT PAID	STATE AG MKTS PORTION	TOWN PORTION	MARRIAGE FEE PAID	STATE DOH PORTION	TOWN PORTION	Games of chance 3%	STATE BINGO/ GAMES CHANCE	TOWN PORTION	EZ PASS	ONE Day Officiant
11/1/2024	$334.17	$35.00	$32.34	$2.66	$95.00	$9.00	$86.00	$40.00	$22.50	$17.50	$34.17	$0.00	$0.00	$0.00	$0.00
11/4/2024	$673.00	$77.00	$72.75	$4.25	$461.00	$45.00	$416.00	$40.00	$22.50	$17.50	$0.00	$0.00	$0.00	$0.00	$0.00
11/6/2024	$316.00	$0.00	$0.00	$0.00	$276.00	$27.00	$249.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
11/7/2024	$298.00	$62.00	$58.57	$3.43	$171.00	$15.00	$156.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
11/8/2024	$339.00	$129.00	$121.16	$7.84	$40.00	$6.00	$34.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
11/12/2024	$422.00	$32.00	$30.24	$1.76	$220.00	$21.00	$199.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
11/13/2024	$451.00	$151.00	$141.21	$9.79	$90.00	$10.00	$80.00	$40.00	$22.50	$17.50	$0.00	$0.00	$0.00	$0.00	$25.00
11/14/2024	$374.00	$148.00	$139.12	$8.88	$166.00	$14.00	$152.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
11/15/2024	$291.12	$168.00	$158.01	$9.99	$95.00	$11.00	$84.00	$0.00	$0.00	$0.00	$18.12	$0.00	$0.00	$0.00	$0.00
11/18/2024	$188.00	$15.00	$14.17	$0.83	$103.00	$11.00	$92.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
11/19/2024	$180.00	$0.00	$0.00	$0.00	$110.00	$13.00	$97.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
11/20/2024	$167.00	$22.00	$20.79	$1.21	$115.00	$15.00	$100.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
11/21/2024	$173.07	$62.00	$58.58	$3.42	$70.00	$7.00	$63.00	$0.00	$0.00	$0.00	$11.07	$0.00	$0.00	$0.00	$0.00
11/22/2024	$276.09	$40.00	$37.79	$2.21	$125.00	$12.00	$113.00	$0.00	$0.00	$0.00	$6.09	$0.00	$0.00	$0.00	$0.00
11/25/2024	$755.00	$0.00	$0.00	$0.00	$130.00	$13.00	$117.00	$80.00	$45.00	$35.00	$0.00	$0.00	$0.00	$0.00	$25.00
11/26/2024	$77.00	$37.00	$34.96	$2.04	$40.00	$5.00	$35.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
11/27/2024	$270.00	$0.00	$0.00	$0.00	$125.00	$9.00	$116.00	$40.00	$22.50	$17.50	$0.00	$0.00	$0.00	$0.00	$25.00
Audited by dmm 11/30/2024	**$5,584.45**	$978.00	**$919.69**	**$58.31**	$2,432.00	**$243.00**	**$2,189.00**	$240.00	**$135.00**	**$105.00**	**$69.45**	**$0.00**	**$0.00**	**$0.00**	**$75.00**

RMO SECURED "SP" LOGO IN THE LOWER CORNER OF THIS CHECK MUST FADE TEMPORARILY WHEN WARMED BY TOUCH OR FRICTION. SEE BACK FOR ADDITIONAL FEATURES.

TOWN OF ROTTERDAM
TOWN CLERK ACCOUNT
1100 SUNRISE BLVD
ROTTERDAM, NY 12306

DATE December 2, 2024 2966
29-7/213

Mollie Collins Supervisor $ 4,286.76

Four Thousand Two Hundred Eighty six and 76/100 DOLLARS

KeyBank
KeyBank National Association

Revenue Dec 2024

Deborah M. Mahar
town clerk

Mobile Deposit Safe Details on back

[redacted]

RESOLUTION NO. 454.24

TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH EMTS NY LLC FOR THE PURCHASE OF AUTOMATED EXTERNAL DEFIBRILLATORS

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 EMTS NY, LLC, located at P.O. Box 103 Delanson, New York 12053, for the supply and certification of Automated External Defibrillators, as described in the attached quote dated 10/04/2024, to be installed in each Town of Rotterdam designated building, in the amount not to exceed nineteen thousand, ninety nine and 90/100 ($19,099.90) dollars, to be paid out of each designated building equipment line.

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 2, 2024
TO:	Mollie Collins, Town Supervisor
FROM:	James Keith, Sr. Building Inspector
TITLE OF REQUEST:	For Replacement and Purchase of AED Units.
TOWN BOARD MEETING:	December 11, 2024
Background Information:	The Town is in need of replacing the AED Units in Town Building and one police vehicle.
Evaluation/Analysis:	Three quotes were obtained and EMTS NY, LLC has provided the lowest cost quote to replace outdated and expired AED Units in Town Buildings.
Recommendation(s):	Authorize the Supervisor to sign the agreement for replacement of 10 AED Units in the amount of $19,099.99.
Attachment/Document(s):	Quote from EMTS NY, LLC, PO Box 103, Delanson, NY 12053
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	N/A

LEGISLATION WILL BE PREPARED BY:

ESTIMATE

EMTS NY, LLC
PO Box 103
Delanson, NY 12053

info@emtsny.com
(518) 605-2002
www.emtsny.com

Bill to
Town of Rotterdam

Ship to
Town of Rotterdam

Estimate details
Estimate no.: 1041
Estimate date: 10/04/2024

Product or service	Description	Qty	Rate	Amount
Sales	ZOLL AED Plus (AED, AED Case, Adult Pads (2 year), Batteries)	10	$1,750.00	$17,500.00
Sales	ZOLL Pediatric Pads	10	$159.99	$1,599.90
Subtotal	Subtotal			**$19,099.90**
		Total		**$19,099.90**

Note to customer

Thank you for your business.

Accepted date **Accepted by**

Call Us Now 1-833-871-2083 FREE SHIPPING ON ALL ORDERS!

SHOPPER

AED MARKET

Search...

Close

Chat Now Contact Us

Login / Signup

My account

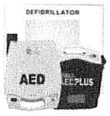
50

Cart

You are eligible for free shipping!

Checkout

Product



ZOLL AED Plus - New AED Value Package - Fully Automatic / No

- Tax Exempt Organization?: Yes, Tax Exempt Organization
- Add Ons: Pediatric Pads (For Children Under 8 yrs), Extra Adult Zoll CPR D Padz , CPR & AE

$2,096.00 ~~$2,650.00~~

− 10 + Remove

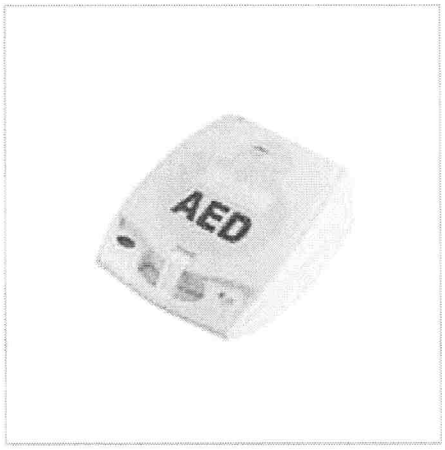
Total **$25,490.00**

You saved $5,840.00!

Order instructions

Taxes and shipping calculated at checkout

Click here to cancel and return without items to Buy Sourcewell online procurement feature (https://sourcewell.website/explore-contracts/)



ZOLL AED PLUS PACKAGE

ZOLL Medical AED Plus Defibrillator Packages, Includes: AED Plus with CPR-D-padz (one piece adult electrode), Lithium Type 123 batteries and one year AED compliance management program, AED Plus package, Weight: 6.7 lb., 3.1kg, Display Type:

Part Number	17478002
Manufacturer	Zoll Medical Corporation
Manufacturer Part Number	21800010101011010
Lead Time	188
UNSPSC	42172101

$3,497.70 EA

1 Add To Cart

Copyright © 2024 Possible Missions
Powered By EqualLevel GO (https://equallevel.com/)

RESOLUTION NO. 455.24

TO APPROVE BUDGET TRANSFERS TO THE 2024 BUDGET

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 **2024** are hereby audited and approved:

Fund	***Account No.***		***Title***	***Amount***
S2	S28110 4270	FROM:	Miscellaneous	-369.70
S2	S28110 4100	INTO:	Office Supplies	+272.00
S2	S28110 4163	INTO:	Safety Clothing Supply	+82.00
S2	S28120 4270	INTO:	Miscellaneous	+15.70
HWY	DA5110 4703	FROM:	Hwy Rental	-12,000.00
HWY	DA5110 4705	FROM:	Blacktop	-23,000.00
HWY	DA5110 4710	FROM:	Drainage	-13,000.00
HWY	DA5142 4720	FROM:	HWY Sand	-6,239.82
HWY	DA5110 2000	INTO:	Equipment	+54,239.82

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: **December 4, 2024**

TO: **Mollie A. Collins, Supervisor**

FROM: **Comptroller's Office**

TITLE OF REQUEST**:** To approve budget transfers to the 2024 budget.

TOWN BOARD MEETING**:** To be placed on the Town Board Meeting of December 11, 2024

Background Information: Budget transfers are needed to correct lines in DPW and for the purchase of one vehicle for the Highway Department.

Evaluation/Analysis: Lines with expenditures currently being appropriated to them need to be funded properly and budget transfers need to be made in order to do so.

Recommendation(s): To be placed on the Town Board meeting of December 11, 2024, and approve the transfers.

Attachment/Document(s): Memo: Jim Keith and Larry LaMora

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): Town Law 102, 113 & 113

LEGISLATION WILL BE PREPARED BY: Supervisor's Office

Memorandum

To: Mollie Collins, Supervisor

From: James Keith, Senior Building Inspector

Subject: Budget Transfer

Date: November 4, 2024

Please transfer the following funds to cover expenses:

From	**S28110 4270 Miscellaneous**	**Amount** $ 369.70
To	**S28110 4100 Office Supplies**	**Amount** $ 272.00
To	**S28110 4163 Safety Clothing Supplies**	**Amount** $ 82.00
To	**S28120 4270 Miscellaneous**	**Amount** $ 15.70

Thank you.

cc: Alison Grace
Paul Sebesta

Memorandum

To: Alison Grace, Comptroller

From: Larry Lamora, Highway Superintendent

Subject: Budget Transfer

Date: November 27, 2024

Please transfer the following funds to cover 2024 expenses:

To: DA5110-2000 Equipment	**+$54,239.82**
From: DA5110-4703 HWY Rental	**-$12,000**
DA5110-4705 Blacktop	**-$23,000**
DA5110-4710 Drainage	**-$13,000**
DA5142-4720 HWY Sand	**-$6,239.82**

Thank you,



Larry Lamora
Highway Superintendent

RESOLUTION NO. 456.24

TO AUTHORIZE THE PURCHASE OF ONE PICKUP TRUCK FOR THE HIGHWAY DEPARTMENT

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby authorizes the purchase of one 2024 Ford F-350 XL pickup truck for the Highway Department, from Metro Ford Inc, located at 3601 State Street, Schenectady, New York 12304, with compliance under NYS contract, in the amount not to exceed fifty-four thousand, two hundred thirty-nine and 82/100 ($54,239.82) dollars.

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: November 27th, 2024

TO: Mollie Collins, Supervisor

FROM: Larry Lamora, Highway Superintendent LL

TITLE OF REQUEST: To Purchase New F350 four-wheel drive with plow form Metro Ford Sales Inc.

TOWN BOARD MEETING: December 11th, 2024

Background Information: Purchase from Metro Ford Sales Inc. a new F350 four-wheel drive with plow as per mini bid on OGS Contract PC68988

Evaluation/Analysis: For the replacement of truck #43

Recommendation(s): To serve as a replacement truck for employees and their daily duties

Attachment/Document(s): Attached

Compliance with Purchasing Policy: Yes

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: Rachael Fisher

ACCOUNTS PAYABLE
TOWN OF ROTTERDAM
1100 SUNRISE BLVD.
SCHENECTADY, NY
12306

Mail Invoices In Duplicate To
Above Address

Purchase Order 00202437-00 FY 2024

The Above Purchase Order Number Must Appear On All Correspondence - Packing Sheets And Bills Of Lading

ORIGINAL

Page 1

Vendor
METRO FORD, INC.
3601 STATE ST.

SCHENECTADY, NY
12304

Ship To
HIGHWAY DEPARTMENT
TOWN OF ROTTERDAM
54 DUANESBURG ROAD
SCHENECTADY, NY
12306

Date Ordered	Vendor Number	Date Required	Ship Via	Terms	Department
12/02/24	005781				HIGHWAY

LN	Description / Account	Unit	Qty	Unit Price	Net Price
001	DA5110-2000 2024 F350xl 4x4w/plow	EACH	1.00	54239.82000	54239.82
				PO Total	54239.82

Chief Procurement Officer

Group 40440, Award 23166, Vehicles, Class 1-8

(Single OEM Any Make/Model): Mini-Bid Request

MINI-BID SUMMARY	
Mini-Bid Name	OGS 23166 - 2024811-1 - (1) Full Size Pickup Truck - Town Of Rotterdam
Mini-Bid Reference Number	2024811-1
Mini-Bid Release Date	11/8/2024
Mini-Bid Response Due Date	11/22/2024
Mini-Bid Response Due Time (Eastern Time)	11/22/24 12pm
Purchased or leased?	Purchased
BUYER CONTACT INFORMATION	
State or Non-State Entity?	Non-State
Authorized User Entity Name	Town Of Rotterdam
Town/Village/City & County	Rotterdam
Primary Contact Name & Title	Steven Skoda
Primary Contact Email & Phone	sskoda@rotterdamny.org, 518-355-7722 Ext 404
Secondary Contact Name & Title	Larry Lamora
Secondary Contact Email & Phone	llamora@rotterdamny.org, 518-355-7722
MINI-BID PROCESS	
Anticipated method and timeframe for purchase	One-time purchase for the total number of Vehicles requested
Type of Vehicle(s) requested	Any Vehicle that Meets the Specifications
Type of Vehicle Order	Pre-Existing Inventory Vehicle(s)
If Built to Specifications, Pre-Existing Inventory Vehicle(s) also considered?	Enter Data on Form A
If Pre-Existing Inventory, Vehicle(s) Built to Specifications also considered?	Yes
Method of Award for "Vehicle(s) Built to Specifications"	N/A
Method of Award for "Pre-Existing Inventory Vehicle(s)"	Enter Data on Form A
VEHICLE INFORMATION	
Number of Vehicles	1
Vehicle Type	Full Size Pickup Truck
Model Year	2024
Other Model Years considered?	No
Cab Type	Regular Cab
Drive Type	4x4
Fuel Type	Gasoline Only
Aftermarket Components Provider	See "Additional Vehicle Specifications" document
REQUIRED OPTIONS	
#NAME?	#NAME?

ADDITIONAL SPECIFICATIONS	
Additional Vehicle Specifications File Name	OGS 23166 - 2024811-1 - (1) Full Size Pickup Truck - 4x4 - Town Of Rotterdam - Specs
DELIVERY INFORMATION *(If "Multiple" is listed, see the Additional Specifications document for all delivery locations)*	
Delivery Date	asap
Delivery Location	Town Of Rotterdam Highway Dept
Number of Vehicles to be delivered to this location	1
Delivery Address	54 Duanesburg Rd
Delivery City, State, Zip Code	Schenectady, New York 12306
Delivery County	Schenectady

TOWN OF ROTTERDAM BID REQUEST OGS 23166- 2024811-1

ADDDITIONAL VEHICLE SPECIFICATIONS

YEAR 2024

MAKE F-350 SUPER DUTY XL OR F-250 SUPER DUTY XL

CAB REG

ENGINE 6.8L DEVCT NA PFI V8

TRANSMISSION A/T

DRIVE TERRAIN 4X4

COLOR RED

REAR END 3.73 ELECTRONIC-LOCKING AXLE

SNOWPLOW PREP PACKAGE, UPFITTER SWITCHES, 410 ALTERNATOR

FISHER XV2 9'6" MILD STEEL PLOW.

Group 40440-23166, VEHICLES, Class 1-8 (Vehicle Marketplace)

Form B (Single OEM Vehicle): *Mini-Bid Response*

Form Revision: 9/12/23

GROUP 40440 – Vehicles, Class 1-8

Part A: Mini-Bid and Contractor Information		
1.0	**Mini-Bid Questions**	**Contractor Response**
1.1	**Mini-Bid Reference Number** (e.g. 12345; see the *Mini-Bid Request*)	**OGS 23166-2024811-1**
1.2	**Is the Mini-Bid for Vehicle(s) to be purchased or leased by the Authorized User?** *[click on yellow box and use drop-down menu]*	**Purchased**
1.3	**Are Vehicle(s) Built to Specifications being offered in response to the Mini-Bid?** *[click on yellow box and use drop-down menu]*	**No, Part B of this form has been left blank.**
1.4	**Are Pre-Existing Inventory Vehicle(s) being offered in response to the Mini-Bid?** *[click on yellow box and use drop-down menu]*	**Yes, Part C of this form has been completed.**
2.0	**Contractor Information**	
2.1	Full Legal Business Name, including DBA if applicable	METRO FORD SALES,INC
2.2	OGS Contract Number (e.g., PC12345)	PC68988
2.3	Federal Employer Identification Number / FEIN (e.g. 14-1234567)	14-1619871
2.4	NYS Vendor ID Number (e.g., 1000012345)	1000006901
3.0	**Primary Contact Information**	
3.1	Contact Name	WILLIAM HEARLEY
3.2	Contact Email	BILL@METROFORDNY.COM
3.3	Contact Phone (1)	518.631.6114
3.4	Contact Phone (2)	
4.0	**Secondary Contact Information**	
4.1	Contact Name	
4.2	Contact Email	
4.3	Contact Phone (1)	
4.4	Contact Phone (2)	

Part B: Vehicle(s) Built to Specifications offered for Mini-Bid		
1.0	**General Questions (Built to Spec)**	**Contractor Response**
1.1	Does the Vehicle offered meet all Authorized User Specifications for the requested Vehicle? *[Note: General specifications, and an "Additional Vehicle Specifications Document(s)" are included with each Mini-Bid Request]*	
1.2	Enter the estimated number of days after receipt of a Purchase Order, or other ordering document, that the delivery will be made.	
1.3	Enter the Final Order Due Date for the Vehicle offered for the Mini-Bid, or "TBA" if the date has not been announced by the manufacturer.	
2.0	**Vehicle Offered (Built to Spec)**	
2.1	Model Year (e.g., 2023, 2024)	
2.2	Make (e.g., Ford, Chevrolet, Dodge)	
2.3	Model (e.g., Taurus, Tahoe, Grand Caravan), and Trim Level (e.g., SE, LE, XL)	
2.4	Model Code (the OEM code used to identify a particular subset of a Vehicle Model)	
2.5	Drive Type *[click on yellow box and use drop-down menu]*	
	If the offered Drive Type is not included in the drop-down menu, enter it here	
2.6	Fuel Type *[click on yellow box and use drop-down menu]*	
	If the offered Fuel Type is not included in the drop-down menu, enter it here	
2.7	Enter the vendor business name(s) of the Aftermarket Components Provider(s), if applicable. If not applicable, enter "N/A".	

GROUP 40440 – Vehicles, Class 1-8

3.0	Additional Information (Built to Spec)	
3.1	If applicable, enter any deviations from the Authorized User Specifications, or other additional information applicable to this Mini-Bid. Bidders are strongly encouraged to submit proposed deviations to the Authorized User by email prior to the Mini-Bid Response Due Date, so that they may be given due consideration prior to the submission of Bids. Do not enter information about Options or Aftermarket Components available for the Vehicle offered, unless it has been included in the Authorized User Specifications. If not applicable, enter "N/A".	

4.0	Vehicle Price Worksheet (Built to Spec)	Price
4.1	**NYS Base MSRP**	
4.2	**NYS Discount** *[Type a number only (e.g., 5.5); Do not type a percentage sign (%) after the number; For 5.5% type 5.5, not 0.055].*	
4.3	**NYS Base Price** *[Automatically calculated: NYS Base MSRP minus NYS Discount]*	**$0.00**
4.4	**NYS Aftermarket Components Price** *[If there are no Aftermarket Components, leave blank]*	
4.5	**NYS Price for the Vehicle** *[Automatically calculated: NYS Base Price plus NYS Aftermarket Component Price]*	**$0.00**
4.6	**Number of Vehicles** *[This quantity must match the Number of Vehicles specified by the Authorized User in the Mini-Bid Request]*	
4.7	**Total Price for Mini-Bid** *[Automatically calculated: NYS Price for the Vehicle multiplied by Total Number of Vehicles]*	**Enter Pricing**

Part C: Pre-Existing Inventory Vehicle(s) offered for Mini-Bid

1.0	General Questions (Pre-Existing)	Contractor Response
1.1	Do the Vehicle(s) offered meet all Authorized User Specifications for the requested Vehicle? *[click on yellow box and use drop-down menu]* *(Note: General specifications, and an "Additional Vehicle Specifications Document" are included with each Mini-Bid Request. A Vehicle offered that does not meet all Authorized User Specifications may be deemed non-responsive and may be rejected).*	Yes

GROUP 40440 – Vehicles, Class 1-8

1.2	Will the Vehicle(s) and pricing offered for the Mini-Bid Response remain firm and not be withdrawn for at least ten (10) calendar days from the first business day immediately following the Mini-Bid response submittal deadline, or such other period of time as specified in the Mini-Bid Request, in accordance with the Contract (see *Section 2.42 Procurement Method,* Paragraph G *Timeframe for Offers in Mini-Bids)?* *[click on yellow box and use drop-down menu]*	Yes
2.0	**Additional Information (Pre-Existing)**	
2.1	If applicable, enter any deviations from the Authorized User Specifications, or other additional information applicable to this Mini-Bid. Bidders are strongly encouraged to submit proposed deviations to the Authorized User by email prior to the Mini-Bid Response Due Date, so that they may be given due consideration prior to the submission of Bids. Do not enter information about Options or Aftermarket Components available for the Vehicle offered, unless it has been included in the Authorized User Specifications. If not applicable, enter "N/A".	
3.0	**Vehicle Price Worksheet (Pre-Existing)**	

[If more than fifteen (15) Pre-Existing Inventory Vehicles are being offered for a Mini-Bid, submit an additional completed Form B (Single OEM Vehicle): Mini-Bid Response form for the Mini-Bid. Submit both Form Bs following the instructions at the top of this Form, using the following naming convention for the additional Form B "OGS 23166-XXXXXXXX-PC12345-Additional Vehicles" (i.e., OGS Award#-Mini-Bid Reference#-Contract#-Additional Vehicles)].

Ref. #	Model Year	Make	Model and Trim Level	Model Code	Exterior Color	Interior Color	Seat Fabric	Drive Type	Fuel Type	NYS Base MSRP	NYS Discount	NYS Base Price	NYS Aftermarket Components Price	NYS Price for Vehicle
(Example)	2023	Chevrolet	Traverse	CV14526	Blue Metallic	Dark Titanium	Cloth	FWD	Gasoline	$41,500.00	5.00	$39,425.00	$1,500.00	$40,925.00
001	2024	FORD	F-350	F3B	RACE RED	MED SLATE GRAY	CLOTH	4X4	GASOLLINE	$52,400.00	10.45	$46,926.82	$7,313.00	$54,239.82
002														
003														
004														
005														
006														
007														
008														
009														
010														
011														
012														
013														
014														
015														

Total Price for Mini-Bid	**$54,239.82**
Total Pre-Existing Vehicles Offered	1

Group 40440-23166, VEHICLES, Class 1-8 (Vehicle Marketplace)

Form B (Single OEM Vehicle): *Mini-Bid Response*

Form Revision: 9/12/23

GROUP 40440 – Vehicles, Class 1-8

Part A: Mini-Bid and Contractor Information

1.0	Mini-Bid Questions	Contractor Response
1.1	**Mini-Bid Reference Number** (e.g. 12345; see the *Mini-Bid Request*)	**23166-2024811-1**
1.2	**Is the Mini-Bid for Vehicle(s) to be purchased or leased by the Authorized User?** *[click on yellow box and use drop-down menu]*	**Purchased**
1.3	**Are Vehicle(s) Built to Specifications being offered in response to the Mini-Bid?** *[click on yellow box and use drop-down menu]*	**Yes, Part B of this form has been completed.**
1.4	**Are Pre-Existing Inventory Vehicle(s) being offered in response to the Mini-Bid?** *[click on yellow box and use drop-down menu]*	**Yes, Part C of this form has been completed.**
2.0	**Contractor Information**	
2.1	Full Legal Business Name, including DBA if applicable	depaula ford llc
2.2	OGS Contract Number (e.g., PC12345)	pc69145
2.3	Federal Employer Identification Number / FEIN (e.g. 14-1234567)	81-4291033
2.4	NYS Vendor ID Number (e.g., 1000012345)	1100186766
3.0	**Primary Contact Information**	
3.1	Contact Name	joshua halse
3.2	Contact Email	jhalse@depaulaford.com
3.3	Contact Phone (1)	518-477-0948
3.4	Contact Phone (2)	
4.0	**Secondary Contact Information**	
4.1	Contact Name	
4.2	Contact Email	
4.3	Contact Phone (1)	
4.4	Contact Phone (2)	

Part B: Vehicle(s) Built to Specifications offered for Mini-Bid

1.0	General Questions (Built to Spec)	Contractor Response
1.1	Does the Vehicle offered meet all Authorized User Specifications for the requested Vehicle? *[Note: General specifications, and an "Additional Vehicle Specifications Document(s)" are included with each Mini-Bid Request]*	Yes
1.2	Enter the estimated number of days after receipt of a Purchase Order, or other ordering document, that the delivery will be made.	5

GROUP 40440 – Vehicles, Class 1-8

1.3	Enter the Final Order Due Date for the Vehicle offered for the Mini-Bid, or "TBA" if the date has not been announced by the manufacturer.	
2.0	**Vehicle Offered (Built to Spec)**	
2.1	Model Year (e.g., 2023, 2024)	2024
2.2	Make (e.g., Ford, Chevrolet, Dodge)	ford
2.3	Model (e.g., Taurus, Tahoe, Grand Caravan), and Trim Level (e.g., SE, LE, XL)	F350
2.4	Model Code (the OEM code used to identify a particular subset of a Vehicle Model)	XL
2.5	Drive Type *[click on yellow box and use drop-down menu]*	4x4
	If the offered Drive Type is not included in the drop-down menu, enter it here	
2.6	Fuel Type *[click on yellow box and use drop-down menu]*	Gasoline Only
	If the offered Fuel Type is not included in the drop-down menu, enter it here	
2.7	Enter the vendor business name(s) of the Aftermarket Components Provider(s), if applicable. If not applicable, enter "N/A".	

GROUP 40440 – Vehicles, Class 1-8

3.0	Additional Information (Built to Spec)	
3.1	If applicable, enter any deviations from the Authorized User Specifications, or other additional information applicable to this Mini-Bid. Bidders are strongly encouraged to submit proposed deviations to the Authorized User by email prior to the Mini-Bid Response Due Date, so that they may be given due consideration prior to the submission of Bids. Do not enter information about Options or Aftermarket Components available for the Vehicle offered, unless it has been included in the Authorized User Specifications. If not applicable, enter "N/A".	
	RACE RED	

4.0	Vehicle Price Worksheet (Built to Spec)	Price
4.1	**NYS Base MSRP**	**$62,791.00**
4.2	**NYS Discount** *[Type a number only (e.g., 5.5); Do not type a percentage sign (%) after the number; For 5.5% type 5.5, not 0.055].*	**8.00**
4.3	**NYS Base Price** *[Automatically calculated: NYS Base MSRP minus NYS Discount]*	**$57,767.72**
4.4	**NYS Aftermarket Components Price** *[If there are no Aftermarket Components, leave blank]*	
4.5	**NYS Price for the Vehicle** *[Automatically calculated: NYS Base Price plus NYS Aftermarket Component Price]*	**$57,767.72**
4.6	**Number of Vehicles** *[This quantity must match the Number of Vehicles specified by the Authorized User in the Mini-Bid Request]*	**1**
4.7	**Total Price for Mini-Bid** *[Automatically calculated: NYS Price for the Vehicle multiplied by Total Number of Vehicles]*	**$57,767.72**

Part C: Pre-Existing Inventory Vehicle(s) offered for Mini-Bid

1.0	General Questions (Pre-Existing)	Contractor Response
1.1	Do the Vehicle(s) offered meet all Authorized User Specifications for the requested Vehicle? *[click on yellow box and use drop-down menu]* (*Note: General specifications, and an "Additional Vehicle Specifications Document" are included with each Mini-Bid Request. A Vehicle offered that does not meet all Authorized User Specifications may be deemed non-responsive and may be rejected).*	Yes

GROUP 40440 – Vehicles, Class 1-8

1.2	Will the Vehicle(s) and pricing offered for the Mini-Bid Response remain firm and not be withdrawn for at least ten (10) calendar days from the first business day immediately following the Mini-Bid response submittal deadline, or such other period of time as specified in the Mini-Bid Request, in accordance with the Contract (see *Section 2.42 Procurement Method,* Paragraph G *Timeframe for Offers in Mini-Bids)?* *[click on yellow box and use drop-down menu]*	
2.0	**Additional Information (Pre-Existing)**	
2.1	If applicable, enter any deviations from the Authorized User Specifications, or other additional information applicable to this Mini-Bid. Bidders are strongly encouraged to submit proposed deviations to the Authorized User by email prior to the Mini-Bid Response Due Date, so that they may be given due consideration prior to the submission of Bids. Do not enter information about Options or Aftermarket Components available for the Vehicle offered, unless it has been included in the Authorized User Specifications. If not applicable, enter "N/A".	
	UNIT IS IN STOCK...PRICE INCLUDES XV2 9-6 MILD STEEL (YELLOW BLADE)	
3.0	**Vehicle Price Worksheet (Pre-Existing)**	

[If more than fifteen (15) Pre-Existing Inventory Vehicles are being offered for a Mini-Bid, submit an additional completed Form B (Single OEM Vehicle): Mini-Bid Response form for the Mini-Bid. Submit both Form Bs following the instructions at the top of this Form, using the following naming convention for the additional Form B "OGS 23166-XXXXXXXX-PC12345-Additional Vehicles" (i.e., OGS Award#-Mini-Bid Reference#-Contract#-Additional Vehicles)].

Ref. #	Model Year	Make	Model and Trim Level	Model Code	Exterior Color	Interior Color
(Example)	2023	Chevrolet	Traverse	CV14526	Blue Metallic	Dark Titanium
001						
002						
003						
004						
005						
006						
007						
008						
009						
010						
011						
012						
013						
014						
015						

GROUP 40440 – Vehicles, Class 1-8

RESOLUTION NO. 457.24

AUTHORIZE STIPULATION OF SETTLEMENT WITH BJS WAREHOUSE CLUB INC.

WHEREAS, the Town of Rotterdam has litigated this Article 7, Real Property Tax Certiorari proceeding with BJ's Warehouse Club Inc., regarding real property taxes upon the premises located at 70 W Campbell Rd., SBL 48.5-3-10.12 for 2024; and

WHEREAS, the Town's tax certiorari defense counsel, the attorney for the Petitioner, and the Assessor have conferenced this matter and agreed, subject to Town Board approval, to a reduction of assessed value for the above-referenced year, from eight million six hundred seventy five thousand and 00/100 dollars ($8,675,000.00) to six million five hundred seventy two thousand forty hundred eighty and 00/100 dollars ($6,572,480.00) for the property located at 70 W Campbell Rd., SBL 48.5-3-10.12 for 2024, with RPTL 727 to apply in accordance with its terms to the 2024 tax roll assessed value established hereunder; and

WHEREAS, it is deemed in the Town's best interest to settle the case for the above stated amount; NOW

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 to enter into a stipulation of settlement on behalf of the Town of Rotterdam, in the matter BJ's Warehouse Club Inc v. Town of Rotterdam, et al., Index Number 2024-1548, Article 7 Real Property Tax Certiorari proceedings for the tax year 2024 consistent with the terms set forth above.

SECTION 2. This resolution shall become effective December 11, 2024

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: November 27, 2024

TO: Town Board

FROM: Brad Canning, Assessor

TITLE OF LEGISLATIVE REQUEST: Settlement of Tax Certiorari filed by BJ's Warehouse Club, Inc. (LBW Rotterdam LLC) for 2024. SBL 48.5-3-10.12

TO BE PLACED ON TOWN BOARD AGENDA OF: December 11, 2024

TO BE PLACED ON TOWN BOARD MEETING OF: December 11, 2024

Background Information: Applicants filled Article 7 tax certioraris for the property located at 70 W Campbell Rd., SBL 48.5-3-10.12

Evaluation/Analysis: Based on discussions between the Assessor and Attorneys representing the Town and Petitioner, an agreement to settle has been reached.

Recommendation(s): Approval of stipulation.

Attachment/Document(s): Order of Stipulation.

Compliance with Purchasing Policy: n/a

Effect(s) on Existing Law(s): RPTL 727 is enforced.

LEGISLATION WILL BE PREPARED BY: Town Attorney

File #22883-4006

At a Special Condemnation and Tax Certiorari Term of the Supreme Court of the State of New York, held in and for the County of Schenectady, New York, on the ____ day of , 2024.

P R E S E N T:

HON. MICHAEL CUEVAS, JSC
Justice

In the Matter of

BJ'S WHOLESALE CLUB, INC.

PETITIONER,

-AGAINST-

THE BOARD OF ASSESSORS AND/OR THE ASSESSOR OF THE TOWN OF ROTTERDAM, AND THE BOARD OF ASSESSMENT REVIEW,

RESPONDENTS,

AND

SCHALMONT CENTRAL SCHOOL DISTRICT,

INTERVENOR-RESPONDENT.

CONSENT ORDER & JUDGMENT

Index #	**Assessment Year**
2024-1548	2024

Section 48.5, Block 3, Lot 10.12

The above Petitioner having heretofore served and filed the Petitions and Notices to review the tax assessments fixed by the Town of Rotterdam for the assessment year 2024 upon certain real property constituting the following assessment parcel and designated as Tax Map No. 48.5-3-10.12, on the official Assessment Map of the Town of Rotterdam, and

The issues of these proceedings having duly come on for trial at an IAS Term of this Court, and the Petitioner having appeared by ERIN A. O'BRIEN, ESQ. of CULLEN AND DYKMAN LLP, and the Respondents having appeared by SCOTT RONDA, ESQ., of LAW OFFICE OF ROBERT L. BEEBE, LLC, and the Intervenor-Respondent having appeared by CHRISTOPHER J. HONEYWELL, ESQ. of HONEYWELL LAW FIRM, PLLC. and the Parties having made their settlement, it is

ORDERED, that the assessments on the above-referenced property be and the same are hereby reduced, corrected and fixed for the assessment year as follows:

TAX MAP NO. 48.5-3-10.12

ASSESSMENT YEAR	ORIGINAL ASSESSMENT	REDUCTION	FINAL ASSESSMENT
2024	8,675,000	2,102,520	6,572,480

and so reduced and confirmed, it is further

ORDERED, ADJUDGED AND DECREED that the officer or officers having custody of the assessment rolls upon which the above-mentioned assessments and any taxes levied thereon are entered shall correct the said entries in conformity with this Order and shall note upon the margin of said rolls, opposite said entries, that the same have been corrected by the authority of this Order, and it is further

ORDERED, that there shall be audited, allowed and paid to the Petitioner by the Town of Rotterdam the amount of Town taxes paid by the Petitioner as taxes against the said erroneous assessments in excess of what the taxes would have been if the said assessments made in the aforesaid years had been determined by this Order, together with interest thereon from the date of payment thereof as provided by statute, and it is further

ORDERED, that there shall be audited, allowed and paid to the Petitioner by the Schalmont Central School District of the Town of Rotterdam, the amount of School taxes paid by the Petitioner as taxes against the said erroneous assessments in excess of what the taxes would have been if the said assessments made in the aforesaid years had been determined by this Order, together with interest from the date of payment thereof as provided by statute, and it is further

ORDERED AND DIRECTED that the County Legislators of the County of Schenectady, State of New York, be and are hereby directed and authorized to audit, allow and to pay to the Petitioner the amount, if any, of State, County, Judiciary, Sewer District and any special taxes paid by the Petitioner as taxes against said erroneous assessments in excess of what the taxes would have been if the said

assessments had been as determined by this Order, together with interest thereon from the date of payment thereof as provided by statute, and it is further

ORDERED AND DIRECTED, that all tax refunds are to be paid with interest pursuant to §726 of the Real Property Tax Law of the State of New York; except that in the event the refund of taxes is paid within sixty (60) days from the date of service of a copy of this judgment upon the Schenectady County Commissioner of Finance, Town of Rotterdam Receiver of Taxes and the Schalmont Central School District Superintendent, then interest is waived; together with the amounts of interest and penalties, if any, paid on the excess of any of the aforesaid taxes by reason of delinquent payment, and it is further

ORDERED AND DIRECTED, that all tax refunds hereinabove directed to be made by Respondent, the Town of Rotterdam, and/or any of the various taxing authorities, be made by check or draft payable to the order of CULLEN AND DYKMAN LLP, as attorneys for the Petitioner, who are to hold the proceeds as trust funds for appropriate distribution, and who are to remain subject to the further jurisdiction of this Court in regard to their attorney's lien, pursuant to Judiciary Law §475, and it is further

ORDERED AND DIRECTED, that the moratorium imposed by RPTL §727, as well as the exceptions contained therein, shall apply to this settlement for the 2025/26, 2026/27 and 2027/28 tax years, and it is further

ORDERED, that this Order hereby constitutes and represents full settlement of each of the tax review proceedings herein, and there are no costs or allowances awarded to, by or against any of the Parties, and that upon compliance with the terms of this Order, the above-entitled proceedings be and the same are settled and discontinued.

ENTER,

J.S.C.

SIGNING AND ENTRY OF THE WITHIN
ORDER IS HEREBY CONSENTED TO:

TOWN OF ROTTERDAM

_____

By: SCOTT RONDA, ESQ.
Attorneys for Respondents
LAW OFFICE OF ROBERT L. BEEBE, LLC
514 Vischers Ferry Road
Clifton Park, NY 12065
(518) 373-1500

CULLEN AND DYKMAN LLP



_____

By: ERIN A. O'BRIEN, ESQ.
Attorneys for Petitioner
333 Earle Ovington Blvd
Uniondale, NY 11553
(516) 357-3700
eobrien@cullenllp.com

SCHALMONT CENTRAL SCHOOL DISTRICT

_____

By: CHRISTOPHER J. HONEYWELL, ESQ.
Attorneys for Intervenor-Respondents
HONEYWELL LAW FIRM, PLLC
187 Wolf Road, Suite 202
Albany, NY 12205
(518) 512-4580

RESOLUTION NO. 458.24

AUTHORIZE STIPULATION OF SETTLEMENT WITH COLUMBIA ALTAMONT LLC

WHEREAS, the Town of Rotterdam has litigated this Article 7, Real Property Tax Certiorari proceeding with Columbia Altamont LLC, regarding real property taxes upon the premises located at 1925 Curry Rd., SL 59.9-7-1 in 2020 and 2021; and

WHEREAS, the Town's tax certiorari defense counsel, the attorney for the Petitioner, and the Assessor have conferenced this matter and agreed, subject to Town Board approval, to a reduction of assessed value for the above-referenced years, from one million seven hundred forty thousand and 00/100 dollars ($1,740,000.00) to one million five hundred forty thousand and 00/100 dollars ($1,540,000.00) for the property located at 1925 Curry Rd., SL 59.9-7-1 in 2020 and 2021; and

WHEREAS, it is deemed in the Town's best interest to settle the case for the above stated amount; NOW

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 to enter into a stipulation of settlement on behalf of the Town of Rotterdam, in the matter Columbia Altamont LLC v. Town of Rotterdam, et al., Index Number 2020-0823 and 2021-1462, Article 7 Real Property Tax Certiorari proceedings for the tax years 2020 and 2021 consistent with the terms set forth above.

SECTION 2. This resolution shall become effective December 11, 2024

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: November 27, 2024

TO: Town Board

FROM: Brad Canning, Assessor

TITLE OF LEGISLATIVE REQUEST: Settlement of Tax Certiorari filed by Columbia Altamont LLC for years 2020 and 2021. SBL 59.9-7-1

TO BE PLACED ON TOWN BOARD AGENDA OF: December 11, 2024

TO BE PLACED ON TOWN BOARD MEETING OF: December 11, 2024

Background Information: Applicants filled Article 7 tax certioraris for the property located at 1925 Curry Rd., SL 59.9-7-1 in 2020 and 2021.

Evaluation/Analysis: Based on discussions between the Assessor and Attorneys representing the Town, School, and Petitioner, an agreement to settle has been reached. Settlement applies to the 2020 and 2021 roll years only.

Recommendation(s): Approval of stipulation.

Attachment/Document(s): Order of Stipulation.

Compliance with Purchasing Policy: n/a

Effect(s) on Existing Law(s): RPTL 727 is not enforced.

LEGISLATION WILL BE PREPARED BY: Town Attorney

STATE OF NEW YORK
SUPREME COURT COUNTY OF SCHENECTADY

In the Matter of the Application of **COLUMBIA ALTAMONT LLC,**

Petitioner,

-against-

BOARD OF ASSESSMENT REVIEW AND ASSESSOR OF THE TOWN OF ROTTERDAM AND THE TOWN OF ROTTERDAM,

Respondents.

and

MOHONASEN CENTRAL SCHOOL DISTRICT,

Respondent-Intervenor.

For the review of the assessment for the years 2021 and 2022 of certain real property in the said **TOWN OF ROTTERDAM.**

STIPULATION & ORDER OF SETTLEMENT

Index Nos.: 2020-0823 & 2021-1462

RJI Nos. 46-1-2020-0381 46-1-2021-0590

Assigned Judge:
Hon. Thomas D. Buchanan, J.S.C.

The above named Petitioner having duly brought these Real Property Tax Law ("RPTL") Article 7 proceedings to review the tax assessments made against the premises owned by the Petitioner and located at 1925 Curry Road (SBL No.: 59.9-7-1) in the Town of Rotterdam, County of Schenectady, State of New York (the "Parcel"), for the 2020 and 2021 assessment rolls being the real property mentioned and more fully described in the petitions made and filed herein, and issue having been duly joined herein, and the Petitioner having appeared by Goldman Attorneys PLLC, Erika C. Browne, Esq., the Respondents Board of Assessment Review and Assessor of the Town of Rotterdam and the Town of Rotterdam (the "Respondents") having appeared by Scott M. Ronda, Esq., Respondent-Intervenor Mohonasen Central School District having appeared by Tabner, Ryan & Keniry, LLP, William F. Ryan, Jr., Esq., and the parties having entered into and consent to this Stipulation & Order of Settlement;

NOW, on motion of Goldman Attorneys PLLC, attorneys for Petitioner, it is hereby,

1. ORDERED, ADJUDGED and DECREED, that the 2020 assessment of the Parcel in the Town of Rotterdam, County of Schenectady, State of New York on the assessment roll of the Town of Rotterdam for the year 2020 be corrected and reduced as follows:

Property	Original Assessed Value	Corrected Assessed Value	Reduction in Assessed Value
1925 Curry Rd (SBL No.: 59.9-7-1)	$1,740,000	$1,540,000	$200,000

; and it is further;

2. ORDERED, ADJUDGED and DECREED, that the 2021 assessment of the Parcel in the Town of Rotterdam, County of Schenectady, State of New York on the assessment roll of the Town of Rotterdam for the year 2021 be corrected and reduced as follows:

Property	Original Assessed Value	Corrected Assessed Value	Reduction in Assessed Value
1925 Curry Rd (SBL No.: 59.9-7-1)	$1,740,000	$1,540,000	$200,000

; and it is further;

3. ORDERED, ADJUDGED and DECREED, that the provisions of RPTL §727 shall not apply to this settlement; and it is further,

4. ORDERED, ADJUDGED and DECREED, that the County of Schenectady (the "County") shall refund any excess County taxes paid including special district charges, on account of the reductions set forth above to the 2020 and 2021 assessments of the Parcel for the 2020 and 2021 assessment rolls used to generate the 2021 and 2022 County taxes including special district charges, if any, on the Parcel; and it is further,

5. ORDERED, ADJUDGED and DECREED, that the Town of Rotterdam (the "Town") and/or the County shall refund any excess Town taxes paid, including special district charges, on

account of the reductions set forth above to the 2020 and 2021 assessments of the Parcel for the 2020 and 2021 assessment rolls used to generate the 2021 and 2022 Town taxes including special district charges, if any, on the Parcel; and it is further,

6. ORDERED, ADJUDGED and DECREED, that the Mohonasen Central School District (the "School District") shall refund any excess School District taxes (including the library taxes) paid on account of the reductions set forth above to the assessments of the Parcel on account of the 2020 and 2021 assessment rolls used to generate the 2020-2021 and 2021-2022 School District taxes (including the library taxes) on the Parcel; and it is further,

7. ORDERED, ADJUDGED and DECREED, that the refunds, set forth above, shall be paid to Goldman Attorneys PLLC, attorneys for the Petitioner, 255 Washington Avenue Extension, Suite 108, Albany, New York 12205, without interest or costs, provided any such refunds are made within sixty (60) days of the service of this Stipulation and Order of Settlement with notice of entry thereof.

Dated: _____, 2024
Schenectady, New York

SO ORDERED:

_____
Hon. Thomas D. Buchanan
Justice, Supreme Court

STIPULATION

The Attorneys for the respective Parties do hereby consent to this Stipulation & Order of Settlement.

Dated: _____, 2024

GOLDMAN ATTORNEYS PLLC

By: _____

Erika C. Browne, Esq.
Paul J. Goldman, Esq.
Attorneys for Petitioner
Columbia Altamont LLC
255 Washington Avenue Extension, Suite 108
Albany, New York 12205
(518) 431-0941
ebrowne@goldmanpllc.com

Dated: _____, 2024

By: _____

Scott M. Ronda, Esq.
Attorney for Respondents
Town of Rotterdam
1 Vosburgh Road, Suite 2
Mechanicville, New York 12118-3613
(518) 605-0703
sronda@beebelaw.com

Dated: 25 November 2024

TABNER, RYAN & KENIRY, LLP

By: W. Ryan Jr.

William F. Ryan, Jr., Esq.
Attorneys for Respondent-Intervenor
Mohonasen Central School District
18 Corporate Woods Boulevard, Suite 8
Albany, New York 12211
(518) 512-5325
wfr@trklaw.com

RESOLUTION NO. 459.24

TO AWARD BID FOR ROTTERDAM POLICE DEPARTMENT CAR WASH SERVICES

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, December 4, 2024, posted an official report of all bid submissions received to the Empire State Purchasing Group on BidNet (https://bidnetdirect.com/townofrotterdam). Additionally, the official bid report and all bids were made available in the Office of the Town Clerk on December 2, 2024, for public inspection upon request for the purchase by the Town of Rotterdam of the following:

ROTTERDAM POLICE DEPARTMENT CAR WASH SERVICES

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 the purchase of Rotterdam Police Department Car Wash Services, to Colonial Car Wash, located at 1530 Altamont Ave, Rotterdam, New York 12303, at the mutual consent of both the Town and Colonial Car Wash, according to the pricing in the attached bidding documents, commencing January 1, 2025, through December 31, 2026.

SECTION 2. The Supervisor of the Town of Rotterdam is hereby authorized to execute a contract with the said bidder in accordance with the terms of the bid proposal as submitted. Summary of the bid prices are on file in the Town Clerk's Office.

SECTION 3. This resolution shall become effective December 11, 2024

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 3, 2024

TO: Legislative Review Board

FROM: Deputy Chief William Male

TITLE OF REQUEST: Award car washing services bid to Colonial Car Wash for a two year period commencing January 1, 2025 thru December 31, 2026, for Rotterdam Police Department vehicles.

TOWN BOARD MEETING: December 11, 2024

Background Information: The Rotterdam Police Department's contract for car wash services expires on December 31, 2024. An invitation for bids was posted on BidNet on November 15, 2024 and closed on December 2, 2024 at 10:45am. There were three bids submitted. Colonial Car Wash submitted the lowest responsible bid for services.

Evaluation/Analysis: N/A

Recommendation(s): Award bid to Colonial Car Wash for a two year period beginning January 1, 2025 and running through December 31, 2026.

Attachment/Document(s): Bid Proposal from Colonial Car Wash

Compliance with Purchasing Policy: Yes

Effect(s) on Existing Law(s): General Municipal Law section 103

LEGISLATION WILL BE PREPARED BY: RPD

COLONIAL CAR WASH

Town of Rotterdam

Request for Bids

Rotterdam Police Department
Car Wash Services

Bid Opening:
December 2, 2024
@ 10:45 a.m.

TOWN OF ROTTERDAM BID FORM:
Rotterdam Police Department Car Wash Services

The undersigned has read, understands, and agrees to all conditions of this bid form and will furnish material as follows :

Sealed bids for the furnishing of all labor and/or material necessary for the Town of Rotterdam Police Department Car Wash Services will be received by the Town of Rotterdam Town Clerk at 1100 Sunrise Boulevard, Rotterdam, New York 12306 until 10:45 a.m. local time on Monday December 2, 2024 at which time and place they will be publicly opened and read aloud.

ITEM I - INTENT
1. The specification as listed is intended for Car Wash Services for all Rotterdam Police Department Vehicles, marked and unmarked.
2. We are requesting these bids for Car Wash Services for the years 2025-2026. Prices must be for the complete contract period.

ITEM II- BID FORMAT
1. We are requesting each bidder to submit a bid offering the cost per vehicle, per wash.

ITEM III-GENERAL BIDDER INFORMATION
1. No bid will be considered unless the bidder can meet the following conditions:

a) Bidder must guarantee all cleaning must be done properly and without damage to vehicles. If such damage develops the damage shall be replaced and/or repaired without cost to the Town of Rotterdam.

b) Bidder must expressly understand and agree to:
SECTION 103 OF THE GENERAL MUNICIPAL LAW - WAIVER OF IMMUNITY (CHAPTER 675) - LAWS OF 1966 - It is expressly understood and agreed that upon refusal of the bidder or any agent or employee of the bidder, when called before a Grand Jury to testify concerning any transaction of bid with the State of New York any political subdivision thereof, a public authority thereof or a waiver of immunity against subsequent prosecution to answer any relevant questions concerning such transaction or bid, shall cause the cancellation termination of this bid and the municipality shall be liable the bidder only for goods delivered or work done prior to the time of said cancellation.
SECTION 220-3-(b) OF THE LABOR LAW - NON, DISCRIMINATION - Neither contractor nor any person on their behalf shall, in any manner, discriminate against or intimidate any employee hired for the performance of work under, this contract on account of race, creed, color, sex or national origin.
SECTION 109 OF THE GENERAL MUNICIPAL LAW - NON-ASSIGNABILITY -The contractor is prohibited from assigning, transferring, conveying, subletting or otherwise disposing of this contract, or of contractor's power to execute this contract, to any other person or corporation without the previous consent in writing of the owner.

TOWN OF ROTTERDAM BID PROPOSAL:
Rotterdam Police Department Car Wash Services

The entire bid is strictly in accordance with the specification set forth in the bid documents herein. NOTE: Any questions should be submitted in writing to Deputy Chief William Male, Town of Rotterdam Police Department wmale@rotterdamny.org

COST PER VEHICLE 5.00 **PER VEHICLE WASH**

WE THE UNDERSIGNED hereby offer to supply Car Wash Services to the Town of Rotterdam Police Department for vehicles, marked and unmarked. The services shall not be limited to these specifications if your standard equipment exceeds such specifications. Further, all standard or necessary services not specified or stipulated will be included. All bids must be per item, EACH.

Adirondack Enterprises

Signature

DBA Colonial Car Wash
Name of Company or Corporation

1530 Altamont Ave
Address

Rotterdam NY 12303
City *State* *Zip*

vmangini@fisorealtygroup.com
Email & Telephone

I understand if I am chosen as the lowest responsible bidder, that I must comply with all federal, state, and local laws, as well as rules, regulations, policies and guidance, including the State of New York's newly released guidance on sexual harassment. By submitting a bid, I acknowledge receipt of the Town of Rotterdam *"Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace"* Policy.

If submitting bid in person or by mail, ***please write bid title on the outside envelope*** *and submit in a sealed envelope to the Town Clerks Office, 1100 Sunrise Blvd, Rotterdam, NY 12306, during regular business hours, Monday – Friday 8am- 4pm.*

INSTRUCTIONS TO BIDDERS

1. All bids must be submitted before **10:45 a.m. on December 2, 2024,** the day of opening.

2. Electronic and in person proposals for the furnishing and delivery of goods/services as required for the Town of Rotterdam, as set forth in the specifications prepared by the Town Board and received by **10:45 a.m. December 2, 2024** will be opened electronically and in person at that time, via Empire State Purchasing Group on the BidNet website (http://www.bidnetdirect.com/townofrotterdam). The Town Board will subsequently post an official report to the Empire State Purchasing Group on BidNet by the close of business the same day, of all bid submissions received. 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.

3. Digital Copies of Drawings and 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(s) 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.

4. Purchases made by the Town of Rotterdam are not subject to State or local taxes or Federal excise taxes. Exemption certificates will be furnished upon request.

5. An "Affidavit of Non-Collusion" is attached and forms a part of this bid proposal. By submission of this bid, each bidder and each person signing on behalf of any bidder, certifies under penalty of perjury, that to the best of his/her knowledge and belief that the prices of the bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter related to such prices with any other bidder or competitor; that the prices quoted have not and will not be disclosed prior to opening, directly or indirectly, to any other bidder or competitor; that no attempt has been or will be made to induce any other person, partnership or corporation to submit or not submit a bid for the purpose of restricting competition. Each bidder must state that no officer of the Town of Rotterdam or member of the Town Board is directly or indirectly interested in the proposal. Failure to sign this statement will constitute grounds for rejection of bid.

6. Each bidder must acknowledge receipt of and comply with the Town's Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace policy.

7. Bid proposals shall remain firm, pending bid award, for a period not to exceed thirty (30) days from the bid opening date.

8. The Town Board reserves the right to reject any or all bids and re-advertise.

9. All bids are to be on the basis of delivery prepaid to destination, which shall be buildings of the Town of Rotterdam as specified (if applicable).

10. Delivery(if applicable): Time is of the essence. Material is required as soon as possible and guaranteed date of delivery may be taken into consideration in making award. Upon failure to make delivery as promised, the Town Board of the Town of Rotterdam, New York, may consider the contract breached and will then feel free to go into the open market and to maintain an action against the contractor to recover any differences which the Town Board might stand to lose between the contract price and the market price.

11. Where items or articles or equipment or supplies are designated as manufactured by a specific manufacturer, it is to be understood that the articles as specified represent an accepted standard. Where certain brands of materials, apparatus, or equipment are specified, such goods have been selected in order to establish a standard for the particular service required, but it is not the intention to limit competition thereby. If the bidder proposes to furnish the article which is specified, he is to fill in the amount on the line indicated. If he desires to bid on a substitute for the article specified, which is claimed to be equivalent to the standard specified, the amount should be recorded and also identified as "substitute" bid and furnish the required information relating to the manufacturer. In cases where the bid is based upon a substitute article, the bidder will be asked to submit a sample. Samples will be returned, if desired, as soon as the award is made.

12. The Town Board of the Town of Rotterdam reserves the right to waiver any informalities on bids received, and to accept reasonable substitutes for specified items as long as such substitutes in no way affect the performance of the item for which the bid has been requested.

13. The approximate quantities shown in the bidding documents are not meant to imply that said quantities will in fact be purchased. Payment will be based on an "as delivered" basis at the facilities listed using actual quantities received.

14. Failure to adequately and fully complete the bid packet and/or questions contained in the RFP shall be disqualified and the bid shall be rejected.

NON-COLLUSION BIDDING CERTIFICATION

A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, an in the case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:

1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;

2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and

3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

B. A bid shall not be considered for award nor shall any award be made where (A), (1), (2), and (3) above have not been complied with; provided however, that if in any case the bidder cannot make the foregoing certificating, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reason therefore. Where (A), (1), (2), and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made or his designee, determines that such disclosure was not made for the purpose of restricting competition.

C. The fact that the bidder (A) has published price lists, rates or tariffs governing items being procured, (B) has informed prospective customers of proposed or pending publication of new or revised price lists for such items or (C) has sold the same item to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning subparagraph (A)(1).

D. Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or state services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, or local law, and where such bid contains the certification referred to in subdivision one (1) of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

Name of Firm: Cattamore Enterprises

Signed by: Robin Mangini Title: Rep

Signature: [signature] Date: 11/21/24

Email: rmangini@hslorealtygroup.com

RESOLUTION AUTHORIZING SUBMISSION OF BIDS BY CORPORATION AND EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

Resolved that _____be authorized to sign and submit the bid or proposal of this corporation for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of such corporation, and for any inaccuracies or misstatements in such certificate this corporate bidder shall be liable under the penalties of perjury.

The foregoing is a true and correct copy of the resolution adopted by _____ _____ corporation at a meeting of its board of directors held on the _____ day of _____ _____, **20__.**

(SEAL OF THE CORPORATION)

_____

Signature of Secretary

INDIVIDUAL EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

I, _____ hereby sign and submit this bid or proposal for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of this individual, and for any inaccuracies or misstatements in such certificate this individual bidder shall be liable under the penalties of perjury.

_____ _____

Signature of Individual Date

TOWN OF ROTTERDAM WAIVER ON IMMUNITY CLAUSE

The undersigned bidder agrees to sign a Waiver of Immunity Clause agreeing if called before a Grand Jury to testify concerning the bid or contract, to sign a Waiver of Immunity against Criminal transaction, bid or contract:

Name of Firm:_____

Signed by:_____ Title: _____

Signature:_____ Date:_____

RESOLUTION NO. 460.24

TO AWARD BID FOR ROTTERDAM POLICE DEPARTMENT UNIFORM AND CIVILIAN CLOTHING DRY CLEANING

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, December 4, 2024, posted an official report of all bid submissions received to the Empire State Purchasing Group on BidNet (https://bidnetdirect.com/townofrotterdam). Additionally, the official bid report and all bids were made available in the Office of the Town Clerk on December 2, 2024, for public inspection upon request for the purchase by the Town of Rotterdam of the following:

ROTTERDAM POLICE DEPARTMENT UNIFORM AND CIVILIAN CLOTHING DRY CLEANING

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 the purchase of Rotterdam Police Department Uniform And Civilian Clothing Dry Cleaning, to Smith's Dry Cleaning Delivery Service, located at 2568 Western Avenue, Apt. 3-08, Altamont, New York 12009, at the mutual consent of both the Town and Smith's Dry Cleaning Delivery Service, according to the individual pricing in the attached bidding documents, commencing January 1, 2025 through December 31, 2026.

SECTION 2. The Supervisor of the Town of Rotterdam is hereby authorized to execute a contract with the said bidder in accordance with the terms of the bid proposal as submitted. Summary of the bid prices are on file in the Town Clerk's Office.

SECTION 3. This resolution shall become effective December 11, 2024

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 3, 2024

TO: Legislative Review Board

FROM: Deputy Chief William Male

TITLE OF REQUEST: Award dry cleaning services bid to Smith's Dry Cleaning Delivery Service for a two year period commencing January 1, 2025 thru December 31, 2026, for Rotterdam Police Department Officer's uniforms / clothing.

TOWN BOARD MEETING: December 11, 2024

Background Information: The Rotterdam Police Department's contract for dry cleaning services expires on December 31, 2024. An invitation for bids was posted on BidNet on November 15, 2024 and closed on December 2, 2024 at 11:00am. Smith's Dry Cleaning Delivery Service was the sole bidder.

Evaluation/Analysis: N/A

Recommendation(s): Award bid to Smith's Dry Cleaning Delivery Service for a two year period beginning January 1, 2025 and running through December 31, 2026.

Attachment/Document(s): Bid Proposal from Smith's Dry Cleaning Delivery Service

Compliance with Purchasing Policy: Yes

Effect(s) on Existing Law(s): General Municipal Law section 103

LEGISLATION WILL BE PREPARED BY: RPD

Town of Rotterdam

Request for Bids

Rotterdam Police Department
Uniform and Civilian Clothing Dry Cleaning

Bid Opening:
December 2, 2024
@ 11:00 a.m.

TOWN OF ROTTERDAM BID FORM:

Rotterdam Police Department Uniform and Civilian Clothing Dry Cleaning

The undersigned has read, understands, and agrees to all conditions of this bid form and will furnish material as follows:

Sealed bids for the furnishing of all labor and/or material necessary for the Town of Rotterdam Police Department Uniform and Civilian Clothing Dry Cleaning will be received by the Town of Rotterdam Town Clerk at 1100 Sunrise Boulevard, Rotterdam, New York 12306 until 11:00 AM local time on Monday December 2, 2024 at which time and place they will be publicly opened and read aloud.

ITEM I - INTENT

1. The specification as listed is intended for dry cleaning of standardized uniforms and civilian clothing as presently used by the Rotterdam Police Department.
2. We are requesting these bids for dry cleaning services of uniforms and street clothes for the years 2025-2026. Prices must be for the complete contract period.

ITEM II- BID FORMAT

1. We are requesting each bidder to submit on each item and not the total bid.

ITEM III-GENERAL BIDDER INFORMATION

1. No bid will be considered unless the bidder can meet the following conditions:

a) Bidder must guarantee all dry cleaning must be done properly and without damage to clothing. If such damage does develop the fault shall be replaced and/or repaired without cost to the Town of Rotterdam.

b) Bidder must expressly understand and agree to:

SECTION 103 OF THE GENERAL MUNICIPAL LAW - WAIVER OF IMMUNITY (CHAPTER 675) - LAWS OF 1966 - It is expressly understood and agreed that upon refusal of the bidder or any agent or employee of the bidder, when called before a Grand Jury to testify concerning any transaction of bid with the State of New York any political subdivision thereof, a public authority thereof or a waiver of immunity against subsequent prosecution to answer any relevant questions concerning such transaction or bid, shall cause the cancellation termination of this bid and the municipality shall be liable the bidder only for goods delivered or work done prior to the time of said cancellation.

SECTION 220-3-(b) OF THE LABOR LAW - NON, DISCRIMINATION - Neither contractor nor any person on their behalf shall, in any manner, discriminate against or intimidate any employee hired for the performance of work under, this contract on account of race, creed, color, sex or national origin.

SECTION 109 OF THE GENERAL MUNICIPAL LAW - NON-ASSIGNABILITY -The contractor is prohibited from assigning, transferring, conveying, subletting or otherwise disposing of this contract, or of contractor's power to execute this contract, to any other person or corporation without the previous consent in writing of the owner.

159

November 13, 2024

TOWN OF ROTTERDAM BID PROPOSAL:
Rotterdam Police Department Uniform and Civilian Clothing Dry Cleaning

BID PROPOSAL SHEET

1. **PANTS**

Dress	$ 8.95	each
Uniform	$ 5.45	each
Bicycle Shorts	$ 7.95	each

2. **SHIRTS**

uniform Short Sleeves	$ 7.00	each
uniform Long Sleeves	$ 7.50	each
Dress Shirt	$ 3.95	each

3. **COATS**

A.	Dress Coat	$ 18.00 - 24.00	each
B.	Dress Blouse	$ 8.95 - 15.00	each
C.	Winter Coat	$ 17.00 - 22.00	each

4. **Sweater/Commando** $ 8.95 each

5. **Tie** $ 6.00 each

6. **Suit** $ 18.50 each

7. **Sport Jacket** $ 11.00 each

160

November 13, 2024

TOWN OF ROTTERDAM

Rotterdam Police Department Uniform and Civilian Clothing Dry Cleaning

The entire bid is strictly in accordance with the specification set forth in the bid documents herein. NOTE: Any questions should be submitted in writing to Deputy Chief William Male, Town of Rotterdam Police Department wmale@rotterdamny.org

Adam Smith
Signature

Smith's Dry Cleaning Delivery Service
Name of Company or Corporation

2568 Western Ave. Apt. 3-08
Address

Altamont, NY 12009
City *State* *Zip*

Smithsdrycleaners@gmail.com 518-506-0983
Email & Telephone

I understand if I am chosen as the lowest responsible bidder, that I must comply with all federal, state, and local laws, as well as rules, regulations, policies and guidance, including the State of New York's newly released guidance on sexual harassment. By submitting a bid, I acknowledge receipt of the Town of Rotterdam *"Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace"* Policy.

If submitting bid in person or by mail, ***please write bid title on the outside envelope*** *and submit in a sealed envelope to the Town Clerks Office, 1100 Sunrise Blvd, Rotterdam, NY 12306, during regular business hours, Monday – Friday 8am- 4pm.*

INSTRUCTIONS TO BIDDERS

1. All bids must be submitted before **11:00 a.m. on December 2, 2024,** the day of opening.

2. Electronic and in person proposals for the furnishing and delivery of goods/services as required for the Town of Rotterdam, as set forth in the specifications prepared by the Town Board and received by **11:00 a.m. December 2, 2024** will be opened electronically and in person at that time, via Empire State Purchasing Group on the BidNet website (http://www.bidnetdirect.com/townofrotterdam). The Town Board will subsequently post an official report to the Empire State Purchasing Group on BidNet by the close of business the same day, of all bid submissions received. 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.

3. Digital Copies of Drawings and 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(s) 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.

4. Purchases made by the Town of Rotterdam are not subject to State or local taxes or Federal excise taxes. Exemption certificates will be furnished upon request.

5. An "Affidavit of Non-Collusion" is attached and forms a part of this bid proposal. By submission of this bid, each bidder and each person signing on behalf of any bidder, certifies under penalty of perjury, that to the best of his/her knowledge and belief that the prices of the bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter related to such prices with any other bidder or competitor; that the prices quoted have not and will not be disclosed prior to opening, directly or indirectly, to any other bidder or competitor; that no attempt has been or will be made to induce any other person, partnership or corporation to submit or not submit a bid for the purpose of restricting competition. Each bidder must state that no officer of the Town of Rotterdam or member of the Town Board is directly or indirectly interested in the proposal. Failure to sign this statement will constitute grounds for rejection of bid.

6. Each bidder must acknowledge receipt of and comply with the Town's Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace policy.

7. Bid proposals shall remain firm, pending bid award, for a period not to exceed thirty (30) days from the bid opening date.

8. The Town Board reserves the right to reject any or all bids and re-advertise.

9. All bids are to be on the basis of delivery prepaid to destination, which shall be buildings of the Town of Rotterdam as specified (if applicable).

10. Delivery(if applicable): Time is of the essence. Material is required as soon as possible and guaranteed date of delivery may be taken into consideration in making award. Upon failure to make delivery as promised, the Town Board of the Town of Rotterdam, New York, may consider the contract breached and will then feel free to go into the open market and to maintain an action against the contractor to recover any differences which the Town Board might stand to lose between the contract price and the market price.

11. Where items or articles or equipment or supplies are designated as manufactured by a specific manufacturer, it is to be understood that the articles as specified represent an accepted standard. Where certain brands of materials, apparatus, or equipment are specified, such goods have been selected in order to establish a standard for the particular service required, but it is not the intention to limit competition thereby. If the bidder proposes to furnish the article which is specified, he is to fill in the amount on the line indicated. If he desires to bid on a substitute for the article specified, which is claimed to be equivalent to the standard specified, the amount should be recorded and also identified as "substitute" bid and furnish the required information relating to the manufacturer. In cases where the bid is based upon a substitute article, the bidder will be asked to submit a sample. Samples will be returned, if desired, as soon as the award is made.

12. The Town Board of the Town of Rotterdam reserves the right to waiver any informalities on bids received, and to accept reasonable substitutes for specified items as long as such substitutes in no way affect the performance of the item for which the bid has been requested.

13. The approximate quantities shown in the bidding documents are not meant to imply that said quantities will in fact be purchased. Payment will be based on an "as delivered" basis at the facilities listed using actual quantities received.

14. Failure to adequately and fully complete the bid packet and/or questions contained in the RFP shall be disqualified and the bid shall be rejected.

NON-COLLUSION BIDDING CERTIFICATION

A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, an in the case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:

1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;

2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and

3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

B. A bid shall not be considered for award nor shall any award be made where (A), (1), (2), and (3) above have not been complied with; provided however, that if in any case the bidder cannot make the foregoing certificating, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reason therefore. Where (A), (1), (2), and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made or his designee, determines that such disclosure was not made for the purpose of restricting competition.

C. The fact that the bidder (A) has published price lists, rates or tariffs governing items being procured, (B) has informed prospective customers of proposed or pending publication of new or revised price lists for such items or (C) has sold the same item to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning subparagraph (A)(1).

D. Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or state services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, or local law, and where such bid contains the certification referred to in subdivision one (1) of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

Name of Firm: _____

Signed by: _____ Title: _____

Signature: _____ Date: _____

Email: _____

RESOLUTION AUTHORIZING SUBMISSION OF BIDS BY CORPORATION AND EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

Resolved that _____ be authorized to sign and submit the bid or proposal of this corporation for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of such corporation, and for any inaccuracies or misstatements in such certificate this corporate bidder shall be liable under the penalties of perjury.

The foregoing is a true and correct copy of the resolution adopted by _____ _____ corporation at a meeting of its board of directors held on the _____ day of _____ _____, 20__.

(SEAL OF THE CORPORATION)

_____

Signature of Secretary

INDIVIDUAL EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

I, _____ hereby sign and submit this bid or proposal for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of this individual, and for any inaccuracies or misstatements in such certificate this individual bidder shall be liable under the penalties of perjury.

_____ _____

Signature of Individual Date

TOWN OF ROTTERDAM WAIVER ON IMMUNITY CLAUSE

The undersigned bidder agrees to sign a Waiver of Immunity Clause agreeing if called before a Grand Jury to testify concerning the bid or contract, to sign a Waiver of Immunity against Criminal transaction, bid or contract:

Name of Firm:_____

Signed by:_____ Title: _____

Signature:_____ Date:_____

RESOLUTION NO. 461.24

TO ACCEPT BID AND AWARD CONTRACT FOR INSTALLATION OF NEW FENCING OFF KINGS ROAD

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 December 4, 2024 posted an official report of all bid submissions received to the Empire State Purchasing Group on BidNet (http://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:

INSTALLATION OF NEW FENCING OFF KINGS ROAD

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 Installation of New Fencing Off Kings Road for the Town of Rotterdam to AFSCO Fence Supply Co., located at PO Box 98, Latham, New York 12110, with a bid amount not to exceed six thousand nine hundred and 00/100 ($6,900.00) dollars.

SECTION 2. The Supervisor of the Town of Rotterdam is hereby authorized to execute a contract with the said bidder in accordance with the terms of the bid proposal as submitted. Summary of bid prices is on file in the Town Clerk's office.

SECTION 3. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 3, 2024
TO:	Town Board
FROM:	Fred Mastroianni, P.E. Town Consultant Engineer
TITLE OF REQUEST:	Fencing across Martinalla Drive (paper road), located off Kings Road
TOWN BOARD MEETING:	December 11, 2024

Background Information:

Seven (7) fencing contractors were initially contacted for the purpose of supplying and installing 5' high chain link fencing with gates perpendicular to the road to prevent unauthorized access to the pond recently constructed for the Kings Road – Sartoli Avenue drainage improvement project. A total of three (3) bids were received.

Evaluation/Analysis:

An evaluation was conducted to determine which company is the lowest responsible bidder. The bids are as follows:

- AFSCO Fence Supply Co., Inc. - $6,900.00
- Phoenix Fence & Deck LLC - $9,500.00
- Absolute Fence, LLC - $8,600.00

It appears that AFSCO Fence Supply Co. is the lowest responsible bidder. For information purposes, prior to the bid date, a representative of AFSCO visited the project site and appeared to understand the work involved.

Recommendation(s):

I recommend that the Town award the project to AFSCO Fence Supply Co., Inc. The total lump sum cost is $$6,900.00.

Attachment/Document(s):

Attached is the original bid document, addendum #1, three received bids and summary of bids.

Compliance with Purchasing Policy: Yes

Effect(s) on Existing Law(s): None

LEGISLATION WILL BE PREPARED BY: Supervisors Office

AFSCO

Town of Rotterdam

Request for Bids (RFB)

Installation of New Fencing

Off Kings Road

RFB 24-02

Bid Due Date:

December 3, 2024

@ 11:00 AM

TOWN OF ROTTERDAM

ADVERTISEMENT FOR BIDS

Sealed bids for the furnishing of all labor, material, equipment and other means necessary for the installation of new fence and gate along a Town owned paper street located off Kings Road will be received by the Town of Rotterdam Town Clerk at 1100 Sunrise Boulevard, Rotterdam, New York 12306 until 11:00 AM local time on Tuesday, December 3, 2024 at which time and place they will be publicly opened and read aloud.

The work shall include clearing and grubbing as needed along the proposed new fence location. Also, any disturbance of the ground in the area shall be restored to existing conditions.

Each Bid must be submitted on the provided Bid Form and subject to the conditions provided in the Instructions to Bidders. No Bidder may withdraw the bid within forty-five (45) days after the actual date of opening thereof.

There will be no formal Pre-Bid Meeting held, but any Bidder that has any questions should contact Fred C. Mastroianni, P.E. of FCM Engineering, PLLC at (518)-641-9192 or via email at fred@fcmengpllc.com.

Bidders shall not include in their bid sales and compensating use taxes on the cost of any materials which are to be incorporated into the work and which are to be separately sold by the Contractor to the Town of Rotterdam prior to incorporation into the work of the Contract.

The attention of Bidders is particularly called to the requirements as to conditions of employment to be observed and minimum wage rates to be paid under the Contract. Prevailing wage rates shall apply.

The right is reserved to waive any informalities in the Bid and to reject any or all Bids.

INSTRUCTIONS TO BIDDERS (ITB)

1. All bids must be submitted before **11:00 a.m. on December 3, 2024,** the day of opening.
2. Purchases made for the Town of Rotterdam are not subject to State or local taxes or Federal excise taxes. Exemption certificates will be furnished upon request.
3. An "Affidavit of Non-Collusion" is attached and forms a part of this bid. By submission of this bid, each bidder and each person signing on behalf of any bidder, certifies under penalty of perjury, that to the best of his/her knowledge and belief that the prices of the bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter related to such prices with any other bidder or competitor; that the prices quoted have not and will not be disclosed prior to opening, directly or indirectly, to any other bidder or competitor; that no attempt has been or will be made to induce any other person, partnership or corporation to submit or not submit a bid for the purpose of restricting competition. Each bidder must state that no officer of the Town of Rotterdam or member of the Town Board is directly or indirectly interested in the proposal. Failure to sign this statement will constitute grounds for rejection of bid.
4. Each bidder must acknowledge receipt of and comply with the Town's Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace policy.
5. Bid proposals shall remain firm, pending bid award, up to the completion of the project.
6. The Town Board reserves the right to reject any or all bids and re-advertise.
7. All bids are to be based on delivery prepaid to destination, which shall be the project area.
8. Delivery (if applicable): Time is of the essence. Materials are required as soon as possible, and guaranteed date of delivery may be taken into consideration in making award. Upon failure to make delivery as promised, the Town Board of the Town of Rotterdam, New York, may consider the contract breached and will then feel free to go into the open market and to maintain an action against the contractor to recover any differences which the Town Board might stand to lose between the contract price and the market price.
9. Where items or articles or equipment or supplies are designated as manufactured by a specific manufacturer, it is to be understood that the articles as specified represent an accepted standard. Where certain brands of materials, apparatus, or equipment are specified, such goods have been selected in order to establish a standard for the particular service required, but it is not the intention to limit competition thereby. If the bidder proposes to furnish the article which is specified, he is to fill in the amount on the line indicated. If he desires to bid on a substitute for the article specified, which is claimed to be equivalent to the standard specified, the amount should be recorded and also identified as "substitute" bid and furnish the required information relating to the manufacturer. In cases where the bid is based upon a substitute article, the bidder will be asked to submit a sample. Samples will be returned, if desired, as soon as the award is made.

10. The Town Board of the Town of Rotterdam reserves the right to waiver any informalities on bids received, and to accept reasonable substitutes for specified items as long as such substitutes in no way affect the performance of the item for which the bid has been requested.

11. The approximate quantities if shown in the bidding documents are not meant to imply that said quantities will in fact be the purchased amount. Payment will be based on an "as installed" basis as provided in the bid form.

12. Failure to adequately and fully complete the bid packet and/or questions contained herein shall be disqualified and the bid shall be rejected.

13. Qualifications of Bidder - Town of Rotterdam may make such investigations it deems necessary to determine the ability of the Bidder to perform the work. The bidder shall furnish to the Town, within five (5) days of a request, all such information and data for this purpose as may be requested.

14. Bid Evaluation-
    a. Bids shall remain for the life of the project:
    b. Bids received will be evaluated by the Town of Rotterdam and will be based, at a minimum, upon the following criteria:
        - Lowest responsible total lump sum cost;
    c. Workmanship determined to be below the standards herein specified will not be accepted nor paid for until correct and/or replaced as required by the Town Consultant Engineer or the designated representative.

15. Modification and Withdrawal of Bids:

    a. Bids may be modified or withdrawn at any time prior to the opening of bids by an appropriate document duly executed (in the manner that a bid must be executed) and delivered to the place where bids are to be submitted.

    b. If, prior to awarding of the contract or within three (3) days after opening, whichever period is shorter, any bidder files a duly signed written notice with the Town and promptly thereafter demonstrates to the reasonable satisfaction of the Town, that there was a material and substantial mistake in the preparation of its bid, that the bidder may withdraw its bid and the bid security will be returned.

NON-COLLUSION BIDDING CERTIFICATION

A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, an in the case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:

1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;
2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and
3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

B. A bid shall not be considered for award nor shall any award be made where (A), (1), (2), and (3) above have not been complied with; provided however, that if in any case the bidder cannot make the foregoing certificating, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reason therefore. Where (A), (1), (2), and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made or his designee, determines that such disclosure was not made for the purpose of restricting competition.

C. The fact that the bidder (A) has published price lists, rates or tariffs governing items being procured, (B) has informed prospective customers of proposed or pending publication of new or revised price lists for such items or (C) has sold the same item to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning subparagraph (A)(1).

D. Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or state services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, or local law, and where such bid contains the certification referred to in subdivision one (1) of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

Name of Company: AFSCO Fence Supply Co., Inc.

Signed by: Neal R. Galvin Title: President

Signature: Neal R. Galvin (Pres) Date: 11.21.24

Email: neal@afsco-fence.com

RESOLUTION AUTHORIZING SUBMISSION OF BIDS BY CORPORATION AND EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

Resolved that Neal R. Galvin be authorized to sign and submit the bid or proposal of this corporation for the new Fence off Kings Road Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of such corporation, and for any inaccuracies or misstatements in such certificate this corporate bidder shall be liable under the penalties of perjury.

The foregoing is a true and correct copy of the resolution adopted by AFSCO Fence Supply Co., corporation at a meeting of its board of directors held on the 21st day of November, 2024.

(SEAL OF THE CORPORATION)

J. Kennedy (Secretary)

Signature of Secretary

INDIVIDUAL EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

I, _____ hereby sign and submit this bid or proposal for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of this individual, and for any inaccuracies or misstatements in such certificate this individual bidder shall be liable under the penalties of perjury.

_____ _____

Signature of Individual Date

TOWN OF ROTTERDAM WAIVER ON IMMUNITY CLAUSE

The undersigned bidder agrees to sign a Waiver of Immunity Clause agreeing if called before a Grand Jury to testify concerning the bid or contract, to sign a Waiver of Immunity against Criminal transaction, bid or contract:

Name of Contractor/Company:_____

Signed by:_____ Title: _____

Signature:_____ Date:_____

TOWN OF ROTTERDAM

BID FORM

The undersigned has read, understands, and agrees to all conditions of this proposal:

New Fencing Off Kings Road

SUBMITTED BY: AFSCO Fence Supply Co., Inc.
Po Box 98
Latham, NY 12110

ARTICLE 1 – BID RECIPIENT

1.01 This Bid is submitted to:

Town of Rotterdam
Attn: Jim Keith
Department of Public Works
1100 Sunrise Boulevard
Rotterdam, NY 12306

1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 – BIDDER'S ACKNOWLEDGEMENTS

Bidder accepts all the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 45 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 – BIDDER'S REPRESENTATIONS

3.01 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, and any data and reference items identified in the Bidding Documents, and hereby acknowledges receipt of the following Addenda:

Addendum No.	Addendum Date
1	11-19-24

B. Bidder has visited the site, conducted a thorough, alert visual examination of the Site and adjacent areas and become familiar with and satisfied itself as to the general, local, and site conditions that may affect cost, progress, and performance of the Work.

C. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.

D. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and any Site-related reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder; and (3) Bidder's safety precautions and programs.

E. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.

F. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.

G. Bidder has given Designer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents and confirms that the written resolution thereof by Designer is acceptable to Bidder.

H. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.

I. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

ARTICLE 4 – BIDDER'S CERTIFICATION

4.01 Bidder certifies that:

A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;

B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;

C. Bidder has not solicited or induced any individual or entity to refrain from bidding;

D. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:

1. "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process;
2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and
open competition;
3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels;
4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

ARTICLE 5 – BASIS OF BID

Bidder will provide all labor, materials, equipment and complete the work in accordance with the plans, specifications and as directed by the Town:

TOTAL LUMP SUM BID PRICE $6,900.00 Six Thousand Nine Hundred Dollars

If the total cost of items does not equal the total lump sum bid price, the total lump sum bid price will be determined as the final bid price and the Town will adjust pricing of items for payment purposes.

SUBMITTED on November 21, 2024.

The entire bid is strictly in accordance with the specification set forth in the bid documents herein.

Neal R. Galvin (President)
Signature

Afsco Fence Supply Co., Inc.
Name of Company or Corporation

PO Box 98
Address

Latham NY 12110
City ***State*** ***Zip***

518-783-0395
Phone Number

neal@afsco-fence.com
Email

I understand if chosen as the lowest responsible bidder, that I must comply with all federal, state, and local laws, as well as rules, regulations, policies and guidance, including the State of New York's newly released guidance on sexual harassment. By submitting a bid, I acknowledge receipt of the Town of Rotterdam *"Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace"* Policy.

ARTICLE 6 - CONTRACTOR SELECTION CRITERIA

The Town will be awarding the project to the lowest cost responsible bidder as determined by the Town. In addition to the bid price, the Town will conduct investigations as deemed necessary to determine the lowest responsible bidder.

TOWN OF ROTTERDAM

BID FORM

The undersigned has read, understands, and agrees to all conditions of this proposal:

New Fencing Off Kings Road

SUBMITTED BY: AFSCO Fence Supply Co., Inc.
Po Box 98
Latham, NY 12110

ARTICLE 1 – BID RECIPIENT

1.01 This Bid is submitted to:
Town of Rotterdam
Attn: Jim Keith
Department of Public Works
1100 Sunrise Boulevard
Rotterdam, NY 12306

1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 – BIDDER'S ACKNOWLEDGEMENTS

Bidder accepts all the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 45 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 – BIDDER'S REPRESENTATIONS

3.01 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, and any data and reference items identified in the Bidding Documents, and hereby acknowledges receipt of the following Addenda:

Addendum No.	Addendum Date
1	11-19-24

B. Bidder has visited the site, conducted a thorough, alert visual examination of the Site and adjacent areas and become familiar with and satisfied itself as to the general, local, and site conditions that may affect cost, progress, and performance of the Work.

C. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.

D. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and any Site-related reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder; and (3) Bidder's safety precautions and programs.

E. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.

F. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.

G. Bidder has given Designer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents and confirms that the written resolution thereof by Designer is acceptable to Bidder.

H. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.

I. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

ARTICLE 4 – BIDDER'S CERTIFICATION

4.01 Bidder certifies that:

A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;

B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;

C. Bidder has not solicited or induced any individual or entity to refrain from bidding;

D. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:

1. "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process;
2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and
open competition;
3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels;
4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

ARTICLE 5 – BASIS OF BID

Bidder will provide all labor, materials, equipment and complete the work in accordance with the plans, specifications and as directed by the Town:

TOTAL LUMP SUM BID PRICE $6,900.00 Six Thousand Nine Hundred Dollars

If the total cost of items does not equal the total lump sum bid price, the total lump sum bid price will be determined as the final bid price and the Town will adjust pricing of items for payment purposes.

SUBMITTED on November 21, 2024.

The entire bid is strictly in accordance with the specification set forth in the bid documents herein.

Neal R. Falvin (President)
Signature

AFSCO Fence Supply Co., Inc.
Name of Company or Corporation

PO Box 98
Address

Latham NY 12110
City *State* *Zip*

518-783-0395
Phone Number

neal@afsco-fence.com
Email

I understand if chosen as the lowest responsible bidder, that I must comply with all federal, state, and local laws, as well as rules, regulations, policies and guidance, including the State of New York's newly released guidance on sexual harassment. By submitting a bid, I acknowledge receipt of the Town of Rotterdam *"Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace"* Policy.

ARTICLE 6 - CONTRACTOR SELECTION CRITERIA

The Town will be awarding the project to the lowest cost responsible bidder as determined by the Town. In addition to the bid price, the Town will conduct investigations as deemed necessary to determine the lowest responsible bidder.

NON-COLLUSION BIDDING CERTIFICATION

A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, an in the case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:

1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;
2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and
3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

B. A bid shall not be considered for award nor shall any award be made where (A), (1), (2), and (3) above have not been complied with; provided however, that if in any case the bidder cannot make the foregoing certificating, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reason therefore. Where (A), (1), (2), and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made or his designee, determines that such disclosure was not made for the purpose of restricting competition.

C. The fact that the bidder (A) has published price lists, rates or tariffs governing items being procured, (B) has informed prospective customers of proposed or pending publication of new or revised price lists for such items or (C) has sold the same item to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning subparagraph (A)(1).

D. Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or state services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, or local law, and where such bid contains the certification referred to in subdivision one (1) of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

Name of Company: AFSCO Fence Supply Co., Inc.

Signed by: Neal R. Galvin Title: President

Signature: Neal R. Galvin (Pres) Date: 11.21.24

Email: neal@afsco-fence.com

RESOLUTION AUTHORIZING SUBMISSION OF BIDS BY CORPORATION AND EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

Resolved that Neal R. Galvin be authorized to sign and submit the bid or proposal of this corporation for the new Fence off Kings Road Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of such corporation, and for any inaccuracies or misstatements in such certificate this corporate bidder shall be liable under the penalties of perjury.

The foregoing is a true and correct copy of the resolution adopted by AFJCO Fence Supply Co., corporation at a meeting of its board of directors held on the 21st day of November, 2024.

(SEAL OF THE CORPORATION)

A Mahoney (Secretary)

Signature of Secretary

INDIVIDUAL EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

I, _____ hereby sign and submit this bid or proposal for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of this individual, and for any inaccuracies or misstatements in such certificate this individual bidder shall be liable under the penalties of perjury.

_____ _____

Signature of Individual Date

TOWN OF ROTTERDAM WAIVER ON IMMUNITY CLAUSE

The undersigned bidder agrees to sign a Waiver of Immunity Clause agreeing if called before a Grand Jury to testify concerning the bid or contract, to sign a Waiver of Immunity against Criminal transaction, bid or contract:

Name of Contractor/Company:_____

Signed by:_____ Title: _____

Signature:_____ Date:_____

RESOLUTION NO. 462.24

TO ACCEPT AND AWARD BID FOR WATER DISTRICT NO. 5 LEAK DETECTION SURVEY PHASE 3, 4, & 5

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, 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:

WATER DISTRICT NO. 5 LEAK DETECTION SURVEY PHASE 3, 4 & 5

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 Water District No. 5 Leak Detection Survey Phase 3, 4, & 5 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 December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 3, 2024
TO:	Mollie Collins – Town Supervisor
FROM:	Charles Jack Dodson-Deputy Supervisor
TITLE OF REQUEST:	Award Bid - Water District No. 5 Leak Detection Survey Phases 3, 4 & 5
TOWN BOARD MEETING:	December 11, 2024
Background Information:	The Town called for bids for Water District No. 5 Leak Detection Survey Phases 3, 4 & 5.
Evaluation/Analysis:	Sealed bids were publicly opened for the Water District #5 Leak Detection Survey Phase 3, 4 & 5 Project at Town Hall on Tuesday, December 3, 2024. The apparent low bidder for this work is Consulting Engineering, Inc., located in Strongsville, Ohio.
Recommendation(s):	Award bid for Water District No. 5 Leak Detection Survey Phases 3, 4 & 5 for the Town of Rotterdam to Consulting Engineering Inc., located at 19655 Tanbark Lane, Strongsville, Ohio 44149.
Attachment/Document(s):	Letter from KB Engineering & Architecture, P.C. dated December 3, 2024 recommending award in the amount of $30,850.00. Bid Packet from Consulting Engineers Inc.
Compliance with Purchasing Policy:	Sealed bids after public advertisement
Effect(s) on Existing Law(s):	N/A
LEGISLATION WILL BE PREPARED BY:	Supervisor's Office

CONSULTING ENGINEERING INC

FORMS TO BE SUBMITTED WITH BID

- **004117 BID FORM**
- **004313 BID BOND**
- **004513 CONTRACTOR'S QUALIFICATION STATEMENT**
- **004519 NON-COLLUSION AFFIDAVIT**
- **004525 NON-DISCRIMINATION AND HARASSMENT IN THE WORKPLACE POLICY**

Town of Rotterdam
Water District #5 Leak Detection Survey
Phases 3, 4, & 5
Contract No. 1 – Leak Detection

004117
Bid Form

For: Town of Rotterdam
Water District #5 Leak Detection Survey Phases 3, 4, & 5

From: Consulting Engineering Inc.
(Name of Bidder)

Date Bid Submitted: 11/20/2024

The undersigned BIDDER proposes and agrees, if this Bid is accepted, to enter into an agreement with OWNER in the form included in the Contract Documents to perform and finish all work as specified or indicated in the Contract Documents for the Bid Price and within the Bid Times indicated in this Bid and in accordance with the other terms and conditions of the Contract Documents.

BIDDER accepts all of the terms and conditions of the Advertisement or Invitation to Bid and Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for forty-five days after the day of Bid opening. BIDDER will sign and deliver the required number of counterparts of the Agreement with the Bonds and other documents required by the Bidding Requirements within ten days after the date of OWNER's Notice of Award.

In submitting this Bid, BIDDER represents, as more fully set forth in the Agreement, that:

BIDDER has examined copies of all the Bidding Documents including Addenda. BIDDER has visited the site and become familiar with and is satisfied as to the general, local and site conditions that may affect cost, progress, performance and furnishing of the work.

BIDDER has studied carefully all reports of explorations and tests of subsurface conditions at or contiguous to the site and all drawings of physical conditions, in or relating to existing surface or subsurface structures at or contiguous to the site (except underground facilities) which have been identified in the Supplementary Conditions as provided in 5.03 of the General Conditions. BIDDER accepts the determination set forth in paragraph SC-5.03 of the Supplementary Conditions of the extent of the technical data contained in such reports and drawings upon which BIDDER is entitled to rely as provided in 5.03 of the General Conditions. BIDDER acknowledges that such reports and drawings are not contract documents and may not be complete for BIDDER's purposes. BIDDER acknowledges that OWNER and ENGINEER do not assume responsibility for the accuracy or completeness of information and data shown, or indicated, in the bidding documents with respect to underground facilities at or contiguous to the site. BIDDER has obtained and carefully studied (or assumes responsibility for having done so) all such additional or supplementary examinations, investigations, explorations, tests, studies and data concerning conditions (surface, subsurface and underground facilities) at or contiguous to the site or otherwise which may affect cost, progress, performance or furnishing of the work or which relate to any aspect of the means, methods, techniques, sequences and procedures of construction to be employed by BIDDER and safety precautions and programs incident thereto. BIDDER does not consider that any additional examinations, investigations, explorations, tests, studies or data are necessary for the determination of this Bid for the performance and furnishing of the work in accordance with the times, price and other terms and conditions of the contract documents.

BIDDER agrees that the Work will be substantially completed and ready for final payment in accordance with 15.03 and 15.06 of the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement. BIDDER accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the times specified in the Agreement.

BIDDER is aware of the general nature of work to be performed by OWNER and others at the site that relates to work for which this Bid is submitted as indicated in the contract documents.

BIDDER has correlated the information known to BIDDER. Information and observations obtained from visits to the site, reports and drawings identified in the contract documents and all additional examinations, investigations, explorations, tests, studies and data with the contract documents.

BIDDER has given ENGINEER written notice of all conflicts, errors, ambiguities or discrepancies that BIDDER has discovered in the Contract Documents and the written resolution thereof by ENGINEER is acceptable to BIDDER and the contract documents are generally sufficient to indicate and convey understanding of all terms and conditions for performing and furnishing the work for which this Bid is submitted.

This Bid is genuine and not made in the interest of or on behalf of any undisclosed person, firm or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation; BIDDER has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid; BIDDER has not solicited or induced any person, firm or corporation to refrain from bidding; and BIDDER has not sought by collusion to obtain for itself any advantage over any other Bidder or over OWNER.

If the undersigned fails to execute the contract and furnish a satisfactory bond as stated in the foregoing Notice to Bidders, within ten days from the date of notification of the awarding of the contract, the OWNER may, at its option, determine that the undersigned has forfeited the contract and the certified check or bid bond accompanying this proposal shall be invoked as liquidated damages for such failure; otherwise it shall be returned to the undersigned.

BID FORM MUST BE INSERTED IN PROJECT MANUAL

Town of Rotterdam
Water District #5 Leak Detection Survey
Phases 3, 4, & 5
Contract No. 1 – Leak Detection

Contract No. 1 – Leak Detection

1. Leak Detection Bid Amount

The contractor shall include all costs associated with the leak detection survey in the lump sum bid for water main leak detection in the bid form below, including but not limited to labor, equipment, vehicles, mileage, hotels, meals, paper, coordination with the Town and Engineer, project management and administration, insurance, and reports.

For work of Contract No. 1 – Leak Detection, the BIDDER proposes to perform the work required in accordance with contract documents, complete for the lump sum price of:

Pay Item No.	Pay Item Description	Lump Sum $ Amount
1.	Leak Detection Bid Work per contract	$30,850.00

Total Lump Sum Leak Detection Bid Amount written in numbers:

$ 30,850.00

Total Lump Sum Leak Detection Bid Amount written in words:

Thirty-thousand eight-hundred fifty Dollars and Zero Cents

Bids shall include all associated costs for completion of that particular item of work, including but not limited to all overhead and administrative costs. Failure to include any costs or work will not be grounds for extra payment.

Note: Owner retains the right to reject all bids.

2. Bid Deposit

In accordance with the conditions established in the foregoing Notice to Bidders, attached is a certified check or bid bond drawn on

One-thousand five-hundred forty-two dollars and fifty cents

for the sum of 5% of the total bid amount or

$ 1,542.50

3. Acknowledgment of Receipt of Addenda

Addenda #	Date	Contractor's Signature

4. Address/Telephone and Telefax Number for Communications Regarding Bid

Name: Consulting Engineering Inc.

Address: 19655 Tanbark Ln.; Strongsville, OH 44149

BID FORM MUST BE INSERTED IN PROJECT MANUAL

Town of Rotterdam
Water District #5 Leak Detection Survey
Phases 3, 4, & 5
Contract No. 1 – Leak Detection

Telephone: 440-238-9699 x206 Telefax: 440-238-9699

5. Non-Collusion Affidavit Signed (Section 004519)

✓ Yes _____ No

6. Contractors Qualification Statement completed (section 004513)

✓ Yes _____ No

7. Harassment Policy Affidavit signed (section 004525)

✓ Yes _____ No

8. Bidder's Signature

If Bidder is an Individual:

By: _____ (signature)

_____ (print or type name (and title if applicable))

DBA: _____

Address: _____

_____

Phone _____

If Bidder is a Partnership:

_____ (print or type firm name)

By: _____ (signature of General Partner)

_____ (print or type name & title)

Address: _____

_____

Phone _____

If Bidder is a Corporation:

Consulting Engineering Inc. (print or type corporate name)

Ohio (state of incorporation)

By: y chan (signature of President or Vice President)

Principal Owner & Civil Engineer (print or type name & title)

(Corporate Seal)

Attest RC (signature by corp. secretary/asst. secretary)

Ray Chan | Civil Engineer (print or type name & title)

Address: 19655 Tanbark Ln.
Strongsville, OH 44149

Phone: 440-238-9699 x206

BID FORM MUST BE INSERTED IN PROJECT MANUAL

004313

BID BOND

(Attach Bid surety to this Page)

PENAL SUM FORM

BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER *(Name and Address)*:

Consulting Engineering, Inc.
19655 Tanbark Ln
Strongsville, OH 44149

SURETY *(Name and Address of Principal Place of Business)*:

Travelers Casualty and Surety Company of America
One Tower Square
Hartford, CT 06183

OWNER *(Name and Address)*:

Town of Rotterdam
1100 Sunrise Boulevard,
Rotterdam, New York 12306

BID

Bid Due Date: **Tuesday, December 3, 2024**

Description *(Project Name and Include Location)*: **WATER DISTRICT #5 LEAK DETECTION SURVEY PHASES 3, 4, & 5 CONTRACT NO. 1 – LEAK DETECTION**

BOND

Bond Number: **Bid Bond**

Date *(Not earlier than Bid due date)*: **December 3, 2024**

Penal sum **Five Percent of the Total Bid Amount** (Words) $ **5% TAB** (Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER		**SURETY**	
	(Seal)	**Travelers Casualty and Surety Company of America**	(Seal)
Bidder's Name and Corporate Seal		Surety's Name and Corporate Seal	
By: y chan		By:	
Signature		Signature (Attach Power of Attorney)	
Y Chan		**Edita Abrudeanu**	
Print Name		Print Name	
Principal Owner & Civil Engineer		**Attorney-in-Fact**	
Title		Title	
Attest: RC		Attest:	
Signature		Signature	
Civil Engineer		**Ionatan Abrudeanu, Witness**	
Title		Title	

Note: Above addresses are to be used for giving any required notice. Provide execution by any additional parties, such as joint venturers, if necessary.

PENAL SUM FORM

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder the penal sum set forth on the face of this Bond. Payment of the penal sum is the extent of Bidder's and Surety's liability. Recovery of such penal sum under the terms of this Bond shall be Owner's sole and exclusive remedy upon default of Bidder.

2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.

3. This obligation shall be null and void if:

3.1 Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or

3.2 All Bids are rejected by Owner, or

3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).

4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.

5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.

6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after Bid due date.

7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.

8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.

9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.

10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.

11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.

TRAVELERS

Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company

POWER OF ATTORNEY

Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and the Companies do hereby make, constitute and appoint **EDITA ABRUDEANU** of **FRISCO**, **Texas**, their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **16th** day of **February, 2024**.

SEAL SEAL SEAL

State of Connecticut

By: _____
Bryce Grissom, Senior Vice President

City of Hartford ss.

On this the **16th** day of **February, 2024**, before me personally appeared **Bryce Grissom**, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June, 2026**

ANNA P NOWIK NOTARY PUBLIC CONNECTICUT

_____
Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this day of

SEAL SEAL SEAL

_____
Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.

004513

QUALIFICATIONS STATEMENT

QUALIFICATIONS STATEMENT

THE INFORMATION SUPPLIED IN THIS DOCUMENT IS CONFIDENTIAL TO THE EXTENT PERMITTED BY LAWS AND REGULATIONS

1. **SUBMITTED BY:**

   Official Name of Firm: Consulting Engineering Inc.

   Address: 19655 Tanbark Ln.

   Strongsville, OH 44149

2. **SUBMITTED TO:** Town of Rotterdam and Prime AE Group of NY

3. **SUBMITTED FOR:**

   Owner: Town of Rotterdam

   Project Name: WATER DISTRICT #5 LEAK DETECTION SURVEY PHASE 2

   Phases 3, 4, & 5

   TYPE OF WORK: Water System Leak Detection Services

4. **CONTRACTOR'S CONTACT INFORMATION**

   Contact Person: Y Chan

   Title: Principal Owner & Civil Engineer

   Phone: 440-238-9699 x206

   Email: y.chan@cengr.co

EJCDC® C-451, Qualifications Statement.
Copyright © 2013 National Society of Professional Engineers, American Council of Engineering Companies, and American Society of Civil Engineers. All rights reserved.

5. AFFILIATED COMPANIES:

Name: N/A

Address: _____

_____

_____

6. TYPE OF ORGANIZATION:

☐ SOLE PROPRIETORSHIP

Name of Owner: _____

Doing Business As: _____

Date of Organization: _____

☐ PARTNERSHIP

Date of Organization: _____

Type of Partnership: _____

Name of General Partner(s): _____

_____

_____

☑ CORPORATION

State of Organization: Ohio

Date of Organization: 2/16/2006

Executive Officers:

- President: Y Chan
- Vice President(s): Y Chan

_____

_____

- Treasurer: Y Chan
- Secretary: Y Chan

Copyright © 2013 National Society of Professional Engineers, American Council of Engineering Companies, and American Society of Civil Engineers. All rights reserved.

☐ LIMITED LIABILITY COMPANY

State of Organization: _____

Date of Organization: _____

Members: _____

_____

_____

_____

☐ JOINT VENTURE

Sate of Organization: _____

Date of Organization: _____

Form of Organization: _____

Joint Venture Managing Partner

- Name: _____

- Address: _____

_____

_____

Joint Venture Managing Partner

- Name: _____

- Address: _____

_____

Joint Venture Managing Partner

- Name: _____

- Address: _____

_____

Copyright © 2013 National Society of Professional Engineers, American Council of Engineering Companies, and American Society of Civil Engineers. All rights reserved.

7. LICENSING

Jurisdiction: _____

Type of License: _____

License Number: _____

Jurisdiction: _____

Type of License: _____

License Number: _____

8. CERTIFICATIONS

CERTIFIED BY:

Disadvantage Business Enterprise: State of Ohio

Minority Business Enterprise: State of Ohio

Woman Owned Enterprise: _____

Small Business Enterprise: State of Ohio

Other (_____): _____

9. BONDING INFORMATION

Bonding Company: Travelers Casualty and Surety Company of America

Address: One Tower Square
Hartford, CT 06183

Bonding Agent: _____

Address: _____

Contact Name: _____

Phone: _____

Aggregate Bonding Capacity: _____

Available Bonding Capacity as of date of this submittal: _____

Copyright © 2013 National Society of Professional Engineers, American Council of Engineering Companies, and American Society of Civil Engineers. All rights reserved.

10. FINANCIAL INFORMATION

Financial Institution: Fifth Third Bank

Address: 16046 Pearl Rd MD A97711

Strongsville, OH 44136

Account Manager: Dustin Hayden | VP

Phone: 440-238-1024

INCLUDE AS AN ATTACHMENT AN AUDITED BALANCE SHEET FOR EACH OF THE LAST 3 YEARS

11. CONSTRUCTION EXPERIENCE:

Current Experience:

List on **Schedule A** all uncompleted projects currently under contract (If Joint Venture list each participant's projects separately).

Previous Experience:

List on **Schedule B** all projects completed within the last 5 Years (If Joint Venture list each participant's projects separately).

Has firm listed in Section 1 ever failed to complete a construction contract awarded to it?

☐ YES ☑ NO

If YES, attach as an Attachment details including Project Owner's contact information.

Has any Corporate Officer, Partner, Joint Venture participant or Proprietor ever failed to complete a construction contract awarded to them in their name or when acting as a principal of another entity?

☐ YES ☑ NO

If YES, attach as an Attachment details including Project Owner's contact information.

Are there any judgments, claims, disputes or litigation pending or outstanding involving the firm listed in Section 1 or any of its officers (or any of its partners if a partnership or any of the individual entities if a joint venture)?

☐ YES ☑ NO

If YES, attach as an Attachment details including Project Owner's contact information.

Copyright © 2013 National Society of Professional Engineers, American Council of Engineering Companies, and American Society of Civil Engineers. All rights reserved.

12. EQUIPMENT:

MAJOR EQUIPMENT:

List on **Schedule C** all pieces of major equipment available for use on Owner's Project.

Copyright © 2013 National Society of Professional Engineers, American Council of Engineering Companies,
and American Society of Civil Engineers. All rights reserved.

I HEREBY CERTIFY THAT THE INFORMATION SUBMITTED HEREWITH, INCLUDING ANY ATTACHMENTS, IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

NAME OF ORGANIZATION: Consulting Engineering Inc.

BY: Y Chan

TITLE: Principal Owner & Civil Engineer

DATED: 11/21/2024

NOTARY ATTEST:

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 21 DAY OF Nov, 2024

NOTARY PUBLIC - STATE OF Ohio
MY COMMISSION EXPIRES: 1-24-26



SARAH REINHARDT
Notary Public, State of Ohio
My Commission Expires
January 24, 2026
COMMISSION: 2021-RE-825625

REQUIRED ATTACHMENTS

1. Schedule A (Current Experience).
2. Schedule B (Previous Experience).
3. Schedule C (Major Equipment).
4. Audited balance sheet for each of the last 3 years for firm named in Section 1.
5. Evidence of authority for individuals listed in Section 7 to bind organization to an agreement.
6. Resumes of officers and key individuals (including Safety Officer) of firm named in Section 1.
7. Required safety program submittals listed in Section 13.
8. Additional items as pertinent.

Copyright © 2013 National Society of Professional Engineers, American Council of Engineering Companies, and American Society of Civil Engineers. All rights reserved.

SCHEDULE A

CURRENT EXPERIENCE

Project Name	Owner's Contact Person	Design Engineer	Contract Date	Type of Work	Status	Cost of Work
*See attached which includes names, client, contact information, project details and letters of reference. More references and information available upon request.	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				

EJCDC® C-451, Qualifications Statement.
Copyright © 2013 National Society of Professional Engineers, American Council of Engineering Companies,
and American Society of Civil Engineers. All rights reserved.

SCHEDULE B

PREVIOUS EXPERIENCE (Include ALL Projects Completed within last 5 years)

Project Name	Owner's Contact Person	Design Engineer	Contract Date	Type of Work	Status	Cost of Work
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				
	Name: Address: Telephone:	Name: Company: Telephone:				

Copyright © 2013 National Society of Professional Engineers, American Council of Engineering Companies,
and American Society of Civil Engineers. All rights reserved.

CONSULTING ENGINEERING, INC.

Representative Projects



Customer: Naperville, IL ($545,292.00 Contract/yr)
Contact: Tony Conn | Deputy Director
Material: Metallic & Non-metallic | Completed: 2024 (2025, 2026) | System Age: ~100 yrs.
Services Rendered: Leak detection of 748 miles twice a year while documenting all listening points, defects, mapping discrepancies, sounds, and leaks along with emergency services.

Customer: Clearwater, FL ($199,771 Contract/yr)
Contact: Adam Brugman | Distribution Manager
Material: Metallic & Non-metallic | Completed: 2024 (2025, 2026) | System Age: ~100 yrs.
Services Rendered: Leak detection of 730 miles while documenting all listening points, defects, mapping discrepancies, sounds, and leaks along with emergency services.

Customer: E Source and Cal Water ($317,850 Contract/yr)
Contact: Kate Gasner | Vice-President of Operations
Material: Metallic & Non-metallic | Completed: 2022-2023| System Age: ~100 yrs.
Services Rendered: Comprehensive leak detection of 815 miles and satellite leak detection of 163 Asterra POIs for the Hermoso Redondo, Livermore, Mid-Peninsula, and Westlake water systems in California.

Customer: Sweetwater, CA ($154,5000 Contract/yr)
Contact: Adam Brugman | Distribution Manager
Material: Metallic & Non-metallic | Completed: 2024 | System Age: ~100 yrs.
Services Rendered: Comprehensive leak detection of 395 miles and satellite leak detection of 618 Asterra POIs while documenting all listening points, defects, mapping discrepancies, sounds, and leaks.

Customer: E Source and Cal Water ($57,420 Contract/yr)
Contact: Kate Gasner | Vice-President of Operations
Material: Metallic & Non-metallic | Completed: 2024| System Age: ~100 yrs.
Services Rendered: Comprehensive leak detection of 174 miles and satellite leak detection of 36-mile equivalent of Echologic logger POIs for the Bear Gulch water system in California.

Customer: Cleveland Water Department ($130,000 Contract; $640,750 Contract)
Material: Metallic | Completed: 2017, 2021-2023 | System Age: ~100 yrs.
Services Rendered: 2017 Leak detection survey services for 2,100 miles while documenting all listening points in ArcGIS/ESRI. 2021-2023 comprehensive leak detection of Utilis/Asterra's 750 POIs along with emergency services.

Customer: Cambridge, MA ($57,750 Contract/yr)
Contact: Mark F. Gallagher | Director of Engineering & Distribution
Material: Metallic | Completed: 2022, 2023 (2024) | System Age: ~100 yrs.
Services Rendered: Annual leak correlation survey for 185 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks using the 100% correlation method.

CONSULTING ENGINEERING, INC.

Customer: Yarmouth, MA ($48,576 Contract/yr)
Contact: Laurie J. Ruszala, P.E. | Superintendent of Water and Wastewater
Material: Metallic | Completed: 2023 (2024, 2025) | System Age: ~100 yrs.
Services Rendered: Leak detection for 264 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks.

Customer: City of Sandwich, MA ($29,274 Contract/yr)
Contact: Dan Mahoney | Water Superintendent
Material: Metallic | Completed: 2021, 2022, 2023 | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for 145 miles while documenting all listening points and leak detection results.

Customer: Lowell, MA Regional Water Utility ($24,72, $44,075 Contracts)
Contact: Paul Pires | Superintendent of Distribution
Material: Metallic | Completed: 2019, 2023, (2024) | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for 215 miles while documenting all listening points and leak detection results.
Customer: Asterra/Utilis | ($51,550 Contract)
Locations: Aqua, VA; Bristol, RI; Kline, PA; N. Kingstown, RI; Oak Creek, WI; Warren, OH
Contact: Fareed Nazaryfar | Customer Success Manager
Material: Metallic & Non-Metallic | Completed: 2022 | System Age: ~100 yrs.
Services Rendered: Comprehensive investigations of satellite POIs for water distribution piping while documenting all listening points, defects, mapping discrepancies, sounds, and leaks.

Customer: Montgomery, PA ($43,171 Contract/yr)
Contact: David Quinn | Project Manager at North Wales Water Authority
Material: Metallic | Completed: 2020, 2021, 2022, 2023, (2024) | System Age: ~100 yrs.
Services Rendered: Annual leak correlation survey for 136 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks using the 100% correlation method.

Customer: Bellevue, WA ($15,750 Contract/yr)
Contact: Nathan Rauscher | Senior Engineering Technician, Water Operations & Maintenance
Material: Metallic & Non-metallic | Completed: 2022, 2023 (2024) | System Age: ~100 yrs.
Services Rendered: Leak comprehensive survey for 70 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, & leaks.

Customer: U.S. Air Force ($22,000 Contract)
Contact: Gary Krivokapich. P.E., CEM | Energy Utility Manager & Engineer of Davis Monthan AFB
Material: Metallic & Non-metallic | Completed: 2022 | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for DM AVB water distribution piping while documenting all listening points and leak detection results.

Customer: City of Normal, IL ($46,600 Contract/yr)
Contact: John Burkhart | Director of Water
Material: Metallic | Completed: 2023 | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 200 miles documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

CONSULTING ENGINEERING, INC.



Customer: City of Arlington Heights, IL ($30,940 Contract/yr)
Contact: Scott Schweda | Water Superintendent
Material: Metallic | Completed: 2021, 2022, 2023, 2024 (2025-2026) | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for 286 miles while documenting all listening points and leak detection results with ongoing emergency services.

Customer: City of Glenview, IL ($29,274 Contract/yr)
Contact: Jack Fragassi | Water and Sewer Supervisor
Material: Metallic | Completed: 2021, 2022, 2023 (2024-2026) | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for 246 miles while documenting all listening points and leak detection results with ongoing emergency services.

Customer: City of Northbrook, IL ($24,395 Contract/yr)
Contact: Joseph Rizzo | Utilities Superintendent
Material: Metallic | Completed: 2021, 2022, 2023 (2024-2026) | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for 205 miles of water distribution and 2020 POIs piping while documenting all listening points and leak detection results with ongoing emergency services.

Customer: City of Carol Stream, IL ($23,120 Contract/yr)
Contact: Phil Modaff | Director of Public Works
Material: Metallic | Completed: 2021, 2022, 2023, (2024) | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for 177 miles and private mains while documenting all listening points and leak detection results with ongoing emergency services.

Customer: City of Lake Forest, IL ($22,230 Contract/yr)
Contact: Rich Volpe | Water & Sewer Superintendent
Material: Metallic | Completed: 2021, 2022, 2023 (2024-2026) | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for 170 miles while documenting all listening points and leak detection results with ongoing emergency services.

Customer: City of Winnetka, IL ($25,526 Contract/yr)
Contact: Drew Ceckowski | Water & Electric Analyst
Material: Metallic | Completed: 2021, 2022, 2023 (2024-2026) | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for 103 miles, twice a year, while documenting all listening points and leak detection results with ongoing emergency services.

Customer: City of Niles, IL ($24,564 Contract/yr)
Contact: Jack Grana | Utilities Superintendent
Material: Metallic | Completed: 2021, 2022, 2023 (2024-2026) | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for 103 miles while documenting all listening points and leak detection results with ongoing emergency services.

CONSULTING ENGINEERING, INC.

Customer: Village of Buffalo Grove, IL ($25,000 Contract/yr)
Contact: David K. Haisma | Superintendent of Water Operations
Material: Metallic | Completed: 2020-2022 | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 183 miles with ongoing emergency services while all listening points, defects, mapping discrepancies, sounds, and leaks of 4,894 assets were documented in ArcGIS. Confirmed leaks were documented and reported in Cartegraph.

Customer: Springfield, IL Water, Light, and Power ($29,000 Contract/yr)
Contact: Josh Stewart, P.E. | Water Distribution Engineer
Material: Metallic | Completed: 2019-2022 | System Age: ~100 yrs.
Services Rendered: Leak detection survey services for 224 miles while documenting all listening points and leak detection results.

Customer: City of Lakewood, OH ($23,000 Contract/yr)
Contact: Nicholas DelVecchio | City of Lakewood Division Manager
Material: Metallic | Completed: 2020-2022, 2023, (2024-2027) | System Age: ~100 yrs.
Services Rendered: Bi-annual leak detection services for 240 miles/year with ongoing emergency services while all listening points, defects, mapping discrepancies, sounds, asset types, and leaks were documented in ArcGIS.

Customer: City of Bensenville, IL ($13,200 Contract/yr)
Contact: Vincent Smith | Operation Superintendent
Material: Metallic | Completed: 2021, 2022, & 2023 (2024) | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 80 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

Customer: City of Cary, IL ($10,200 Contract/yr)
Contact: John Stein | Deputy Director of Public Works
Material: Metallic | Completed: 2023 (2024-2025) | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 30 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

Customer: City of Park Ridge, IL ($19,320 Contract/yr)
Contact: Mark Miller | Superintendent of Public Works
Material: Metallic | Completed: 2020-2022 | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 138 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.



Customer: City of Oak Park, IL ($17,490.00 Contract/yr)
Contact: James Eggen, P.E. | Superintendent of Water & Sewer Division
Material: Metallic | Completed: 2020 & 2022 | System Age: ~100 yrs.
Services Rendered: Leak detection services for 106 miles documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

Customer: Rotterdam, NY ($19,963 Contract/yr)
Contact: Jeffrey Trzeciak, P.E. | Senior Project Manager II of Prime AE
Material: Metallic | Completed: 2023 | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for Water District 3, 4, & 5 with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

CONSULTING ENGINEERING, INC.

Customer: City of St. Clair Shores, MI ($29,400 Contract/yr)
Contact: Russ Miller | Water Department Superintendent
Material: Metallic | Completed: 2023 (2024-2025) | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 210 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

Customer: City of Ecorse, MI ($9,675 Contract/yr)
Contact: Dulanga Pathirana, P.E. | P.E. for Andersen, Eckstein, & Westrick
Material: Metallic | Completed: 2023 | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 43 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

Customer: City of Havre de Grace, MD ($9,000 Contract/yr)
Contact: Joe Conway | Chief of Construction and Program Management
Material: Metallic | Completed: 2022 | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 45 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

Customer: City of Milton-Freewater, OR ($10,335 Contract/yr)
Contact: Steven Patten | Public Works Technician
Material: Metallic & Non-metallic | Completed: 2022 | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 39 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

Customer: City of Diablo, CA ($27,125 Contract)
Contact: Dan Muelrath | General Manager of the Diablo Water District
Material: Metallic & Non-Metallic | Completed: 2020 | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 175 miles with ongoing emergency services while documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

Customer: St. Joseph, MI ($5,400 Contract)
Contact: Tom MacDonald | Director of Public Works (retired)
Material: Metallic | Completed: 2021 | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 50 miles while documenting all listening points and leak detection results.

Customer: City of Darien, IL ($12,916.80 Contract/yr)
Contact: Kris Throm | Superintendent of Municipal Services
Material: Metallic | Completed: 2022-2023 | System Age: ~100 yrs.
Services Rendered: Annual leak detection services for 90 miles documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

Customer: Erie, CO ($14,816 Contract/yr)
Contact: Jared Muir | Utilities Superintendent
Material: Metallic | Completed: 2023, 2024 | System Age: ~100 yrs.
Services Rendered: Leak detection services for 45 miles documenting all listening points, defects, mapping discrepancies, sounds, and leaks in ArcGIS.

THE CITY OF
LAKE FOREST
CHARTERED 1861

September 13, 2024

To Whom It May Concern

It is my pleasure to recommend Consulting Engineering Inc. (CEI) for leak detection services. CEI has annually performed a comprehensive leak detection survey for us on over a 170 miles of water main the past four years.

I have been more than pleased with the results. Through Maurice Little, Field Manager, and his crew's efforts and dedication, they consistently meet deadlines and communicate progress and issues that arise. This has allowed us to make repairs on larger leaks and uncertain assets while they are still in town.

The final report CEI provides is thorough and precise. They have accurately identified leaks on hydrants, valves, service lines and distribution mains. CEI's consistency, accuracy and proactive approach has significantly contributed to the success of our projects.

I highly recommend CEI for leak detection services. Their professionalism, integrity and commitment to delivering accurate results will be beneficial to your city's projects.

Sincerely,

Rich Volpe
City of Lake Forest
Water & Sewer Supervisor
847-810-3570
volper@cityoflakeforest.com

BENSENVILLE

Department of Public Works
717 E. Jefferson Street
Bensenville, IL 60106

Office: 630.350.3435
Fax: 630.594.1148
www.bensenville.il.us

7/19/2024

To Whom it May Concern,

It is my pleasure to recommend Consulting Engineering Inc. (CEI) for leak detection services.

CEI performed comprehensive leak detection surveys of nearly 80 miles of water distribution system for the past 5 years for the Village of Bensenville.

Their performance fulfilled the terms and scope outlined in our agreement. They were within budget, on-time, responsive, communicative, and efficient. Their team stayed in constant contact, provided daily updates, and provided a concise report upon completion.

Specifically, we found the qualities of Maurice Little to be exceptional. Maurice showed a true passion for the work he was doing. He relayed updates at regular intervals and made certain the work was being done to the standards and expectations of the Village. He answered any questions and provided detailed responses in a timely manner. Working with Maruice was a real pleasure.

I confidently recommend CEI to conduct leak detection services as their expertise and passion will provide a great benefit to your community.

Respectfully,

Frank Palumbo
Superintendent of Operations
Department of Public Works
Village of Bensenville, Illinois
C: (630) 202-5444 | Fpalumbo@bensenville.il.us

CITY OF CAMBRIDGE
MASSACHUSETTS
Water Department

7/29/2022

To: Whom it May Concern

From: Mark Gallagher, Director of Engineering and Distribution, CWD

Date: 7/29/2022

Re: Recommendation Letter - Consulting Engineering Inc. (CEI)
City Wide Leak Detection Survey

During the Spring of 2022, CEI staff conducted a City-Wide Leak Detection Survey of the 186 miles of water main that compromise the City of Cambridge Water Distribution System. Although Cambridge is a densely populated city that presents many challenges while working in the public right of way, the CEI staff always conducted themselves in a professional manner and often adjusted their scope of work to get past these challenges. These adjustments often caused their staff to work through the night in order to complete the survey in heavily trafficked areas. The staff's flexibility, hard work and diligence resulted in the project being completed on time and within budget. To date all the locations identified by CEI have been proven to be very accurate and has allowed the City of Cambridge to repair the leaks and stop the wasting of water.

Overall CEI has proven themselves to be a reliable and professional company which resulted in a very successful project. Therefore, I would highly recommend them for any large-scale Leak Detection services.

Sincerely,

Mark Gallagher,
Director of Engineering and Distribution
Cambridge Water Department
617-349-7754

(508) 888-2775
Fax (508) 888-9675

Sandwich Water District
72 TUPPER ROAD, BOX 600
SANDWICH, MASSACHUSETTS 02563-0600

To whom it may concern:

I write this letter of recommendation for the firm, Consulting Engineering, Inc. (CEI), based on consideration of personnel, equipment and references – we awarded Consulting Engineering Inc. the contract for leak detection in Sandwich, MA for FY 2021 with options to renew in FY 2022 and FY 2023.

Using the latest electronic acoustic devices, loggers, and correlators, CEI identified potential leak locations by sounding assets connected to water mains. Implementing real-time, synchronized data collection through ESRI's ArGIS, CEI provided us with well-documented, measurable results; clearly communicated their areas of work and deployments; and conducted their tasks with the utmost safety which left us with a feeling of confidence in their expertise.

We decided to purchase offline mapping tablets from CEI for our field technicians so we would have the latest information on our water system. CEI's mapping solution included iPads with screen protectors, engraving, and drop-proof and water-resistant casing.

In closing, it has been a positive and professional experience working with Y Chan and his team for our leak detection project. Y is responsive, as are the field staff they employ. Maurice Little, our main field contact with CEI, worked with our personnel. For these reasons, I confidently and highly recommend CEI for leak detection and water distribution maintenance needs.

Regards

Dani Mahoney

Superintendent

Sandwich Water District

508-888-2775 or dmahoney@sandwichmass.org

VILLAGE OF
BUFFALO GROVE

Department of Public Works
Fifty One Raupp Blvd.
Buffalo Grove, IL 60089-2198
Fax 847-537-5845

David K. Haisma
Supt. of Utility Operations
Phone 847-459-2545
dhaisma@vbg.org

To whom it may concern:

It is with pleasure I write this letter of recommendation for the firm, Consulting Engineering, Inc. (CEI). I have come to know their work through a 3-year contract they won for leak detection for Buffalo Grove, IL, for 2020-2022.

CEI implemented real-time and synchronized data collection through ESRI's ArGIS. Using electronic acoustic devices and loggers, CEI identified potential leak locations by sounding assets connected to water system. By sounding all accessible assets in Phase 1, then identified points of interest in Phase 2, CEI performed 183 miles of main line leak detection for Buffalo Grove to date. CEI provided us with measurable results, clearly communicated their whereabouts and deployments, and conducted their tasks with the utmost safety which left us with a feeling of confidence in their expertise.

In closing, it has been a great to work with Y Chan and the field staff. Y is responsive, as are the field staff they employ. Our main field contact for CEI, Maurice Little, provided his expertise with our personnel. For these reasons, I recommend CEI for leak detection and water distribution maintenance needs.

I can be reached at (847) 459-2045 or DHAISMA@VBG.ORG with any questions.

X David Haisma

David Haisma

North Wales Water Authority
PUBLICLY OWNED SINCE 1951

December 15, 2020

To Whom It May Concern,

I write this letter of recommendation for the firm Consulting Engineering, Inc. (CEI). CEI was the lowest bidder on a Contract for leak detection for 2021. North Wales Water Authority conducts full system leak detection on a three (3) year rotating basis, surveying approximately 180 miles of main and appearances annually.

CEI performed real time and synchronized data collection through ESRI's ArGIS. Using the latest electronic acoustic devices and loggers, CEI identified potential leak locations by sounding assets connected to water mains. Using the 100% correlation method, CEI performed 180 miles of leak detection for the North Wales Water Authority to date. CEI provided us with measurable results, clearly communicated their whereabouts and deployments, and conducted their tasks with the utmost safety which left us with a feeling of confidence in their expertise.

In closing, Y Chan and the field staff are very responsive to work with. Our main field contact for CEI, Maurice little, worked well with our personnel. For these reasons, I feel confident in recommending CEI for leak detection and water distribution maintenance needs.

I can be reached at dquinn@nwwater.com with any questions.

Thank you,

David Quinn,
Administrator

Reply To: ☐ Main Office: 200 W. Walnut Street, P.O. Box 1339, North Wales, PA 19454 • Phone: 215-699-4836 • wizard@nwwater.com
☐ Bucks Office: 1560 Easton Road, P.O. Box 1018, Warrington, PA 18976 • Phone: 267-482-6940 • nwwabucks@nwwater.com

FOREST PARK WATER

DIABLO WATER DISTRICT

87 Carol Lane
P.O. Box 127
Oakley, CA 94561-0127
925-625-3798
Fax 925-625-0814
www.diablowater.org

Directors:
Edward Garcia
President

John H. de Fremery
Vice President

Kenneth L. Crockett
Howard Hobbs
Paul Seger

General Manager & Secretary:
Daniel Muelrath

General Counsel:
Jeffrey D. Polisner

December 15, 2020

RE: Leak Detection Services by Consulting Engineering Inc.

To Whom it May Concern:

Diablo Water District recently (Nov/Dec 2020) had 175 miles of water mains leak detected by Consulting Engineering Inc. We were happy with their services, staff, and management, as they finished the project on time and within budget.

Feel free to reach out to me if you have any questions about the scope of services they performed.

Sincerely,

Dan Muelrath
General Manager

City of Flagstaff

September 20, 2018

RE: Letter of recommendation for Consulting Engineering, Inc.

To whom it may concern:

It is with pleasure to write a letter of recommendation for the firm, Consulting Engineering, Inc. (CEI) I have become to know their work through a contract they won for a leak detection and valve box maintenance, in 2017.

CEI has performed nearly 255 miles of leak detection and valve-box maintenance for the City to date. 220 of these miles were completed on the first contract, during FY18, and another 35 of 90 miles have been completed in FY19. The original contract was written such that continuation each fiscal year could occur provided the work performed followed the scope of work, met the City's expectations, and City Council passed the budget.

Our evaluation team was impressed with CEI's proposal. Flagstaff is working towards real-time or synchronized data collection with our GIS and City-Works systems and CEI was very comfortable performing these tasks. Their strength is in completing the on-the-ground work. They provided us weekly updates consistently. We are working with CEI in this FY to better follow the scope of work, including collecting a photo of each valve box to populate our Collector App. Traffic control, a daily field work plan are also focus areas of our in working with CEI this FY.

In closing, it has been a delight to work with Y Chan and the field staff. Y is very responsive, as are the field staff they employ. Our main field contact for CEI, Maurice Little, has provided many recommendations for making better use of our Collector App, many or all of which we have implemented. For these reasons, I highly recommend CEI for leak detection and valve-box maintenance needs.

I can be reached at (928) 213-2405 or eyoung@flagstaffaz.gov with any questions.

Erin M. Young, RG
Water Resources Manager
City of Flagstaff, Water Services Division

City of Cleveland
Frank G. Jackson, Mayor

Department of Public Utilities
Division of Water
1201 Lakeside Avenue
Cleveland, Ohio 44114-1175
(216) 664-2444
www.clevelandwater.com

March 22, 2017

Re: Recommendation of Consulting Engineering, Inc.

To whom it may concern:

This is to verify that the firm of Consulting Engineering, Inc. of Strongsville. OH has been employed as a sub-consultant to our prime consultant on our current leak detection and water audit project.

In that capacity, they have been a member of the CH2M Hill project team working on this project. Specifically, they have worked directly for their consultant, Wachs Water Services. Central Engineering's role in the project has been surveying the CWD water distribution system to identify potential leak locations by electronically listening to fire hydrants connected to water mains. As of this time, they have listened to approximately 35,900 fire hydrants covering 2,430 miles of water mains. So far, this work has eventually led to the identification and pin pointing of approximately 400 leaks by Wachs Water Services as part of this project.

To-date, their performance has fulfilled the terms of the Scope of Services outlined in our agreement. At the current rate, Consulting Engineering's role in this project is scheduled to be completed on-time and within budget. I confidently recommend Consulting Engineering for conducting leak surveying services.

Best regards.

Very truly yours,

J. Christopher Kocsan
Sr. Budget and Management Analyst
Cleveland Division of Water

AMORY ENGINEERS, P.C.

WATER WORKS • WATER RESOURCES • CIVIL WORKS

25 DEPOT STREET, P.O. BOX 1768
DUXBURY, MASSACHUSETTS 02331-1768

TEL.: 781-934-0178 • FAX: 781-934-6499
WWW.AMORYENGINEERS.COM

March 23, 2017

To Whom It May Concern

Subject: **Comprehensive Leak Detection Survey Reference**

It is my pleasure to recommend Consulting Engineering, Inc. (CEI), of Strongsville, OH for leak detection services. CEI successfully performed a comprehensive leak detection survey of approximately 135 miles of the water distribution system for the Town of Middleborough, MA in 2016.

CEI's performance fulfilled the terms of the Scope of Services for the project. The comprehensive leak survey was completed on-time and within budget. Their field and office personnel were knowledgeable, cooperative and highly professional during the work.

I would recommend CEI to conduct leak detection services in the future.

Very truly yours,

AMORY ENGINEERS, P.C.

By:

Richard S. Johnson, P.E.

Consulting Engineer for the Town of Middleborough

RSJ

March 20th, 2017

TO WHOM IT MAY CONCERN

It is my pleasure to recommend Consulting Engineering, Inc. (CEI) for civil engineering and leak detection services.

CEI performed a comprehensive leak detection survey, intermittently, from 1986-2011 for 60 miles of the water distribution system for the City of East Cleveland.

Their performance fulfilled the terms of the Scope of Services outlined in our agreement. This project was a resounding success as it was completed on-time and within budget.

I confidently recommend CEI to conduct leak detection services as their expertise will provide a benefit to your city.

Respectfully,

Ross Brankatelli, P.E.

Retired Service Director for the City of East Cleveland

CITY OF
CLEVELAND
HEIGHTS
Utilities Department

March 20, 2017

Re: Letter of Recommendation – Consulting Engineering

To Whom This May Concern:

Consulting Engineering performed leak surveys for the City of Cleveland Heights for more than 10 years. During this period the company delivered high quality services, locating hundreds of leaks and saving the City of Cleveland Heights millions of dollars over this period by reducing wasted water and preserving this very valuable resource. During my tenure at the City of Cleveland Heights and in my previous position as Director of Water in a neighboring community, I used the services of Consulting Engineers annually. I have found Ray Chan to be very responsive and committed to helping communities address their leak issues within the water distribution system.

I wholeheartedly recommend Consulting Engineering to provide leak and engineering services. The City looks forward to continuing our relationship with the company in other capacities in the future. If you would like to discuss this company in more detail, please feel free to contact me at 216-291-5990 or via email at cclinkscale@clvhts.com.

Sincerely,

Collette Clinkscale
Utilities Commissioner

40 SEVERANCE CIRCLE, CLEVELAND HEIGHTS, OHIO 44118
216 • 291 • 4444 FAX • 291 • 2064

SCHEDULE C - LIST OF MAJOR EQUIPMENT AVAILABLE

ITEM	PURCHASE DATE	CONDITION	ACQUIRED VALUE
*See attached list. More information available upon request.			

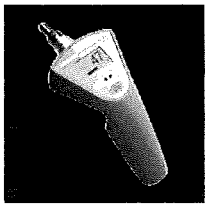
EJCDC® C-451, Qualifications Statement.
Copyright © 2013 National Society of Professional Engineers, American Council of Engineering Companies,
and American Society of Civil Engineers. All rights reserved.

CONSULTING ENGINEERING, INC.

Quality and Features of Proposed Equipment

CEI uses a variety of listening devices in order to leverage filtering options, annual services, and calibrations. All equipment is recharged daily while teams are outfitted with backup batteries, devices, and attachments such as headphones, attachments, cords, and lanyards. The use of different devices allows for greater comparison, re-calibration, and training options. Naturally, these devices have different performances based on material differences so the variety of equipment means greater accuracy for our customer.

SebaKMT HL 50-BT with GM-80



This ubiquitous instrument was created by Vivax-Metrotech and compatible with the GM-80 ground mic. This SebaKMT water network survey leak locator tool has outstanding acoustic properties which enable the operator to locate large and small water leaks. Three basic filter settings allow the user to adjust to any leak scenario. The integrated LCD screen displays the actual measured sound level as a number and simultaneously as a bar graph. After each new measurement, the previous level will still be displayed to compare sound levels.

This listening device can be used to investigate potential leak noises. Based on the digital readout, verification and pinpointing can be prioritized. In addition, upon the follow-up visit, the applicable appurtenance can be rechecked to confirm a leak noise is still present, at or greater than the value of the initial visit. This confirms a leak is indeed present and eliminates false-positive reporting.

SebaKMT HL 5000 with GM-80



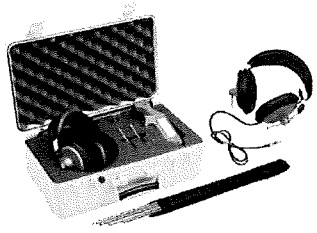
Along with being compatible with the GM-80 ground mic, this equipment uses modern digital signal processing technology (DSP) to clearly recognize the leak sound, even with substantial environmental ambient noise. The sounds are both audibly perceived and graphically displayed using dual segment analysis (DSA) technology. For the user this means greater reliability in locating water losses.

HWM L-mic



The well-known HWM L-mic is an easy-to-use, low cost, electronic listening stick and ground microphone combined. It is ideal for general leak sounding operations and can be fitted with either a tripod foot (for use as a ground microphone) or probe rods (for sounding at fittings or in soft ground). The control unit is hand-held with a 'trigger' operation and a volume/sensitivity rotary control. An LED indicates operation and battery status. This lightweight unit can be used to confirm the position of underground leaks audibly from ground level, sound pipe fittings penetrate soft ground to listen for leaks and carry out traditional acoustic surveys.

Subsurface Leak Detection LD 8



Accurate and reliable, the SubSurface LD 8 is a lightweight instrument for water leak detection of hydrants and fixtures. This leak detection tool uses contact rods attached to a piezoelectric sensor and amplifier to connect to water line fixtures so the construction professional can listen for the sound of unwanted water flows. Also, the amplifier comes with an amplification range of 55 decibels with a frequency range of 100 to 2,000 Hertz.

The LD-8 includes a short contact rod used for listening to hydrants while the long contact rods are used for below-grade meters and valves. Also, this water leak detector has a two-digit LCD display that is easy-to-read.

CONSULTING ENGINEERING, INC.

Subsurface Leak Detection LD 15



The SubSurface Instruments LD-15 Leak Survey Equipment offers the best solution for listening to leaks at hydrants, valves, and meters. It features a high-sensitivity sensor with a sealed waterproof Neodymium magnet. Equipped with an amplifier, this device has superior audio quality and amplifies to 56 db. This device includes three filter ranges and comes with both survey & pinpoint functions for water leaks. Plus, the sensor has a resonance frequency of 950 Hertz which can detect the faintest of sounds. With an IP68 protection rating, this unit is dustproof and water submersible up to 3 feet for 3 hours. It comes with a large meter display for easy reading and up to 80 hours of battery life.

Subsurface Leak Detection LC 2500



The SubSurface LC-2500 Leak Noise Correlator is lightweight and compact, yet it offers full capabilities for programming and correlating leak noise from many different pipe materials and pipe diameters. Great Sensors, powerful radios and fast processing of sounds make the LC-2500 truly the best performing correlator on the market.

This correlator is used for QA/QC and pinpointing of the leak noises often qualified by the HL-50 in sounding. Multiple correlations are used to localize suspected leak source(s) to be verified by ground mics or additional inspection. The graphical display indicates to the technician the possible size and characteristics of the leak.

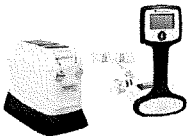
CST/Berger Magna-Trak Locator



The Magna-Trak locates ferromagnetic objects which may be concealed by earth, road surface, snow, and/or water. These objects may include hydrants, marker magnets, manhole covers, valve rods, surveying marks and rods, water meters, etc.

This metal detector will be used to locate potentially buried assets which may prove especially useful during nighttime operations, areas of heavy vegetation, or where visibility may be poor.

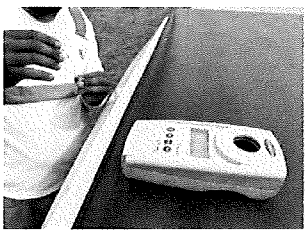
Vivax-Metrotech VM-810 Line Locator



The antenna system in the locator is different from a normal locator. Rather than place antennas on the same center line, one antenna is offset to the right and another to the left. Coupled with extremely sensitive electronics enables the locator to find which antenna is receiving the strongest signal, indicating which direction one should move to be over the buried line. The VM-810's Distance Sensitive Left/Right Guidance provides a sharper, crisper, response, allowing for greater accuracy in line location.

This line locator will verify the line location in the street to enable accurate pinpointing and field markings of leak locations.

Lovibond Chlorine Tester



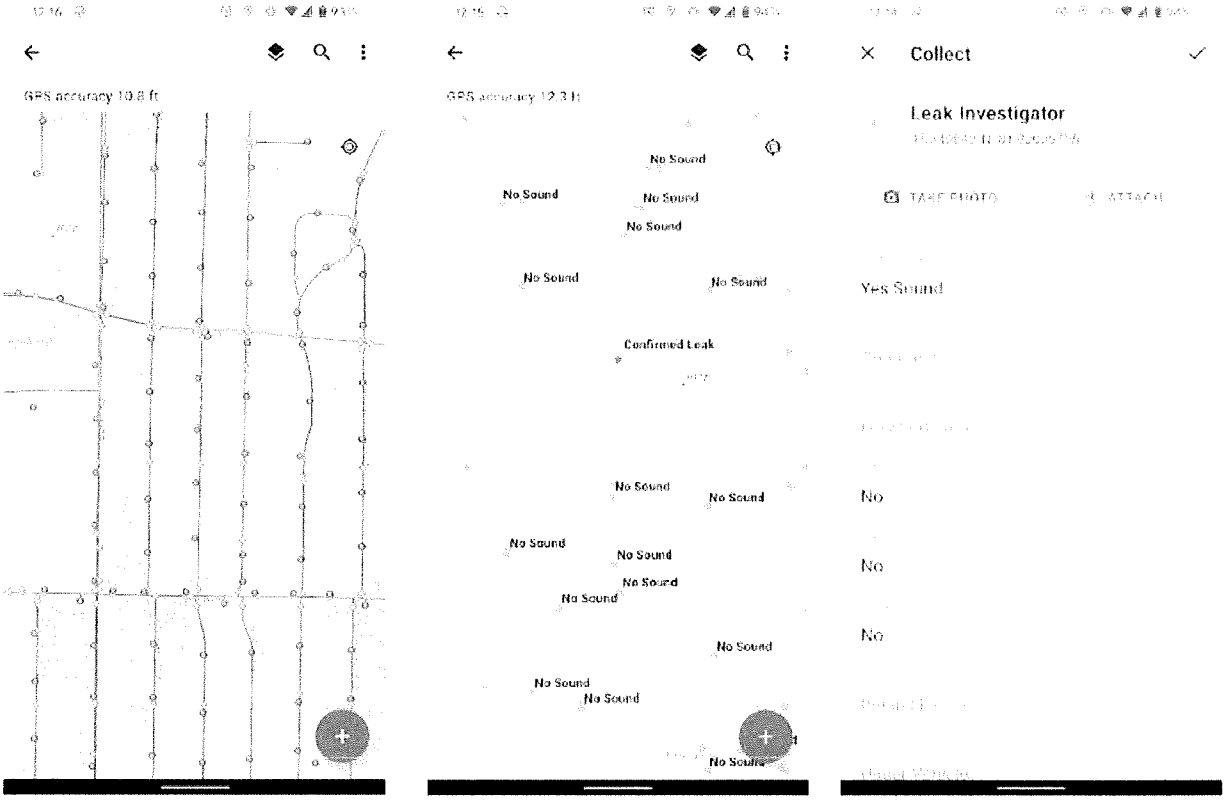
Free Chlorine (hypochlorous acid) reacts with Ammonia and certain Nitrogenous compounds to form Combined Chlorine. With Ammonia, the reaction produces chloramines which have very little disinfecting power; thus, it is important to be able to determine the various fractions of Chlorine present at any one time. DPD (NN Diethyl p Phenylene Diamine Sulphate) is the preferred reagent for the determination of Free, Combined and Total Chlorine. It is available in Tablet, Liquid and Powder form.

Total Chlorine can also be measured using a Potassium Iodide reagent. This can measure concentrations of up to 300 mg/l chlorine and is widely used in food manufacturing and industrial water treatment.

CONSULTING ENGINEERING, INC.

Data-Enabled Collection Devices with ArcGIS

GPS & data-enabled devices with ArcGIS Field Maps allow our specialists to collect photos, videos, acoustics, mapping discrepancies, and all assessment data. Our devices include Samsung, Apple, and LG phones, tablets, & PCs. With interactive mapping, we import GIS shapefile(s), update GIS information, and provide valuable information using our flexible data-driven solutions and analysis tools. By creating customizable layers, our leak detection specialists can collect information which can be represented visually and represent patterns in whatever manner we find valuable. Though this information is visually stunning, the power behind this is our teams can share and access information through mapping, embedded information, and dashboards.

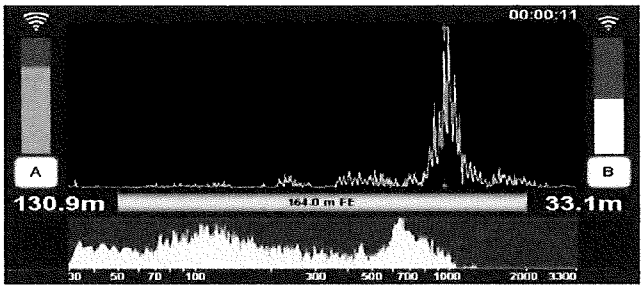


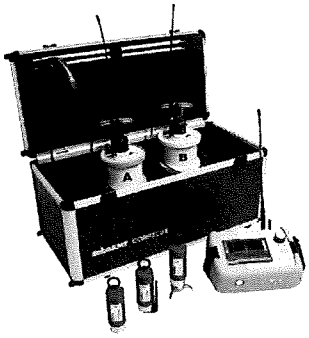
CONSULTING ENGINEERING, INC.

SebaKMT Corelux C-3 Correlator
The acoustics of pressurized water travel in all directions of the pipe. This noise is recorded, amplified, and sent wirelessly to the correlator by 2 sensors (piezo mic, hydrophone) which are attached to the pipe (e.g. valve, hydrants). The C-3 compares the signals then calculates the distance based on the delays time of the signals, sensor distance, and sound velocity in the pipe.

This hybrid correlator can be used for online and offline correlations. The C-3 is capable of multi-correlation without pipe parameter input, possesses a touch display with an intuitive user interface, has long operating times, has inductive sensor charging, and can pinpoint using multi-sensors or a ground mic. This device is perfect for all piping materials.







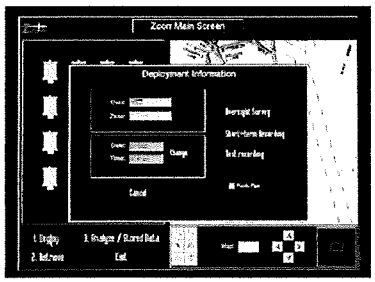
ZCorr Digital Correlating Loggers
ZCorr digital correlating loggers offer significant advantages over listening loggers by detecting and pinpointing multiple leaks in a zone overnight. ZCorr's technical advances make leak surveying viable for water utilities at less effort and cost.

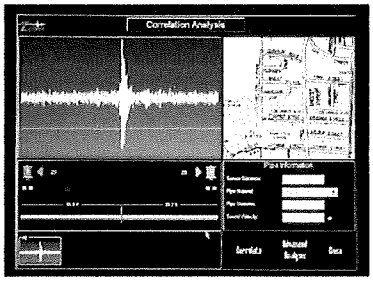


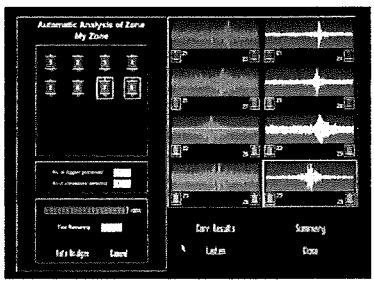
ZCorr is a software-driven approach that allows a distribution system leak survey to be efficiently directed from the office, integrating leak detection data, maps, and database tools to:

- Plan the survey and print deployment orders.
- Pinpoint leaks and print repair reports.
- Track survey progress and performance.

The ZCorr survey has 3 steps: DEPLOY, RETRIEVE and ANALYZE. Each step can be taken either in the office or in the field.







19655 Tanbark Ln | Strongsville, OH 44149
Tel: 440.238.9699 | Email: ce@cengr.co | Website: www.cengr.co

CONSULTING ENGINEERING, INC.

Policy & Affiliation Statements

Health & Safety Policy
It is the policy of Consulting Engineering Inc. to provide a safe and healthy culture for our employees and to observe all State and Federal Laws and Regulations, including but not limited to training and certifications associated with our tasks in the context with which they are performed to follow safe practices and to recognize, correct, and/or avoid unsafe working conditions.

Active participation and adherence to the Safety Program is a condition of employment. No individual should work at a job that he or she knows is not safe. Therefore, we must make every workplace safe by detecting, correcting, and reporting unsafe conditions, as well as the detection of unsafe work practices.

Our Safety Policy has equal importance with Consulting Engineering Inc.'s policies of providing the best quality and most productive service in our industry with a goal of preventing all accidents and injuries. Because of the many different hazards of our industry, we must maintain a constant safety awareness to achieve this goal.

Public Safety
We recognize the importance of making our customers happy along with those they serve so our conduct, dress, communication, and visibility are made clear before our boots touch the ground. Operations are planned & conducted to maximize convenience to the public including permission to access inaccessible areas.

Our plan conforms to the MUTCD (Section 6G.02 Type of Temporary Traffic Control Zone Activities, Work Duration). Our work follows the guidelines of mobile work (work that moves intermittently or continuously) which specifically mention frequent stops for activities such as utility operations. Our traffic plan satisfies Canada's Traffic Control Manual (Sections 18.3 Standards of Traffic Control and 8.24 High-visibility Apparel).

CEI's work vehicle(s) maintain an oscillating dome light, traffic cones, 4-way blinkers, CEI branded magnets & DOT-approved Class III reflective high-visibility clothing, and a survey sign for advanced traffic warning to increase visibility. The survey sign is periodically retrieved and repositioned in advanced warning areas.



CEI requests a laminated letter from the Water Utility Superintendent to be displayed in-vehicle and presented to residents and authorities should they have questions including contact information. Additionally, we carry branded identification which matches our equipment.

Any additional concerns may be found in the adverse conditions detailed in the methodology and will be addressed in the kickoff meeting.

Meter or AMR Manufacturer Affiliation
CEI has no affiliation with any meter or AMR manufacturers.

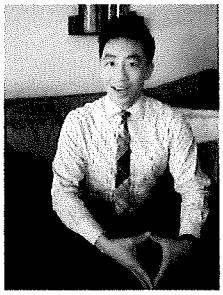
Cleanup
CEI maintains neat, orderly working conditions to ensure environmental and fire safety. Proper disposal of rubbish and maintenance of natural beauty is a part of our office and field culture.

CONSULTING ENGINEERING, INC.

Experience

Key Personnel

Project Manager – 20+ years of experience



Y Chan is the Principal Owner and a Civil Engineer with a BSCE from the Ohio State University with a specialization in Structural Engineering (2003) who has managed civil design projects and leak detection programs for CEI since 2013. He managed all projects listed in this proposal while performing sounding and pinpointing, as needed. In addition to managing leak detection and water audit projects, Mr. Chan has managed and designed civil engineering and construction administration projects around the nation for ODOT, OTIC, PATH, NYCDOT, NYSDOT, PennDOT, MTA, MetroNorth, NHDES, GSA, Veterans Affairs, and numerous government entities. He is the architect of CEI's ESRI/ArcGIS program used for documenting listening points including asset defects, GIS mapping errors, photos, and acoustic results in ArcGIS Collector so the data is readily accessible. He is a DOT-certified flagger, CPR-certified, and experienced in all Bentley programs, all AutoDesk programs, and Cartegraph. He manages all budgeting, scheduling, communications, data analysis, and reports.

Experienced Oversight –30+ years of experience



Ray C. S. Chan, P.E., is the founder of CEI. He is a Structural and Hydraulic Engineer with his BSCE from the University of Illinois at Urbana-Champagne and masters from Virginia Tech. He is well-acquainted with water infrastructure projects, specializing in leak detection in the Cleveland Water System; the majority of the Cleveland master-metered suburban cities, including City of East Cleveland, Cleveland Heights (a client since 1990), the City of Bedford, the City of Lakewood, and other surrounding suburbs; and across North America.

Ray C. S. Chan, P.E., will be responsible for the program oversight. Mr. Chan has specialized in leak detection and location since 1974. He was the engineer-in-charge for the Pitometer Associates, assigned to the Cleveland Water Department in the early '80s where he detected and pinpointed leaks for the entire system (5,360 miles) including applying first generation leak correlation technique to pinpointing. Being in business for over thirty years, Mr. Chan believes in a safety-oriented team effort focused on clear communication while emphasizing quality assurance. Deliverables are expected to stay under budget while meeting established deadlines.

Field Services Leader – 14+ years of experience



Maurice Little's input is critical in the purchase of all water leak detection equipment. He is an expert in the use of all CEI leak detection equipment and the training of field technicians.

With thousands of miles of water utility experience, he has performed & executed all field services in this proposal. His conceptual skills, leak detection training, and field experience provide for the skills, knowledge, and expertise to evaluate and pinpoint leaking assets, document findings, and make recommendations for rehabilitation. Training and Certifications include ArcGIS Collector, Cartegraph, OSHA 30, Field Operations Classroom Training, Valve Operator, Truck Safety, Equipment and Inspection Training, Trimble Operation and Data Management Training, First Aid/CPR Certification, Confined Space Entry Trained, Flagger Certification, Hydrant Flushing/Flow Trained (AWWA M17, NFPA 291), DOT Certified Vehicle Driver.

In addition to CEI projects, Mr. Little has performed the following:

CONSULTING ENGINEERING, INC.

Client	Years	Leak Detection	Valve &/or Hydrant Assessment	UDF	Confined Space	System Iso. (Shut-downs)	On-Call Services	Metallic	Non-Metallic	Miles
Anne Arundel County, MD	2017	Yes	Yes					Yes		210
Baltimore City, MD	2007-2013	Yes	Yes		Yes	Yes	Yes	Yes		160
Baltimore County, MD	2007-2013	Yes	Yes		Yes	Yes	Yes	Yes		220
Batavia, IL	2017-2018	Yes						Yes		190
Bayonne, NJ	2015	Yes						Yes		130
Buffalo Grove	2020-2022	Yes					Yes	Yes		183
Carol Stream, IL	2018	Yes	Yes	Yes				Yes		140
Charles County, MD	2017	Yes	Yes					Yes		150
Cleveland, OH (CWD)	2016-2017	Yes	Yes				Yes	Yes		2,100
DC Water	2010	Yes	Yes					Yes		660
Dupage, IL	2014	Yes		Yes				Yes		160
Edenton, NC	2009	Yes	Yes					Yes		130
Flagstaff, AZ	2017-2018	Yes	Yes					Yes	Yes	220
Georgia Environmental Finance Authority	2015	Yes						Yes		1,200
Hays, KS	2015	Yes						Yes		106
Howard County, MD	2016-2017	Yes	Yes				Yes	Yes		500
Jersey City, NJ	2015	Yes						Yes		210
Lakewood, OH	2020-2022	Yes						Yes		240
Lowell, MA	2019	Yes						Yes		215
Massachusetts Water Resources Authority	2015, 2016, 2018	Yes					Yes	Yes		3,735
McKinney, TX	2011	Yes						Yes	Yes	120

CONSULTING ENGINEERING, INC.

Client	Years	Leak Detection	Valve &/or Hydrant Assessment	UDF	Confined Space	System Iso. (Shut-downs)	On-Call Services	Metallic	Non-Metallic	Miles
Middleborough, MA	2016	Yes						Yes		135
Minneapolis, MN	2015	Yes						Yes		440
Needham, MA	2012	Yes						Yes		150
New Hampshire Department of Environmental Services	2018	Yes						Yes		732
Norridge, IL	2017	Yes		Yes				Yes		44
North Kentucky, KY	2016	Yes					Yes	Yes		160
Pagosa Springs, CO	2015	Yes						Yes		240
Piqua, OH	2017	Yes					Yes	Yes		110
Pontiac, MI	2015	Yes	Yes					Yes		
Puerto Rico Aqueducts & Sewers Authority	2015	Yes					Yes	Yes	Yes	1,700
San Antonio Water System	2015	Yes						Yes		2,400
Surrey, British Columbia Canada	2017	Yes					Yes	Yes	Yes	180
Waco, TX	2014	Yes						Yes	Yes	190
Monroe County Water Authority, FL	2014	Yes	Yes	Yes				Yes	Yes	170
Wilson, NC	2015	Yes	Yes					Yes		130
WSSC, MD	2014, 2015	Yes	Yes					Yes		1,700

CONSULTING ENGINEERING, INC.



Field Services Technician – 15+ years of experience
Damian Booker has conducted acoustic surveying and valvebox assessment & cleaning for Tucson, AZ,; Buffalo Grove, IL; Carol Stream, IL; Oak Park, IL; Park Ridge, IL; Montgomery, PA; Baltimore, MD; Cleveland, OH, & Lakewood, OH. Mr. Booker has experience with Vivax-Metrotech, CST-Berger, Sub-Surface and SebaKMT products as well as traditional equipment. Mr. Booker has been trained and performs work on ArcGIS Collector and Cartegraph. OSHA 10 Certified.

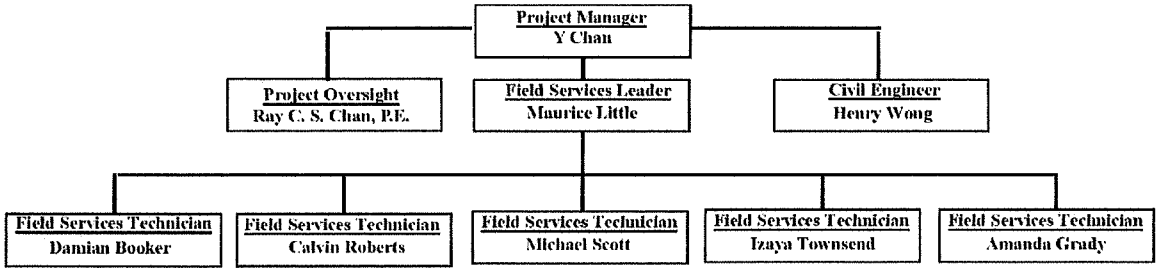
Field Services Technician – 5+ years of experience
Calvin Roberts has conducted acoustic surveying and valvebox assessment & cleaning for Flagstaff, AZ; Springfield, IL; Carol Stream, IL; Lowell, MA; Buffalo Grove, IL; Oak Park, IL; Park Ridge, IL; Diablo, CA; Montgomery, PA; Cleveland, OH; & Lakewood, OH. Mr. Roberts has experience with Vivax-Metrotech, CST-Berger, Sub-Surface and SebaKMT products as well as traditional equipment. He has been trained and performs work on ArcGIS Collector and Cartegraph. OSHA 10 Certified.

Field Services Technician – 3+ years of experience
Michael Scott is a Leak Detection Specialist who has conducted acoustic surveying and valvebox assessment & cleaning for Lowell, MA; Park Ridge, IL; Buffalo Grove, IL; Oak Park, IL; Park Ridge, IL; Diablo, CA; Montgomery, PA; Cleveland, OH; & Lakewood, OH. He has experience with Vivax-Metrotech, CST-Berger, and SebaKMT products as well as traditional equipment. He has been trained and performs work on ArcGIS Collector and Cartegraph. OSHA 10 Certified.

Field Services Technician – 2+ years of experience
Izaya Townsend has conducted acoustic surveying and valvebox assessment & cleaning for Arlington Heights, IL; Buffalo Grove, IL; Glenview, IL; Montgomery, PA; Cleveland, OH; & Lakewood, OH. Mr. Gaither has experience with Vivax-Metrotech, CST-Berger, Sub-Surface, and SebaKMT products. He has been trained and performs work on ArcGIS Collector and Cartegraph. OSHA 10 Certified.

Field Services Technician – 2+ years of experience
Amanda Grady has conducted acoustic surveying and valvebox assessment & cleaning for Springfield, IL; Buffalo Grove, IL; Montgomery, PA; Cleveland, OH; & Lakewood, OH. He has experience with Vivax-Metrotech, CST-Berger, and SebaKMT products as well as traditional equipment. She has been trained and performs work on ArcGIS Collector and Cartegraph. OSHA 10 Certified.

Data Integrity, Office Support, Civil Engineer – 30+ years of experience
Henry Wong was a Leak Detection Specialist with CEI in the '80s and '90s who now provides support to field services using ArcGIS online, scheduling access to inaccessible areas, tracking crew production, verifying data integrity, generating daily reports, etc. He is familiar with all ESRI. Cartegraph, Bentley, and AutoDesk programs.



004519

NON-COLLUSION AFFIDAVIT

Town of Rotterdam
Water District #5 Leak Detection Survey
Phases 3, 4, & 5
Contract No. 1 – Leak Detection

004519
Non-Collusion Affidavit

Every bid or proposal made to a political subdivision of the state or any public department, agency or official thereof where competitive bidding is required by statute, rule, regulation or local law, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalties of perjury.

By submission of this bid, each bidder and each person signing on behalf of any bidder, or in the case of a joint bid each party thereto, certifies that:

such bid is not made in the interest of or on behalf of any undisclosed person, partnership, company, association, organization or corporation;

such bid is genuine and not collusive or sham;

said bidder has not directly induced or solicited any other bidder to put in a false or sham bid and has not directly or indirectly colluded, conspired, connived or agreed with any bidder or anyone else to put in a sham bid, nor that anyone shall refrain from bidding;

said bidder has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the bid price of said bidder or of any other bidder, nor to fix any overhead, profit or cost element of such bid price, nor of that of any other bidder, nor to secure any advantage against the public body awarding the contract or anyone interested in the proposed contract;

all statements contained in such bid are true;

and, further, that said bidder has not directly or indirectly, submitted his bid price or any breakdown

thereof, nor the contents thereof, nor divulged information or data relative thereto, nor paid and will not pay fee in connection therewith to any corporation, partnership, company, association, organization, bid depository, nor to any member or agent thereof, nor to any other individual except to such persons or persons as have a partnership or other financial interest with said bidder in his general business.

No bid shall be considered for award, neither shall any award be made where above items have not been complied with.

If the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons why the above items have not been complied with. The bid shall not be considered for award, neither shall any award be made, unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made, or the appointed designee, determines that such disclosure was not made for the purpose of restricting competition.

Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation or local law, and where such bid contains the certification referred to in this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to noncollusion as the act and deed of the corporation.

Signature: _____

Print Name: Y Chan

Title: Principal Owner & Civil Engineer

Business Address of Bidder: 19655 Tanbark Ln.; Strongsville, OH 44149

Dated: 11/20/2024

NON-COLLUSION AFFIDAVIT MUST BE INSERTED IN PROJECT MANUAL

004525

TOWN OF ROTTERDAM
NON-DISCRIMINATION AND HARASSMENT POLICY & AFFIDAVIT

903 Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace

Policy Statement – It is the policy of the Town of Rotterdam to promote a productive work environment and to prohibit conduct by any Elected Official or employee (as defined in Section 104 of the Employee Handbook) that disrupts or interferes with another's work performance or that creates an intimidating, offensive, or hostile work environment. In keeping with this goal, the Town is committed to educate Elected Officials and employees in the recognition and prevention of workplace discrimination and harassment, including sexual harassment, and to provide an effective means of eliminating such discrimination and harassment from the workplace. In short, the Town does not tolerate any form of discrimination or harassment, including sexual harassment, and will take all steps necessary to prevent and stop the occurrence of such activity in the workplace. The accompanying complaint procedure is intended to provide an effective mechanism for reporting, and resolving promptly, complaints of discrimination and harassment, including sexual harassment, without any risk of repercussion to any individual covered by this policy who, in good faith, files such complaint.

Applicability of Policy – This policy applies to all Elected Officials, Appointed Members of Boards and Commissions, employees, supervisors, and Department Heads, whether employed full or part-time, temporary or seasonal, paid or unpaid interns, volunteers, and those employed by companies contracting to provide services in the workplace. Depending on the extent of the Town's exercise of control, this policy may be applied to the conduct of non-Town employees with respect to harassment of Town employees in the workplace.

Prohibited harassment (including sexual harassment) is not limited to the physical workplace itself. It can occur while Elected Officials, employees or other individuals covered by this policy are traveling for Town business or at Town sponsored events or parties. Calls, texts, emails, and social media usage by employees or other individuals covered by this policy can constitute workplace harassment, even if they occur away from the workplace premises, on personal devices, or during non-work hours.

Prohibited Activity – No Elected Official, employee or other individuals covered by this policy shall engage in any of the following:

- Harassment: Unwanted, unreasonable verbal or physical conduct directed toward or affecting another person that disturbs, frightens, insults, threatens, intimidates, demeans, or offends that other person, that continues or is repeated after a request to cease, and that: 1) has the purpose or effect of creating an intimidating, hostile, or offensive work environment; 2) has the purpose or effect of unreasonably interfering with an individual's work performance; or 3) otherwise adversely affects an individual's employment opportunities. Harassment includes offensive or inappropriate images or written materials or electronic communications (e.g. letters, e-mail, text messages, or graffiti) as well as bias-based harassment and sexual harassment (see below).

- Bias-Based Harassment: Harassment that denigrates, offends or shows hostility or aversion toward an individual on the basis of sex, (including gender identity and the status of being transgender), sexual orientation, race, color, national origin, religion,

disability, pregnancy, age, marital status, veteran status, military status, arrest or conviction record, genetic information or predisposing characteristics, domestic violence victim status, or any other protected status. Bias-based harassment includes, but is not limited to: epithets, slurs or negative stereotyping; threatening, intimidating, or hostile acts; denigrating jokes; and written, electronic, or graphic material that denigrates, ridicules, objectifies, or shows hostility, aversion or contempt toward an individual or group and that is placed on walls, bulletin boards, lockers or elsewhere on or in the Town's premises, vehicles, or equipment, or is circulated in the workplace, including through electronic means.

- Discrimination: The Town of Rotterdam is an Equal Opportunity Employer. The Town does not unlawfully discriminate on the basis of sex, (including gender identity and the status of being transgender), sexual orientation, race, color, national origin, religion, disability, pregnancy, age, marital status, veteran status, military status, arrest or conviction record, genetic information or predisposing characteristics, domestic violence victim status, or any other protected status. Unlawful discrimination based on membership in these categories is prohibited by applicable federal, state, or local laws. This policy applies to all terms and conditions of employment, including, but not limited to, hiring, placement, assignments, compensation, promotion, transfer, training, leave of absence, and termination.

Definition of Sexual Harassment – This policy places special attention on the prohibition of sexual harassment in the workplace.

Sexual harassment is a form of sex discrimination and is unlawful under federal, state, and (where applicable) local law. Sexual harassment includes harassment on the basis of sex, sexual orientation, self-identified or perceived sex, gender expression, gender identity and the status of being transgender.

Sexual harassment includes unwelcome conduct which is either of a sexual nature, or which is directed at an individual because of that individual's sex when:

- Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile or offensive work environment, even if the reporting individual is not the intended target of the sexual harassment;
- Such conduct is made either explicitly or implicitly a term or condition of employment; or
- Submission to or rejection of such conduct is used as the basis for employment decisions affecting an individual's employment.

A sexually harassing hostile work environment includes, but is not limited to, words, signs, jokes, pranks, intimidation or physical violence which are of a sexual nature, or which are directed at an individual because of that individual's sex. Sexual harassment also consists of any unwanted verbal or physical advances, sexually explicit derogatory statements or sexually discriminatory

remarks made by someone which are offensive or objectionable to the recipient, which cause the recipient discomfort or humiliation, or which interfere with the recipient's job performance.

Sexual harassment also occurs when a person in authority tries to trade job benefits for sexual favors. This can include hiring, promotion, continued employment or any other terms, conditions or privileges of employment. This is also called "quid pro quo" harassment.

Any employee who feels harassed should report so that any violation of this policy can be corrected promptly. Any harassing conduct, even a single incident, can be addressed under this policy.

Examples of Sexual Harassment - The following describes some of the types of acts that may be unlawful sexual harassment and that are strictly prohibited:

- Physical acts of a sexual nature, such as:
    - Touching, pinching, patting, kissing, hugging, grabbing, brushing against another employee's body or poking another employee's body;
    - Rape, sexual battery, molestation or attempts to commit these assaults.
- Unwanted sexual advances or propositions, such as:
    - Requests for sexual favors accompanied by implied or overt threats concerning the target's job performance evaluation, a promotion or other job benefits or detriments;
    - Subtle or obvious pressure for unwelcome sexual activities.
- Sexually oriented gestures, noises, remarks or jokes, or comments about a person's sexuality or sexual experience, which create a hostile work environment.
- Sex stereotyping occurs when conduct or personality traits are considered inappropriate simply because they may not conform to other people's ideas or perceptions about how individuals of a particular sex should act or look.
- Sexual or discriminatory displays or publications anywhere in the workplace, such as:
    - Displaying pictures, posters, calendars, graffiti, objects, promotional material, reading materials or other materials that are sexually demeaning or pornographic. This includes such sexual displays on workplace computers or cell phones and sharing such displays while in the workplace.
- Hostile actions taken against an individual because of that individual's sex, sexual orientation, gender identity and the status of being transgender, such as:
    - Interfering with, destroying or damaging a person's workstation, tools or equipment, or otherwise interfering with the individual's ability to perform the job;
    - Sabotaging an individual's work;
    - Bullying, yelling, name-calling.

Prohibition Against Retaliation – Unlawful retaliation can be any action that could discourage an employee from coming forward to make or support a claim of discrimination or harassment, including sexual harassment. Adverse action need not be job-related or occur in the workplace to constitute unlawful retaliation (e.g., threats of physical violence outside of work hours).

Unlawful retaliation against any employee who has engaged in "protected activity" is strictly prohibited by this policy as well as (where applicable) federal, state, and local law. Protected activity occurs when a person has:

- made a complaint of harassment or discrimination, either internally or with any anti-discrimination agency;
- opposed harassment or discrimination by making a verbal or informal complaint to management, or by simply informing a supervisor or management of harassment or discrimination;
- reported that another employee has been subjected to harassment or discrimination;
- encouraged a fellow employee to report harassment or discrimination;
- participated in a workplace investigation regarding harassment or discrimination;
- testified or assisted in a proceeding involving harassment or discrimination under the Human Rights Law or other anti-discrimination laws.

Even if the alleged discrimination or harassment does not turn out to rise to the level of a violation of law, the individual is protected from retaliation if the person had a good faith belief that the practices were unlawful. However, the retaliation provision is not intended to protect persons making intentionally false charges of discrimination or harassment.

Reporting of Discrimination and Harassment (including Sexual Harassment) – Reports of alleged discrimination and/or harassment (including sexual harassment) or retaliation may be made verbally or in writing. A form for the submission of a written complaint is attached to this policy and individuals are encouraged to use this form. If an individual chooses to submit a verbal complaint, such complaint will be recorded by the receiver of this complaint on this form. Employees are encouraged to report incidents of discrimination, harassment (including sexual harassment), or retaliation to their Department Head and/or the Town Supervisor as soon as possible after their occurrence. If the employee's Department Head is believed to be involved in the incident, or if the employee is not comfortable in addressing the incident with the Department Head, the report should be made directly to the Town Supervisor. If the Town Supervisor is believed to be involved in the incident or the employee is not comfortable reporting the incident to the Town Supervisor, the employee should report the incident to a member of the Town Board. Employees who believe they have been discriminated against or harassed and would like to obtain guidance as to how to proceed in filing a complaint, should contact their immediate supervisor, their Department Head, the Town Supervisor, or any member of the Town Board. Employees who work during off-hours are encouraged to contact their supervisor, their Department Head, the Town Supervisor, or any member of the Town Board at home if these individuals do not work during the employee's shift. Non-employees are encouraged to report incidents of alleged discrimination and harassment (including sexual harassment) to either the Department Head of the

department where services are being provided, the Town Supervisor, or a member of the Town Board.

Supervisory Responsibility – Supervisory personnel must make every effort to ensure a work environment that is free from discrimination and harassment, including sexual harassment. Any Department Head or supervisor who receives a complaint or information about suspected prohibited activity (as outlined above), observes behavior that may constitute prohibited activity, or for any reason suspects that prohibited activity is occurring, is required to report such suspected prohibited activity to the Town Supervisor, or any member of the Town Board.

In addition to being subject to corrective action or discipline if they engaged in prohibited activity themselves, supervisory personnel will be subject to discipline for failing to report suspected prohibited activity or otherwise knowingly allowing prohibited activity to continue. Supervisory personnel will also be subject to corrective action or discipline for engaging in any form of retaliation prohibited by this policy.

Investigation of Complaint – The Town Supervisor, in consultation with the Town Board, will determine the appropriate individual(s) to conduct the investigation. All complaints pursuant to this policy, whether reported in verbal or written form, will be investigated promptly, thoroughly, and in as impartial a manner as possible. The investigation will normally include conferring with the parties involved and any named or apparent witnesses. All employees are required to cooperate in an investigation, if so directed. All persons involved, including complainants, witnesses and alleged perpetrators will be accorded due process to protect their rights to a fair and impartial investigation. All relevant materials, including all electronic communications, documents, emails or phone records that are relevant to the allegations will also be considered. A written report will be prepared documenting the results of the investigation. The individual who reported the complaint and the individual about whom the complaint was made will be notified of the final determination.

Confidentiality – Complaints of discrimination and harassment, including sexual harassment, will be handled and investigated promptly and in a manner that is as impartial and confidential as possible. In no event will information concerning a complaint be released by the Town to third parties or to anyone within the Town employment who is not directly involved in the investigation or handling of the complaint unless otherwise required by law.

Corrective Action and Discipline – Any employee who is found to have violated any aspect of this policy will be subject to corrective or disciplinary action, up to and including termination of employment, as provided by Town operating procedures, including Civil Service Law Section 75, or a collective bargaining agreement. Any Elected Official who violates this policy will be subject to remedial action as provided for and/or allowed under NYS Public Officers Law, as well as any other applicable statutes. Any vendor, supplier, visitor, customer, or other non-employee who violates this policy will be subject to remedial action, to the extent that the Town is empowered to take such action.

Legal Protections and External Remedies – Nothing in this policy should be construed as in any way limiting employees' rights to file a formal complaint with the appropriate state or federal

agencies responsible for administering anti-discrimination laws. Complainants should be aware that time restrictions may apply and need to be considered.

Harassment (including sexual harassment) is not only prohibited by Town policy but is also prohibited by federal, state, and (where applicable) local law. Aside from the Town's internal process, employees may also choose to pursue legal remedies with the following governmental entities at any time.

New York State Division of Human Rights (DHR)

The Human Rights Law (HRL) applies to employers in New York State with regard to harassment and protects employees and non-employees regardless of immigration status. A complaint alleging violation of the Human Rights Law may be filed either with DHR or in New York State Supreme Court. Complaints with DHR may be filed any time within one year of the harassment. If an individual did not file at DHR, they can sue directly in state court under the HRL, within three years of the alleged discrimination. An individual may not file with DHR if they have already filed an HRL complaint in state court. Filing an internal complaint with the Town does not extend the time limits to file with DHR or in court. The one year or three years is counted from date of the most recent incident of harassment. An attorney is not needed to file a complaint with DHR, and there is no cost to file with DHR. DHR will investigate the complaint and determine whether there is probable cause to believe that discrimination has occurred. Probable cause cases are forwarded to a public hearing before an administrative law judge. If discrimination is found after a hearing, DHR has the power to award relief, which varies but may include requiring the Town to take action to stop the harassment, or redress the damage caused, including paying monetary damages, attorney's fees and civil fines.

DHR's main office contact information is: NYS Division of Human Rights, One Fordham Plaza, Fourth Floor, Bronx, New York 10458, (718) 741-8400. Contact DHR at (888) 392- 3644 or visit dhr.ny.gov/complaint for more information about filing a complaint. The website has a complaint form that can be downloaded, filled out, notarized and mailed to DHR. The website also contains contact information for DHR's regional offices across New York State.

United States Equal Employment Opportunity Commission (EEOC)

The EEOC enforces federal anti-discrimination laws, including Title VII of the 1964 federal Civil Rights Act (codified as 42 U.S.C. § 2000e et seq.). An individual can file a complaint with the EEOC anytime within 300 days from the harassment. There is no cost to file a complaint with the EEOC. The EEOC will investigate the complaint and determine whether there is reasonable cause to believe that discrimination has occurred, at which point the EEOC will issue a Right to Sue letter permitting the individual to file a complaint in federal court. The EEOC does not hold hearings or award relief but may take other action including pursuing cases in federal court on behalf of complaining parties. Federal courts may award remedies if discrimination is found to have occurred. If an employee believes that he/she has been discriminated against at work, he/she can file a "Charge of Discrimination." The EEOC has district, area, and field offices where complaints can be filed. Contact the EEOC by calling 1-800-669-4000 (1-800-669-6820 (TTY)), visiting their website at www.eeoc.gov or via email at info@eeoc.gov. If an individual filed an

administrative complaint with DHR, DHR will file the complaint with the EEOC to preserve the right to proceed in federal court.

Local Protections

Many localities enforce laws protecting individuals from sexual harassment and discrimination. An individual should contact the county, city or town in which they live to find out if such a law exists.

Contact the Rotterdam Police Department

If the harassment involves physical touching, coerced physical confinement or coerced sex acts, the conduct may constitute a crime. Contact the Rotterdam Police Department.

004525

Town of Rotterdam Non-Discrimination and Harassment Policy Affidavit

Every bid or proposal made to the Town of Rotterdam where competitive bidding is required by statute, rule, regulation or local law, for work or services performed or to be performed or goods sold or to be sold, shall contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalties of perjury.

By submission of this bid, each bidder and each person signing on behalf of any bidder, or in the case of a joint bid each party thereto, certifies that:

The bidder has received the Town of Rotterdam's *903 Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace* policy;

And said bidder understands and will comply with said non-discrimination and harassment policy;

No bid shall be considered for award, neither shall any award be made where above items have not been complied with.

If the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons why the above items have not been complied with. The bid shall not be considered for award, neither shall any award be made, unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made, or the appointed designee, determines that such disclosure was not made for the purpose of restricting competition.

Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation or local law, and where such bid contains the certification referred to in this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to noncollusion as the act and deed of the corporation.

Signature: _____

Print Name: Y Chan

Title: Principal Owner & Civil Engineer

Business Address of Bidder: 19655 Tanbark Ln.; Strongsville, OH 44149

Dated: 11/20/2024

NON-DISCRIMINATION AND HARASSMENT AFFIDAVIT MUST BE INSERTED IN PROJECT MANUAL

8:38 PM
07/04/24
Accrual Basis

Consulting Engineering, Inc.
Balance Sheet
As of December 31, 2021

	Dec 31, 21	
ASSETS		
Current Assets		
Checking/Savings		
FIFTH THIRD SAVING		36,109.75
1027 · Fifth Third Bank		19,941.92
Total Checking/Savings		56,051.67
Accounts Receivable		
1100 · Account Receivable - Trade		2,400.01
Total Accounts Receivable		2,400.01
Other Current Assets		
cashier check for bid bond		1,013.43
2309 · Shareholder Loan - Y Chan		74,703.00
2310 · Loans Payable - Ray Chan		-3,900.00
Total Other Current Assets		71,816.43
Total Current Assets		130,268.11
Fixed Assets		
Fixed Assets		
1400 · Furniture & Fixtures		
1410 · Acc.Dep. - Furn & Fix	-28,904.87	
1400 · Furniture & Fixtures - Other	28,904.87	
Total 1400 · Furniture & Fixtures		0.00
1500 · EQUIPMENT		
1501 · COST	27,451.15	
1510 · Acc. Dep. - Equipment	-27,451.15	
Total 1500 · EQUIPMENT		0.00
1701 · Office Equipment		
1710 · Acc. Dep. - Office Equipment	-2,366.47	
1701 · Office Equipment - Other	2,366.47	
Total 1701 · Office Equipment		0.00
1720 · Office Equipment - Computers		
1730 · Acc.Dep. - Computer	-2,160.00	
1720 · Office Equipment - Computers - O...	2,160.00	
Total 1720 · Office Equipment - Computers		0.00
Total Fixed Assets		0.00
Total Fixed Assets		0.00
TOTAL ASSETS		**130,268.11**
LIABILITIES & EQUITY		
Liabilities		
Current Liabilities		
Other Current Liabilities		
Payroll Liabilities		
city		456.00
federal		1,820.40
ohio		223.46
Total Payroll Liabilities		2,499.86

8:38 PM
07/04/24
Accrual Basis

Consulting Engineering, Inc.
Balance Sheet
As of December 31, 2021

	Dec 31, 21
2321 · Loans Payable - John Chu	26,000.00
Total Other Current Liabilities	28,499.86
Total Current Liabilities	28,499.86
Total Liabilities	28,499.86
Equity	
Retained Earnings	7,217.32
3000 · Common Stock /Capital	500.00
3101 · Y Chan Equity	25,709.77
Net Income	68,341.16
Total Equity	101,768.25
TOTAL LIABILITIES & EQUITY	**130,268.11**

8:37 PM
07/04/24
Accrual Basis

Consulting Engineering, Inc.
Balance Sheet
As of December 31, 2022

	Dec 31, 22	
ASSETS		
Current Assets		
Checking/Savings		
FIFTH THIRD SAVING		1,111.40
new bank - 4394		113,828.28
1027 · Fifth Third Bank		1,236.16
Total Checking/Savings		116,175.84
Accounts Receivable		
1100 · Account Receivable - Trade		0.01
Total Accounts Receivable		0.01
Other Current Assets		
cashier check for bid bond		250.00
12000 · Undeposited Funds		500.00
2310 · Loans Payable - Ray Chan		137,950.00
Total Other Current Assets		138,700.00
Total Current Assets		254,875.85
Fixed Assets		
Fixed Assets		
1400 · Furniture & Fixtures		
1410 · Acc.Dep. - Furn & Fix	-28,904.87	
1400 · Furniture & Fixtures - Other	28,904.87	
Total 1400 · Furniture & Fixtures		0.00
1500 · EQUIPMENT		
1501 · COST	27,451.15	
1510 · Acc. Dep. - Equipment	-27,451.15	
Total 1500 · EQUIPMENT		0.00
1701 · Office Equipment		
1710 · Acc. Dep. - Office Equipment	-2,366.47	
1701 · Office Equipment - Other	2,366.47	
Total 1701 · Office Equipment		0.00
1720 · Office Equipment - Computers		
1730 · Acc.Dep. - Computer	-2,160.00	
1720 · Office Equipment - Computers - O...	2,160.00	
Total 1720 · Office Equipment - Computers		0.00
Total Fixed Assets		0.00
Total Fixed Assets		0.00
TOTAL ASSETS		**254,875.85**
LIABILITIES & EQUITY		
Liabilities		
Current Liabilities		
Other Current Liabilities		
Payroll Liabilities		
city		480.00
federal		2,178.00
ohio		7.76
Total Payroll Liabilities		2,665.76

8:37 PM
07/04/24
Accrual Basis

Consulting Engineering, Inc.
Balance Sheet
As of December 31, 2022

	Dec 31, 22
2321 · Loans Payable - John Chu	24,250.00
Total Other Current Liabilities	26,915.76
Total Current Liabilities	26,915.76
Total Liabilities	26,915.76
Equity	
Retained Earnings	-140,464.92
3000 · Common Stock /Capital	500.00
3101 · Y Chan Equity	151,901.61
Net Income	216,023.40
Total Equity	227,960.09
TOTAL LIABILITIES & EQUITY	**254,875.85**

8:33 PM
07/04/24
Accrual Basis

Consulting Engineering, Inc.
Balance Sheet
As of December 31, 2023

	Dec 31, 23	
ASSETS		
Current Assets		
Checking/Savings		
FIFTH THIRD SAVING		27,504.72
new bank - 4394		65,933.74
Total Checking/Savings		93,438.46
Accounts Receivable		
1100 · Account Receivable - Trade		307,124.95
Total Accounts Receivable		307,124.95
Other Current Assets		
cashier check for bid bond		250.00
12000 · Undeposited Funds		500.00
2310 · Loans Payable - Ray Chan		137,950.00
Total Other Current Assets		138,700.00
Total Current Assets		539,263.41
Fixed Assets		
Fixed Assets		
1400 · Furniture & Fixtures		
1410 · Acc.Dep. - Furn & Fix	-28,904.87	
1400 · Furniture & Fixtures - Other	28,904.87	
Total 1400 · Furniture & Fixtures		0.00
1500 · EQUIPMENT		
1501 · COST	27,451.15	
1510 · Acc. Dep. - Equipment	-27,451.15	
Total 1500 · EQUIPMENT		0.00
1701 · Office Equipment		
1710 · Acc. Dep. - Office Equipment	-2,366.47	
1701 · Office Equipment - Other	2,366.47	
Total 1701 · Office Equipment		0.00
1720 · Office Equipment - Computers		
1730 · Acc.Dep. - Computer	-2,160.00	
1720 · Office Equipment - Computers - O...	2,160.00	
Total 1720 · Office Equipment - Computers		0.00
Total Fixed Assets		0.00
Total Fixed Assets		0.00
TOTAL ASSETS		**539,263.41**
LIABILITIES & EQUITY		
Liabilities		
Current Liabilities		
Other Current Liabilities		
Payroll Liabilities		
city		420.06
federal		2,279.78
FUTA		42.00
ohio		171.86
Total Payroll Liabilities		2,913.70

8:33 PM
07/04/24
Accrual Basis

Consulting Engineering, Inc.
Balance Sheet
As of December 31, 2023

	Dec 31, 23
2321 · Loans Payable - John Chu	24,250.00
Total Other Current Liabilities	27,163.70
Total Current Liabilities	27,163.70
Total Liabilities	27,163.70
Equity	
Retained Earnings	75,558.48
3000 · Common Stock /Capital	500.00
3101 · Y Chan Equity	60,273.05
Net Income	375,768.18
Total Equity	512,099.71
TOTAL LIABILITIES & EQUITY	**539,263.41**

DATE	DOCUMENT ID	DESCRIPTION	FILING	EXPED	PENALTY	CERT	COPY
03/24/2023	202308301058	AGENT ADDRESS CHANGE (AGA)	25.00				0

Receipt

This is not a bill. Please do not remit payment.

CONSULTING ENGINEERING INC.
13477 PROSPECT ROAD
SUITE 214
STRONGSVILLE, OH, 44136

STATE OF OHIO
CERTIFICATE

Ohio Secretary of State, Frank LaRose

1600677

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

CONSULTING ENGINEERING INC.

and, that said business records show the filing and recording of:

Document(s)	Document No(s):
AGENT ADDRESS CHANGE	**202308301058**

Effective Date: 03/24/2023

United States of America
State of Ohio
Office of the Secretary of State

Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 24th day of March, A.D. 2023.

Ohio Secretary of State

Form 521 Prescribed by:

Frank LaRose
Ohio Secretary of State

Date Electronically Filed: 3/24/2023

Toll Free: 877.767.3453 | Central Ohio: 614.466.3910

OhioSoS.gov | business@OhioSoS.gov

File online or for more information: OhioBusinessCentral.gov

Statutory Agent Update
Filing Fee: $25
Form Must Be Typed

(CHECK ONLY ONE(1) BOX)

(1) Subsequent Appointment of Agent
- ☐ Corp (165-AGS)
- ☐ LP (165-AGS)
- ☐ LLC (171-LSA)
- ☐ Business Trust (171-LSA)
- ☐ Real Estate Investment Trust (171-LSA)

(2) Change of Address of an Agent
- ☑ Corp (145-AGA)
- ☐ LP (145-AGA)
- ☐ LLC (144-LAD)
- ☐ Business Trust (144-LAD)
- ☐ Real Estate Investment Trust (144-LAD)

(3) Resignation of Agent
- ☐ Corp (155-AGR)
- ☐ LP (155-AGR)
- ☐ LLC (153-LAG)
- ☐ Partnership (153-LAG)
- ☐ Business Trust (153-LAG)
- ☐ Real Estate Investment Trust (153-LAG)

Name of Entity: CONSULTING ENGINEERING INC.

Charter, License or Registration No.: 1600677

Name of Current Agent: Y CHAN

Complete the information in this section if box (1) is checked

Name and Address of New Agent

Name of Agent

Mailing Address

City | State: OH | ZIP Code

Complete the information in this section if box (1) is checked and business is an Ohio entity or Foreign LLC

ACCEPTANCE OF APPOINTMENT FOR DOMESTIC ENTITY'S AGENT

The Undersigned, _____ (Name of Agent), named herein as the statutory agent for _____ (Name of Business Entity), hereby acknowledges and accepts the appointment of statutory agent for said entity.

Signature: _____

Individual Agent's Signature/Signature on behalf of Business Serving as Agent

Complete the information in this section if box (2) is checked

New Address of Agent

19655 TANBARK LN
Mailing Address

STRONGSVILLE
City

OH
State

44149
ZIP Code

Complete the information in this section if box (3) is checked

The agent of record for the entity identified on page 1 resigns as statutory agent.

Current or last known address of the entity's principal office where a copy of this Resignation of Agent was sent as of the date of filing or prior to the date filed.

_____
Mailing Address

_____
City

_____
State

_____
Zip Code

By signing and submitting this form to the Ohio Secretary of State, the undersigned hereby certifies that he or she has the requisite authority to execute this document.

Required

Agent update must be signed by an authorized representative (see instructions for specific information).

If authorized representative is an individual, then they must sign in the "signature" box and print their name in the "Print Name" box.

If authorized representative is a business entity, not an individual, then please print the business name in the "signature" box, an authorized representative of the business entity must sign in the "By" box and print their name in the "Print Name" box.

CONSULTING ENGINEERING INC.
Signature

Y CHAN
By (if applicable)

Print Name

Signature

By (if applicable)

Print Name

RESOLUTION NO. 463.24

TO REJECT ALL BIDS FOR ROTTERDAM POLICE DEPARTMENT VEHICLE MAINTENANCE AND REPAIRS

WHEREAS, pursuant to notice duly published according to Section 103 of the General Municipal Law, the Town Board of the Town of Rotterdam on the 2nd day of December 2024, at 10:30a.m. publicly opened and read all bid proposals received by the Town of Rotterdam for Rotterdam Police Department Vehicle Maintenance and Repairs; and

WHEREAS, the Town Board of the Town of Rotterdam wishes to reject all bids received in response to said call for bids on November 13, 2024, because it was determined there were discrepancies for bidders to properly respond; and

WHEREAS, the Town Board wishes to reject all bids on December 11, 2024; NOW

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam does hereby reject all bids received on December 2, 2024, in response to the call for bids for Rotterdam Police Department Vehicle Maintenance and Repairs for the Town of Rotterdam.

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 3, 2024

TO: Mollie Collins

FROM: Chief Brown

TITLE OF REQUEST: Authorize the Supervisor to reject all bids received on December 2, 2024, for Rotterdam Police Department Vehicle Maintenance and Repairs

TOWN BOARD MEETING: December 11, 2024

Background Information: There were discrepancies related to the abovementioned bids.

Evaluation/Analysis: Due to the discrepancies the Town should reject all bids received on December 2, 2024, related to Rotterdam Police Department Vehicle Maintenance and Repairs.

Recommendation(s): Recall bids for Rotterdam Police Department Vehicle Maintenance and Repairs

Attachment/Document(s): N/A

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: Supervisor

RESOLUTION NO. 464.24

REQUEST FOR BIDS FOR ROTTERDAM POLICE DEPARTMENT VEHICLE MAINTENANCE AND REPAIRS

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 Police Department Vehicle Maintenance and Repairs.

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 December 27, 2024, at 10:00 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) 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 POLICE DEPARTMENT VEHICLE MAINTENANCE AND REPAIRS

Digital Copies of Specifications may be obtained from the Empire State Purchasing Group on BidNet at http://www.bidnetdirect.com/townofrotterdam. Copies of RFB 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 RFB, 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 TO THE TOWN CLERK OFFICE AT 1100 SUNRISE BOULEVARD, ROTTERDAM NY, 12306 OR ELECTRONICALLY ON BIDNET PRIOR TO 10:00 A.M., DECEMBER 27, 2024

All handling costs (mail, delivery services, printing etc.) shall be the responsibility of the bidder. 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: December 11, 2024
BidNet: Please publish on December 13, 2024
Daily Gazette: Please publish on December 13, 2024
Town Clerk Post

SECTION 3. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

Town of Rotterdam

Request for Bids

Rotterdam Police Department
Vehicle Maintenance and Repairs

Bid Opening:

December 27, 2024

@ 10:00 a.m.

TOWN OF ROTTERDAM BID FORM:
Rotterdam Police Department Vehicle Maintenance and Repairs

The undersigned has read, understands, and agrees to all conditions of this bid form and will furnish material as follows:

Sealed bids for the furnishing of all labor and/or material necessary for the Town of Rotterdam Police Department Vehicle Maintenance and Repairs will be received by the Town of Rotterdam Town Clerk at 1100 Sunrise Boulevard, Rotterdam, New York 12306 until **10:00 a.m**. local time on **Friday December 27, 2024,** at which time and place they will be publicly opened and read aloud.

ITEM I – ADVERTISEMENT

1. Automotive service, preventative maintenance, and repair work on police vehicles shall be given priority service over others. All repairs are to be made within twenty-four (24) hours, unless the bidder notifies and receives approval from the Chief of Police or his/her designee that additional time is necessary. If the work is not completed in a timely manner, the Town reserves the rights to utilize another vendor for the repair.

2. Vehicles required to be kept overnight for work shall be secure indoors. The bidder will be responsible for any and all damage incurred while the vehicle is in their possession.

3. All automotive service, preventative maintenance, and vehicle repairs shall be completed using parts that either meet or exceed the manufacturer's recommendation. All parts and materials will be supplied and/or purchased by the bidder as an agent of the Town. Where applicable state contracts or fleet rates shall be utilized. The bidder agrees to bill all necessary parts and materials at 35% over vendor cost, with no additional handling charge or mark-up.

4. All repairs must be accompanied by a complete invoice detailing the repair, number of hours required to perform the work and a list of parts and/or material. No work exceeding ($200.00) two hundred dollars is to be performed without the prior approval of the Chief of Police or his/her designee. The bidder can only charge for actual time spent on a repair. At a minimum, 15 minutes of labor can be charged.

5. Records of all vehicles will be kept on a computer file and will be designated by unit number, year, make, model, VIN# and plate #. All services, repairs, parts and materials, labor hours as well as shipping costs, parts prices and repair rates are to be listed subtotaled and totaled at the end of invoice for final cost of repair. With the exception of services and repairs listed as A, B and C on the final page of the bid. All labor billed must be in compliance with either NATIONAL SERVICE ALL DATA PRO FLAT RATE DATA TIME SYSTEM and/or MITCHELL ESTIMATING MANUAL and/or CHILTON LABOR GUIDE. The invoice shall then be dated and duplicated. One invoice is to accompany the vehicle at time of pickup or delivery and a second copy will be sent with the monthly vouchers.

6. There will be a ninety (90) day warranty on all work performed. All parts shall have a manufacturer's warranty where applicable. If none is available the bidder must provide a ninety (90) day warranty. The bidder is responsible for determining whether a manufacturer's warranty is in effect. If the bidder fails to do so they will be responsible for any charges incurred, which would have been covered by warranty. Any work that is deemed inferior or unacceptable by the Chief of Police or his/her designee shall be corrected at no additional cost to the Town.
7. Bidder must employ at least one A.S.E. Certified· Technician and must attach documentation of certification to bid proposal.
8. Service must be available at a minimum of Monday through Friday 9:00 a.m. to 5:00 p.m.
9. Bidders shall be licensed by the State of New York for both repair work and the ability to complete the New York State inspection service.
10. Bidders must have an established business within a ten (10) mile radius of the Rotterdam Police Headquarters. Consideration may be given to businesses that operate within the jurisdictional boundaries of the Town of Rotterdam. ·
11. Transmissions will be serviced by a pressurized system which pumps out the old transmission fluid and replaces it with new fluid.
12. Radiators will be serviced by a pressurized system which pumps out the old radiator fluid and replaces it with new radiator fluid.

ITEM II- INTENT

1. The specifications listed are intended for police vehicle maintenance used by the Rotterdam Police Department.
2. We are requesting these bids for Police Vehicle Maintenance and Repairs for the calendar years 2025 and 2026. Prices must be for the complete length of the contract.

ITEM III- BID FORMAT

1. We are requesting each bidder to submit a bid offering an hourly rate for services**.**

ITEM IV -GENERAL BIDDER INFORMATION

1. No bid will be considered unless the bidder can meet the following conditions:
   a) Bidder must guarantee all work must be done properly and without damage to vehicle. If such faults develop, the fault shall be replaced and/or repaired without cost to the Town of Rotterdam.
   b) Bidder must expressly understand and agree to:

SECTION 103 OF THE GENERAL MUNICIPAL LAW - WAIVER OF IMMUNITY (CHAPTER 675) - LAWS OF 1966 - It is expressly understood and agreed that upon refusal of the bidder or any agent or employee of the bidder, when called before a Grand Jury to testify concerning any transaction of bid with the State of New York any political subdivision thereof, a public authority thereof or a waiver of immunity against subsequent prosecution to answer any relevant questions concerning such transaction or bid, shall cause the cancellation termination of this bid and the municipality shall be liable the bidder only for goods delivered or work done prior to the time of said cancellation.

SECTION 220-3-(b) OF THE LABOR LAW - NON, DISCRIMINATION - Neither contractor nor any person on their behalf shall, in any manner, discriminate against or intimidate any employee hired for the performance of

work under, this contract on account of race, creed, color, sex or national origin.

SECTION 109 OF THE GENERAL MUNICIPAL LAW - NON- ASSIGNABILITY - The contractor is prohibited from assigning, transferring, conveying, subletting or otherwise disposing of this contract, or of contractor's power to execute this contract, to any other person or corporation without the previous consent in writing of the owner.

TOWN OF ROTTERDAM BID PROPOSAL:
Rotterdam Police Department Vehicle Maintenance and Repairs

The entire bid is strictly in accordance with the specification set forth in the bid documents herein. NOTE: Any questions should be submitted in writing to Deputy Chief William Male, Town of Rotterdam Police Department wmale@rotterdamny.org

Hourly Labor Rate: _____

_____
Signature

_____
Name of Company or Corporation

_____
Address

_____
City ***State*** ***Zip***

_____
Email & Telephone

I understand if I am chosen as the lowest responsible bidder, that I must comply with all federal, state, and local laws, as well as rules, regulations, policies and guidance, including the State of New York's newly released guidance on sexual harassment. By submitting a bid, I acknowledge receipt of the Town of Rotterdam *"Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace"* Policy.

If submitting bid in person or by mail, ***please write bid title on the outside envelope*** *and submit in a sealed envelope to the Town Clerks Office, 1100 Sunrise Blvd, Rotterdam, NY 12306, during regular business hours, Monday – Friday 8am- 4pm.*

INSTRUCTIONS TO BIDDERS

1. All bids must be submitted before **10:00 a.m. on December 27, 2024,** the day of opening.

2. Electronic and in person proposals for the furnishing and delivery of goods/services as required for the Town of Rotterdam, as set forth in the specifications prepared by the Town Board and received by **10:00 a.m. December 27, 2024** will be opened electronically and in person at that time, via Empire State Purchasing Group on the BidNet website (http://www.bidnetdirect.com/townofrotterdam). The Town Board will subsequently post an official report to the Empire State Purchasing Group on BidNet by the close of business the same day, of all bid submissions received. 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.

3. Digital Copies of Drawings and 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(s) 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.

4. Purchases made by the Town of Rotterdam are not subject to State or local taxes or Federal excise taxes. Exemption certificates will be furnished upon request.

5. An "Affidavit of Non-Collusion" is attached and forms a part of this bid proposal. By submission of this bid, each bidder and each person signing on behalf of any bidder, certifies under penalty of perjury, that to the best of his/her knowledge and belief that the prices of the bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter related to such prices with any other bidder or competitor; that the prices quoted have not and will not be disclosed prior to opening, directly or indirectly, to any other bidder or competitor; that no attempt has been or will be made to induce any other person, partnership or corporation to submit or not submit a bid for the purpose of restricting competition. Each bidder must state that no officer of the Town of Rotterdam or member of the Town Board is directly or indirectly interested in the proposal. Failure to sign this statement will constitute grounds for rejection of bid.

6. Each bidder must acknowledge receipt of and comply with the Town's Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace policy.

7. Bid proposals shall remain firm, pending bid award, for a period not to exceed thirty (30) days from the bid opening date.

8. The Town Board reserves the right to reject any or all bids and re-advertise.

9. All bids are to be on the basis of delivery prepaid to destination, which shall be buildings of the Town of Rotterdam as specified (if applicable).

10. Delivery(if applicable): Time is of the essence. Material is required as soon as possible and guaranteed date of delivery may be taken into consideration in making award. Upon failure to make delivery as promised, the Town Board of the Town of Rotterdam, New York, may consider the contract breached and will then feel free to go into the open market and to maintain an action against the contractor to recover any differences which the Town Board might stand to lose between the contract price and the market price.

11. Where items or articles or equipment or supplies are designated as manufactured by a specific manufacturer, it is to be understood that the articles as specified represent an accepted standard. Where certain brands of materials, apparatus, or equipment are specified, such goods have been selected in order to establish a standard for the particular service required, but it is not the intention to limit competition thereby. If the bidder proposes to furnish the article which is specified, he is to fill in the amount on the line indicated. If he desires to bid on a substitute for the article specified, which is claimed to be equivalent to the standard specified, the amount should be recorded and also identified as "substitute" bid and furnish the required information relating to the manufacturer. In cases where the bid is based upon a substitute article, the bidder will be asked to submit a sample. Samples will be returned, if desired, as soon as the award is made.

12. The Town Board of the Town of Rotterdam reserves the right to waiver any informalities on bids received, and to accept reasonable substitutes for specified items as long as such substitutes in no way affect the performance of the item for which the bid has been requested.

13. The approximate quantities shown in the bidding documents are not meant to imply that said quantities will in fact be purchased. Payment will be based on an "as delivered" basis at the facilities listed using actual quantities received.

14. Failure to adequately and fully complete the bid packet and/or questions contained in the RFP shall be disqualified and the bid shall be rejected.

NON-COLLUSION BIDDING CERTIFICATION

A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, an in the case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:

1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;

2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and

3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

B. A bid shall not be considered for award nor shall any award be made where (A), (1), (2), and (3) above have not been complied with; provided however, that if in any case the bidder cannot make the foregoing certificating, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reason therefore. Where (A), (1), (2), and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made or his designee, determines that such disclosure was not made for the purpose of restricting competition.

C. The fact that the bidder (A) has published price lists, rates or tariffs governing items being procured, (B) has informed prospective customers of proposed or pending publication of new or revised price lists for such items or (C) has sold the same item to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning subparagraph (A)(1).

D. Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or state services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, or local law, and where such bid contains the certification referred to in subdivision one (1) of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

Name of Firm: _____

Signed by:_____ Title:_____

Signature: _____ Date:_____

Email: _____

RESOLUTION AUTHORIZING SUBMISSION OF BIDS BY CORPORATION AND EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

Resolved that _____ be authorized to sign and submit the bid or proposal of this corporation for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of such corporation, and for any inaccuracies or misstatements in such certificate this corporate bidder shall be liable under the penalties of perjury.

The foregoing is a true and correct copy of the resolution adopted by _____ _____ corporation at a meeting of its board of directors held on the _____ day of _____ _____, **20__.**

(SEAL OF THE CORPORATION)

_____

Signature of Secretary

INDIVIDUAL EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

I, _____ hereby sign and submit this bid or proposal for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of this individual, and for any inaccuracies or misstatements in such certificate this individual bidder shall be liable under the penalties of perjury.

_____ _____

Signature of Individual Date

TOWN OF ROTTERDAM
WAIVER ON IMMUNITY CLAUSE

The undersigned bidder agrees to sign a Waiver of Immunity Clause agreeing if called before a Grand Jury to testify concerning the bid or contract, to sign a Waiver of Immunity against Criminal transaction, bid or contract:

Name of Firm:_____

Signed by:_____ Title: _____

Signature:_____ Date:_____

903 Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace

Policy Statement – It is the policy of the Town of Rotterdam to promote a productive work environment and to prohibit conduct by any Elected Official or employee (as defined in Section 104 of the Employee Handbook) that disrupts or interferes with another's work performance or that creates an intimidating, offensive, or hostile work environment. In keeping with this goal, the Town is committed to educate Elected Officials and employees in the recognition and prevention of workplace discrimination and harassment, including sexual harassment, and to provide an effective means of eliminating such discrimination and harassment from the workplace. In short, the Town does not tolerate any form of discrimination or harassment, including sexual harassment, and will take all steps necessary to prevent and stop the occurrence of such activity in the workplace. The accompanying complaint procedure is intended to provide an effective mechanism for reporting, and resolving promptly, complaints of discrimination and harassment, including sexual harassment, without any risk of repercussion to any individual covered by this policy who, in good faith, files such complaint.

Applicability of Policy – This policy applies to all Elected Officials, Appointed Members of Boards and Commissions, employees, supervisors, and Department Heads, whether employed full or part-time, temporary or seasonal, paid or unpaid interns, volunteers, and those employed by companies contracting to provide services in the workplace. Depending on the extent of the Town's exercise of control, this policy may be applied to the conduct of non-Town employees with respect to harassment of Town employees in the workplace.

Prohibited harassment (including sexual harassment) is not limited to the physical workplace itself. It can occur while Elected Officials, employees or other individuals covered by this policy are traveling for Town business or at Town sponsored events or parties. Calls, texts, emails, and social media usage by employees or other individuals covered by this policy can constitute workplace harassment, even if they occur away from the workplace premises, on personal devices, or during non-work hours.

Prohibited Activity – No Elected Official, employee or other individuals covered by this policy shall engage in any of the following:

- Harassment: Unwanted, unreasonable verbal or physical conduct directed toward or affecting another person that disturbs, frightens, insults, threatens, intimidates, demeans, or offends that other person, that continues or is repeated after a request to cease, and that: 1) has the purpose or effect of creating an intimidating, hostile, or offensive work environment; 2) has the purpose or effect of unreasonably interfering with an individual's work performance; or 3) otherwise adversely affects an individual's employment opportunities. Harassment includes offensive or inappropriate images or written materials or electronic communications (e.g. letters, e-mail, text messages, or graffiti) as well as bias-based harassment and sexual harassment (see below).

- Bias-Based Harassment: Harassment that denigrates, offends or shows hostility or aversion toward an individual on the basis of sex, (including gender identity and the

status of being transgender), sexual orientation, race, color, national origin, religion, disability, pregnancy, age, marital status, veteran status, military status, arrest or conviction record, genetic information or predisposing characteristics, domestic violence victim status, or any other protected status. Bias-based harassment includes, but is not limited to: epithets, slurs or negative stereotyping; threatening, intimidating, or hostile acts; denigrating jokes; and written, electronic, or graphic material that denigrates, ridicules, objectifies, or shows hostility, aversion or contempt toward an individual or group and that is placed on walls, bulletin boards, lockers or elsewhere on or in the Town's premises, vehicles, or equipment, or is circulated in the workplace, including through electronic means.

- Discrimination: The Town of Rotterdam is an Equal Opportunity Employer. The Town does not unlawfully discriminate on the basis of sex, (including gender identity and the status of being transgender), sexual orientation, race, color, national origin, religion, disability, pregnancy, age, marital status, veteran status, military status, arrest or conviction record, genetic information or predisposing characteristics, domestic violence victim status, or any other protected status. Unlawful discrimination based on membership in these categories is prohibited by applicable federal, state, or local laws. This policy applies to all terms and conditions of employment, including, but not limited to, hiring, placement, assignments, compensation, promotion, transfer, training, leave of absence, and termination.

Definition of Sexual Harassment – This policy places special attention on the prohibition of sexual harassment in the workplace.

Sexual harassment is a form of sex discrimination and is unlawful under federal, state, and (where applicable) local law. Sexual harassment includes harassment on the basis of sex, sexual orientation, self-identified or perceived sex, gender expression, gender identity and the status of being transgender.

Sexual harassment includes unwelcome conduct which is either of a sexual nature, or which is directed at an individual because of that individual's sex when:

- Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile or offensive work environment, even if the reporting individual is not the intended target of the sexual harassment;
- Such conduct is made either explicitly or implicitly a term or condition of employment; or
- Submission to or rejection of such conduct is used as the basis for employment decisions affecting an individual's employment.

A sexually harassing hostile work environment includes, but is not limited to, words, signs, jokes, pranks, intimidation or physical violence which are of a sexual nature, or which are directed at an individual because of that individual's sex. Sexual harassment also consists of any unwanted verbal or physical advances, sexually explicit derogatory statements or sexually

discriminatory remarks made by someone which are offensive or objectionable to the recipient, which cause the recipient discomfort or humiliation, or which interfere with the recipient's job performance.

Sexual harassment also occurs when a person in authority tries to trade job benefits for sexual favors. This can include hiring, promotion, continued employment or any other terms, conditions or privileges of employment. This is also called "quid pro quo" harassment.

Any employee who feels harassed should report so that any violation of this policy can be corrected promptly. Any harassing conduct, even a single incident, can be addressed under this policy.

Examples of Sexual Harassment - The following describes some of the types of acts that may be unlawful sexual harassment and that are strictly prohibited:

- Physical acts of a sexual nature, such as:
  - Touching, pinching, patting, kissing, hugging, grabbing, brushing against another employee's body or poking another employee's body;
  - Rape, sexual battery, molestation or attempts to commit these assaults.
- Unwanted sexual advances or propositions, such as:
  - Requests for sexual favors accompanied by implied or overt threats concerning the target's job performance evaluation, a promotion or other job benefits or detriments;
  - Subtle or obvious pressure for unwelcome sexual activities.
- Sexually oriented gestures, noises, remarks or jokes, or comments about a person's sexuality or sexual experience, which create a hostile work environment.
- Sex stereotyping occurs when conduct or personality traits are considered inappropriate simply because they may not conform to other people's ideas or perceptions about how individuals of a particular sex should act or look.
- Sexual or discriminatory displays or publications anywhere in the workplace, such as:
  - Displaying pictures, posters, calendars, graffiti, objects, promotional material, reading materials or other materials that are sexually demeaning or pornographic. This includes such sexual displays on workplace computers or cell phones and sharing such displays while in the workplace.
- Hostile actions taken against an individual because of that individual's sex, sexual orientation, gender identity and the status of being transgender, such as:
  - Interfering with, destroying or damaging a person's workstation, tools or equipment, or otherwise interfering with the individual's ability to perform the job;

- Sabotaging an individual's work;
- Bullying, yelling, name-calling.

Prohibition Against Retaliation – Unlawful retaliation can be any action that could discourage an employee from coming forward to make or support a claim of discrimination or harassment, including sexual harassment. Adverse action need not be job-related or occur in the workplace to constitute unlawful retaliation (e.g., threats of physical violence outside of work hours).

Unlawful retaliation against any employee who has engaged in "protected activity" is strictly prohibited by this policy as well as (where applicable) federal, state, and local law. Protected activity occurs when a person has:

- made a complaint of harassment or discrimination, either internally or with any anti-discrimination agency;
- opposed harassment or discrimination by making a verbal or informal complaint to management, or by simply informing a supervisor or management of harassment or discrimination;
- reported that another employee has been subjected to harassment or discrimination;
- encouraged a fellow employee to report harassment or discrimination;
- participated in a workplace investigation regarding harassment or discrimination;
- testified or assisted in a proceeding involving harassment or discrimination under the Human Rights Law or other anti-discrimination laws.

Even if the alleged discrimination or harassment does not turn out to rise to the level of a violation of law, the individual is protected from retaliation if the person had a good faith belief that the practices were unlawful. However, the retaliation provision is not intended to protect persons making intentionally false charges of discrimination or harassment.

Reporting of Discrimination and Harassment (including Sexual Harassment) – Reports of alleged discrimination and/or harassment (including sexual harassment) or retaliation may be made verbally or in writing. A form for the submission of a written complaint is attached to this policy and individuals are encouraged to use this form. If an individual chooses to submit a verbal complaint, such complaint will be recorded by the receiver of this complaint on this form. Employees are encouraged to report incidents of discrimination, harassment (including sexual harassment), or retaliation to their Department Head and/or the Town Supervisor as soon as possible after their occurrence. If the employee's Department Head is believed to be involved in the incident, or if the employee is not comfortable in addressing the incident with the Department Head, the report should be made directly to the Town Supervisor. If the Town Supervisor is believed to be involved in the incident or the employee is not comfortable reporting the incident to the Town Supervisor, the employee should report the incident to a member of the Town Board. Employees who believe they have been discriminated against or harassed and would like to obtain guidance as to how to proceed in filing a complaint, should contact their immediate supervisor, their Department Head, the Town Supervisor, or any member of the Town Board. Employees who work during off-hours are encouraged to contact their supervisor, their

Department Head, the Town Supervisor, or any member of the Town Board at home if these individuals do not work during the employee's shift. Non-employees are encouraged to report incidents of alleged discrimination and harassment (including sexual harassment) to either the Department Head of the department where services are being provided, the Town Supervisor, or a member of the Town Board.

Supervisory Responsibility – Supervisory personnel must make every effort to ensure a work environment that is free from discrimination and harassment, including sexual harassment. Any Department Head or supervisor who receives a complaint or information about suspected prohibited activity (as outlined above), observes behavior that may constitute prohibited activity, or for any reason suspects that prohibited activity is occurring, is required to report such suspected prohibited activity to the Town Supervisor, or any member of the Town Board.

In addition to being subject to corrective action or discipline if they engaged in prohibited activity themselves, supervisory personnel will be subject to discipline for failing to report suspected prohibited activity or otherwise knowingly allowing prohibited activity to continue. Supervisory personnel will also be subject to corrective action or discipline for engaging in any form of retaliation prohibited by this policy.

Investigation of Complaint – The Town Supervisor, in consultation with the Town Board, will determine the appropriate individual(s) to conduct the investigation. All complaints pursuant to this policy, whether reported in verbal or written form, will be investigated promptly, thoroughly, and in as impartial a manner as possible. The investigation will normally include conferring with the parties involved and any named or apparent witnesses. All employees are required to cooperate in an investigation, if so directed. All persons involved, including complainants, witnesses and alleged perpetrators will be accorded due process to protect their rights to a fair and impartial investigation. All relevant materials, including all electronic communications, documents, emails or phone records that are relevant to the allegations will also be considered. A written report will be prepared documenting the results of the investigation. The individual who reported the complaint and the individual about whom the complaint was made will be notified of the final determination.

Confidentiality – Complaints of discrimination and harassment, including sexual harassment, will be handled and investigated promptly and in a manner that is as impartial and confidential as possible. In no event will information concerning a complaint be released by the Town to third parties or to anyone within the Town employment who is not directly involved in the investigation or handling of the complaint unless otherwise required by law.

Corrective Action and Discipline – Any employee who is found to have violated any aspect of this policy will be subject to corrective or disciplinary action, up to and including termination of employment, as provided by Town operating procedures, including Civil Service Law Section 75, or a collective bargaining agreement. Any Elected Official who violates this policy will be subject to remedial action as provided for and/or allowed under NYS Public Officers Law, as well as any other applicable statutes. Any vendor, supplier, visitor, customer, or other non-

employee who violates this policy will be subject to remedial action, to the extent that the Town is empowered to take such action.

Legal Protections and External Remedies – Nothing in this policy should be construed as in any way limiting employees' rights to file a formal complaint with the appropriate state or federal agencies responsible for administering anti-discrimination laws. Complainants should be aware that time restrictions may apply and need to be considered.

Harassment (including sexual harassment) is not only prohibited by Town policy but is also prohibited by federal, state, and (where applicable) local law. Aside from the Town's internal process, employees may also choose to pursue legal remedies with the following governmental entities at any time.

New York State Division of Human Rights (DHR)

The Human Rights Law (HRL) applies to employers in New York State with regard to harassment and protects employees and non-employees regardless of immigration status. A complaint alleging violation of the Human Rights Law may be filed either with DHR or in New York State Supreme Court. Complaints with DHR may be filed any time within one year of the harassment. If an individual did not file at DHR, they can sue directly in state court under the HRL, within three years of the alleged discrimination. An individual may not file with DHR if they have already filed an HRL complaint in state court. Filing an internal complaint with the Town does not extend the time limits to file with DHR or in court. The one year or three years is counted from date of the most recent incident of harassment. An attorney is not needed to file a complaint with DHR, and there is no cost to file with DHR. DHR will investigate the complaint and determine whether there is probable cause to believe that discrimination has occurred. Probable cause cases are forwarded to a public hearing before an administrative law judge. If discrimination is found after a hearing, DHR has the power to award relief, which varies but may include requiring the Town to take action to stop the harassment, or redress the damage caused, including paying monetary damages, attorney's fees and civil fines.

DHR's main office contact information is: NYS Division of Human Rights, One Fordham Plaza, Fourth Floor, Bronx, New York 10458, (718) 741-8400. Contact DHR at (888) 392- 3644 or visit dhr.ny.gov/complaint for more information about filing a complaint. The website has a complaint form that can be downloaded, filled out, notarized and mailed to DHR. The website also contains contact information for DHR's regional offices across New York State.

United States Equal Employment Opportunity Commission (EEOC)

The EEOC enforces federal anti-discrimination laws, including Title VII of the 1964 federal Civil Rights Act (codified as 42 U.S.C. § 2000e et seq.). An individual can file a complaint with the EEOC anytime within 300 days from the harassment. There is no cost to file a complaint with the EEOC. The EEOC will investigate the complaint and determine whether there is reasonable cause to believe that discrimination has occurred, at which point the EEOC will issue a Right to Sue letter permitting the individual to file a complaint in federal court. The EEOC does not hold hearings or award relief but may take other action including pursuing cases in federal court on behalf of complaining parties. Federal courts may award remedies if discrimination is found to have occurred. If an employee believes that he/she has been

discriminated against at work, he/she can file a "Charge of Discrimination." The EEOC has district, area, and field offices where complaints can be filed. Contact the EEOC by calling 1-800-669-4000 (1-800-669-6820 (TTY)), visiting their website at www.eeoc.gov or via email at info@eeoc.gov. If an individual filed an administrative complaint with DHR, DHR will file the complaint with the EEOC to preserve the right to proceed in federal court.

Local Protections

Many localities enforce laws protecting individuals from sexual harassment and discrimination. An individual should contact the county, city or town in which they live to find out if such a law exists.

Contact the Rotterdam Police Department

If the harassment involves physical touching, coerced physical confinement or coerced sex acts, the conduct may constitute a crime. Contact the Rotterdam Police Department.

RESOLUTION NO. 465.24

REQUEST FOR BIDS FOR CHLORINE GAS

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 Chlorine Gas.

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 January 3, 2025, at 10:00 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) 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:

CHLORINE GAS

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 RFB, 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 TO THE TOWN CLERK OFFICE AT 1100 SUNRISE BOULEVARD, ROTTERDAM NY, 12306 OR ELECTRONICALLY ON BIDNET PRIOR TO 10:00 A.M., JANUARY 3, 2025

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

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: December 11, 2024
BidNet: Please publish on December 13, 2024
Daily Gazette: Please publish on December 13, 2024
Town Clerk Post

SECTION 3. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	November 21, 2024
TO:	Town Board
FROM:	Justin Peterson, Sr. Water Plant Operator
TITLE OF REQUEST:	Call for Bids- Chlorine Gas
TOWN BOARD MEETING:	December 11 , 2024
Background Information:	Rice Rd. Water Plant utilizes chlorine gas for disinfection.
Evaluation/Analysis:	Annual price needs to be requested per cylinder from chlorine gas suppliers for 2025.
Recommendation(s):	Town Board call for bids to provide Chlorine Gas to Water District #5 Treatment Plant for 2025
Attachment/Document(s):	None
Compliance with Purchasing Policy:	Yes
Effect(s) on Existing Law(s):	N/A
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

Town of Rotterdam

Request for Bids

CHLORINE GAS

Bid Opening:

Friday, January 3, 2025

@ 10:00 A.M.

TOWN OF ROTTERDAM

BID FORM

The undersigned has read, understands, and agrees to all conditions of this proposal and will furnish material as follows:

CHLORINE GAS

Unit price per 150-pound cylinder delivered to the Town of Rotterdam Water Treatment Plant, 49 Rice Road, Rotterdam, New York 12306.

Price per 150 lb. Cylinder: *$*_____

The entire bid is strictly in accordance with the specification set forth in the bid documents herein.

I understand if I am chosen as the lowest responsible bidder, that I must comply with all federal, state, and local laws, as well as rules, regulations, policies and guidance, including the State of New York's newly released guidance on sexual harassment . By submitting a bid, I acknowledge receipt of the Town of Rotterdam "Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace" Policy.

_____

Signature

_____

Name of Company or Corporation

_____

Address

_____

City ***State*** ***Zip***

If submitting bid in person or by mail, please write bid title on the outside envelope and submit in a sealed envelope to the Town Clerks Office, 1100 Sunrise Blvd, Rotterdam, NY 12306, during regular business hours, Monday – Friday 8am- 4pm.

Town of Rotterdam

Chlorine Gas

Detailed Specifications

LIQUID CHLORINE

The approximate quantity required will be 10,000 pounds per year, supplied in 150-pound cylinders.

The successful bidder will not charge deposit fees on cylinders unless those cylinders are held at the plant sites in excess of six (6) months.

All material supplied under this bid shall be in conformance with ANSI/AWWA Standard 301-87 or subsequent revision.

DELIVERY

Delivery shall be to the Town of Rotterdam Water Treatment Plant, 49 Rice Road, within two (2) weeks of placement of the order as ordered by the Senior Water Plant Operator or his designee.

PERIOD OF CONTRACT

The prices shall remain in effect up to and including December 31, 2025.

BID REQUIREMENTS

The Town of Rotterdam has the right to accept or reject any or all bids.

Each bid must contain a Non-Collusion Bidding Certificate as per Section 103-d of the General Municipal Law.

NOTE: Questions should be submitted in writing to Justin Peterson, Town of Rotterdam Water Treatment Plant – jpeterson@rotterdamny.org or by calling 518-393-1131.

INSTRUCTIONS TO BIDDERS

1. All bids must be submitted before **10:00 a.m. on January 3, 2025,** the day of opening.

2. Electronic and in person proposals for the furnishing and delivery of goods/services as required for the Town of Rotterdam, as set forth in the specifications prepared by the Town Board and received by **10:00 a.m. January 3, 2025** will be opened electronically and in person at that time, via Empire State Purchasing Group on the BidNet website (http://www.bidnetdirect.com/townofrotterdam). The Town Board will subsequently post an official report to the Empire State Purchasing Group on BidNet by the close of business the same day, of all bid submissions received. 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.

3. Digital Copies of Drawings and 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(s) 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.

4. Purchases made by the Town of Rotterdam are not subject to State or local taxes or Federal excise taxes. Exemption certificates will be furnished upon request.

5. An "Affidavit of Non-Collusion" is attached and forms a part of this bid proposal. By submission of this bid, each bidder and each person signing on behalf of any bidder, certifies under penalty of perjury, that to the best of his/her knowledge and belief that the prices of the bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter related to such prices with any other bidder or competitor; that the prices quoted have not and will not be disclosed prior to opening, directly or indirectly, to any other bidder or competitor; that no attempt has been or will be made to induce any other person, partnership or corporation to submit or not submit a bid for the purpose of restricting competition. Each bidder must state that no officer of the Town of Rotterdam or member of the Town Board is directly or indirectly interested in the proposal. Failure to sign this statement will constitute grounds for rejection of bid.

6. Each bidder must acknowledge receipt of and comply with the Town's Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace policy.

7. Bid proposals shall remain firm, pending bid award, for a period not to exceed thirty (30) days from the bid opening date.

8. The Town Board reserves the right to reject any or all bids and re-advertise.

9. All bids are to be on the basis of delivery prepaid to destination, which shall be buildings of the Town of Rotterdam as specified.

10. Delivery: Time is of the essence. Material is required as soon as possible and guaranteed date of delivery may be taken into consideration in making award. Upon failure to make delivery as promised, the Town Board of the Town of Rotterdam, New York, may consider the contract breached and will then feel free to go into the open market and to maintain an action against the contractor to recover any differences which the Town Board might stand to lose between the contract price and the market price.

11. Where items or articles or equipment or supplies are designated as manufactured by a specific manufacturer, it is to be understood that the articles as specified represent an accepted standard. Where certain brands of materials, apparatus, or equipment are specified, such goods have been selected in order to establish a standard for the particular service required, but it is not the intention to limit competition thereby. If the bidder proposes to furnish the article which is specified, he is to fill in the amount on the line indicated. If he desires to bid on a substitute for the article specified, which is claimed to be equivalent to the standard specified, the amount should be recorded and also identified as "substitute" bid and furnish the required information relating to the manufacturer. In cases where the bid is based upon a substitute article, the bidder will be asked to submit a sample. Samples will be returned, if desired, as soon as the award is made.

12. The Town Board of the Town of Rotterdam reserves the right to waiver any informalities on bids received, and to accept reasonable substitutes for specified items as long as such substitutes in no way affect the performance of the item for which the bid has been requested.

13. The approximate quantities shown in the bidding documents are not meant to imply that said quantities will in fact be purchased. Payment will be based on an "as delivered" basis at the facilities listed using actual quantities received.

14. Failure to adequately and fully complete the bid packet and/or questions contained in the RFP shall be disqualified and the bid shall be rejected.

NON-COLLUSION BIDDING CERTIFICATION

A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, an in the case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:

1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;

2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and

3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

B. A bid shall not be considered for award nor shall any award be made where (A), (1), (2), and (3) above have not been complied with; provided however, that if in any case the bidder cannot make the foregoing certificating, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reason therefore. Where (A), (1), (2), and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made or his designee, determines that such disclosure was not made for the purpose of restricting competition.

C. The fact that the bidder (A) has published price lists, rates or tariffs governing items being procured, (B) has informed prospective customers of proposed or pending publication of new or revised price lists for such items or (C) has sold the same item to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning subparagraph (A)(1).

D. Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or state services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, or local law, and where such bid contains the certification referred to in subdivision one (1) of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

Name of Firm: _____

Signed by:_____ Title:_____

Signature: _____ Date:_____

RESOLUTION AUTHORIZING SUBMISSION OF BIDS BY CORPORATION AND EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

Resolved that _____ be authorized to sign and submit the bid or proposal of this corporation for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of such corporation, and for any inaccuracies or misstatements in such certificate this corporate bidder shall be liable under the penalties of perjury.

The foregoing is a true and correct copy of the resolution adopted by _____ _____ corporation at a meeting of its board of directors held on the _____ day of _____ _____, **20__.**

(SEAL OF THE CORPORATION)

_____

Signature of Secretary

INDIVIDUAL EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

I, _____ hereby sign and submit this bid or proposal for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of this individual, and for any inaccuracies or misstatements in such certificate this individual bidder shall be liable under the penalties of perjury.

_____ _____

Signature of Individual Date

TOWN OF ROTTERDAM WAIVER ON IMMUNITY CLAUSE

The undersigned bidder agrees to sign a Waiver of Immunity Clause agreeing if called before a Grand Jury to testify concerning the bid or contract, to sign a Waiver of Immunity against Criminal transaction, bid or contract:

Name of Firm:_____

Signed by:_____ Title: _____

Signature:_____ Date:_____

903 Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace

Policy Statement – It is the policy of the Town of Rotterdam to promote a productive work environment and to prohibit conduct by any Elected Official or employee (as defined in Section 104 of the Employee Handbook) that disrupts or interferes with another's work performance or that creates an intimidating, offensive, or hostile work environment. In keeping with this goal, the Town is committed to educate Elected Officials and employees in the recognition and prevention of workplace discrimination and harassment, including sexual harassment, and to provide an effective means of eliminating such discrimination and harassment from the workplace. In short, the Town does not tolerate any form of discrimination or harassment, including sexual harassment, and will take all steps necessary to prevent and stop the occurrence of such activity in the workplace. The accompanying complaint procedure is intended to provide an effective mechanism for reporting, and resolving promptly, complaints of discrimination and harassment, including sexual harassment, without any risk of repercussion to any individual covered by this policy who, in good faith, files such complaint.

Applicability of Policy – This policy applies to all Elected Officials, Appointed Members of Boards and Commissions, employees, supervisors, and Department Heads, whether employed full or part-time, temporary or seasonal, paid or unpaid interns, volunteers, and those employed by companies contracting to provide services in the workplace. Depending on the extent of the Town's exercise of control, this policy may be applied to the conduct of non-Town employees with respect to harassment of Town employees in the workplace.

Prohibited harassment (including sexual harassment) is not limited to the physical workplace itself. It can occur while Elected Officials, employees or other individuals covered by this policy are traveling for Town business or at Town sponsored events or parties. Calls, texts, emails, and social media usage by employees or other individuals covered by this policy can constitute workplace harassment, even if they occur away from the workplace premises, on personal devices, or during non-work hours.

Prohibited Activity – No Elected Official, employee or other individuals covered by this policy shall engage in any of the following:

- Harassment: Unwanted, unreasonable verbal or physical conduct directed toward or affecting another person that disturbs, frightens, insults, threatens, intimidates, demeans, or offends that other person, that continues or is repeated after a request to cease, and that: 1) has the purpose or effect of creating an intimidating, hostile, or offensive work environment; 2) has the purpose or effect of unreasonably interfering with an individual's work performance; or 3) otherwise adversely affects an individual's employment opportunities. Harassment includes offensive or inappropriate images or written materials or electronic communications (e.g. letters, e-mail, text messages, or graffiti) as well as bias-based harassment and sexual harassment (see below).

- Bias-Based Harassment: Harassment that denigrates, offends or shows hostility or aversion toward an individual on the basis of sex, (including gender identity and the

status of being transgender), sexual orientation, race, color, national origin, religion, disability, pregnancy, age, marital status, veteran status, military status, arrest or conviction record, genetic information or predisposing characteristics, domestic violence victim status, or any other protected status. Bias-based harassment includes, but is not limited to: epithets, slurs or negative stereotyping; threatening, intimidating, or hostile acts; denigrating jokes; and written, electronic, or graphic material that denigrates, ridicules, objectifies, or shows hostility, aversion or contempt toward an individual or group and that is placed on walls, bulletin boards, lockers or elsewhere on or in the Town's premises, vehicles, or equipment, or is circulated in the workplace, including through electronic means.

- Discrimination: The Town of Rotterdam is an Equal Opportunity Employer. The Town does not unlawfully discriminate on the basis of sex, (including gender identity and the status of being transgender), sexual orientation, race, color, national origin, religion, disability, pregnancy, age, marital status, veteran status, military status, arrest or conviction record, genetic information or predisposing characteristics, domestic violence victim status, or any other protected status. Unlawful discrimination based on membership in these categories is prohibited by applicable federal, state, or local laws. This policy applies to all terms and conditions of employment, including, but not limited to, hiring, placement, assignments, compensation, promotion, transfer, training, leave of absence, and termination.

Definition of Sexual Harassment – This policy places special attention on the prohibition of sexual harassment in the workplace.

Sexual harassment is a form of sex discrimination and is unlawful under federal, state, and (where applicable) local law. Sexual harassment includes harassment on the basis of sex, sexual orientation, self-identified or perceived sex, gender expression, gender identity and the status of being transgender.

Sexual harassment includes unwelcome conduct which is either of a sexual nature, or which is directed at an individual because of that individual's sex when:

- Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile or offensive work environment, even if the reporting individual is not the intended target of the sexual harassment;
- Such conduct is made either explicitly or implicitly a term or condition of employment; or
- Submission to or rejection of such conduct is used as the basis for employment decisions affecting an individual's employment.

A sexually harassing hostile work environment includes, but is not limited to, words, signs, jokes, pranks, intimidation or physical violence which are of a sexual nature, or which are directed at an individual because of that individual's sex. Sexual harassment also consists of any unwanted

verbal or physical advances, sexually explicit derogatory statements or sexually discriminatory remarks made by someone which are offensive or objectionable to the recipient, which cause the recipient discomfort or humiliation, or which interfere with the recipient's job performance.

Sexual harassment also occurs when a person in authority tries to trade job benefits for sexual favors. This can include hiring, promotion, continued employment or any other terms, conditions or privileges of employment. This is also called "quid pro quo" harassment.

Any employee who feels harassed should report so that any violation of this policy can be corrected promptly. Any harassing conduct, even a single incident, can be addressed under this policy.

Examples of Sexual Harassment - The following describes some of the types of acts that may be unlawful sexual harassment and that are strictly prohibited:

- Physical acts of a sexual nature, such as:
    - Touching, pinching, patting, kissing, hugging, grabbing, brushing against another employee's body or poking another employee's body;
    - Rape, sexual battery, molestation or attempts to commit these assaults.
- Unwanted sexual advances or propositions, such as:
    - Requests for sexual favors accompanied by implied or overt threats concerning the target's job performance evaluation, a promotion or other job benefits or detriments;
    - Subtle or obvious pressure for unwelcome sexual activities.
- Sexually oriented gestures, noises, remarks or jokes, or comments about a person's sexuality or sexual experience, which create a hostile work environment.
- Sex stereotyping occurs when conduct or personality traits are considered inappropriate simply because they may not conform to other people's ideas or perceptions about how individuals of a particular sex should act or look.
- Sexual or discriminatory displays or publications anywhere in the workplace, such as:
    - Displaying pictures, posters, calendars, graffiti, objects, promotional material, reading materials or other materials that are sexually demeaning or pornographic. This includes such sexual displays on workplace computers or cell phones and sharing such displays while in the workplace.
- Hostile actions taken against an individual because of that individual's sex, sexual orientation, gender identity and the status of being transgender, such as:
    - Interfering with, destroying or damaging a person's workstation, tools or equipment, or otherwise interfering with the individual's ability to perform the job;
    - Sabotaging an individual's work;

- Bullying, yelling, name-calling.

Prohibition Against Retaliation – Unlawful retaliation can be any action that could discourage an employee from coming forward to make or support a claim of discrimination or harassment, including sexual harassment. Adverse action need not be job-related or occur in the workplace to constitute unlawful retaliation (e.g., threats of physical violence outside of work hours).

Unlawful retaliation against any employee who has engaged in "protected activity" is strictly prohibited by this policy as well as (where applicable) federal, state, and local law. Protected activity occurs when a person has:

- made a complaint of harassment or discrimination, either internally or with any anti-discrimination agency;
- opposed harassment or discrimination by making a verbal or informal complaint to management, or by simply informing a supervisor or management of harassment or discrimination;
- reported that another employee has been subjected to harassment or discrimination;
- encouraged a fellow employee to report harassment or discrimination;
- participated in a workplace investigation regarding harassment or discrimination;
- testified or assisted in a proceeding involving harassment or discrimination under the Human Rights Law or other anti-discrimination laws.

Even if the alleged discrimination or harassment does not turn out to rise to the level of a violation of law, the individual is protected from retaliation if the person had a good faith belief that the practices were unlawful. However, the retaliation provision is not intended to protect persons making intentionally false charges of discrimination or harassment.

Reporting of Discrimination and Harassment (including Sexual Harassment) – Reports of alleged discrimination and/or harassment (including sexual harassment) or retaliation may be made verbally or in writing. A form for the submission of a written complaint is attached to this policy and individuals are encouraged to use this form. If an individual chooses to submit a verbal complaint, such complaint will be recorded by the receiver of this complaint on this form. Employees are encouraged to report incidents of discrimination, harassment (including sexual harassment), or retaliation to their Department Head and/or the Town Supervisor as soon as possible after their occurrence. If the employee's Department Head is believed to be involved in the incident, or if the employee is not comfortable in addressing the incident with the Department Head, the report should be made directly to the Town Supervisor. If the Town Supervisor is believed to be involved in the incident or the employee is not comfortable reporting the incident to the Town Supervisor, the employee should report the incident to a member of the Town Board. Employees who believe they have been discriminated against or harassed and would like to obtain guidance as to how to proceed in filing a complaint, should contact their immediate supervisor, their Department Head, the Town Supervisor, or any member of the Town Board. Employees who work during off-hours are encouraged to contact their supervisor, their Department Head, the

Town Supervisor, or any member of the Town Board at home if these individuals do not work during the employee's shift. Non-employees are encouraged to report incidents of alleged discrimination and harassment (including sexual harassment) to either the Department Head of the department where services are being provided, the Town Supervisor, or a member of the Town Board.

Supervisory Responsibility – Supervisory personnel must make every effort to ensure a work environment that is free from discrimination and harassment, including sexual harassment. Any Department Head or supervisor who receives a complaint or information about suspected prohibited activity (as outlined above), observes behavior that may constitute prohibited activity, or for any reason suspects that prohibited activity is occurring, is required to report such suspected prohibited activity to the Town Supervisor, or any member of the Town Board.

In addition to being subject to corrective action or discipline if they engaged in prohibited activity themselves, supervisory personnel will be subject to discipline for failing to report suspected prohibited activity or otherwise knowingly allowing prohibited activity to continue. Supervisory personnel will also be subject to corrective action or discipline for engaging in any form of retaliation prohibited by this policy.

Investigation of Complaint – The Town Supervisor, in consultation with the Town Board, will determine the appropriate individual(s) to conduct the investigation. All complaints pursuant to this policy, whether reported in verbal or written form, will be investigated promptly, thoroughly, and in as impartial a manner as possible. The investigation will normally include conferring with the parties involved and any named or apparent witnesses. All employees are required to cooperate in an investigation, if so directed. All persons involved, including complainants, witnesses and alleged perpetrators will be accorded due process to protect their rights to a fair and impartial investigation. All relevant materials, including all electronic communications, documents, emails or phone records that are relevant to the allegations will also be considered. A written report will be prepared documenting the results of the investigation. The individual who reported the complaint and the individual about whom the complaint was made will be notified of the final determination.

Confidentiality – Complaints of discrimination and harassment, including sexual harassment, will be handled and investigated promptly and in a manner that is as impartial and confidential as possible. In no event will information concerning a complaint be released by the Town to third parties or to anyone within the Town employment who is not directly involved in the investigation or handling of the complaint unless otherwise required by law.

Corrective Action and Discipline – Any employee who is found to have violated any aspect of this policy will be subject to corrective or disciplinary action, up to and including termination of employment, as provided by Town operating procedures, including Civil Service Law Section 75, or a collective bargaining agreement. Any Elected Official who violates this policy will be subject to remedial action as provided for and/or allowed under NYS Public Officers Law, as well as any other applicable statutes. Any vendor, supplier, visitor, customer, or other non-employee who

violates this policy will be subject to remedial action, to the extent that the Town is empowered to take such action.

Legal Protections and External Remedies – Nothing in this policy should be construed as in any way limiting employees' rights to file a formal complaint with the appropriate state or federal agencies responsible for administering anti-discrimination laws. Complainants should be aware that time restrictions may apply and need to be considered.

Harassment (including sexual harassment) is not only prohibited by Town policy but is also prohibited by federal, state, and (where applicable) local law. Aside from the Town's internal process, employees may also choose to pursue legal remedies with the following governmental entities at any time.

New York State Division of Human Rights (DHR)

The Human Rights Law (HRL) applies to employers in New York State with regard to harassment and protects employees and non-employees regardless of immigration status. A complaint alleging violation of the Human Rights Law may be filed either with DHR or in New York State Supreme Court. Complaints with DHR may be filed any time within one year of the harassment. If an individual did not file at DHR, they can sue directly in state court under the HRL, within three years of the alleged discrimination. An individual may not file with DHR if they have already filed an HRL complaint in state court. Filing an internal complaint with the Town does not extend the time limits to file with DHR or in court. The one year or three years is counted from date of the most recent incident of harassment. An attorney is not needed to file a complaint with DHR, and there is no cost to file with DHR. DHR will investigate the complaint and determine whether there is probable cause to believe that discrimination has occurred. Probable cause cases are forwarded to a public hearing before an administrative law judge. If discrimination is found after a hearing, DHR has the power to award relief, which varies but may include requiring the Town to take action to stop the harassment, or redress the damage caused, including paying monetary damages, attorney's fees and civil fines.

DHR's main office contact information is: NYS Division of Human Rights, One Fordham Plaza, Fourth Floor, Bronx, New York 10458, (718) 741-8400. Contact DHR at (888) 392- 3644 or visit dhr.ny.gov/complaint for more information about filing a complaint. The website has a complaint form that can be downloaded, filled out, notarized and mailed to DHR. The website also contains contact information for DHR's regional offices across New York State.

United States Equal Employment Opportunity Commission (EEOC)

The EEOC enforces federal anti-discrimination laws, including Title VII of the 1964 federal Civil Rights Act (codified as 42 U.S.C. § 2000e et seq.). An individual can file a complaint with the EEOC anytime within 300 days from the harassment. There is no cost to file a complaint with the EEOC. The EEOC will investigate the complaint and determine whether there is reasonable cause to believe that discrimination has occurred, at which point the EEOC will issue a Right to Sue letter permitting the individual to file a complaint in federal court. The EEOC does not hold hearings or award relief but may take other action including pursuing cases in federal court on behalf of complaining parties. Federal courts may award remedies if discrimination is found to

have occurred. If an employee believes that he/she has been discriminated against at work, he/she can file a "Charge of Discrimination." The EEOC has district, area, and field offices where complaints can be filed. Contact the EEOC by calling 1-800-669-4000 (1-800-669-6820 (TTY)), visiting their website at www.eeoc.gov or via email at info@eeoc.gov. If an individual filed an administrative complaint with DHR, DHR will file the complaint with the EEOC to preserve the right to proceed in federal court.

Local Protections

Many localities enforce laws protecting individuals from sexual harassment and discrimination. An individual should contact the county, city or town in which they live to find out if such a law exists.

Contact the Rotterdam Police Department

If the harassment involves physical touching, coerced physical confinement or coerced sex acts, the conduct may constitute a crime. Contact the Rotterdam Police Department.

RESOLUTION NO. 466.24

REQUEST FOR BIDS FOR SODIUM HEXAMETAPHOSPHATE

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 Sodium Hexametaphosphate.

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 January 3, 2025, at 10:15 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) 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:

SODIUM HEXAMETAPHOSPHATE

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 RFB, 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 TO THE TOWN CLERK OFFICE AT 1100 SUNRISE BOULEVARD, ROTTERDAM NY, 12306 OR ELECTRONICALLY ON BIDNET PRIOR TO 10:15 A.M., JANUARY 3, 2025

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

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: December 11, 2024
BidNet: Please publish on December 13, 2024
Daily Gazette: Please publish on December 13, 2024
Town Clerk Post

SECTION 3. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	November 21, 2024
TO:	Town Board
FROM:	Justin Peterson, Sr. Water Plant Operator
TITLE OF REQUEST:	Call for Bids- Sodium Hexametaphosphate
TOWN BOARD MEETING:	December 11 , 2024
Background Information:	Rice Rd. Water Plant utilizes Sodium Hexametaphosphate for corrosion control.
Evaluation/Analysis:	Annual price needs to be requested per 50/lb bag from chemical suppliers for 2025
Recommendation(s):	Town Board call for bids to provide Sodium Hexametaphosphate to Water District #5 Treatment Plant for 2025
Attachment/Document(s):	None
Compliance with Purchasing Policy:	Yes
Effect(s) on Existing Law(s):	N/A
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

Town of Rotterdam

Request for Bids

SODIUM HEXAMETAPHOSPHATE

Bid Opening:

Friday, January 3, 2025

@ 10:15 A.M.

TOWN OF ROTTERDAM
BID FORM

The undersigned has read, understands, and agrees to all conditions of this proposal and will furnish material as follows:

SODIUM HEXAMETAPHOSPHATE
Minimum amount required: 18,000 lbs.

Unit price per 50-pounds delivered to the Town of Rotterdam Water Treatment Plant, 49 Rice Road, Rotterdam, New York 12306.

Price per 50 lbs.: *$_____*

The entire bid is strictly in accordance with the specification set forth in the bid documents herein.

I understand if I am chosen as the lowest responsible bidder, that I must comply with all federal, state, and local laws, as well as rules, regulations, policies and guidance, including the State of New York's newly released guidance on sexual harassment . By submitting a bid, I acknowledge receipt of the Town of Rotterdam "Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace" Policy.

_____
Signature

_____
Name of Company or Corporation

_____
Address

_____
City ***State*** ***Zip***

If submitting bid in person or by mail, please write bid title on the outside envelope and submit in a sealed envelope to the Town Clerks Office, 1100 Sunrise Blvd, Rotterdam, NY 12306, during regular business hours, Monday – Friday 8am- 4pm.

Town of Rotterdam

SODIUM HEXAMETAPHOSPHATE

Detailed Specifications

This proposal will consist of furnishing Sodium Hexametaphosphate, required for a **12-month period** for Water District #5 of the Town of Rotterdam, according to the following specifications:

Sodium Hexametaphosphate: According to AWWA Standard B502-17, and the following supplementary specifications:

Section 3: Definitions - 6. Sodium polyphosphate, glassy: A glassy solid that is a soluble sodium phosphate containing Na2O and P2O5 in a molar ratio of approximately 1.1 Na2O to 1.0 P2O5. It is an amorphous mixture of long-chain polyphosphates with the formula Nan+2Pn0n+l. The approximate value of n is either 12-16 or 18-21.

Section 4.1: Physical Requirements - Material shall be glass plate type only. Pulverized or granular/powder form is not acceptable. Material shall be manufactured and produced in the U.S.A. Materials manufactured in foreign countries will not be acceptable.

Section 6.1: Marking - An Affidavit of Compliance shall be furnished with the shipment, attesting that the sodium hexametaphosphate furnished under the purchaser's specifications complies with all applicable specifications of this standard.

Section 6.2: Packaging and Shipping: - The material shall be furnished in 50 lb. moisture proof bags. Material shall include Freight on Board (F.O.B.) charges to Rotterdam Water Treatment Plant, 49 Rice Road, Rotterdam, New York. Material shall be delivered in a minimum of 2 shipments.

NOTE: A straight delivery truck or short trailer is necessary, and an electric pallet jack is required for delivery. Pallets are to be placed inside of the building. Delivery requires 1 days' notice from the carrier.

Questions should be submitted in writing to Justin Peterson, Town of Rotterdam Water Treatment Plant – jpeterson@rotterdamny.org or by calling 518-393-1131.

INSTRUCTIONS TO BIDDERS

1. All bids must be submitted before **10:15 a.m. on January 3, 2025,** the day of opening.

2. Electronic and in person proposals for the furnishing and delivery of goods/services as required for the Town of Rotterdam, as set forth in the specifications prepared by the Town Board and received by **10:15 a.m. January 3, 2025** will be opened electronically and in person at that time, via Empire State Purchasing Group on the BidNet website (http://www.bidnetdirect.com/townofrotterdam). The Town Board will subsequently post an official report to the Empire State Purchasing Group on BidNet by the close of business the same day, of all bid submissions received. 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.

3. Digital Copies of Drawings and 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(s) 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.

4. Purchases made by the Town of Rotterdam are not subject to State or local taxes or Federal excise taxes. Exemption certificates will be furnished upon request.

5. An "Affidavit of Non-Collusion" is attached and forms a part of this bid proposal. By submission of this bid, each bidder and each person signing on behalf of any bidder, certifies under penalty of perjury, that to the best of his/her knowledge and belief that the prices of the bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter related to such prices with any other bidder or competitor; that the prices quoted have not and will not be disclosed prior to opening, directly or indirectly, to any other bidder or competitor; that no attempt has been or will be made to induce any other person, partnership or corporation to submit or not submit a bid for the purpose of restricting competition. Each bidder must state that no officer of the Town of Rotterdam or member of the Town Board is directly or indirectly interested in the proposal. Failure to sign this statement will constitute grounds for rejection of bid.

6. Each bidder must acknowledge receipt of and comply with the Town's Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace policy.

7. Bid proposals shall remain firm, pending bid award, for a period not to exceed thirty (30) days from the bid opening date.

8. The Town Board reserves the right to reject any or all bids and re-advertise.

9. All bids are to be on the basis of delivery prepaid to destination, which shall be buildings of the Town of Rotterdam as specified.

10. Delivery: Time is of the essence. Material is required as soon as possible and guaranteed date of delivery may be taken into consideration in making award. Upon failure to make delivery as promised, the Town Board of the Town of Rotterdam, New York, may consider the contract breached and will then feel free to go into the open market and to maintain an action against the contractor to recover any differences which the Town Board might stand to lose between the contract price and the market price.

11. Where items or articles or equipment or supplies are designated as manufactured by a specific manufacturer, it is to be understood that the articles as specified represent an accepted standard. Where certain brands of materials, apparatus, or equipment are specified, such goods have been selected in order to establish a standard for the particular service required, but it is not the intention to limit competition thereby. If the bidder proposes to furnish the article which is specified, he is to fill in the amount on the line indicated. If he desires to bid on a substitute for the article specified, which is claimed to be equivalent to the standard specified, the amount should be recorded and also identified as "substitute" bid and furnish the required information relating to the manufacturer. In cases where the bid is based upon a substitute article, the bidder will be asked to submit a sample. Samples will be returned, if desired, as soon as the award is made.

12. The Town Board of the Town of Rotterdam reserves the right to waiver any informalities on bids received, and to accept reasonable substitutes for specified items as long as such substitutes in no way affect the performance of the item for which the bid has been requested.

13. The approximate quantities shown in the bidding documents are not meant to imply that said quantities will in fact be purchased. Payment will be based on an "as delivered" basis at the facilities listed using actual quantities received.

14. Failure to adequately and fully complete the bid packet and/or questions contained in the RFP shall be disqualified and the bid shall be rejected.

NON-COLLUSION BIDDING CERTIFICATION

A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, an in the case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief:

1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purposes of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;

2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and

3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

B. A bid shall not be considered for award nor shall any award be made where (A), (1), (2), and (3) above have not been complied with; provided however, that if in any case the bidder cannot make the foregoing certificating, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reason therefore. Where (A), (1), (2), and (3) above have not been complied with, the bid shall not be considered for award nor shall any award be made unless the head of the purchasing unit of the political subdivision, public department, agency or official thereof to which the bid is made or his designee, determines that such disclosure was not made for the purpose of restricting competition.

C. The fact that the bidder (A) has published price lists, rates or tariffs governing items being procured, (B) has informed prospective customers of proposed or pending publication of new or revised price lists for such items or (C) has sold the same item to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning subparagraph (A)(1).

D. Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or state services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, or local law, and where such bid contains the certification referred to in subdivision one (1) of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

Name of Firm: _____

Signed by:_____ Title:_____

Signature: _____ Date:_____

RESOLUTION AUTHORIZING SUBMISSION OF BIDS BY CORPORATION AND EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

Resolved that _____ be authorized to sign and submit the bid or proposal of this corporation for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of such corporation, and for any inaccuracies or misstatements in such certificate this corporate bidder shall be liable under the penalties of perjury.

The foregoing is a true and correct copy of the resolution adopted by _____ _____ corporation at a meeting of its board of directors held on the _____ day of _____ _____, **20__.**

(SEAL OF THE CORPORATION)

_____

Signature of Secretary

INDIVIDUAL EXECUTION OF NON-COLLUSION CERTIFICATE AND WAIVER OF IMMUNITY CLAUSE

I, _____ hereby sign and submit this bid or proposal for _____ Town of Rotterdam, New York, Schenectady County, and to include in such bid or proposal the certificate as to non-collusion and waiver of immunity clause required by Section 103 of the General Municipal Law as the act and deed of this individual, and for any inaccuracies or misstatements in such certificate this individual bidder shall be liable under the penalties of perjury.

_____ _____

Signature of Individual Date

TOWN OF ROTTERDAM WAIVER ON IMMUNITY CLAUSE

The undersigned bidder agrees to sign a Waiver of Immunity Clause agreeing if called before a Grand Jury to testify concerning the bid or contract, to sign a Waiver of Immunity against Criminal transaction, bid or contract:

Name of Firm:_____

Signed by:_____ Title: _____

Signature:_____ Date:_____

903 Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace

Policy Statement – It is the policy of the Town of Rotterdam to promote a productive work environment and to prohibit conduct by any Elected Official or employee (as defined in Section 104 of the Employee Handbook) that disrupts or interferes with another's work performance or that creates an intimidating, offensive, or hostile work environment. In keeping with this goal, the Town is committed to educate Elected Officials and employees in the recognition and prevention of workplace discrimination and harassment, including sexual harassment, and to provide an effective means of eliminating such discrimination and harassment from the workplace. In short, the Town does not tolerate any form of discrimination or harassment, including sexual harassment, and will take all steps necessary to prevent and stop the occurrence of such activity in the workplace. The accompanying complaint procedure is intended to provide an effective mechanism for reporting, and resolving promptly, complaints of discrimination and harassment, including sexual harassment, without any risk of repercussion to any individual covered by this policy who, in good faith, files such complaint.

Applicability of Policy – This policy applies to all Elected Officials, Appointed Members of Boards and Commissions, employees, supervisors, and Department Heads, whether employed full or part-time, temporary or seasonal, paid or unpaid interns, volunteers, and those employed by companies contracting to provide services in the workplace. Depending on the extent of the Town's exercise of control, this policy may be applied to the conduct of non-Town employees with respect to harassment of Town employees in the workplace.

Prohibited harassment (including sexual harassment) is not limited to the physical workplace itself. It can occur while Elected Officials, employees or other individuals covered by this policy are traveling for Town business or at Town sponsored events or parties. Calls, texts, emails, and social media usage by employees or other individuals covered by this policy can constitute workplace harassment, even if they occur away from the workplace premises, on personal devices, or during non-work hours.

Prohibited Activity – No Elected Official, employee or other individuals covered by this policy shall engage in any of the following:

- Harassment: Unwanted, unreasonable verbal or physical conduct directed toward or affecting another person that disturbs, frightens, insults, threatens, intimidates, demeans, or offends that other person, that continues or is repeated after a request to cease, and that: 1) has the purpose or effect of creating an intimidating, hostile, or offensive work environment; 2) has the purpose or effect of unreasonably interfering with an individual's work performance; or 3) otherwise adversely affects an individual's employment opportunities. Harassment includes offensive or inappropriate images or written materials or electronic communications (e.g. letters, e-mail, text messages, or graffiti) as well as bias-based harassment and sexual harassment (see below).

- Bias-Based Harassment: Harassment that denigrates, offends or shows hostility or aversion toward an individual on the basis of sex, (including gender identity and the

status of being transgender), sexual orientation, race, color, national origin, religion, disability, pregnancy, age, marital status, veteran status, military status, arrest or conviction record, genetic information or predisposing characteristics, domestic violence victim status, or any other protected status. Bias-based harassment includes, but is not limited to: epithets, slurs or negative stereotyping; threatening, intimidating, or hostile acts; denigrating jokes; and written, electronic, or graphic material that denigrates, ridicules, objectifies, or shows hostility, aversion or contempt toward an individual or group and that is placed on walls, bulletin boards, lockers or elsewhere on or in the Town's premises, vehicles, or equipment, or is circulated in the workplace, including through electronic means.

- Discrimination: The Town of Rotterdam is an Equal Opportunity Employer. The Town does not unlawfully discriminate on the basis of sex, (including gender identity and the status of being transgender), sexual orientation, race, color, national origin, religion, disability, pregnancy, age, marital status, veteran status, military status, arrest or conviction record, genetic information or predisposing characteristics, domestic violence victim status, or any other protected status. Unlawful discrimination based on membership in these categories is prohibited by applicable federal, state, or local laws. This policy applies to all terms and conditions of employment, including, but not limited to, hiring, placement, assignments, compensation, promotion, transfer, training, leave of absence, and termination.

Definition of Sexual Harassment – This policy places special attention on the prohibition of sexual harassment in the workplace.

Sexual harassment is a form of sex discrimination and is unlawful under federal, state, and (where applicable) local law. Sexual harassment includes harassment on the basis of sex, sexual orientation, self-identified or perceived sex, gender expression, gender identity and the status of being transgender.

Sexual harassment includes unwelcome conduct which is either of a sexual nature, or which is directed at an individual because of that individual's sex when:

- Such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile or offensive work environment, even if the reporting individual is not the intended target of the sexual harassment;
- Such conduct is made either explicitly or implicitly a term or condition of employment; or
- Submission to or rejection of such conduct is used as the basis for employment decisions affecting an individual's employment.

A sexually harassing hostile work environment includes, but is not limited to, words, signs, jokes, pranks, intimidation or physical violence which are of a sexual nature, or which are directed at an individual because of that individual's sex. Sexual harassment also consists of any unwanted

verbal or physical advances, sexually explicit derogatory statements or sexually discriminatory remarks made by someone which are offensive or objectionable to the recipient, which cause the recipient discomfort or humiliation, or which interfere with the recipient's job performance.

Sexual harassment also occurs when a person in authority tries to trade job benefits for sexual favors. This can include hiring, promotion, continued employment or any other terms, conditions or privileges of employment. This is also called "quid pro quo" harassment.

Any employee who feels harassed should report so that any violation of this policy can be corrected promptly. Any harassing conduct, even a single incident, can be addressed under this policy.

Examples of Sexual Harassment - The following describes some of the types of acts that may be unlawful sexual harassment and that are strictly prohibited:

- Physical acts of a sexual nature, such as:
    - Touching, pinching, patting, kissing, hugging, grabbing, brushing against another employee's body or poking another employee's body;
    - Rape, sexual battery, molestation or attempts to commit these assaults.
- Unwanted sexual advances or propositions, such as:
    - Requests for sexual favors accompanied by implied or overt threats concerning the target's job performance evaluation, a promotion or other job benefits or detriments;
    - Subtle or obvious pressure for unwelcome sexual activities.
- Sexually oriented gestures, noises, remarks or jokes, or comments about a person's sexuality or sexual experience, which create a hostile work environment.
- Sex stereotyping occurs when conduct or personality traits are considered inappropriate simply because they may not conform to other people's ideas or perceptions about how individuals of a particular sex should act or look.
- Sexual or discriminatory displays or publications anywhere in the workplace, such as:
    - Displaying pictures, posters, calendars, graffiti, objects, promotional material, reading materials or other materials that are sexually demeaning or pornographic. This includes such sexual displays on workplace computers or cell phones and sharing such displays while in the workplace.
- Hostile actions taken against an individual because of that individual's sex, sexual orientation, gender identity and the status of being transgender, such as:
    - Interfering with, destroying or damaging a person's workstation, tools or equipment, or otherwise interfering with the individual's ability to perform the job;
    - Sabotaging an individual's work;

- Bullying, yelling, name-calling.

Prohibition Against Retaliation – Unlawful retaliation can be any action that could discourage an employee from coming forward to make or support a claim of discrimination or harassment, including sexual harassment. Adverse action need not be job-related or occur in the workplace to constitute unlawful retaliation (e.g., threats of physical violence outside of work hours).

Unlawful retaliation against any employee who has engaged in "protected activity" is strictly prohibited by this policy as well as (where applicable) federal, state, and local law. Protected activity occurs when a person has:

- made a complaint of harassment or discrimination, either internally or with any anti-discrimination agency;
- opposed harassment or discrimination by making a verbal or informal complaint to management, or by simply informing a supervisor or management of harassment or discrimination;
- reported that another employee has been subjected to harassment or discrimination;
- encouraged a fellow employee to report harassment or discrimination;
- participated in a workplace investigation regarding harassment or discrimination;
- testified or assisted in a proceeding involving harassment or discrimination under the Human Rights Law or other anti-discrimination laws.

Even if the alleged discrimination or harassment does not turn out to rise to the level of a violation of law, the individual is protected from retaliation if the person had a good faith belief that the practices were unlawful. However, the retaliation provision is not intended to protect persons making intentionally false charges of discrimination or harassment.

Reporting of Discrimination and Harassment (including Sexual Harassment) – Reports of alleged discrimination and/or harassment (including sexual harassment) or retaliation may be made verbally or in writing. A form for the submission of a written complaint is attached to this policy and individuals are encouraged to use this form. If an individual chooses to submit a verbal complaint, such complaint will be recorded by the receiver of this complaint on this form. Employees are encouraged to report incidents of discrimination, harassment (including sexual harassment), or retaliation to their Department Head and/or the Town Supervisor as soon as possible after their occurrence. If the employee's Department Head is believed to be involved in the incident, or if the employee is not comfortable in addressing the incident with the Department Head, the report should be made directly to the Town Supervisor. If the Town Supervisor is believed to be involved in the incident or the employee is not comfortable reporting the incident to the Town Supervisor, the employee should report the incident to a member of the Town Board. Employees who believe they have been discriminated against or harassed and would like to obtain guidance as to how to proceed in filing a complaint, should contact their immediate supervisor, their Department Head, the Town Supervisor, or any member of the Town Board. Employees who work during off-hours are encouraged to contact their supervisor, their Department Head, the

Town Supervisor, or any member of the Town Board at home if these individuals do not work during the employee's shift. Non-employees are encouraged to report incidents of alleged discrimination and harassment (including sexual harassment) to either the Department Head of the department where services are being provided, the Town Supervisor, or a member of the Town Board.

Supervisory Responsibility – Supervisory personnel must make every effort to ensure a work environment that is free from discrimination and harassment, including sexual harassment. Any Department Head or supervisor who receives a complaint or information about suspected prohibited activity (as outlined above), observes behavior that may constitute prohibited activity, or for any reason suspects that prohibited activity is occurring, is required to report such suspected prohibited activity to the Town Supervisor, or any member of the Town Board.

In addition to being subject to corrective action or discipline if they engaged in prohibited activity themselves, supervisory personnel will be subject to discipline for failing to report suspected prohibited activity or otherwise knowingly allowing prohibited activity to continue. Supervisory personnel will also be subject to corrective action or discipline for engaging in any form of retaliation prohibited by this policy.

Investigation of Complaint – The Town Supervisor, in consultation with the Town Board, will determine the appropriate individual(s) to conduct the investigation. All complaints pursuant to this policy, whether reported in verbal or written form, will be investigated promptly, thoroughly, and in as impartial a manner as possible. The investigation will normally include conferring with the parties involved and any named or apparent witnesses. All employees are required to cooperate in an investigation, if so directed. All persons involved, including complainants, witnesses and alleged perpetrators will be accorded due process to protect their rights to a fair and impartial investigation. All relevant materials, including all electronic communications, documents, emails or phone records that are relevant to the allegations will also be considered. A written report will be prepared documenting the results of the investigation. The individual who reported the complaint and the individual about whom the complaint was made will be notified of the final determination.

Confidentiality – Complaints of discrimination and harassment, including sexual harassment, will be handled and investigated promptly and in a manner that is as impartial and confidential as possible. In no event will information concerning a complaint be released by the Town to third parties or to anyone within the Town employment who is not directly involved in the investigation or handling of the complaint unless otherwise required by law.

Corrective Action and Discipline – Any employee who is found to have violated any aspect of this policy will be subject to corrective or disciplinary action, up to and including termination of employment, as provided by Town operating procedures, including Civil Service Law Section 75, or a collective bargaining agreement. Any Elected Official who violates this policy will be subject to remedial action as provided for and/or allowed under NYS Public Officers Law, as well as any other applicable statutes. Any vendor, supplier, visitor, customer, or other non-employee who

violates this policy will be subject to remedial action, to the extent that the Town is empowered to take such action.

Legal Protections and External Remedies – Nothing in this policy should be construed as in any way limiting employees' rights to file a formal complaint with the appropriate state or federal agencies responsible for administering anti-discrimination laws. Complainants should be aware that time restrictions may apply and need to be considered.

Harassment (including sexual harassment) is not only prohibited by Town policy but is also prohibited by federal, state, and (where applicable) local law. Aside from the Town's internal process, employees may also choose to pursue legal remedies with the following governmental entities at any time.

New York State Division of Human Rights (DHR)

The Human Rights Law (HRL) applies to employers in New York State with regard to harassment and protects employees and non-employees regardless of immigration status. A complaint alleging violation of the Human Rights Law may be filed either with DHR or in New York State Supreme Court. Complaints with DHR may be filed any time within one year of the harassment. If an individual did not file at DHR, they can sue directly in state court under the HRL, within three years of the alleged discrimination. An individual may not file with DHR if they have already filed an HRL complaint in state court. Filing an internal complaint with the Town does not extend the time limits to file with DHR or in court. The one year or three years is counted from date of the most recent incident of harassment. An attorney is not needed to file a complaint with DHR, and there is no cost to file with DHR. DHR will investigate the complaint and determine whether there is probable cause to believe that discrimination has occurred. Probable cause cases are forwarded to a public hearing before an administrative law judge. If discrimination is found after a hearing, DHR has the power to award relief, which varies but may include requiring the Town to take action to stop the harassment, or redress the damage caused, including paying monetary damages, attorney's fees and civil fines.

DHR's main office contact information is: NYS Division of Human Rights, One Fordham Plaza, Fourth Floor, Bronx, New York 10458, (718) 741-8400. Contact DHR at (888) 392- 3644 or visit dhr.ny.gov/complaint for more information about filing a complaint. The website has a complaint form that can be downloaded, filled out, notarized and mailed to DHR. The website also contains contact information for DHR's regional offices across New York State.

United States Equal Employment Opportunity Commission (EEOC)

The EEOC enforces federal anti-discrimination laws, including Title VII of the 1964 federal Civil Rights Act (codified as 42 U.S.C. § 2000e et seq.). An individual can file a complaint with the EEOC anytime within 300 days from the harassment. There is no cost to file a complaint with the EEOC. The EEOC will investigate the complaint and determine whether there is reasonable cause to believe that discrimination has occurred, at which point the EEOC will issue a Right to Sue letter permitting the individual to file a complaint in federal court. The EEOC does not hold hearings or award relief but may take other action including pursuing cases in federal court on behalf of complaining parties. Federal courts may award remedies if discrimination is found to

have occurred. If an employee believes that he/she has been discriminated against at work, he/she can file a "Charge of Discrimination." The EEOC has district, area, and field offices where complaints can be filed. Contact the EEOC by calling 1-800-669-4000 (1-800-669-6820 (TTY)), visiting their website at www.eeoc.gov or via email at info@eeoc.gov. If an individual filed an administrative complaint with DHR, DHR will file the complaint with the EEOC to preserve the right to proceed in federal court.

Local Protections

Many localities enforce laws protecting individuals from sexual harassment and discrimination. An individual should contact the county, city or town in which they live to find out if such a law exists.

Contact the Rotterdam Police Department

If the harassment involves physical touching, coerced physical confinement or coerced sex acts, the conduct may constitute a crime. Contact the Rotterdam Police Department.

RESOLUTION NO. 467.24

TO DECLARE POLICE BICYCLES OBSOLETE

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam, on the advice and recommendation of the Rotterdam Police Department, hereby declares the following equipment obsolete and no longer needed by the Town and authorizes their proper disposal or auction:

- Raleigh Talus 4.0 (Serial # U12XK42278)
- Raleigh F500 (Serial # AC8L07304)
- Raleigh F500 (Serial # AC8L06892)

SECTION 2. This resolution shall be effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 4, 2024

TO: Legislative Review Board

FROM: Deputy Chief William Male

TITLE OF REQUEST: Declare the following Police bicycles obsolete in order to be put up for auction.

- Raleigh Talus 4.0 (Serial # U12XK42278)
- Raleigh F500 (Serial # AC8L07304)
- Raleigh F500 (Serial # AC8L06892)

TOWN BOARD MEETING: December 11, 2024

Background Information: The above equipment is in need of repair to be safely operated. It is cost prohibitive to invest in repairs due to new equipment being obtained via grant money.

Evaluation/Analysis: N/A

Recommendation(s): Declare Rotterdam Police Department bicycles obsolete in order to be put up for auction at Collar City Auctions, 9423 Western Turnpike Delanson, NY 12053.

Attachment/Document(s): Memorandum prepared by Sgt. Reilly.

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: RPD

ROTTERDAM POLICE DEPARTMENT
ADMINISTRATION
MEMORANDUM

To: Deputy Chief Bill Male

From: Sgt. Derek Reilly

Re: Obsolete bicycles

Date: December 4, 2024

I am requesting the following bicycles be declared obsolete in order to be put up for auction.

Raleigh Talus 4.0 Serial # U12XK42278
Raleigh F500 Serial # AC8L07304
Raleigh F500 Serial # AC8L06892

These bicycles are currently not being used by the department due to the level of repair needed to be safely operated due to significant issues. I recommend auctioning said bicycles at the earliest convenience.

Respectfully Submitted,

Sgt. Derek Reilly 18 #100

Sgt. Derek Reilly

RESOLUTION NO. 468.24

TO ESTABLISH THE NEW JOB TITLE OF STORMWATER PROGRAM COORDINATOR BETWEEN THE TOWN OF ROTTERDAM AND SCHENECTADY COUNTY CIVIL SERVICE

WHEREAS, on November 19, 2024, the Schenectady County Civil Service Commission voted to establish the title of Stormwater Program Coordinator in the Town of Rotterdam in the non-competitive class of civil service; NOW

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby establishes the position of Stormwater Program Coordinator, a position in the non-competitive class of Civil Service.

SECTION 2. This resolution shall become effective December 11, 2024

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: October 21, 2024

TO: Supervisor's Office

FROM: Comptroller's Office

TITLE OF REQUEST: Appointment to the position of Stormwater Program Coordinator

TOWN BOARD MEETING: December 11, 2024

Background Information: The Town of Rotterdam appointed Mary Barrie to the position of Stormwater Manager in January of 2022.

Evaluation/Analysis: It has come to the Town's attention that a more appropriate title exists, Stormwater Program Coordinator, that is more in line with the duties and responsibilities of this position required while working for the Town.

Recommendation(s): Appoint Mary Barrie to the position of Stormwater Program Coordinator.

Attachment/Document(s): New Position Duties Statement

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: Supervisor's Office

Civil Service Law: Section 22: Certification for new positions.
Before any new positions in the service of the city or other civil division shall be created, the proposal therefore, including a statement of the duties of the positions, shall be referred to the municipal commission having jurisdiction and such commission shall furnish a certificate stating the appropriate civil service title for the proposed positions. Any such new position shall be created only with the title approved and certified by the commission.
Effective April 13, 1957.

SCHENECTADY COUNTY
CIVIL SERVICE COMMISSION

NEW POSITION DUTIES STATEMENT

Department head or other authority requesting the creation of a new position, prepare a separate description for each new position to be created except that one description may cover two or more identical positions in the same organizational unit.
Forward two typed copies to this Commission.

1. DEPARTMENT	BUREAU, DIVISION, UNIT OR SECTION	LOCATION OF POSITION
DPW	**Town of Rotterdam**	**Town Hall/Various Remote Field Locations**

2. DESCRIPTION OF DUTIES This position exists in the Town of Rotterdam and involves the responsibility for working with the Schenectady County Planning Department and other governmental agencies to promote compliance with the NYS DEC Municipal Separate Stormwater Sewer System (MS4) permit and Rotterdam Town Codes. Duties are performed under the general supervision of the Town Supervisor or the Supervisor of the Department of Public Works with allowance for the exercise of independent judgment in carrying out the details of the work.

STORMWATER PROGRAM COORDINATOR

- Serves as the key liaison and maintain professional relationships with other County departments and governmental agencies;
- Works with the Schenectady County Planning Department to develop and implement a program to reduce pollutants from land disturbance activities for new and re-development construction;
- Develops and implements an inspection program to detect and eliminate illicit discharges to the MS4 and waterways;
- Prepares annual reports to demonstrate to the State compliance with the NPDES permit;
- Assists in the preparation of public outreach activities to educate the public and promote compliance with requirements of the Storm water Management Law;
- Manages the required activities and assists with the budgeting of the financial needs of the storm water management;
- Relays to appropriate officials the information of drainage complaints made by town residents in relation to storm water management;
- Attends meetings dispensing information regarding water quality, erosion control, and related topics in order to keep the town government informed of future changes;
- Receives and reviews various records and reports including regulations, educational materials, visual information with regards to drainage issues, and verbal information from other departments;
- Prepares and processes various records and reports including annual report and other information received regarding storm water management requirements;
- Interacts and communicates with various groups and individuals to effectively complete the functions of the storm water management law;
- Establishes and maintains cooperative, effective and productive working relationships with participants involved in the implementation of the storm water management law;
- Plans and organizes work and completes tasks within prescribed time frame;
- Does related work as required.

(Attach additional sheets if more space is needed)

3. Names and Titles of Persons Supervising this position (General. Direct, Administrative, etc.)

NAME	TITLE	TYPE 0F SUPERVISION
James Keith	Sr. Building Inspector	Direct
Mollie Collins	Supervisor	Administrative

4. Names and Titles of Persons Supervised by Employee in this position.

NAME	TITLE	TYPE 0F SUPERVISION
N/A		

5. Names and Titles of Persons doing substantially the same kind and level of work as will be done by the Incumbent of this new position.

NAME	TITLE	LOCATION OF POSITION
N/A		

6. What minimum qualifications do you think should be required for this position?

Good knowledge of the principles, practices and techniques of storm water management; good knowledge of the federal, state and local laws and regulations governing storm water management; Good knowledge of research methods and the techniques of data collection; good knowledge of computers and various software; ability to analyze and interpret detailed information; ability to perform research and prepare detailed reports; ability to communicate effectively both orally and in writing; ability to establish effective working relationships.

Experience: (list amount and type)

MINIMUM QUALIFICATIONS:

(A) Graduation from a regionally accredited or New York State college or University with an Associate's Degree in Civil Engineering or a related field and two (2) years of experience in public utilities/public works operations; OR

(B) Graduation from high school or possession of a high school equivalency diploma and four (4) years of experience as defined by the limits of (A) above; OR

(C) An equivalent combination of training and experience as defined by the limits of (A) and (B) above.

Type of license or certificate required: N/A

7. The above statements are accurate and complete.

Date: 10/21/2024 Title: Supervisor Signature: Mollie A. Collins

CERTIFICATE OF CIVIL SERVICE COMMISSION

8. In accordance with the provisions of Civil Service Law, Section 22, the Schenectady County Civil Service Commission certifies that the appropriate civil service title for the position described is _____

Date: Signature:

ACTION BY LEGISLATIVE BODY OR OTHER APPROVING AUTHORITY

9. Creation of described position

Approved

Disapproved

Date: Signature:

807

STORMWATER PROGRAM COORDINATOR

DISTINGUISHING FEATURES OF THE CLASS: This position exists in a Town and involves the responsibility for working with the Schenectady County Planning Department and other governmental agencies to promote compliance with the NYS DEC Municipal Separate Stormwater Sewer System (MS4) permit and Town Codes. The work is performed under the general supervision of the Town Supervisor or Supervisor of the Department of Public Works with allowance for the exercise of independent judgement in carrying out the details of the work.

TYPICAL WORK ACTIVITIES:

- Serves as the key liaison and maintain professional relationships with other County departments and governmental agencies;
- Works with the Schenectady County Planning Department to develop and implement a program to reduce pollutants from land disturbance activities for new and re-development construction;
- Develops and implements an inspection program to detect and eliminate illicit discharges to the MS4 and waterways;
- Prepares annual reports to demonstrate to the State compliance with the NPDES permit;
- Assists in the preparation of public outreach activities to educate the public and promote compliance with requirements of the Storm water Management Law;
- Manages the required activities and assists with the budgeting of the financial needs of the storm water management;
- Relays to appropriate officials the information of drainage complaints made by town residents in relation to storm water management;
- Attends meetings dispensing information regarding water quality, erosion control, and related topics in order to keep the town government informed of future changes;
- Receives and reviews various records and reports including regulations, educational materials, visual information with regards to drainage issues, and verbal information from other departments;
- Prepares and processes various records and reports including annual report and other information received regarding storm water management requirements;
- Interacts and communicates with various groups and individuals to effectively complete the functions of the storm water management law;
- Establishes and maintains cooperative, effective and productive working relationships with participants involved in the implementation of the storm water management law;
- Plans and organizes work and completes tasks within prescribed time frame;
- Does related work as required.

FULL PERFORMANCE KNOWLEDGE, SKILLS, ABILITIES AND PERSONAL CHARACTERISTICS: Good knowledge of the principles, practices and techniques of storm water management; good knowledge of the federal, state and local laws and regulations governing storm water management; Good knowledge of research methods and the techniques of data collection; good knowledge of computers and various software; ability to analyze and interpret detailed information; ability to perform research and prepare detailed reports; ability to communicate effectively both orally and in writing; ability to establish effective working relationships.

MINIMUM QUALIFICATIONS:

(A) Graduation from a regionally accredited or New York State college or University with an Associate's Degree in Civil Engineering or a related field and two (2) years of experience in public utilities/public works operations; OR

(B) Graduation from high school or possession of a high school equivalency diploma and four (4) years of experience as defined by the limits of (A) above; OR

(C) An equivalent combination of training and experience as defined by the limits of (A) and (B) above.

Adopted
CSC 05/15/07
Revised
CSC 9/17/24
CSC 12/17/24

PENDING CLASSIFICATION

MEETING MINUTES
SCHENECTADY COUNTY
CIVIL SERVICE COMMISSION
November 19, 2024

Present:

Judy Dagostino – Chair of the Civil Service Commission
B. Donald Ackerman – Commissioner
Richard Nebolini – Commissioner
Julie Biittig - Supervising Personnel Assistant
Joe McQueen – Secretary to the Civil Service Commission
Barbara Leonard - Personnel Technician

Mrs. Dagostino called the meeting to order at 1:00. All Commissioners were present.

There were no comments during Privilege of the Floor for the Public Hearing

There were no comments during Privilege of the Floor for the Civil Service Commission meeting.

Mr. Ackerman moved, and Mr. Nebolini seconded, and the Commission unanimously voted to approve the minutes of October 17, 2024.

Mr. Nebolini moved, and Mr. Ackerman seconded, and the Commission unanimously voted to approve the Report of Personnel Actions (attached).

Mr. Ackerman moved, and Mr. Nebolini seconded, and the Commission unanimously voted to establish the following titles, based on New Position Duty Statements:

Position	Jurisdiction	Classification
Account Clerk	Town of Rotterdam	Competitive
Assistant Maintenance Supervisor (Office of Facilities)	County – Facilities	Competitive
Confidential Secretary to the Conflict Defender	County – Conflict Defender	Exempt*
Head Custodian (2)	Schenectady City Schools	Competitive
Human Resources Coordinator (HELPS Program)	ALL	Non-Competitive*
Information Processing Specialist III (6)	Schenectady City Schools	Competitive
Information Processing Specialist IV	Schenectady City Schools	Competitive

Intern	County – Veterans Services	Non-Competitive
Intern	County – DEPW	Non-Competitive
Manager of Fiscal Operations (Public Health) (HELPS Program)	County – Public Health	Non-Competitive*
Paralegal (County)	County – Law	Competitive
Patrol Officer (Part-Time) (6)	County – Sheriff Civil Office	Non-Competitive
Principal Account Clerk (2)	County – Social Services	Competitive
School Bus Driver/Monitor (2)	Burnt Hills-Ballston Lake Schools	Non-Competitive*
School Monitor (5)	Burnt Hills-Ballston Lake Schools	Non-Competitive
Secretary to the Chief of Police II	Town of Glenville	Competitive
Senior Casework Assistant	County – Social Services	Competitive
Senior Legal Assistant (2)	County – Public Defender	Competitive
Senior Crime Victim Services Assistant	County – District Attorney	Competitive
Stormwater Program Coordinator	Town of Rotterdam	Non-Competitive*
Substance Abuse Counselor (Schools)	Schenectady City Schools	Competitive
Teacher Aide (5)	Burnt Hills- Ballston Lake Schools	Non-Competitive
Water and Sewer Maintenance Manager	Town of Rotterdam	Competitive

*pending classification

Mrs. Dagostino moved, and Mr. Ackerman seconded, and the Commission unanimously voted to adopt the following new job specifications:

Position	Jurisdiction
Assistant Maintenance Supervisor (Office of Facilities)	County – Facilities
Confidential Secretary to the Conflict Defender	County – Conflict Defender
Human Resources Coordinator(HELPS Program)	ALL
Manager of Fiscal Operations (Public Health) (HELPS Program)	County – Public Health
Secretary to the Chief of Police II	Town of Glenville
Senior Casework Assistant	County – Social Services
Water and Sewer Maintenance Manager	Town of Rotterdam

Mrs. Dagostino moved, and Mr. Nebolini seconded, and the Commission unanimously voted to revise the following job specifications:

Title	Requested by:
Maintenance Worker	County - Facilities
Manager of Fiscal Operations (Public Health)	County – Public Health

Parent Advocate County – Public Defender

Mr. Ackerman moved, and Mr. Nebolini seconded, and the Commission unanimously approved the request from the Public Defender to deem eligible list #63-626, Senior Legal Assistant, established on 4/01/24 for the Conflict Defender's Office, appropriate for filling a vacancy in the Public Defender's Office.

Mrs. Dagostino moved, and Mr. Ackerman seconded, and the Commission unanimously approved the request from the Probation Director to deem the eligible list #87-003, Probation Officer 1 Trainee, established on 10/1/24, appropriate for filling a vacancy for Probation Officer 1.

Mr. Nebolini moved, and Mr. Ackerman seconded, and the Commission unanimously approved the request from the Commissioner of Finance to promote Maria Rampersad to the position of Principal Account Clerk, effective 1/1/25, in accordance with Section 52.7 of New York State Civil Service Law and Rule XII.8 of the Schenectady County Civil Service Rules. No further written exam is required.

Mr. Nebolini moved, and Mr. Ackerman seconded, and the Commission unanimously approved the request from the Director of Human Resources to adopt the Resolution amending Rule XXV -Layoff of Competitive Class Employees.

Mrs. Dagostino moved, and Mr. Nebolini seconded, and the Commission unanimously approved the request from the Director of Human Resources to adopt Resolution amending Rule XII – Certification for Appointment.

Mrs. Dagostino moved, and Mr. Ackerman seconded, and the Commission unanimously approved the request from the Director of Public Works, Schenectady County, to promote Angelo Melillo to the position of Civil Engineer effective Jan. 1, 2025 in accordance with Section 52.7 of the New York Civil Service law and Rule XII.8 of the Schenectady County Civil Service Rules. No further written examination will be required.

Mr. Ackerman moved, and Mr. Nebolini seconded, and the Commission unanimously approved the request from the Sheriff, Schenectady County, to transfer Martha Lara from the New York State Department of Corrections to Schenectady County as a Correction Officer in accordance with Rule XVII of the Schenectady County Civil Service Rules.

Mr. Nebolini moved, and Mrs. Dagostino seconded, and the Commission unanimously approved the request from the Sherriff, Schenectady County, to transfer Andrew Beaudet from the New York State Department of Corrections to Schenectady County as a Correction Officer in accordance with Rule XVII of the Schenectady County Civil Service Rules.

The next regularly scheduled meeting will be held on **Tuesday, December 17, 2024,** at 1:00 pm.

Mr. Ackerman moved, and Mr. Nebolini seconded, and the Commission unanimously voted to adjourn the meeting.

Respectfully Submitted,

11/19/24

Joe McQueen
Secretary of the Civil Service Commission

By:

Barbara Leonard

Barbara Leonard
Personnel Technician

RESOLUTION NO. 469.24

APPOINTING MARY BARRIE TO THE POSITION OF STORMWATER PROGRAM COORDINATOR – PART TIME

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. Mary Barrie of Schenectady, New York, is hereby appointed to the position of Stormwater Program Coordinator, part time, with no employee benefits, at an hourly rate of thrity-five ($35.00) dollars, commencing January 1, 2025.

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 5, 2024

TO: Town Board

FROM: Mollie A. Collins, Supervisor

TITLE OF REQUEST: Appoint Ms. Mary Barrie to the position of Stormwater Program Coordinator

TOWN BOARD MEETING: December 11, 2024

Background Information: Ms. Barrie has been acting as our Stormwater Management Officer. This title did not include many of the duties that Ms. Barrie performs.

Evaluation/Analysis: Ms. Barrie should have the correct title for her job duties.

Recommendation(s): Recommend to appoint Ms. Barrie to the position of Stormwater Program Coordinator, part time at a rate of $35.00 per hour.

Attachment/Document(s): See attached documents.

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: Supervisors Office

Schenectady County is an Equal Opportunity Employer. Schenectady County does not unlawfully discriminate in employment because of age, race, creed, color, national origin, sex, sexual orientation, disability, marital status, arrest and/or criminal conviction record unless based on a bona fide occupational qualification or other exception, genetic predisposition, or domestic violence victim status.

Schenectady County

Human Resources & Civil Service
620 State Street
Schenectady, NY 12305-2114

APPLICATION FOR EXAMINATION OR EMPLOYMENT

FOR COUNTY OFFICES, TOWNS, VILLAGES, SCHOOL DISTRICTS LIBRARIES AND SPECIAL DISTRICTS

1. Stormwater Program Coordinator _____ _____
POSITION TITLE EXAM NUMBER

Date Received _____ Approved _____

Conditional _____ Disapproved _____

CIVIL SERVICE DEPT. USE ONLY

This application is part of your examination. Answer all questions fully. A resume, if submitted, cannot substitute for the application. You are encouraged to read the General Conditions and Instructions for more information.

2. Name and Legal Residence

Barrie Mary L
[redacted] Middle Initial

Street Address or Road R.D. # or P.O. Box #

Schenectady, Rotterdam, NY 12306
County City, Town, Village State Zip

Home Phone Number [redacted] Cell Phone [redacted]

Email Address: [redacted]

If mailing address is different:

Street Address or Road R.D. # or P.O. Box #

County City, Town, Village State Zip

Social Security Number [redacted]

3. Police Officer & Firefighter Candidates Only:

Date of Birth (MM/DD/YYYY) ____/____/_____

4. Residency Requirements: Candidates must meet the Residency Requirements as stated on the examination announcement. You must complete the following to determine if you meet these residency requirements. Indicate how long this has been your legal residence, up to the date of this application, showing that you meet the residency requirements as announced.

	Name	Years	Months
State of:	New York	[redacted]	
County of:	Schenectady		
Village of:			
Town of:	Rotterdam		
City of:			
School District	Schalmont		

5.Citizenship

A. Are you currently a U.S. Citizen? **YES** ☒ **NO** ☐

B. If not, do you have the legal right to accept Employment in the United States? **YES** ☐ **NO** ☐
Please give alien registration number:
_____

C. Are you a retiree from New York State or any civil division thereof? **YES** ☒ **NO** ☐

6. Special Testing Arrangements (Refer to General Conditions and Instructions). If you need Special Accommodations to take the examination, contact the Civil Service Office at (518) 388-4233.

Religious ☐ **Military** ☐ **Disability** ☐

7. Crossfiler - If you have filed or are filing SEPARATE applications for Civil Service Examinations being held on the same date, attach the CROSSFILER APPLICATION. Call to make arrangements no later than two weeks before the test date.

8. Driver's License: Complete the following if a license to operate a motor vehicle is required for the position that you are applying.

License #:	[redacted]
Restrictions:	
Expiration Date:	
Endorsements:	
Class of License:	D
Is this License Currently Valid	**YES** ☒ **NO** ☐

ALL STATEMENTS ARE SUBJECT TO VERIFICATION

9. Veterans Credits: If you wish to apply for Veterans Credits, complete the following questions and complete the Application for Veterans Credits (Refer to General Conditions and Instructions).

	YES	NO
Have you ever served in the Armed Forces of the United States? *(The Armed Forces means the Army, Navy, Marine Corps, Air Force, and Coast Guard, including all components thereof and the National Guard when in the service of the US pursuant to call as provided by Law on a full-time active duty basis other than active duty for training purposes).*		
Have you ever used additional credits as a disabled or non-disabled veteran for appointment to any position in the public employment of New York State or any of its civil divisions?		
Do you have a service connected disability rated at 10% or more by the U.S. Department of Veterans Affairs? This disability must have been incurred during a Time of War period listed above.		
After you were permanently appointed using non-disabled veteran credits, were you subsequently certified as having a service connected disability rated at 10% or more by the U.S. Department of Veterans Affairs?		
Are you currently a resident of New York State?		

10. Additional Questions: Check the appropriate box to the right of each question.

	YES	NO
Were you dismissed or discharged from any employment for reasons other than lack of work or funds?		
Did you ever resign from any employment rather than face dismissal?		
Did you ever receive a discharge from the Armed Forces of the United States which was other than "Honorable" or which was issued under the other than honorable circumstances?		
Have you ever been convicted of any crime (felony or misdemeanor)?		
Are you now under charges for any crime?		
Have you ever forfeited bail bond posted to guarantee your appearance in court to answer any criminal charge?		

If you answered yes to any of the above questions, you may give specifics below. If you elect not to provide specifics, or if such explanation is insufficient, you may be required to submit further information. None of the above circumstances represents an automatic bar to employment. Each case is considered and evaluated on individual merits in relation to the position (s) for which you are applying.

REMARKS:_____

_____

_____

_____

11. Licenses: If a license, certificate or other authorization to practice a trade or profession is listed as a requirement on the announcement of the examination (s) for which you are applying.

Name of Trade or Profession:			Specialty:		
License Number:					
Granted by (Licensing Agency):			City/State		
Date License First Issued:		Registered From:		Registered To:	

ALL STATEMENTS ARE SUBJECT TO VERIFICATION

12. Education: If credit is claimed for a partially completed college curriculum or correspondence course, attach a list of courses and credit or semester hours completed. Indicate how many credit hours or courses are required for graduation. If required to indicate specific course work, do so on an attached sheet.

High School		
Have you ever graduated from High School or do you have possession of a High School Equivalency Diploma?	YES ☒	NO ☐
If Yes, Name and Location of High School or Issuing Government Authority:	Mohonasen Central Schools	
Equivalency Diploma Number:		

College, University, Professional or Technical School

Name of School	Number of College Credits	Degree Earned	Major Subject/ Courses	Did You Graduate? Yes	Did You Graduate? No	Date Degree Expected or Received
Schenectady CCCC	45		Liberal Arts/Sec. Science		no	[redacted]
Maria College	25	AAS	Medical Assistant	yes		
University at Albany	67	BA	English/Journalism	yes		

13. Experience: All sections must be filled out completely even if you attach a resume. Begin with the most recent employment. List all employment or military service that shows that you meet the minimum qualifications for the examination. Omissions or vagueness will not be interpreted in your favor. Under *Description of Duties,* clearly describe the nature of work which you personally performed. Part-time experience will be prorated unless otherwise stated on the examination announcement. Verified and documented volunteer experience will only be credited when specifically stated on the examination announcement. *If you move to a different position within the same organization, indicate so in a separate employment box.* You may attach additional sheets if you need more space.

Length of Employment	Firm Name: Town of Rotterdam
From: [redacted] / Year (mm/yyyy)	Firm Address: 1100 Sunrise Boulevard, Rotterdam, NY 12306
To: / Year (mm/yyyy)	**Description of Duties:** Sign off and review all SWPPPs as the Stormwater Management Officer. Inspect all construction activity. Prepare Stormwater Management Program Plan and provide updates coordinating with all appropriate staff. Municipal Facilities Inspections, Outfall Inspections and all aspects of the NYSDEC MS4 permit compliance and requirement for the Town of Rotterdam.
Employment Details	
Your Exact Title: STormwater Program Coordinator	
Name of Your Supervisor: James Keith	
Supervisor's Title: Sr. Building Inspector	
Hours worked / wk. (exclusive of overtime): 22+	
Reason for Leaving: Currently employed in the position	

Length of Employment	Firm Name: NYS DEC - Region 4
From [redacted] Year (mm/yyyy)	Firm Address: 1130 North Westcott Road
To: Year (mm/yyyy)	**Description of Duties:** managed MS4 program for Albany & Rens Counties including auditing their MS4 progams and providing guidance and oversight. Served as a wastewater inspector for Albany and Rens. Counties individual SPDES permit compliance.
Employment Details	
Your Exact Title: Env. Prog. Specialist	
Name of Your Supervisor: Derek Thorsland	
Supervisor's Title: Reg. Water Engineer	
Hours worked / wk. (exclusive of overtime): 37.5	
Reason for Leaving: Retired	

ALL STATEMENTS ARE SUBJECT TO VERIFICATION

Length of Employment	Firm Name:	NYS DEC – Central Office
From: [redacted]	Firm Address:	625 Broadway, NY
To: [redacted] Month/Year (mm/yyyy)	**Description of Duties:**	Administrative and technical review of Brownfield applications statewide. Also managed Hazardous Waste Registry primarily for Regions 1 (Long Island) & Region 2 (NYC).
Employment Details		
Your Exact Title: Environmental Prog. Spec.		
Name of Your Supervisor: Kelly Lewandowski		
Supervisor's Title: Chief Env. Engineer		
Hours worked / wk. (exclusive of overtime): 37.5		
Reason for Leaving: Transfer to Region 4		

Length of Employment	Firm Name:	NYS DEC – Region 4
From: [redacted]	Firm Address:	1130 North Westcott Road
To: [redacted] Month/Year (mm/yyyy)	**Description of Duties:**	Managed Region 4 office as the Regional Director's secretary and assistant. Supervised all support staff.
Employment Details		
Your Exact Title: Secretary 2		
Name of Your Supervisor: Steve Schassler		
Supervisor's Title: Regional Director		
Hours worked / wk. (exclusive of overtime): 37.5		
Reason for Leaving: promotion		

THIS AFFIRMATION MUST BE COMPLETED

I affirm, subject to the penalties of perjury, that the statements made in this application, including statements made in any accompanying papers, are true. I understand that all statements made by me in connection with this application are subject to investigation and verification and that a material misstatement or fraud may disqualify me from appointment and/or lead to revocation of my appointment. I give the employer the right to investigate all references and to secure additional job related information about me. I hereby release from liability the employer and its representatives for seeking such information and all other persons, corporations or organizations for furnishing such information. If the position I am applying for is covered by the employer's drug testing policy, I understand that as a condition of appointment to this position, I will be required to take and successfully pass a pre-employment drug test.

Mary Barrie	Mary Barrie	12/06/24
Signature of Applicant	Print Name	Date

(State below any other name by which you have been known)

RESOLUTION NO. 470.24

TO DECLARE LEAD AGENCY FOR SEQR REVIEW ON A CHANGE OF ZONE FOR ±1.82 ACRES FROM AGRICULTURAL (A-1) TO TWO FAMILY RESIDENTIAL (R-2) LOCATED ALONG FORT HUNTER ROAD AND THE TERMINUS OF VALENTINE DRIVE

THEREFORE, UPON MOTION OF Councilmember _____**,**

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby declares the Town Board as Lead Agency under 6 NYCRR Part 617 SEQR (State Environmental Quality Review) on a Change of Zone from Agriculture (A-1) to Two Family Residential (R-2) to facilitate a potential 3 Lot Subdivision on a ±1.82-acre parcel on vacant land located along Fort Hunter Road and the terminus of Valentine Drive and is known as Tax Map No. 71.6-4-3.

SECTION 2. The Town Board of the Town of Rotterdam hereby authorizes the Town Planner to prepare, file, publish, and distribute all documents as necessary to comply with 6 NYCRR Part 617 SEQR (State Environmental Quality Review).

SECTION 3. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 3, 2024
TO:	Mollie Collins, Town Supervisor
FROM:	Peter Comenzo, Senior Planner PC
TITLE OF REQUEST:	Declare Lead Agency for a Change of Zone Request on a ±1.82-acre parcel from Agriculture (A-1) to Two Family Residential (R-2).
TOWN BOARD MEETING:	December 11, 2024
Background Information:	CNZ LLC (Contract Vendee) c/o Ziggy Viscusi 2794 West Lydius Street Schenectady, NY 12306 Change of Zone Request on a ±1.82-acre parcel from Agriculture (A-1) to Two Family Residential (R-2) to facilitate a potential 3 Lot Subdivision. Property is vacant land located along Fort Hunter Road and the terminus of Valentine Drive and is known as Tax Map No. 71.6-4-3.
Evaluation/Analysis:	Change of Zone application was referred to the Planning Board for a report and recommendation on November 6, 2024. Planning Commission issued a positive recommendation on November 19, 2024.
Recommendation(s):	Town Board should consider declaring lead agency pursuant to NYCRR Part 617 – State Environmental Quality Review.
Attachment/Document(s):	SEQR Environmental Assessment Form
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	NYCRR Part 617 – State Environmental Quality Review
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information

Name of Action or Project:
Fort Hunter Road Rezone

Project Location (describe, and attach a location map):
Fort Hunter Road and Valentine Drive, Schenectady, NY 12303

Brief Description of Proposed Action:
The Applicant is requesting a zoning change from Agricultural to R-2 to allow construction of one duplex and two single family houses. Public water and individual septic systems will serve the new homes.

Name of Applicant or Sponsor:	Telephone: 518-858-3504
Ziggy Viscusi	E-Mail: soccer12349@hotmail.com

Address:
2794 West Lydius Street

City/PO:	State:	Zip Code:
Schenectady	NY	12306

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: Zoning Board of Appeals	☐	☑

3. a. Total acreage of the site of the proposed action? 1.82± acres
   b. Total acreage to be physically disturbed? 1.3± acres
   c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 1.82± acres

4. Check all land uses that occur on, are adjoining or near the proposed action:

5. ☑ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☑ Residential (suburban)
   ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify):
   ☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☑	☐	☐
b. Consistent with the adopted comprehensive plan?	☐	☑	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑

	NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		
If Yes, identify: _____	☑	☐

	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation services available at or near the site of the proposed action?	☑	☐
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☑	☐

	NO	YES
9. Does the proposed action meet or exceed the state energy code requirements?		
If the proposed action will exceed requirements, describe design features and technologies:	☐	☑

	NO	YES
10. Will the proposed action connect to an existing public/private water supply?		
If No, describe method for providing potable water: _____	☐	☑

	NO	YES
11. Will the proposed action connect to existing wastewater utilities?		
If No, describe method for providing wastewater treatment: _____ Private Septic and leachfield	☑	☐

	NO	YES
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	☑	☐
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☐	☑

	NO	YES
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☑	☐
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☑	☐
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____		

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional

☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered? Karner Blue	☐	☑
16. Is the project site located in the 100-year flood plan?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources?	☑	☐
If Yes, a. Will storm water discharges flow to adjacent properties?	☑	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	☑	☐
If Yes, briefly describe:		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	☑	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	☑	☐
20.Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	☑	☐

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

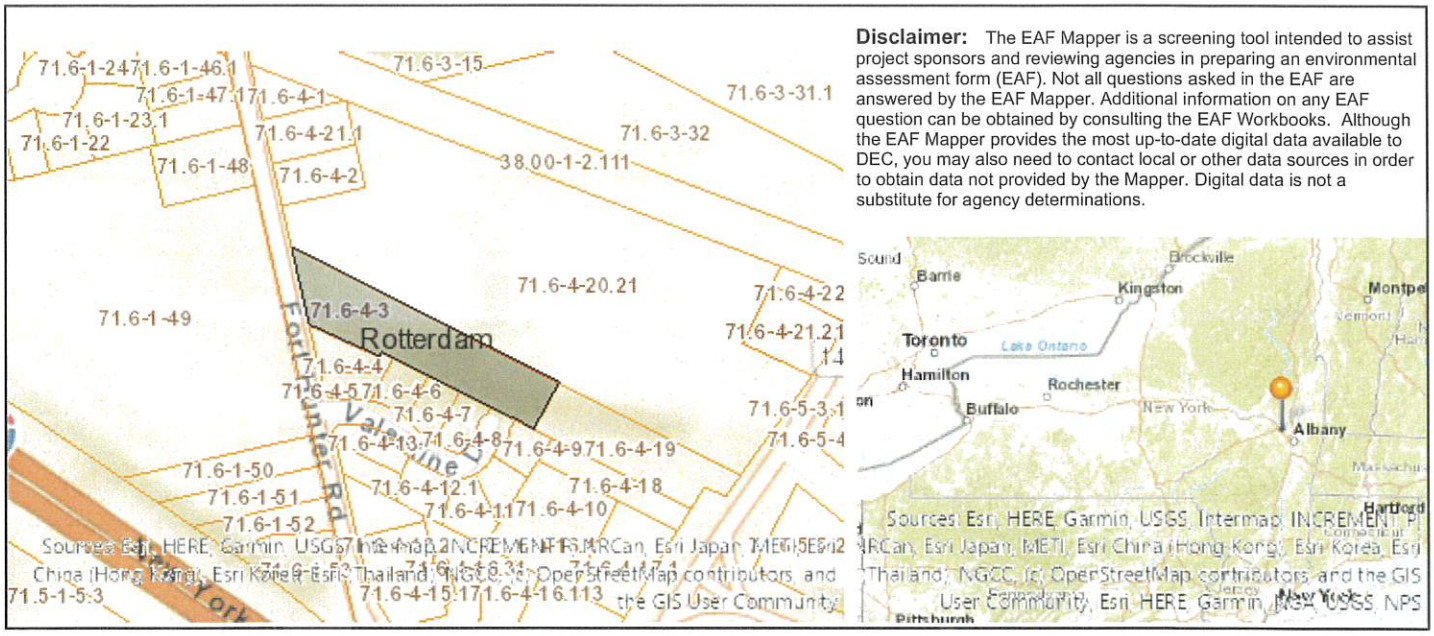
Applicant/sponsor/name: Luigi A. Palleschi, P.E., ABD Engineers & Surveyors, LLP Date: October 16, 2024

Signature: _____ Title: Professional Engineer

PRINT FORM

EAF Mapper Summary Report

Wednesday, October 16, 2024 10:21 AM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Karner Blue
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

RESOLUTION NO. 471.24

TO CALL FOR A PUBLIC HEARING ON THE PROPOSED INTRODUCTORY LOCAL LAW __ OF 2024; TO AMEND CHAPTER 270, ZONING, OF THE TOWN CODE, RELATING TO A CHANGE OF ZONE REQUEST ON ±1.82-ACRES FROM AGRICULTURAL (A-1) TO TWO FAMILY RESIDENTIAL (R-2) LOCATED ALONG FORT HUNTER ROAD AND THE TERMINUS OF VALENTINE DRIVE

WHEREAS, the Town Board passed Resolution No. 411.24 to recognize the introduction of Introductory Local Law __ of 2024; To amend Chapter 270, Zoning, of the Town Code, for a Change of Zone request on ±1.82 acres from Agriculture (A-1) to Two Family Residential (R-2) to facilitate a potential 3 Lot Subdivision on vacant land located along Fort Hunter Road and the terminus of Valentine Drive and is known as Tax Map No. 71.6-4-3; and

WHEREAS, the Planning Commission, on November 19, 2024, issued a positive recommendation on the change of zone requested by the applicant; and

WHEREAS, the Town Board Declared Lead Agency on the Change of Zone application under 6NYCRR Part 617 State Environmental Quality Review (SEQR) on December 11, 2024; NOW

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

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

TOWN OF ROTTERDAM
NOTICE OF HEARING

PLEASE TAKE NOTICE: That the Town Board of the Town of Rotterdam will hold a public hearing at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306, at 7:00 p.m. on the 8th day of January 2025 for the following purpose:

> To recognize the introduction of Introductory Local Law No. ____ of 2024; ; To amend Chapter 270, Zoning, of the Town Code, for a Change of Zone request on ±1.82 acres from Agriculture (A-1) to Two Family Residential (R-2) to facilitate a potential 3 Lot Subdivision on vacant land located along Fort Hunter Road and the terminus of Valentine Drive and is known as Tax Map No. 71.6-4-3.

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

DATED: December 11, 2024
Daily Gazette: Please publish once on December 13, 2024
Town Clerk
Post

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	October 24, 2024
TO:	Mollie Collins, Town Supervisor
FROM:	Peter Comenzo, Senior Planner PC
TITLE OF REQUEST:	Refer to Planning Commission for Report and Recommendation for Change of Zone Request on a ±1.82-acre parcel from Agriculture (A-1) to Two Family Residential (R-2).
TOWN BOARD MEETING:	November 6, 2024
Background Information:	CNZ LLC (Contract Vendee) c/o Ziggy Viscusi 2794 West Lydius Street Schenectady, NY 12306 Refer to Planning Commission for Report and Recommendation for Change of Zone Request on a ±1.82-acre parcel from Agriculture (A-1) to Two Family Residential (R-2) to facilitate a potential 3 Lot Subdivision. Property is vacant land located along Fort Hunter Road and the terminus of Valentine Drive and is known as Tax Map No. 71.6-4-3.
Evaluation/Analysis:	Rotterdam Town Code 270-174 states that Change of Zone applications shall be referred to the Planning Board for a report and recommendation prior to a public hearing.
Recommendation(s):	Refer to Planning Commission for Report and Recommendation.
Attachment/Document(s):	Application Materials
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	NYS Town Law Article 16 Proposed Local Law of the Year 2024
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

****

TOWN OF ROTTERDAM CHANGE OF ZONE APPLICATION

Application Fee **$1,000**

Existing Zone Classification: Agricultural

Proposed Zone Classification: R-2

PART II
GENERAL INFORMATION

Legal Owner's Name: Ziggy Viscusi, CNZ, LLC
Mailing Address: 2794 West Lydius Street
City: Schenectady State: NY Zip: 12306
Daytime Phone: 518-857-1000 E-mail: soccer12349@hotmail.com

If applicant is not the owner, include written owner authorization for the below-designated contact to serve as representative.

Owner's Designated Contact: Luigi A. Palleschi, P.E., ABD Engineers & Surveyors, LLP

Mailing Address: 411 Union Street
City: Schenectady State: NY Zip: 12305
Daytime Phone: 518-377-0315 E-mail: luigi@abdeng.com
Project/Proposal Site Area: (Acres or sq. ft.) 1.82± acres
Assessor Tax Parcel No.(s) of Site: 71.6-4-3
Adjacent Parcels Owned or Controlled and Tax Map Parcel No: (Acres or sq. ft.) 1.82± acres

Street Address of Proposed Site (if any): Fort Hunter Road (no address assigned yet).

Describe Existing Use(s) on Proposed Site: (commercial vacant, residential, buildings, well, sewer drainfield, etc.)
The existing site is vacant.

School District: Mohonasen Central School District (CSD) Fire District: 2

Water Supply: Rotterdam

LEGAL INFORMATION

Location of Proposal Site: (General description by which direction and how far from roads and intersections and other community features)
The site is 150 feet north of Valentine Drive.

Name of Public Road(s) Providing Access: Fort Hunter Road and Valentine Drive

Width of Property Fronting on the Existing Public Road in Linear Feet: 183± feet

Does the Proposal Have Access to an Arterial or Planned Arterial? ( ) Yes (✓) No

Name(s) of Arterial Road(s): _____

A legal description of the proposed site must be attached: (X) Yes ( ) No

A copy of the assessor's map of the proposed site must be attached: (X) Yes ( ) No

A copy of the most current deed(s) of the proposed site must be attached: (X) Yes ( ) No

(All applications must contain a legal description that describes the exterior boundaries of the entire area to be rezoned. Please include the legal description for the entire area to be rezoned and also a copy of the assessor's map. A simple copy of the deed is not sufficient to process the change of zone request).

If you do not hold title to property, what is your interest in it? N/A

What factors support this rezone? (This may be provided on a separate sheet of paper if necessary)

The site is near multifamily projects, duplexes, and single family. This provides a different style homes for the community.

Does any City officer, employee or family member thereof have a financial interest (as defined by General Municipal Law Section 809) in this application? YES _____ NO ✓. If yes, a statement disclosing the name, residence, nature and extent of this interest must be filed with this application.

UTILITIES

Proposed Source of Water:
( ) Individual Wells (✓) Public System ( ) Private Community System
( ) Other, please describe _____

Proposed Means of Sewage Disposal:
( ) Public Sewer ( ) Dry Sewer ( ) Community System (✓) Septic Tank & Leachfield ( ) Other, please describe _____

PART III

****
SURVEYOR/ARCHITECT/ENGINEER VERIFICATION
****

I, the undersigned, a licensed land surveyor, architect, and/or engineer, have completed the information requested. The legal description has been prepared by me or under my supervision in accordance with the requirements of the Town of Rotterdam regulations and the laws of the State of New York.

Signed: _____ Date: October 16, 2024
Address: 411 Union Street, Schenectady, NY Phone: 518-377-0315
Zip: 12305



PLEASE AFFIX SURVEYOR/ARCHITECT/ENGINEER SEAL HERE

****

LEGAL OWNER SIGNATURE

****

(Signature of legal owner or representative as authorized by legal owner)

I, the undersigned, swear or affirm under penalty of perjury that the above responses are made truthfully and to the best of my knowledge.

I further swear or affirm that I am the owner of record of the area proposed for the previously identified land use action, or, if not the owner, attached herewith is written permission from the owner authorizing my actions on his/her behalf.

Name: Ziggy Viscusi, CNZ, LLC
Address: 2794 West Lydius Street
Schenectady, NY

Date:
Phone: 518-858-3504
Zip: 12306

Signature of applicant or representative

10/18/24
Date

NOTARY

STATE OF NEW YORK) ss:
COUNTY OF Schenectady)

SUBSCRIBED AND SWORN to before me this 18th day of October, 2024

NOTARY SEAL

Melanie Efaw
Notary Signature

Notary Public in and for the State of New York
Residing at:
My appointment expires:

MELANIE EFAW
Notary Public, State of New York
Qualified in Montgomery County
Reg. No. 01EF6336694
Commission Expires February 8, 2028

PLEASE AFFIX NOTARY SEAL HERE

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LETTER FROM PROPERTY OWNER GRANTING AUTHORIZATION TO ACT

A COPY OF THIS LETTER MUST BE SUBMITTED FOR EACH PROPERTY OWNER INVOLVED

I, Ziggy Viscusi, CNZ, LLC, being duly sworn declare that I am the

(PROPERTY OWNER)

owner of the property involved in a proposed subdivision application request before the Town of Rotterdam for property known as parcel number (s):

Tax Parcel Number(s): 71.6-4-3

I hereby grant Luigi A. Palleschi, P.E., ABD Engineers & Surveyors, LLP and/or their agent(s) to act on my behalf.

I further declare that all statements, answers, and information herein submitted is in all respects true and correct to the best of my knowledge and belief.

Signature (Authorized Representative): [signature]

Date: 10/19/24

NOTARY

STATE OF NEW YORK) ss:
COUNTY OF Schenectady)
SUBSCRIBED AND SWORN to before me this 19th day of October, 2024

NOTARY SEAL

[signature]
Notary Signature

Notary Public in and for the State of New York
Residing at: MELANIE EFAW
My appointment expires: Notary Public, State of New York Qualified in Montgomery County Reg. No. 01EF6336694 Commission Expires February 8, 2028

Rotterdam Change of Zone Application
2 23 23

OFFICE OF THE SCHENECTADY COUNTY CLERK

620 STATE STREET
SCHENECTADY, NY 12305-2114
PHONE (518) 388-4220
FAX (518) 388-4224

Cara M. Ackerley
County Clerk

Instrument Number - 202421152
Recorded On 4/11/2024 At 10:50:20 AM
* Instrument Type - DEED
* Book/Page - DEED/2128/709
* Total Pages - 4
Invoice Number - 1206609 User ID: TMH
* Document Number - 2024-1456
* Grantor - VALENTINE PHILOMENA ESTATE
GUZZARDI LUCILLE
* Grantee - J & N ADAMEC ENTERPRISES LLC
J&N ADAMEC ENTERPRISES LLC

*RETURN DOCUMENT TO:
BRICK LAW FIRM
2 COMPUTER DR W
SUITE 100
ALBANY, NY 12205

*FEES

NY REALTY TRANSFER TAX	$230.00
NY LAND SUR	$4.75
NY E & A FEES	$241.00
NY LAND COMP SUR	$14.25
CO GENERAL REVENUE	$50.50
CO LAND SUR	$0.25
CO E & A FEES	$9.00
CO LAND COMP SUR	$0.75
TOTAL PAID	$550.50

TRANSFER TAX
Real Estate Transfer Tax Num - 2933
Transfer Tax Amount - $ 230.00

I hereby CONFIRM that this document is
Recorded in the Schenectady County Clerk's Office
in Schenectady, New York

CMackerley
Cara M. Ackerley
Schenectady County Clerk

THIS IS AN ENDORSEMENT PAGE

Do Not Detach

THIS PAGE IS NOW PART OF THIS LEGAL DOCUMENT

* - Information denoted by an asterisk may change during the verification process and may not be reflected on this page.

0051NP

INSTRUMENT NUMBER - 202421152

Administrator's Deed

This Indenture,

Made the 28th day of March, Two Thousand Twenty-Four,

BETWEEN

LUCILLE GUZZARDI, residing at 179 Boxwood Drive, Schenectady, New York, 12303, Individually and as Administrator d.b.n. of the **ESTATE OF PHILOMENA VALENTINE**, late of the County of Schenectady, New York

Party of the First Part, and

J & N ADAMEC ENTERPRISES, LLC a domestic limited liability company with offices at 389 Masullo Parkway, Schenectady, New York, 12306,

Party of the Second Part.

WITNESSETH, that the Party of the First Part, by virtue of the power and authority to them given in and by Article 11 of the Estates, Powers and Trusts Law, or any amendment thereof from time to time made, and in consideration of Fifty Seven Thousand Five Hundred and 00/100 Dollars ($57,500.00), lawful money of the United States, paid by the Party of the Second Part, do hereby grant and release unto the Party of the Second Part, its heirs, distributees and assigns, forever,

ALL THAT TRACT, PIECE OR PARCEL OF LAND, situate, lying and being in the Town of Rotterdam, County of Schenectady and State of New York, bounded and described as follows: BEGINNING at a point in the division line between lands of CHARLES J. ZAJAN and lands now or formerly of Kallas, said point being distant 465.38 feet northwesterly from a concrete monument located in the Northerly boundary of lands of said Charles J. Zajan, and said concrete monument is further described as being distant 71.75 feet Westerly from the Northwesterly side of Guilderland Road and running thence North 51 degrees 15 minutes West along said division line between lands of said Zajan and said Kallas a distance of 686.96 feet to a point in the Easterly line of Fort Hunter Road; thence South 01 degrees 02 minutes East along the Easterly line of Fort Hunter Road a distance of 156.19 feet to an iron pipe at lands of Benjamin Valentine and wife; thence South 51 degrees 15 minutes East along the division line between lands of said Charles J. Zajan and Benjamin Valentine and wife a distance of 586.98 feet to an iron pipe; thence North 38 degrees 45 minutes East through lands of said Zajan a distance of 120.0 feet to the point of beginning and. containing 1.75 acres.

SEC. 71 BLK. 6 LOT 9

DEED Book 2128 Page 71
Doc No 2024-1456

ALSO, ALL THAT CERTAIN LOT, PIECE OR PARCEL OF LAND, situate in the Town of Rotterdam, County of Schenectady, and State of New York, and being more particularly bounded and described as follows:

BEGINNING at an iron pipe in the easterly line of Fort Hunter Road, said point being at the northwesterly corner of the lands now or formerly of Joseph Geloso (Liber 1028, Page 689) and running from said point South 54° 51′ East along the lands now or formerly of Geloso a distance of 123.77 feet to a point; thence running from said point South 51° 15′ East a distance of 50 feet to a point; thence running North 38° 45′ E, a distance of 12.5 feet to a point; thence running North 51° 15′ West a distance of 190.41 feet to a point on the easterly line of Fort Hunter Road; and thence running South 1° 03′ E along the easterly boundary of Fort Hunter Road, a distance of 26.38 feet to the point or place of beginning.

It is intended to convey that parcel of land with Tax Map I.D. #71.6 – 4 – 3.

BEING a portion of lands described in a Deed from Benjamin A. Valentine and Philomena Valentine to Philomena Valentine, dated March 19, 1986, and recorded in the Office of the Clerk of the County of Schenectady on March 20, 1986, in Book 1098 of Deeds at Page 11.

The said Philomena Valentine died intestate, a resident of the County of Schenectady, New York, on March 6, 2001. On September 16, 2005, Letters of Administration d.b.n. were issued to Lucille Guzzardi by the Schenectady County Surrogate's Court. Said Letters are now in full force and effect and have not been revoked.

This conveyance is made pursuant to a Stipulation of Settlement entered in the Accounting proceedings for the Estate of Philomena Valentine, in the Surrogate's Court for the County of Schenectady, New York, on December 16, 2011. (S.F. #1361-049) and subsequent Order of the Hon. Vincent W. Versaci, Surrogate, dated and filed in the Schenectady County Surrogates Court on March 3, 2015, incorporating a written Stipulation modifying and amending the Stipulation and Settlement dated December 16, 2011.

SUBJECT to all enforceable covenants, easements, conditions, reservations and restrictions of record.

THIS CONVEYANCE is made subject to the conditions, restrictions, agreements, and easements of record and as shown on said map which affect the said premises and to any assessment for public improvements now due or to become due against said premises.

Together with the appurtenances, and the estate which the said Decedent had at the time of her decease, in said premises, and also the estate therein, which the Party of the First Part had or have power to convey or dispose of, whether individually, or by virtue of said estate or statute or otherwise,

To have and to hold the premises herein granted unto the Party of the Second Part, their heirs, distributees, and assigns, forever.

DEED Book 2128 Page 712
Doc No 2024-1456

And said Party of the First Part covenant that the Party of the First Part have not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

Subject to the provisions of Section Thirteen of the Lien Law.

The word "Party" shall be construed as if it reads "Parties" whenever the sense of this indenture so requires.

In Witness Whereof, the Party of the First Part have duly executed this Deed the day and year first above written.

IN PRESENCE OF

Lucille Guzzardi L.S.
Lucille Guzzardi, as Administrator d.b.n.

STATE OF NEW YORK :
COUNTY OF SCHENECTADY : SS.:

On the 28th day of March, 2024, before me, the undersigned, personally appeared LUCILLE GUZZARDI, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Victoria L. Wienclawski
Notary Public

VICTORIA WIENCLAWSKI
Commissioner of Deeds, City of Schenectady
No. 1-0002
Cert. Filed in Schenectady County
Commission Expires on 02-15-2025

R&R: Brick Law Firm
2 Computer Dr. W.
Suite 100
Albany, NY 12205

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information

Name of Action or Project:
Fort Hunter Road Rezone

Project Location (describe, and attach a location map):
Fort Hunter Road and Valentine Drive, Schenectady, NY 12303

Brief Description of Proposed Action:
The Applicant is requesting a zoning change from Agricultural to R-2 to allow construction of one duplex and two single family houses. Public water and individual septic systems will serve the new homes.

Name of Applicant or Sponsor:	Telephone: 518-858-3504
Ziggy Viscusi	E-Mail: soccer12349@hotmail.com

Address:
2794 West Lydius Street

City/PO:	State:	Zip Code:
Schenectady	NY	12306

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: Zoning Board of Appeals	☐	☑

3. a. Total acreage of the site of the proposed action? 1.82± acres
   b. Total acreage to be physically disturbed? 1.3± acres
   c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 1.82± acres

4. Check all land uses that occur on, are adjoining or near the proposed action:

5. ☑ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☑ Residential (suburban)
   ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify):
   ☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☑	☐	☐
b. Consistent with the adopted comprehensive plan?	☐	☑	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑

	NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		
If Yes, identify: _____	☑	☐

	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation services available at or near the site of the proposed action?	☑	☐
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☑	☐

	NO	YES
9. Does the proposed action meet or exceed the state energy code requirements?		
If the proposed action will exceed requirements, describe design features and technologies:	☐	☑

	NO	YES
10. Will the proposed action connect to an existing public/private water supply?		
If No, describe method for providing potable water: _____	☐	☑

	NO	YES
11. Will the proposed action connect to existing wastewater utilities?		
If No, describe method for providing wastewater treatment: _____ Private Septic and leachfield	☑	☐

	NO	YES
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	☑	☐
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☐	☑

	NO	YES
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☑	☐
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☑	☐
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____		

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional

☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered? Karner Blue	☐	☑
16. Is the project site located in the 100-year flood plan?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources?	☑	☐
If Yes, a. Will storm water discharges flow to adjacent properties?	☑	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	☑	☐
If Yes, briefly describe:		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	☑	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	☑	☐
20.Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	☑	☐

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

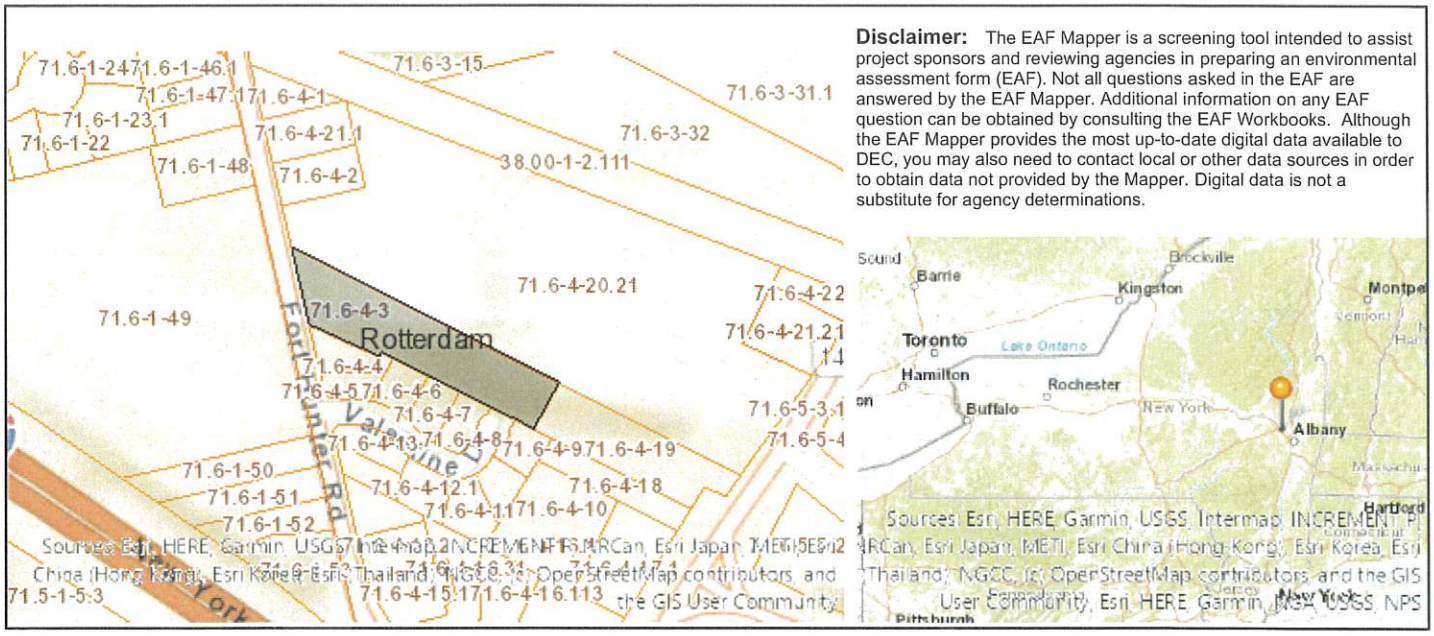
Applicant/sponsor/name: Luigi A. Palleschi, P.E., ABD Engineers & Surveyors, LLP Date: October 16, 2024

Signature: _____ Title: Professional Engineer

PRINT FORM

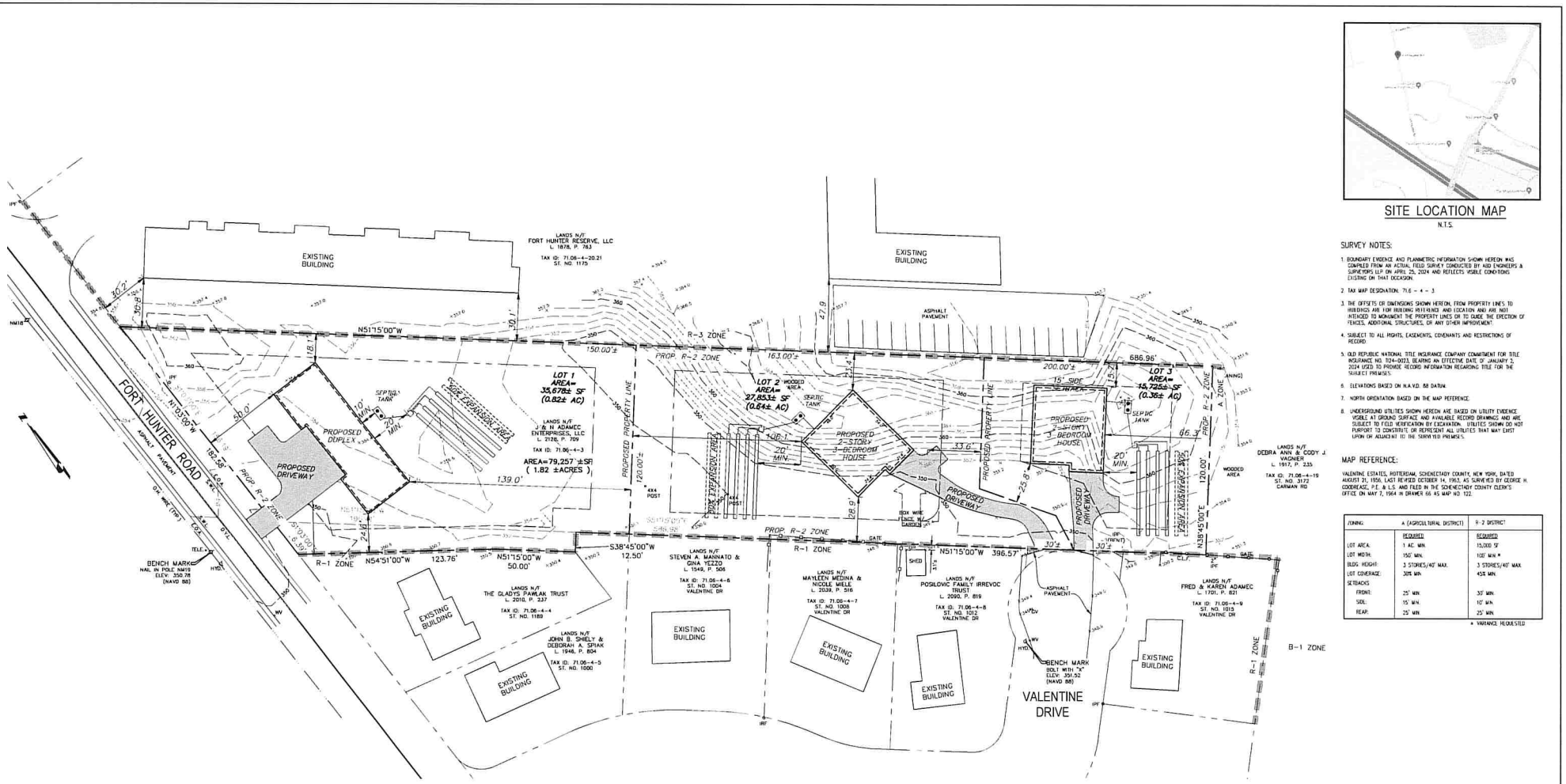
EAF Mapper Summary Report

Wednesday, October 16, 2024 10:21 AM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Karner Blue
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No



SITE LOCATION MAP

N.T.S.

SURVEY NOTES:

1. BOUNDARY EVIDENCE AND PLANIMETRIC INFORMATION SHOWN HEREON WAS COMPILED FROM AN ACTUAL FIELD SURVEY CONDUCTED BY ABD ENGINEERS & SURVEYORS LLP ON APRIL 25, 2024 AND REFLECTS VISIBLE CONDITIONS EXISTING ON THAT OCCASION.
2. TAX MAP DESIGNATION: 71.6 - 4 - 3
3. THE OFFSETS OR DIMENSIONS SHOWN HEREON, FROM PROPERTY LINES TO BUILDINGS ARE FOR BUILDING REFERENCE AND LOCATION AND ARE NOT INTENDED TO MONUMENT THE PROPERTY LINES OR TO GUIDE THE ERECTION OF FENCES, ADDITIONAL STRUCTURES, OR ANY OTHER IMPROVEMENT.
4. SUBJECT TO ALL RIGHTS, EASEMENTS, COVENANTS AND RESTRICTIONS OF RECORD.
5. OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY COMMITMENT FOR TITLE INSURANCE NO. 1124-0023, BEARING AN EFFECTIVE DATE OF JANUARY 3, 2024 USED TO PROVIDE RECORD INFORMATION REGARDING TITLE FOR THE SUBJECT PREMISES.
6. ELEVATIONS BASED ON N.A.V.D. 88 DATUM.
7. NORTH ORIENTATION BASED ON THE MAP REFERENCE.
8. UNDERGROUND UTILITIES SHOWN HEREON ARE BASED ON UTILITY EVIDENCE VISIBLE AT GROUND SURFACE AND AVAILABLE RECORD DRAWINGS AND ARE SUBJECT TO FIELD VERIFICATION BY EXCAVATION. UTILITIES SHOWN DO NOT PURPORT TO CONSTITUTE OR REPRESENT ALL UTILITIES THAT MAY EXIST UPON OR ADJACENT TO THE SURVEYED PREMISES.

MAP REFERENCE:

VALENTINE ESTATES, ROTTERDAM, SCHENECTADY COUNTY, NEW YORK, DATED AUGUST 21, 1956, LAST REVISED OCTOBER 14, 1963, AS SURVEYED BY GEORGE H. GOODREASE, P.E. & L.S. AND FILED IN THE SCHENECTADY COUNTY CLERK'S OFFICE ON MAY 7, 1964 IN DRAWER 66 AS MAP NO. 122.

ZONING:	A (AGRICULTURAL DISTRICT)	R-2 DISTRICT
	REQUIRED	REQUIRED
LOT AREA:	1 AC. MIN.	15,000 SF
LOT WIDTH:	150' MIN.	100' MIN.*
BLDG. HEIGHT:	3 STORIES/40' MAX.	3 STORIES/40' MAX.
LOT COVERAGE:	30% MIN.	45% MIN.
SETBACKS:		
FRONT:	25' MIN.	30' MIN.
SIDE:	15' MIN.	10' MIN.
REAR:	25' MIN.	25' MIN.

* VARIANCE REQUESTED

OWNER/APPLICANT:
CNZ, LLC
2734 WEST LYDIUS
SCHENECTADY, NY 12303

NO.	REVISION	BY	DATE

ALTERATION OF THIS DOCUMENT EXCEPT BY A LICENSED PROFESSIONAL ENGINEER IS ILLEGAL

LUIGI A. PALLESCHI, P.E.
N.Y.S. LICENSE NO. 94676

REZONE PLAN
FOR
CNZ, LLC
FORT HUNTER ROAD

TOWN OF ROTTERDAM | COUNTY OF SCHENECTADY
STATE OF NEW YORK

ABD ENGINEERS & SURVEYORS
411 Union Street Schenectady, N.Y. 12305
518-377-0315 Fax 518-377-0379
www.abdeng.com

DATE:	SCALE:	DWG:	SHEET 1 OF 1
OCTOBER 18, 2024	1" = 30'	5755A-SUB6 (25TH AND DUPLEX DESIGN)	

Dig Safely. New York Call 811 before you dig

"A Nice Place to Live" "A Nice Place to Do Business"

Town of Rotterdam
Office of the Planning Commission

Kimberly Ricker Scannell, Chairman
Peter J. Comenzo, Senior Planner

Telephone (518) 355-7575
Facsimile (518) 355-2725

Resolution Number PC63-2024
Moved by Mr. Calder seconded by Mr. D'Alessandro
Applicant: Ziggy Viscusi, CNZ, LLC

Resolution Adopting a Report and Positive Recommendation on the Change of Zone Request by Ziggy Viscusi, CNZ, LLC

WHEREAS, the Town Board of the Town of Rotterdam ("Town Board") has received an application from Ziggy Viscusi, CNZ, LLC the ("Applicant") for a Change of Zone from Agriculture (A-1) to Two Family Residential (R-2) to facilitate a potential Three (3) Lot Subdivision on a ±1.825-acre parcel located off of Fort Hunter Road and the terminus of Valentine Drive (Tax Map Parcel No.71.6-4-3); and

WHEREAS, the Town Board referred the Change of Zone application to the Planning Commission on November 6, 2024 for a report and recommendation thereon; and

WHEREAS, the Applicant presented the Change of Zone application to the Planning Commission at its regularly scheduled meeting held on November 19, 2024; and

WHEREAS, the Planning Commission reviewed the proposed Change of Zone at its regularly scheduled meeting held on November 19, 2024; and

WHEREAS, the Planning Commission has deliberated on the proposed Change of Zone;

NOW, THEREFORE, upon motion of Member Calder, seconded by Member D'Alessandro,

BE IT RESOLVED, by the Planning Commission of the Town of Rotterdam as follows:

1. The Planning Commission hereby adopts the following as its report on the proposed Change of Zone:

   The Change of Zone request concerns one parcel comprising a total of ±1.825-acres located at the terminus of Valentine Drive with additional frontage on Fort Hunter Road. The±1.825-acre parcel to be rezoned is currently zoned Agriculture (A-1). The property is surrounded by both single family and multi-family residential development. This area is very convenient for traveling to and from multiple locations.

If rezoned to R-2, the following uses would be permissible:

The primary effect of a Change of Zone would be to eliminate all of the currently allowable uses for that portion of the parcel to be changed which includes Agriculture while adding allowable uses of the R-2 zoning district which is more limited and allows for the construction of either a one- and two-family residence per lot.

2. Subject to the considerations set forth in Paragraph 3, below, the Planning Commission hereby adopts a **positive recommendation** on the **Ziggy Viscusi, CNZ, LLC** Change of Zone request for the following reasons:

A. the property is in an area surrounded by similar uses, including single family residential on Valentine Drive and a Multi Family Residential property located adjacent and to the north of the subject property.

B. The applicant is proposing to include adequate buffering and stormwater management to lessen the impacts to the adjoining neighbors.

C. The site is proposed to have two potential points of access that being Fort Hunter Road and the terminus of Valentine Drive.

D. Any proposed subdivision to this property would be subject to Planning Commission approval. The location of two driveways onto Valentine Drive may be problematic and any proposed subdivision of this land would need variances to the Town Code for roadway frontage in order to proceed.

3. Neither a positive recommendation by the Planning Commission, nor any rezoning action taken by the Town Board, should be construed as an approval or other favorable position concerning any proposed conceptual development plan. Any proposed development shall remain subject to full review by the Planning Commission.

Member	Aye	Nay
Kimberly Ricker-Scannell	X	
Mark D'Alessandro	X	
Wayne Calder	X	
Clark Collins	X	
Joseph Signore	X	
Lynn Flansburg	X	
Joseph Miglucci	X	

Peter J. Comenzo
Senior Planner

Kimberly Ricker Scannell
Planning Commission Chairman

RESOLUTION NO. 472.24

TO DECLARE LEAD AGENCY FOR SEQR REVIEW ON A CHANGE OF ZONE FOR ±3.07 ACRES FROM AGRICULTURAL (A-1) TO GENERAL BUSINESS (B-2) LOCATED ALONG OLD MARIAVILLE ROAD

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby declares the Town Board as Lead Agency under 6 NYCRR Part 617 SEQR (State Environmental Quality Review) on a Change of Zone request on ±3.07 acres parcel from Agriculture (A-1) to General Business (B-2) to facilitate the potential construction of three (3) contractor storage buildings compromising four parcels of vacant land located along Old Mariaville Road and is known as Tax Map Nos. 47.-4-8, 47.-4-9, 47.-4-10 and 47.-4-11.

SECTION 2. The Town Board of the Town of Rotterdam hereby authorizes the Town Planner to prepare, file, publish, and distribute all documents as necessary to comply with 6 NYCRR Part 617 SEQR (State Environmental Quality Review).

SECTION 3. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 5, 2024
TO:	Mollie Collins, Town Supervisor
FROM:	Peter Comenzo, Senior Planner PC
TITLE OF REQUEST:	Declare Lead Agency for a Change of Zone Request on ±3.07 acres parcel from Agriculture (A-1) to General Business (B-2).
TOWN BOARD MEETING:	November 13, 2024
Background Information:	Mark & Deanna Nardini Old Mariaville Road Schenectady, NY 12306 Change of Zone Request on ±3.07- acres from Agriculture (A-1) to General Business (B-2) to facilitate the potential construction of three (3) contractor storage buildings. Property comprises 4 parcels of vacant land located along Old Mariaville Road and is known as Tax Map Nos. 47.-4-8, 47.-4-9, 47.-4-10 and 47.-4-11.
Evaluation/Analysis:	Change of Zone application was referred to the Planning Board for a report and recommendation on November 6, 2024. Planning Commission discussed the matter at the November 19, 2024 and December 3, 2024 meetings and issued a Positive Recommendation on December 3, 2024.
Recommendation(s):	Town Board should consider declaring lead agency pursuant to NYCRR Part 617 – State Environmental Quality Review.
Attachment/Document(s):	SEQR Environmental Assessment Form
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	NYCRR Part 617 – State Environmental Quality Review
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project:		
Project Location (describe, and attach a general location map): Nardini Rezoning		
Brief Description of Proposed Action (include purpose or need): Applicant is requesting a zoning change of four parcels (3.07 acres) from A-1 Agricultural to B-2 Business to build two or three office/warehouse buildings.		
Name of Applicant/Sponsor: Mark Nardini	Telephone: 518-857-0781 E-Mail: marknardini@icloud.com	
Address: 596 Scotch Ridge Road		
City/PO: Schenectady	State: NY	Zip Code: 12306
Project Contact (if not same as sponsor; give name and title/role): Joseph J. Bianchine, P.E., ABD Engineers & Surveyors, LLP	Telephone: 518-377-0315 E-Mail: joe@abdeng.com	
Address: 411 Union Street		
City/PO: Schenectady	State: NY	Zip Code: 12306
Property Owner (if not same as sponsor):	Telephone: E-Mail:	
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	**If Yes: Identify Agency and Approval(s) Required**	**Application Date (Actual or projected)**
a. City Counsel, Town Board, or Village Board of Trustees ☑Yes ☐No	Town Board	10/29/2024
b. City, Town or Village Planning Board or Commission ☑Yes ☐No	Town Planning Commission	TBD referred
c. City, Town or Village Zoning Board of Appeals ☐Yes ☑No		
d. Other local agencies ☐Yes ☑No		
e. County agencies ☑Yes ☐No	Schenectady County Planning Board	TBD
f. Regional agencies ☐Yes ☑No		
g. State agencies ☐Yes ☑No		
h. Federal agencies ☐Yes ☑No		

i. Coastal Resources.
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? ☐Yes ☑No

ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? ☐Yes ☑No
iii. Is the project site within a Coastal Erosion Hazard Area? ☐Yes ☑No

C. Planning and Zoning

C.1. Planning and zoning actions.

Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? ☐Yes ☑No

- **If Yes,** complete sections C, F and G.
- **If No,** proceed to question C.2 and complete all remaining sections and questions in Part 1

C.2. Adopted land use plans.

a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? ☑Yes ☐No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? ☑Yes ☐No

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) ☑Yes ☐No
If Yes, identify the plan(s):
NYS Heritage Areas:Mohawk Valley Heritage Corridor

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? ☐Yes ☑No
If Yes, identify the plan(s):

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. ☑ Yes ☐ No
If Yes, what is the zoning classification(s) including any applicable overlay district?
Agricultural - A-1

b. Is the use permitted or allowed by a special or conditional use permit? ☐ Yes ☑ No

c. Is a zoning change requested as part of the proposed action? ☑ Yes ☐ No
If Yes,
i. What is the proposed new zoning for the site? Business - B-2

C.4. Existing community services.

a. In what school district is the project site located? Schalmont

b. What police or other public protection forces serve the project site?
Town of Rotterdam

c. Which fire protection and emergency medical services serve the project site?
South Schenectady

d. What parks serve the project site?
Town of Rotterdam Park

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Business & Residential

b. a. Total acreage of the site of the proposed action? 3.07± acres
b. Total acreage to be physically disturbed? 1.29± acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 3.95± acres

c. Is the proposed action an expansion of an existing project or use? ☐ Yes ☑ No
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % 348% Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? ☐ Yes ☑ No
If Yes,
i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)
ii. Is a cluster/conservation layout proposed? ☐ Yes ☐ No
iii. Number of lots proposed? _____
iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? ☑ Yes ☐ No
i. If No, anticipated period of construction: _____ months
ii. If Yes:
- Total number of phases anticipated 3
- Anticipated commencement date of phase 1 (including demolition) 4 month 25 year
- Anticipated completion date of final phase 12 month 26 year
- Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases:
Up to 3 separate buildings. They will be built separately upon tenant demand.

f. Does the project include new residential uses? ☐Yes ☑No
If Yes, show numbers of units proposed.

	One Family	Two Family	Three Family	Multiple Family (four or more)
Initial Phase				
At completion of all phases				

g. Does the proposed action include new non-residential construction (including expansions)? ☑Yes ☐No
If Yes,
i. Total number of structures 3
ii. Dimensions (in feet) of largest proposed structure: 30 height; 50' width; and 140' length
iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? ☑Yes ☐No
If Yes,
i. Purpose of the impoundment: Stormwater Management
ii. If a water impoundment, the principal source of the water: ☐ Ground water ☐ Surface water streams ☑Other specify: Stormwater runoff
iii. If other than water, identify the type of impounded/contained liquids and their source.
N/A
iv. Approximate size of the proposed impoundment. Volume: TBD million gallons; surface area: _____ acres
v. Dimensions of the proposed dam or impounding structure: TBD height; _____ length
vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete):
Earth

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? ☑Yes ☐No
(Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)
If Yes:
i. What is the purpose of the excavation or dredging? Buildings and Site Work
ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
- Volume (specify tons or cubic yards): TBD
- Over what duration of time? _____

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.
Used as on-site fill or removed from site to a spoils area.
iv. Will there be onsite dewatering or processing of excavated materials? ☐Yes ☑No
If yes, describe. _____
v. What is the total area to be dredged or excavated? _____ acres
vi. What is the maximum area to be worked at any one time? _____ acres
vii. What would be the maximum depth of excavation or dredging? _____ feet
viii. Will the excavation require blasting? ☐Yes ☐No
ix. Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? ☐Yes ☑No
If Yes:
i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:
TBD

iii. Will the proposed action cause or result in disturbance to bottom sediments? ☐Yes ☐No
If Yes, describe: _____

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? ☐Yes ☐No
If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? ☑Yes ☐No
If Yes:

i. Total anticipated water usage/demand per day: 1,000 gallons/day

ii. Will the proposed action obtain water from an existing public water supply? ☐Yes ☑No
If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? ☐Yes ☐No
- Is the project site in the existing district? ☐Yes ☐No
- Is expansion of the district needed? ☐Yes ☐No
- Do existing lines serve the project site? ☐Yes ☐No

iii. Will line extension within an existing district be necessary to supply the project? ☐Yes ☑No
If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? ☐Yes ☑No
If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____
Wells

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: 5 gallons/minute.

d. Will the proposed action generate liquid wastes? ☑Yes ☐No
If Yes:

i. Total anticipated liquid waste generation per day: 1,000 gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____
Sanitary waste water

iii. Will the proposed action use any existing public wastewater treatment facilities? ☐Yes ☑No
If Yes:

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? ☐Yes ☐No
- Is the project site in the existing district? ☐Yes ☐No
- Is expansion of the district needed? ☐Yes ☐No

- Do existing sewer lines serve the project site? ☐Yes ☑No
- Will a line extension within an existing district be necessary to serve the project? ☐Yes ☑No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? ☐Yes ☑No

If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

Septic systems to groundwater

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

TBD

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? ☑Yes ☐No

If Yes:

i. How much impervious surface will the project create in relation to total size of project parcel?

4818 Square feet or 0.88± acres (impervious surface)

133,834 Square feet or 3.07± acres (parcel size)

ii. Describe types of new point sources. Impervious surface runoff

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

Stormwater management facility

- If to surface waters, identify receiving water bodies or wetlands: Poentic Kill
- Will stormwater runoff flow to adjacent properties? ☐Yes ☑No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? ☑Yes ☐No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? ☑Yes ☐No

If Yes, identify:

i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

Heavy equipment

ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

N/A

iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

Heating

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? ☐Yes ☑No

If Yes:

i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) ☐Yes ☐No

ii. In addition to emissions as calculated in the application, the project will generate:

- _____ Tons/year (short tons) of Carbon Dioxide (CO_2)
- _____ Tons/year (short tons) of Nitrous Oxide (N_2O)
- _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
- _____ Tons/year (short tons) of Sulfur Hexafluoride (SF_6)
- _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)
- _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? ☐Yes ☑No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? ☐Yes ☑No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? ☐Yes ☑No

If Yes:

i. When is the peak traffic expected (Check all that apply): ☐ Morning ☐ Evening ☐Weekend
☐ Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? ☐Yes ☐No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe:

vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? ☐Yes ☐No

vii Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? ☐Yes ☐No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? ☐Yes ☐No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? ☑Yes ☐No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____
TBD

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other):
Local utility

iii. Will the proposed action require a new, or an upgrade, to an existing substation? ☐Yes ☑No

l. Hours of operation. Answer all items which apply.

i. During Construction:

- Monday - Friday: 7 am to 5 pm
- Saturday: 7 am to 5 pm
- Sunday: _____
- Holidays: _____

ii. During Operations:

- Monday - Friday: 7 am to 9 pm
- Saturday: 7 am to 4 pm
- Sunday: _____
- Holidays: _____

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? ☑ Yes ☐ No

If yes:

i. Provide details including sources, time of day and duration:

Heavy equipment, 7 am to 5 pm

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? ☑ Yes ☐ No

Describe: Tree removal

n. Will the proposed action have outdoor lighting? ☑ Yes ☐ No

If yes:

i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

Building mounted LED down facing

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? ☑ Yes ☐ No

Describe: Tree removal

o. Does the proposed action have the potential to produce odors for more than one hour per day? ☐ Yes ☑ No

If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? ☐ Yes ☑ No

If Yes:

i. Product(s) to be stored

ii. Volume(s) _____ per unit time _____ (e.g., month, year)

iii. Generally, describe the proposed storage facilities:

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? ☐ Yes ☑ No

If Yes:

i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? ☐ Yes ☐ No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? ☑ Yes ☐ No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

- Construction: 1 tons per month (unit of time)
- Operation : 1 tons per month (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

- Construction: Reuse
- Operation: Recycle

iii. Proposed disposal methods/facilities for solid waste generated on-site:

- Construction: To carrier
- Operation: To carrier

s. Does the proposed action include construction or modification of a solid waste management facility? ☐ Yes ☑ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☑ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? ☐ Yes ☐ No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

☐ Urban ☐ Industrial ☑ Commercial ☑ Residential (suburban) ☐ Rural (non-farm)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____

ii. If mix of uses, generally describe:

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	0	0.88	+0.88
• Forested	3.07	1.78	-1.29
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	0	0.41	+0.41
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	0.04	0.04	0
• Wetlands (freshwater or tidal)	0.04	0.04	0
• Non-vegetated (bare rock, earth or fill)	0	0	0
• Other Describe: _____			

c. Is the project site presently used by members of the community for public recreation? ☐ Yes ☑ No
i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? ☑ Yes ☐ No
If Yes,
i. Identify Facilities:
Jefferson Elementary School

e. Does the project site contain an existing dam? ☐ Yes ☑ No
If Yes:
i. Dimensions of the dam and impoundment:
- Dam height: _____ feet
- Dam length: _____ feet
- Surface area: _____ acres
- Volume impounded: _____ gallons OR acre-feet

ii. Dam's existing hazard classification: _____
iii. Provide date and summarize results of last inspection:

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? ☐ Yes ☑ No
If Yes:
i. Has the facility been formally closed? ☐ Yes ☐ No
- If yes, cite sources/documentation: _____

ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:

iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? ☐ Yes ☑ No
If Yes:
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred:

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? ☐ Yes ☑ No
If Yes:
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: ☐ Yes ☐ No
☐ Yes – Spills Incidents database — Provide DEC ID number(s): _____
☐ Yes – Environmental Site Remediation database — Provide DEC ID number(s): _____
☐ Neither database

ii. If site has been subject of RCRA corrective activities, describe control measures: _____

iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? ☐ Yes ☑ No
If yes, provide DEC ID number(s): _____

iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):

v. Is the project site subject to an institutional control limiting property uses? ☐Yes ☑No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? ☐Yes ☐No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? over 5 feet

b. Are there bedrock outcroppings on the project site? ☐Yes ☑No
If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site:

Burdett-Scriba	28 %
Fluvaquents	58 %
Nunda	14 %

d. What is the average depth to the water table on the project site? Average: Over 5 feet

e. Drainage status of project site soils:
☐ Well Drained: N/A % of site
☑ Moderately Well Drained: 14 % of site
☑ Poorly Drained 86 % of site

f. Approximate proportion of proposed action site with slopes:
☑ 0-10%: 52 % of site
☑ 10-15%: 4 % of site
☑ 15% or greater: 44 % of site

g. Are there any unique geologic features on the project site? ☐Yes ☑No
If Yes, describe: _____

h. Surface water features.
i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? ☑Yes ☐No
ii. Do any wetlands or other waterbodies adjoin the project site? ☑Yes ☐No
If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.
iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? ☑Yes ☐No
iv. For each identified regulated wetland and waterbody on the project site, provide the following information:
- Streams: Name 876-99 Classification B
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name Federal Waters, Federal Waters, Federal Waters,... Approximate Size 0.04
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? ☐Yes ☑No
If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? ☐Yes ☑No

j. Is the project site in the 100-year Floodplain? ☑Yes ☐No

k. Is the project site in the 500-year Floodplain? ☐Yes ☑No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? ☑Yes ☐No
If Yes:
i. Name of aquifer: Principal Aquifer, Sole Source Aquifer Names:Schenectady-Niskayuna SSA

m. Identify the predominant wildlife species that occupy or use the project site:
Typical Suburban Wildlife

n. Does the project site contain a designated significant natural community? ☐Yes ☑No
If Yes:
i. Describe the habitat/community (composition, function, and basis for designation):
ii. Source(s) of description or evaluation:
iii. Extent of community/habitat:
- Currently: _____ acres
- Following completion of project as proposed: _____ acres
- Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? ☐Yes ☑No
If Yes:
i. Species and listing (endangered or threatened):

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? ☐Yes ☑No
If Yes:
i. Species and listing:

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? ☐Yes ☑No
If yes, give a brief description of how the proposed action may affect that use:

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? ☐Yes ☑No
If Yes, provide county plus district name/number:

b. Are agricultural lands consisting of highly productive soils present? ☐Yes ☑No
i. If Yes: acreage(s) on project site?
ii. Source(s) of soil rating(s):

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? ☐Yes ☑No
If Yes:
i. Nature of the natural landmark: ☐ Biological Community ☐ Geological Feature
ii. Provide brief description of landmark, including values behind designation and approximate size/extent:

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? ☐Yes ☑No
If Yes:
i. CEA name:
ii. Basis for designation:
iii. Designating agency and date:

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? ☐ Yes ☑ No

If Yes:

i. Nature of historic/archaeological resource: ☐ Archaeological Site ☐ Historic Building or District

ii. Name: _____

iii. Brief description of attributes on which listing is based:

_____

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? ☐ Yes ☑ No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? ☐ Yes ☑ No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within fives miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? ☑ Yes ☐ No

If Yes:

i. Identify resource: Town of Rotterdam Park

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____

iii. Distance between project and resource: 1 miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? ☐ Yes ☑ No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? ☐ Yes ☐ No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

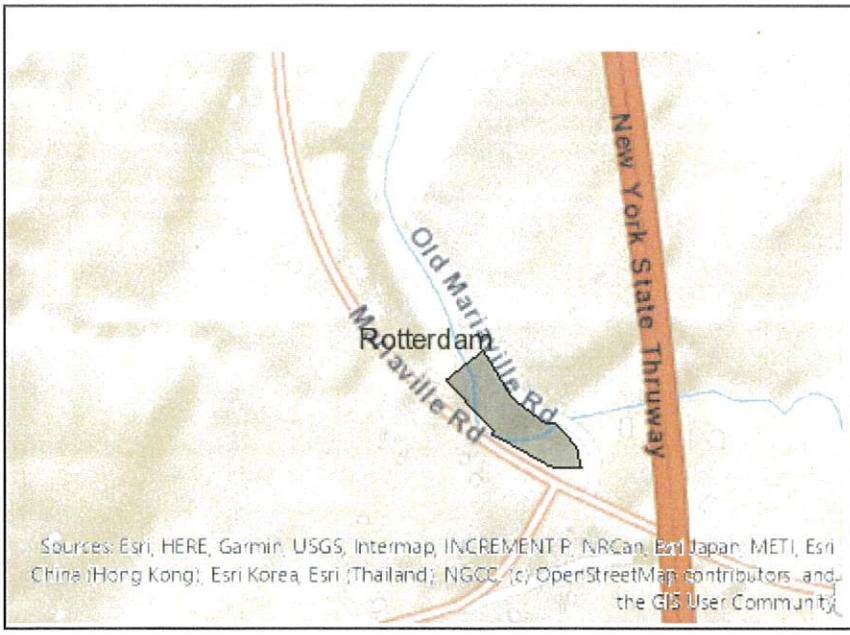
Applicant/Sponsor Name Joseph J. Bianchine, P.E. Date October 29, 2024

Signature _____ Title Professional Engineer

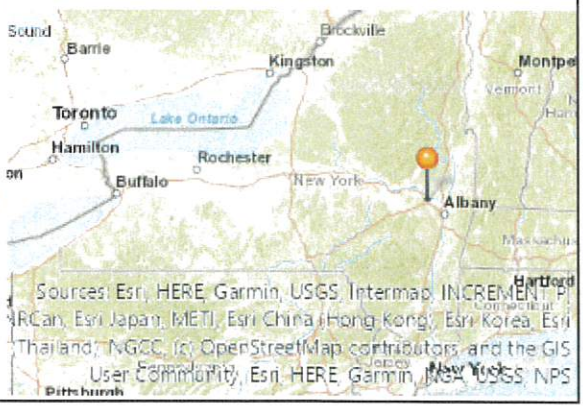
PRINT FORM

EAF Mapper Summary Report

Thursday, October 3, 2024 2:59 PM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Yes - Digital mapping data are not available for all Special Planning Districts. Refer to EAF Workbook.
C.2.b. [Special Planning District - Name]	NYS Heritage Areas:Mohawk Valley Heritage Corridor
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	No
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	Yes
E.2.h.ii [Surface Water Features]	Yes
E.2.h.iii [Surface Water Features]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
E.2.h.iv [Surface Water Features - Stream Name]	876-99
E.2.h.iv [Surface Water Features - Stream Classification]	B
E.2.h.iv [Surface Water Features - Wetlands Name]	Federal Waters
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	Yes

E.2.k. [500 Year Floodplain]	No
E.2.l. [Aquifers]	Yes
E.2.l. [Aquifer Names]	Principal Aquifer, Sole Source Aquifer Names:Schenectady-Niskayuna SSA
E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	No
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.3.f. [Archeological Sites]	No
E.3.i. [Designated River Corridor]	No

RESOLUTION NO. 473.24

TO CALL FOR A PUBLIC HEARING ON THE PROPOSED INTRODUCTORY LOCAL LAW __ OF 2024; TO AMEND CHAPTER 270, ZONING, OF THE TOWN CODE, RELATING TO A CHANGE OF ZONE REQUEST ON ±3.07 ACRES FROM AGRICULTURAL (A-1) TO GENERAL BUSINESS (B-2) LOCATED ALONG OLD MARIAVILLE ROAD

WHEREAS, the Town Board passed Resolution No. 422.24 to recognize the introduction of Introductory Local Law __ of 2024; To amend Chapter 270, Zoning, of the Town Code, for a Change of Zone request on ±3.07-acres parcel from Agriculture (A-1) to General Business (B-2) to facilitate the potential construction of three (3) contractor storage buildings compromising four parcels of vacant land located along Old Mariaville Road and is known as Tax Map Nos. 47.-4-8, 47.-4-9, 47.-4-10 and 47.-4-11; and

WHEREAS, the Planning Commission, on December 3, 2024, issued a positive recommendation on the change of zone requested by the applicant; and

WHEREAS, the Town Board Declared Lead Agency on the Change of Zone application under 6NYCRR Part 617 State Environmental Quality Review (SEQR) on December 11, 2024; NOW

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

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

TOWN OF ROTTERDAM
NOTICE OF HEARING

PLEASE TAKE NOTICE: That the Town Board of the Town of Rotterdam will hold a public hearing at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306, at 7:00 p.m. on the 8th day of January 2025 for the following purpose:

> To recognize the introduction of Introductory Local Law No. ____ of 2024; To amend Chapter 270, Zoning, of the Town Code, for a Change of Zone request on ±3.07-acres parcel from Agriculture (A-1) to General Business (B-2) to facilitate the potential construction of three (3) contractor storage buildings compromising four parcels of vacant land located along Old Mariaville Road and is known as Tax Map Nos. 47.-4-8, 47.-4-9, 47.-4-10 and 47.-4-11.

BY ORDER OF THE ROTTERDAM TOWN BOARD

DIANE M. MARCO, TOWN CLERK

DATED: December 11, 2024
Daily Gazette: Please publish once on December 13, 2024
Town Clerk
Post

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 5, 2024
TO:	Mollie Collins, Town Supervisor
FROM:	Peter Comenzo, Senior Planner PC
TITLE OF REQUEST:	Call for a Public Hearing on a for a Change of Zone Request on ±3.07 acres parcel from Agriculture (A-1) to General Business (B-2).
TOWN BOARD MEETING:	December 11, 2024
Background Information:	Mark & Deanna Nardini Old Mariaville Road Schenectady, NY 12306 Change of Zone Request on ±3.07- acres from Agriculture (A-1) to General Business (B-2) to facilitate the potential construction of three (3) contractor storage buildings. Property comprises 4 parcels of vacant land located along Old Mariaville Road and is known as Tax Map Nos. 47.-4-8, 47.-4-9, 47.-4-10 and 47.-4-11.
Evaluation/Analysis:	Change of Zone application was referred to the Planning Board for a report and recommendation on November 6, 2024. Planning Commission discussed the matter at the November 19, 2024 and December 3, 2024 meetings and issued a positive recommendation on December 3, 2024.
Recommendation(s):	Call for a public hearing to be conducted on January 8, 2025.
Attachment/Document(s):	Application Materials Planning Commission Report and Recommendation Planning Commission Verbatim Minutes 11/19/24 & 12/3/24
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	NYS Town Law Article 16 Proposed Local Law of the Year 2024
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

****

TOWN OF ROTTERDAM CHANGE OF ZONE APPLICATION

Application Fee **$1,000**

Existing Zone Classification: A-1 Agricultural

Proposed Zone Classification: B-2 Business

PART II
GENERAL INFORMATION

Legal Owner's Name: Mark & Deanna Nardini
Mailing Address: 596 Scotch Ridge Road
City: Schenectady State: NY Zip: 12306
Daytime Phone: 518-857-0781 E-mail: marknardini@icloud.com

If applicant is not the owner, include written owner authorization for the below-designated contact to serve as representative.

Owner's Designated Contact: Joseph J. Bianchine, P.E., ABD Engineers & Surveyors, LLP

Mailing Address: 411 Union Street
City: Schenectady State: NY Zip: 12306
Daytime Phone: 518-377-0315 E-mail: joe@abdeng.com
Project/Proposal Site Area: (Acres or sq. ft.) _____
Assessor Tax Parcel No.(s) of Site: 47.-4-8, 9, 10, & 11
Adjacent Parcels Owned or Controlled and Tax Map Parcel No: (Acres or sq. ft.) _____

194-6 Old Mariaville Road, TM# 47.-4-6.1, 1.55 acres

Street Address of Proposed Site (if any): To be determined

Describe Existing Use(s) on Proposed Site: (commercial vacant, residential, buildings, well, sewer drainfield, etc.)
Vacant with parking area and well.

School District: Schalmont

Fire District: South Schenectady

Water Supply: Rotterdam

LEGAL INFORMATION

Location of Proposal Site: (General description by which direction and how far from roads and intersections and other community features)
North west corner of intersection of Mariaville Road and Old Mariaville Road

Name of Public Road(s) Providing Access: Old Mariaville Road

Width of Property Fronting on the Existing Public Road in Linear Feet: 1,326±

Does the Proposal Have Access to an Arterial or Planned Arterial? (✓) Yes ( ) No

Name(s) of Arterial Road(s): Mariaville Road (will not be used)

A legal description of the proposed site must be attached: (X) Yes ( ) No

A copy of the assessor's map of the proposed site must be attached: (X) Yes ( ) No

A copy of the most current deed(s) of the proposed site must be attached: (X) Yes ( ) No

(All applications must contain a legal description that describes the exterior boundaries of the entire area to be rezoned. Please include the legal description for the entire area to be rezoned and also a copy of the assessor's map. A simple copy of the deed is not sufficient to process the change of zone request).

If you do not hold title to property, what is your interest in it? N/A owner

What factors support this rezone? (This may be provided on a separate sheet of paper if necessary)

Adjacent similar development by Nardini and in a B-2 zone. Site is not conducive to single family homes or agricultural uses because of location between two roads and the Poentic Kill flows through the site with a flood area and portions of the site have steep slopes.

Does any City officer, employee or family member thereof have a financial interest (as defined by General Municipal Law Section 809) in this application? YES ✓ NO _____. If yes, a statement disclosing the name, residence, nature and extent of this interest must be filed with this application.

UTILITIES

Proposed Source of Water:
(✓) Individual Wells ( ) Public System ( ) Private Community System
( ) Other, please describe _____

Proposed Means of Sewage Disposal:
( ) Public Sewer ( ) Dry Sewer ( ) Community System
(✓) Septic Tank & Leachfield ( ) Other, please describe _____

PART III

****
SURVEYOR/ARCHITECT/ENGINEER VERIFICATION
****

I, the undersigned, a licensed land surveyor, architect, and/or engineer, have completed the information requested. The legal description has been prepared by me or under my supervision in accordance with the requirements of the Town of Rotterdam regulations and the laws of the State of New York.

Signed: _____ Date: October 25, 2024
Address: 411 Union Street, Schenectady, NY Phone: 518-377-0315
Zip: 12305

STATE OF NEW YORK
JOSEPH J. BIANCHINE
LICENSED PROFESSIONAL ENGINEER
50226

PLEASE AFFIX SURVEYOR/ARCHITECT/ENGINEER SEAL HERE

****

LEGAL OWNER SIGNATURE

****

(Signature of legal owner or representative as authorized by legal owner)

I, the undersigned, swear or affirm under penalty of perjury that the above responses are made truthfully and to the best of my knowledge.

I further swear or affirm that I am the owner of record of the area proposed for the previously identified land use action, or, if not the owner, attached herewith is written permission from the owner authorizing my actions on his/her behalf.

Name: Mark Nardini
Address: Scotch Ridge Road
Schenectady, NY

Date: October 3, 2024
Phone: 518-857-0781
Zip: 12306

Mark Nardini
Signature of applicant or representative

10/28/24
Date

NOTARY

STATE OF NEW YORK) ss:
COUNTY OF Schenectady)

SUBSCRIBED AND SWORN to before me this 28TH day of OCTOBER, 2024

NOTARY SEAL

Notary Signature

Notary Public in and for the State of New York
Residing at: Schenectady County
My appointment expires: July 10, 2027

LOUIS J. GIAMMATTEO
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01GI4953244
Qualified in Schenectady County
Commission Expires July 10, 2027

PLEASE AFFIX NOTARY SEAL HERE

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LETTER FROM PROPERTY OWNER GRANTING AUTHORIZATION TO ACT

A COPY OF THIS LETTER MUST BE SUBMITTED FOR EACH PROPERTY OWNER INVOLVED

I, Mark Nardini, being duly sworn declare that I am the

(PROPERTY OWNER)

owner of the property involved in a proposed rezoning application request before the Town of Rotterdam for property known as parcel number (s):

Tax Parcel Number(s): 47.-4-8, 9, 10, & 11

I hereby grant Joseph J. Bianchine, P.E., ABD Engineers & Surveyors, LLP and/or their agent(s) to act on my behalf.

I further declare that all statements, answers, and information herein submitted is in all respects true and correct to the best of my knowledge and belief.

Signature (Authorized Representative): Mark Nardini

Date: 10/28/24

NOTARY

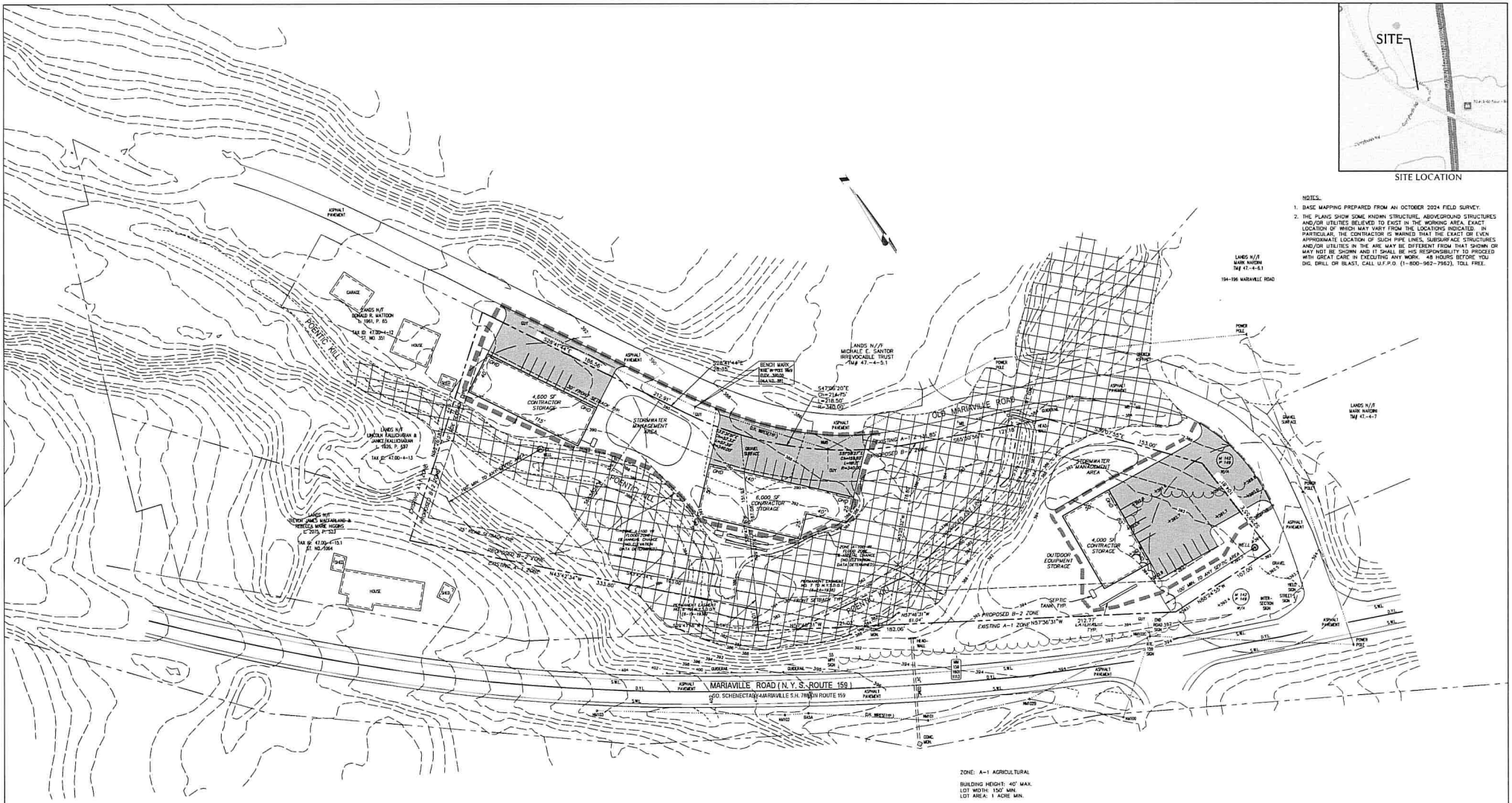
STATE OF NEW YORK) ss:
COUNTY OF Schenectady)
SUBSCRIBED AND SWORN to before me this 28TH day of October, 2024

NOTARY SEAL

Notary Signature

LOUIS J. GIAMMATTEO
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01GI4953244
Qualified in Schenectady County
Commission Expires July 10, 2027

Notary Public in and for the State of New York
Residing at: Schenectady County
My appointment expires: July 10, 2027


SITE
SITE LOCATION
NOTES:
1. BASE MAPPING PREPARED FROM AN OCTOBER 2024 FIELD SURVEY.
2. THE PLANS SHOW SOME KNOWN STRUCTURE, ABOVEGROUND STRUCTURES AND/OR UTILITIES BELIEVED TO EXIST IN THE WORKING AREA. EXACT LOCATION OF WHICH MAY VARY FROM THE LOCATIONS INDICATED. IN PARTICULAR, THE CONTRACTOR IS WARNED THAT THE EXACT OR EVEN APPROXIMATE LOCATION OF SUCH PIPE LINES, SUBSURFACE STRUCTURES AND/OR UTILITIES IN THE ARE MAY BE DIFFERENT FROM THAT SHOWN OR MAY NOT BE SHOWN AND IT SHALL BE HIS RESPONSIBILITY TO PROCEED WITH GREAT CARE IN EXECUTING ANY WORK. 48 HOURS BEFORE YOU DIG, DRILL OR BLAST, CALL U.F.P.O. (1-800-962-7962), TOLL FREE.
OLD MARIAVILLE ROAD
MARIAVILLE ROAD (N.Y.S. ROUTE 159)
CO. SCHENECTADY-MARIAVILLE S.H. 7880 ON ROUTE 159
PROPOSED B-2 ZONE
EXISTING A-1 ZONE
4,600 SF CONTRACTOR STORAGE
6,000 SF CONTRACTOR STORAGE
4,000 SF CONTRACTOR STORAGE
OUTDOOR EQUIPMENT STORAGE
STORMWATER MANAGEMENT AREA
SEPTIC TANK, TYP.
PROPOSED 6' HIGH STOCKADE FENCE
EXISTING 6' HIGH STOCKADE FENCE
PROPOSED 6' HIGH CHAIN LINK FENCE
PROPOSED 8' HIGH CHAIN LINK FENCE
LANDS N/F MARK NARDINI Tax# 47.-4-5.1
194-196 MARIAVILLE ROAD
LANDS N/F MICHALE E. SANTOR IRREVOCABLE TRUST Tax# 47.-4-5.1
LANDS N/F DONALD R. MATTOON Tx 1991, P. 65
LANDS N/F LINCOLN KALLIOKARAN & JANICE KALLIOKARAN L. 1926, P. 587
LANDS N/F STEVEN JAMES MACFARLAND & REBECCA MARIE HIGGINS L. 2015, P. 253
LANDS N/F MARK NARDINI Tax# 47.-4-7
POESTENKILL
GARAGE
HOUSE
ASPHALT PAVEMENT
GRAVEL SURFACE
BENCH MARK
WELL
POWER POLE
INTERSECTION SIGN
STREET SIGN
HELP SIGN
DIG SIGN
ZONE: A-1 AGRICULTURAL
BUILDING HEIGHT: 40' MAX.
LOT WIDTH: 150' MIN.
LOT AREA: 1 ACRE MIN.
SETBACKS:
FRONT: 25'
SIDE: 15'
REAR: 25'
ZONE: B-2 GENERAL BUSINESS
BUILDING HEIGHT: 40' MAX.
LOT WIDTH: 100' MIN.
LOT AREA: 15,000 SF MIN.
SETBACKS:
FRONT: 30'
SIDE: 10'
REAR: 25'
PARKING REQUIREMENTS:
INDUSTRIAL AND MANUFACTURING USES
2 FOR EVERY 3 EMPLOYEES, PLUS 4 FOR EACH 1,000 SQUARE FEET OF OFFICE SPACE ASSOCIATED WITH SUCH USE
OWNER/APPLICANT:
MARK NARDINI
596 SCOTCH RIDGE ROAD
SCHENECTADY, NY 12306
TAX MAP #: 47.-4-8, 47.-4-9, 47.-4-10 & 47.-4-11
REVISION
DATE
NO.
ALTERATION OF THIS DOCUMENT EXCEPT BY A LICENSED PROFESSIONAL ENGINEER IS ILLEGAL
STATE OF NEW YORK
JOSEPH J. BIANCHINE
50226
LICENSED PROFESSIONAL ENGINEER
JOSEPH J. BIANCHINE, P.E.
N.Y.S. LICENSE NO. 50226
SITE PLAN
NARDINI STORAGE BUILDINGS
OLD MARIAVILLE ROAD
TOWN OF ROTTERDAM
COUNTY OF SCHENECTADY
STATE OF NEW YORK
ABI ENGINEERS SURVEYORS
411 Union Street Schenectady, N.Y. 12305
518-377-0315 Fax 518-377-0379
www.abieng.com
DATE: OCTOBER 24, 2024
SCALE: 1" = 40'
DWG. 3820A-S4
SHEET OF 1 1
Dig Safely. New York Call 811 before you dig

"A Nice Place to Live" "A Nice Place to Do Business"

Town of Rotterdam
Office of the Planning Commission

Kimberly Ricker Scannell, Chairman
Peter J. Comenzo, Senior Planner

Telephone (518) 355-7575
Facsimile (518) 355-2725

Resolution Number PC64-2024
Moved by Mr. Signore seconded by Mr. D'Allesandro
Applicant: Mark Nardini

Resolution Adopting a Report and Positive Recommendation on the Change of Zone Request by Mark Nardini

WHEREAS, the Town Board of the Town of Rotterdam ("Town Board") has received an application from Mark Nardini ("Applicant") for a Change of Zone Request on ±3.07- acres parcel from Agriculture (A-1) to General Business (B-2) to facilitate the potential construction of three (3) contractor storage buildings. Property comprises 4 parcels of vacant land located along Old Mariaville Road and is known as Tax Map Nos. 47.-4-8, 47.-4-9, 47.-4-10 and 47.-4-11; and

WHEREAS, the Town Board referred the Change of Zone application to the Planning Commission on November 13, 2024 for a report and recommendation thereon; and

WHEREAS, the Applicant presented the Change of Zone application to the Planning Commission at its regularly scheduled meeting held on November 13, 2024 and the Planning Commission tabled action on this matter with an additional presentation by the applicant on December 3, 2024; and

WHEREAS, the Planning Commission reviewed the proposed Change of Zone upon an updated presentation by the Applicant at its regularly scheduled meeting held on December 3, 2024; and

WHEREAS, the Planning Commission has deliberated on the proposed Change of Zone;

NOW, THEREFORE, upon motion of Member Signore, seconded by Member D'Alessandro;

BE IT RESOLVED, by the Planning Commission of the Town of Rotterdam as follows:

1. The Planning Commission hereby adopts the following as its report on the proposed Change of Zone:

   Change of Zone Request on ±3.07- acres parcel from Agriculture (A-1) to General Business (B-2) to facilitate the potential construction of three (3) contractor storage buildings. Property comprises 4 parcels of vacant land located along Old Mariaville Road and is known as Tax Map Nos. 47.-4-8, 47.-4-9, 47.-4-10 and 47.-4-11.

   The property is surrounded by a mixed use of commercial and residential uses. The Poentic Kill is located on the property and there is floodplain constraints associated with full development. There is a large amount of roadway frontage on Old Mariaville Road and

sufficient area to construct contractor storage buildings. There is limited potential for farming or residential development due to the environmental constraints of the property. There is no public water available and the construction of septic systems difficult due to the environmental constraints of the property and the location of a well. This area is very convenient for traveling to and from multiple locations.

If rezoned to B-2, the following uses would be permissible:

- All nonresidential uses permitted as of right in the B-2 District.
- Dry-cleaning, carpet-cleaning and laundry facilities.
- Bottling plants.
- Bus barns and public garages.
- Car washes.
- Contractor shops and equipment storage yards.
- Creameries and milk plants.
- Kennels and veterinary hospitals.
- Laboratories for scientific or industrial research, testing and development.
- Lumberyards and building material sales yards.
- Machine shops.
- Mechanical, optical, photographic, scientific or electronic manufacturing conducted entirely within a completely enclosed building.
- Newspaper and printing establishments.
- Saw and planing mills.
- Trucking terminals, warehousing and distributing, provided that no outdoor storage of materials shall be permitted.
- Woodworking mills.
- Fuel-oil storage tanks.
- Wind energy facilities subject to the requirements of the Town of Rotterdam Wind Energy Facility Law

The primary effect of a change of zone would be to eliminate all of the currently allowable uses of the parcel to be changed which includes Agriculture, while adding all allowable uses of the B-2 zoning district. Due to the lack of public water, floodplain constraints, topography, and location it is highly unlikely that many of these potential uses in the B-2 zoning district would be feasible and the proposal for contactor storage or this type of use seems to be one of the only viable options. There is existing B-2 zoning on property owned by the applicant located east side of Old Mariaville Road adjacent to the NYS Thruway which is being used in a similar manner as proposed.

2. Subject to the considerations set forth in Paragraph 3, below, the Planning Commission hereby adopts a **positive recommendation** on the Mark Nardini Change of Zone request for the following reasons:

A. The property is in an area that has similar uses, including contractor buildings and equipment storage located directly east of the proposed Change of Zone.

B. The applicant is proposing the potential construction of three (3) contractor storage buildings on property that comprises 4 parcels of vacant land located along Old Mariaville Road which would be compatible with the area.

C. Not all contractor storage buildings are proposed to be built at once and instead will be built per need for them, thus reducing the impacts on neighboring properties.

D. The site is proposed to have access to Old Mariaville Road and impacts to the neighboring property is minimal. There is limited potential for farming or residential development due to the environmental constraints of the property.

E. Due to the lack of public water, floodplain constraints, topography, and location it is highly unlikely that many potential uses in the B-2 zoning district would be feasible and the proposal for contactor storage or this type of use seems to be one of the only viable options if this zone were to be changed by the Town Board.

F. In addition to the impracticability of many of the permissible uses (as detailed in E hereinabove), a special use permit is required for many permissible B-2 uses, which would allow the Planning Commission an additional opportunity to weigh the benefits and risks of such use upon site plan review.

3. Neither a positive recommendation by the Planning Commission, nor any rezoning action taken by the Town Board, should be construed as an approval or other favorable position concerning any proposed conceptual development plan. Any proposed development shall remain subject to full review by the Planning Commission.

Member	Aye	Nay
Kimberly Ricker-Scannell	X	
Mark D'Alessandro	X	
Wayne Calder	X	
Clark Collins	X	
Joseph Signore	X	
Lynn Flansburg	X	
Joseph Miglucci	X	

Peter J. Comenzo
Senior Planner

Kimberly Ricker Scannell
Planning Commission Chairman

RESOLUTION NO. 474.24

TO DECLARE LEAD AGENCY FOR SEQR REVIEW ON A CHANGE OF ZONE FOR ±2.41 ACRES FROM SINGLE FAMILY RESIDENTIAL (R-1) TO MULTIPLE FAMILY (R-3) LOCATED AT 759 PETER ROAD

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam hereby declares the Town Board as Lead Agency under 6 NYCRR Part 617 SEQR (State Environmental Quality Review) on a Change of Zone request on ±2.41 acres parcel from Single Family Residential (R-1) to Multiple Family (R-3) to facilitate the potential construction of up to twenty (20) condominium units located on the property known as 759 Peter Road, Tax Map No. 59.20-1-1.

SECTION 2. The Town Board of the Town of Rotterdam hereby authorizes the Town Planner to prepare, file, publish, and distribute all documents as necessary to comply with 6 NYCRR Part 617 SEQR (State Environmental Quality Review).

SECTION 3. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 5, 2024
TO:	Mollie Collins, Town Supervisor
FROM:	Peter Comenzo, Senior Planner PC
TITLE OF REQUEST:	Declare Lead Agency for a Change of Zone Request on ±2.41 acres parcel from Single Family Residential (R-1) to Multiple Family (R-3)
TOWN BOARD MEETING:	December 11, 2024
Background Information:	Peter Road, LLC (owner) 141 West Campbell Road Schenectady, NY 12306 Change of Zone Request on ±2.41 acres parcel from Single Family Residential (R-1) to Multiple Family (R-3) to facilitate the potential construction of up to twenty (20) condominium units. Property is known as 759 Peter Road, Tax Map No. 59.20-1-1.
Evaluation/Analysis:	Change of Zone application was referred to the Planning Board for a report and recommendation on November 6, 2024. Planning Commission issued a negative recommendation on November 19, 2024.
Recommendation(s):	Town Board should consider declaring lead agency pursuant to NYCRR Part 617 – State Environmental Quality Review.
Attachment/Document(s):	SEQR Environmental Assessment Form
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	NYCRR Part 617 – State Environmental Quality Review
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information

Peter Road Condominiums Zone Change

Name of Action or Project:

Peter Road Condominiums Zone Change

Project Location (describe, and attach a location map):

759 Peter Road

Brief Description of Proposed Action:

Change the zone of the parcel locate at 759 Peter Road from R-2 to R-3 to accomodate the development of 20 owner occupied condominiums located on 2.41 Acres

Name of Applicant or Sponsor:	Telephone: (518) 355-9093
Peter Road LLC	E-Mail: clewandowski@charlew.com

Address:

141 W. Campbell Road

City/PO:	State:	Zip Code:
Schenectady	NY	12309

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:	☑	☐

3. a. Total acreage of the site of the proposed action? 2.41 acres
   b. Total acreage to be physically disturbed? 2.41 acres
   c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 2.41 acres

4. Check all land uses that occur on, are adjoining or near the proposed action:

5. ☐ Urban ☐ Rural (non-agriculture) ☑ Industrial ☑ Commercial ☑ Residential (suburban)
   ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify):
   ☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☑	☐	☐
b. Consistent with the adopted comprehensive plan?	☐	☑	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑

	NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		
If Yes, identify: _____	☑	☐

	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation services available at or near the site of the proposed action?	☐	☑
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☑	☐

	NO	YES
9. Does the proposed action meet or exceed the state energy code requirements?		
If the proposed action will exceed requirements, describe design features and technologies:	☐	☑

	NO	YES
10. Will the proposed action connect to an existing public/private water supply?		
If No, describe method for providing potable water: _____	☐	☑

	NO	YES
11. Will the proposed action connect to existing wastewater utilities?		
If No, describe method for providing wastewater treatment: _____ Onsite wastewater treatment	☑	☐

	NO	YES
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	☑	☐
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☑	☐

	NO	YES
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☑	☐
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☑	☐
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____		

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional

☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☑	☐
16. Is the project site located in the 100-year flood plan?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources?	☑	☐
If Yes,		
a. Will storm water discharges flow to adjacent properties?	☑	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	☑	☐
If Yes, briefly describe:		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?	☑	☐
If Yes, explain the purpose and size of the impoundment:		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	☑	☐
If Yes, describe:		
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	☑	☐
If Yes, describe:		

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

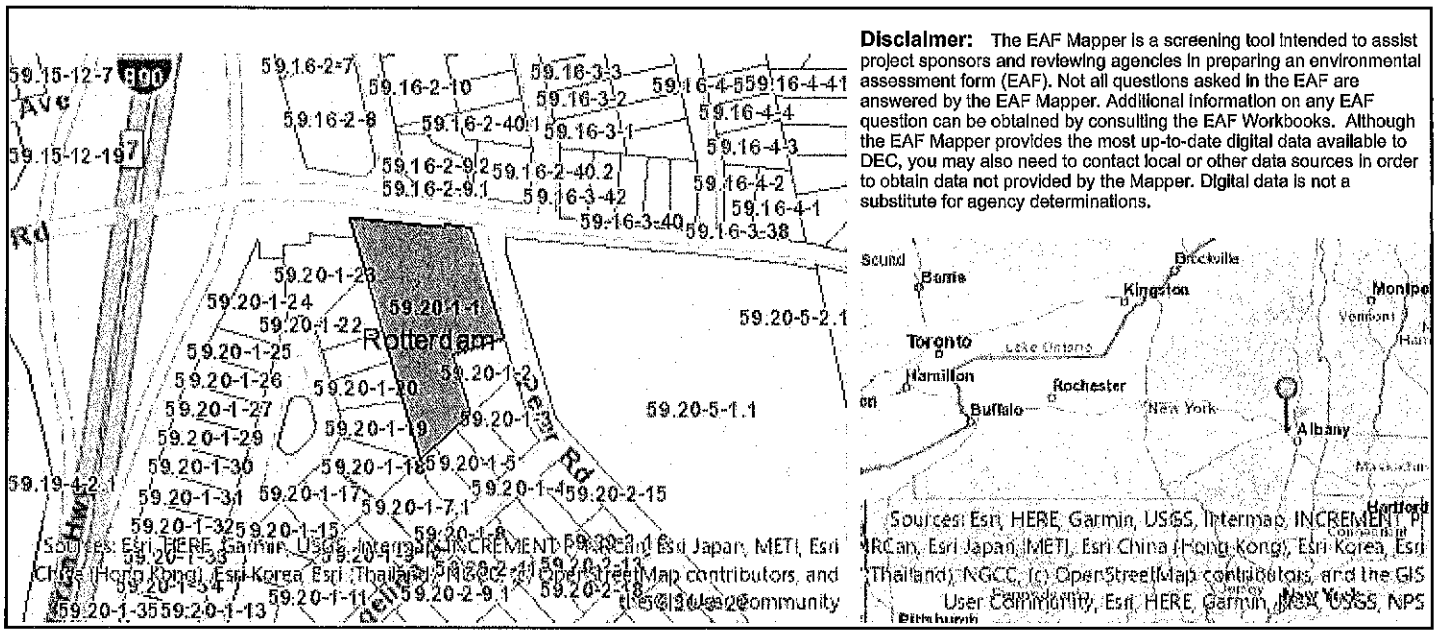
Applicant/sponsor/name: Brett L. Steenburgh Date: 11/1/2024

Signature: Brett Steenburgh Digitally signed by Brett Steenburgh DN: cn=Brett Steenburgh, o, ou=Steenburgh Consulting Engineer, email=brettsteenburgh@gmail.com, c=US Date: 2024.11.01 09:59:59 -04'00' Title: Engineer for Applicant

PRINT FORM

EAF Mapper Summary Report

Friday, November 1, 2024 9:06 AM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.

Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

RESOLUTION NO. 475.24

TO CALL FOR A PUBLIC HEARING ON THE PROPOSED INTRODUCTORY LOCAL LAW __ OF 2024; TO AMEND CHAPTER 270, ZONING, OF THE TOWN CODE, RELATING TO A CHANGE OF ZONE REQUEST ON ±2.41 ACRES FROM SINGLE FAMILY RESIDENTIAL (R-1) TO MULTIPLE FAMILY (R-3) LOCATED AT 759 PETER ROAD

WHEREAS, the Town Board passed Resolution No. 423.24 to recognize the introduction of Introductory Local Law __ of 2024; To amend Chapter 270, Zoning, of the Town Code, for a Change of Zone request on ±2.41 acres parcel from Single Family Residential (R-1) to Multiple Family (R-3) to facilitate the potential construction of up to twenty (20) condominium units located on the property known as 759 Peter Road, Tax Map No. 59.20-1-1; and

WHEREAS, the Planning Commission, on November 19, 2024, issued a negative recommendation on the change of zone requested by the applicant; and

WHEREAS, the Town Board Declared Lead Agency on the Change of Zone application under 6NYCRR Part 617 State Environmental Quality Review (SEQR) on December 11, 2024; NOW

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

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

TOWN OF ROTTERDAM
NOTICE OF HEARING

PLEASE TAKE NOTICE: That the Town Board of the Town of Rotterdam will hold a public hearing at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, New York 12306, at 7:00 p.m. on the 8th day of January 2025 for the following purpose:

> To recognize the introduction of Introductory Local Law No. ____ of 2024; To amend Chapter 270, Zoning, of the Town Code, for a Change of Zone request on ±2.41 acres parcel from Single Family Residential (R-1) to Multiple Family (R-3) to facilitate the potential construction of up to twenty (20) condominium units located on the property known as 759 Peter Road, Tax Map No. 59.20-1-1.

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

DATED: December 11, 2024
Daily Gazette: Please publish once on December 13, 2024
Town Clerk
Post

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 5, 2024
TO:	Mollie Collins, Town Supervisor
FROM:	Peter Comenzo, Senior Planner PC
TITLE OF REQUEST:	Call for a Public Hearing on a Change of Zone Request on ±2.41 acres parcel from Single Family Residential (R-1) to Multiple Family (R-3)
TOWN BOARD MEETING:	December 11, 2024
Background Information:	Peter Road, LLC (owner) 141 West Campbell Road Schenectady, NY 12306 Change of Zone Request on ±2.41 acres parcel from Single Family Residential (R-1) to Multiple Family (R-3) to facilitate the potential construction of up to twenty (20) condominium units. Property is known as 759 Peter Road, Tax Map No. 59.20-1-1.
Evaluation/Analysis:	Change of Zone application was referred to the Planning Board for a report and recommendation on November 6, 2024. Planning Commission issued a negative recommendation on November 19, 2024.
Recommendation(s):	Call for a public hearing to be conducted on January 8, 2025.
Attachment/Document(s):	Application Materials Planning Commission Report and Recommendation Planning Commission Verbatim Minutes 11/19/24
Compliance with Purchasing Policy:	N/A
Effect(s) on Existing Law(s):	NYS Town Law Article 16 Proposed Local Law of the Year 2024
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

****

TOWN OF ROTTERDAM CHANGE OF ZONE APPLICATION

Application Fee $1,000

Existing Zone Classification: R-1 One Family Residential

Proposed Zone Classification: R-3 Multi-family Residential

PART II
GENERAL INFORMATION

Legal Owner's Name: Peter Road LLC
Mailing Address: 141 W. Campbell Rd
City: Schenectady State: NY Zip: 12306
Daytime Phone: (518) 355-9093 E-mail:

If applicant is not the owner, include written owner authorization for the below-designated contact to serve as representative.

Owner's Designated Contact: Brett Steenburgh, PE.

Mailing Address: 2832 Rosendale Rd
City: Niskayuna State: NY Zip: 12309
Daytime Phone: (518) 365-0675 E-mail: bsteenburghpe@gmail.com
Project/Proposal Site Area: (Acres or sq. ft.) 2.41 Ac ±
Assessor Tax Parcel No.(s) of Site: 59.20-1-1
Adjacent Parcels Owned or Controlled and Tax Map Parcel No: (Acres or sq. ft.) 0

Street Address of Proposed Site (if any): 759 Peter Road

Describe Existing Use(s) on Proposed Site: (commercial vacant, residential, buildings, well, sewer drainfield, etc.)
The parcel is currently vacant residential land. The majority of the parcel is cleared of mature vegetation

School District: Mohonasen Fire District: Fire Dist #3 T of Rotterdam Volunteer

Water Supply: T of Rotterdam

LEGAL INFORMATION

Location of Proposal Site: (General description by which direction and how far from roads and intersections and other community features)
The parcel is located at 759 Peter Road at the Southwest intersection of Peter Road and Highbridge Rd.

Name of Public Road(s) Providing Access: Peter Road & Highbridge Road

Width of Property Fronting on the Existing Public Road in Linear Feet: 286 L.F. on Highbride and 259 L.F. on Peter Rd for a Total of 545 L.F.

Does the Proposal Have Access to an Arterial or Planned Arterial? ( ) Yes (X) No

Name(s) of Arterial Road(s): N/A

A legal description of the proposed site must be attached: (X) Yes ( ) No

A copy of the assessor's map of the proposed site must be attached: (X) Yes ( ) No

A copy of the most current deed(s) of the proposed site must be attached: (X) Yes ( ) No

(All applications must contain a legal description that describes the exterior boundaries of the entire area to be rezoned. Please include the legal description for the entire area to be rezoned and also a copy of the assessor's map. A simple copy of the deed is not sufficient to process the change of zone request).

If you do not hold title to property, what is your interest in it? _____

What factors support this rezone? (This may be provided on a separate sheet of paper if necessary)

See attached

Does any City officer, employee or family member thereof have a financial interest (as defined by General Municipal Law Section 809) in this application? YES _____ NO X. If yes, a statement disclosing the name, residence, nature and extent of this interest must be filed with this application.

UTILITIES

Proposed Source of Water:
( ) Individual Wells ( ) Public System ( ) Private Community System
( ) Other, please deseribe _____

Proposed Means of Sewage Disposal:
( ) Public Sewer ( ) Dry Sewer (X) Community System ( )
Septic Tank & Leachfield ( ) Other, please deseribe _____

PART III

****
SURVEYOR/ARCHITECT/ENGINEER VERIFICATION
****

I, the undersigned, a licensed land surveyor, architect, and/or engineer, have completed the information requested. The legal description has been prepared by me or under my supervision in accordance with the requirements of the Town of Rotterdam regulations and the laws of the State of New York.

Signed: _____ Date: 10/25/2024
Address: 2832 Rosendale Rd Phone: (518) 365-0675
Nistayuna, NY 12306 Zip: 12309

STATE OF NEW YORK
BRETT L. STEENBURGH
075458
LICENSED PROFESSIONAL ENGINEER

PLEASE AFFIX SURVEYOR/ARCHITECT/ENGINEER SEAL HERE

Peter Road Re-zoning factors:

The parcel at Peter Road known as 759 Peter Road has been under the ownership of Peter Road LLC for approximately 10 years. It has been investigated for several types of developments including but not limited to commercial, single family and transient multi-family developments. Due to the configuration of the parcel, proximity to Highbridge Road, neighboring commercial parcels and Interstate 890 single family development of the parcel is cost prohibitive and offers minimal sale value. It is proposed to re-zone the parcel to R-3 multi-family residential to permit to the development of ownership based condominiums. This would allow the density necessary to provide affordable housing units geared towards young professionals and senior citizens. This location would be very attractive to both demographics due to its close proximity to Interstate 890 and the re-development of goods and services along the Hamburg Street Corridor. This development will also offer an excellent buffer between the single family residential structures and the commercial parcel on the west side of Highbridge Road. Additionally, the condominiums would include a homeowner's association (HOA) which would be responsible for all exterior maintenance and upkeep of the parcel. The HOA will provide peace of mind and comfort to the surrounding single family residences that the parcel will be maintained to highest standards.

****

LEGAL OWNER SIGNATURE

****

(Signature of legal owner or representative as authorized by legal owner)

I, the undersigned, swear or affirm under penalty of perjury that the above responses are made truthfully and to the best of my knowledge.

I further swear or affirm that I am the owner of record of the area proposed for the previously identified land use action, or, if not the owner, attached herewith is written permission from the owner authorizing my actions on his/her behalf.

Name: Peter Road, LLC
Address: 2 Computer Drive, West Suite 110 Albany, NY 12205

Date: 10/29/24
Phone: 518-365-3292
Zip: 12205

By:
Signature of applicant or representative
Corey J. Lewandowski, Member

10/29/24
Date

NOTARY

STATE OF NEW YORK) ss:
COUNTY OF Albany)

SUBSCRIBED AND SWORN to before me this 29th day of October, 2024

NOTARY SEAL

Notary Signature

Notary Public in and for the State of New York
Residing at: 3 Old Birch Lane, Colonie, NY 12205
My appointment expires: 03-13-2026

CHERI ANN MCGEARY
Notary Public, State of New York
No. 01MC6038407
Qualified in Albany County
Commission Expires March 13, 2026

PLEASE AFFIX NOTARY SEAL HERE

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LETTER FROM PROPERTY OWNER GRANTING AUTHORIZATION TO ACT

A COPY OF THIS LETTER MUST BE SUBMITTED FOR EACH PROPERTY OWNER INVOLVED

I, Corey J. Lewandowski, being duly sworn declare that I am the sole member + manager

(PROPERTY OWNER) Pete Road, LLC the

owner of the property involved in a proposed Pete Road Condominium Development application request before the Town of Rotterdam for property known as parcel number (s):

Tax Parcel Number(s): 59.20-1-1

I hereby grant Brett Steenburgh and/or their agent(s) to act on my behalf.

I further declare that all statements, answers, and information herein submitted is in all respects true and correct to the best of my knowledge and belief.

Signature (Authorized Representative): Member

Date: 10/29/24

NOTARY

STATE OF NEW YORK) ss:
COUNTY OF Albany)
SUBSCRIBED AND SWORN to before me this 29th day of October, 2024

NOTARY SEAL

Notary Signature

Notary Public in and for the State of New York
Residing at: 39 Old Birch Lane, Clifton Park, NY 12065
My appointment expires: 03-13-2026

CHERI ANN MCGEARY
Notary Public, State of New York
No. 01MC6038407
Qualified in Albany County
Commission Expires March 13, 2026

30 01 501
70 00 1
060 1

6
2

Schenectady County Endorsement Page

JOHN J. WOODWARD
Schenectady County Clerk
620 State Street
Schenectady, NY 12305

COUNTY CLERK'S OFFICE
SCHENECTADY, NEW YORK

Document Type EXECUTOR'S DEED

From Party Anthony J. Valentine, as Executor of the L.W.+T. of Benjamin A. Valentine

To Party Peter Road, LLC

RECEIVED
$ 860.00
REAL ESTATE
AUG 07, 2014
SCHENECTADY COUNTY
69

RETURN TO Donald Zee, PC
1 Winners Circle, Suite 140
Albany, N.Y. 12205

RECORDED
08/07/2014 1:45:09 PM
County Clerk
JOHN J. WOODWARD
SCHENECTADY COUNTY, NY

Book/Page: DEED/1898/910
Total Pages: 6

Receipt No:	779833
Doc No:	2014-2606
Inst Num:	201432235
NY REALTY TRANSFER TAX	$860.00
NY LAND SUR	$4.75
NY E & A FEES	$116.00
NY LAND COMP SUR	$14.25
CO GENERAL REVENUE	$55.00
CO LAND SUR	$0.25
CO E & A FEES	$9.00
CO LAND COMP SUR	$0.75
TOTAL PAID	$1,060.00

INV: 779833 USER: GMS

Visit our Webpage:
Schenectadycountyclerk.com

Important: This endorsement page constitutes the Clerk's endorsement in accordance with Local Law #7 of 1996–DO NOT DETACH–Upon recording, this page becomes part of the document.

CT1430377

Executor's Deed

This Indenture

Made the 1st day of August, Two Thousand Fourteen

Between ANTHONY J. VALENTINE, residing at 3013 Kirvin Lane, Schenectady, New York 12306, as **Executor of the Last Will and Testament of Benjamin A. Valentine**, late of the City of Schenectady, Schenectady County, New York, Party of the First Part, and

PETER ROAD, LLC, a New York limited liability company, with offices at 3020 Mariaville Road, Schenectady, New York 12306, Party of the Second Part,

Witnesseth that the Party of the First Part, by virtue of the power and authority given in and by said Last Will and Testament, and/or by Article 11 of the Estates, Powers and Trusts Law, and in consideration of TWO HUNDRED FIFTEEN THOUSAND and no/100 ($215,000.00) Dollars lawful money of the United States, paid by the Party of the Second Part, does hereby grant and release unto the Party of the Second Part, his heirs, distributees and assigns, forever,

ALL THAT TRACT OR PARCEL OF LAND, with the buildings and improvements thereon, situate in the Town of Rotterdam, County of Schenectady, State of New York, more particularly bounded and described on Schedule A attached hereto and made part hereof.

Being the same the same premises conveyed by Eleanor Schrom to Benjamin A. Valentine and Philomena Valentine, his wife, by Executor's Deed dated May 18, 1978 and recorded in the Schenectady County Clerk's Office on May 19, 1978 in Book 1017 of Deeds, at page 108.

The said Benjamin A. Valentine died testate, a resident of the City of Schenectady, Schenectady County, New York, on July 12, 2005. His Last Will and Testament dated December 7, 2001, was duly admitted to probate by the Schenectady County Surrogate's Court on April 25, 2012, and Letters Testamentary were issued to Anthony J. Valentine and such letters have not been revoked and are now in full force and effect.

The said Philomena Valentine died a resident of the City of Schenectady, Schenectady County, New York, on March 6,

R.P.T.S.A. TAX MAP IDENT. SEC 59.20 BLK 1 LOT 1

Lavelle & Finn
LIMITED LIABILITY PARTNERSHIP
Attorneys At Law

29 British American Blvd.
Latham, New York
12110-1405

(518) 869-6227
Fax (518) 869-0572

188 Church Street
Saratoga Springs, New York
12866

(518) 584-6300
Fax (518) 584-5673

2001 leaving Benjamin A. Valentine her surviving tenant by the entirety.

Tax Map ID# 59.20-1-1

Subject to all enforceable covenants, easements, conditions, reservations and restrictions of record.

Together with all right, title and interest, if any, of the Party of the First Part in and to any streets and roads abutting the above described premises to the center lines thereof;

Together with the appurtenances, and also all the estate which the said decedent had at the time of decedent's death in said premises, and also the estate therein, which the Party of the First Part has or has power to convey or dispose of, whether individually, or by virtue of said will, or otherwise;

To have and to hold the premises herein granted unto the Party of the Second Part, his heirs, distributees and assigns, forever.

And the Party of the First Part covenants that the Party of the First Part has not done or suffered anything whereby the said premises have been encumbered in any way whatsoever, except as aforesaid.

Subject to the provisions of Section Thirteen of the Lien Law.

The word "Party" shall be construed as if it reads "Parties" whenever the sense of this indenture so requires.

In Witness Whereof, the Party of the First Part has duly executed this deed on the day and year first above written.

Estate of Benjamin A. Valentine

In Presence of By: Anthony J. Valentine EXE
Anthony J. Valentine, Executor

Lavelle & Finn
LIMITED LIABILITY PARTNERSHIP
Attorneys At Law

29 British American Blvd.
Latham, New York
12110-1405

(518) 869-6227
Fax (518) 869-0572

188 Church Street
Saratoga Springs, New York
12866

(518) 584-6300
Fax (518) 584-5673

Executor's Deed

STATE OF NEW YORK)
) ss.:
COUNTY OF Albany)

On the 1st day of August in the year 2014, before me, the undersigned, a notary public in and for said state, personally appeared Anthony J. Valentine, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Michael P. Mullaney
Notary Public

MICHAEL P. MULLANEY
Notary Public, State of New York
Qualified in Schenectady County
Reg. No. 4607603
Commission Expires Jan. 31, 2017

RECORD & RETURN:

Lavelle & Finn
LIMITED LIABILITY PARTNERSHIP
Attorneys At Law

9 British American Blvd.
Latham, New York
12110-1405

(518) 869-6227
Fax (518) 869-0572

188 Church Street
Saratoga Springs, New York
12866

(518) 584-6300
Fax (518) 584-5673

SCHEDULE A DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, with the buildings and improvements thereon, situate in the Town of Rotterdam, County of Schenectady, State of New York, as shown and designated on a Map No. 2 of Freds Community Plat, Town of Rotterdam, Schenectady County, N.Y., dated July 29, 1950, made by Walter E. Maxwell, Engineer and filed in the Schenectady County Clerk's Office on November 1, 1950, and more particularly bounded and described as follows:

Beginning at a point on the southerly line of Highbridge Road where it is intersected by the westerly line of Peter Road as designated on said map; thence North 73 degrees 7 minutes west 288.69 feet as designated on said map to a point; thence south 5 degrees 10 minutes east 572.31 feet as designated on said map to a point; thence north 59 degrees 47 minutes east 294.96 feet as designated on said map to a point in the westerly line of Peter Road; thence northerly along the westerly line of said Peter Road 400.99 feet as designated on said map to the point or place of beginning.

EXCEPTING AND RESERVING THEREFROM, HOWEVER, ALL THAT PIECE OR PARCEL OF LAND with the buildings thereon situate in the Town of Rotterdam, County of Schenectady and State of New York, more particularly described as follows:

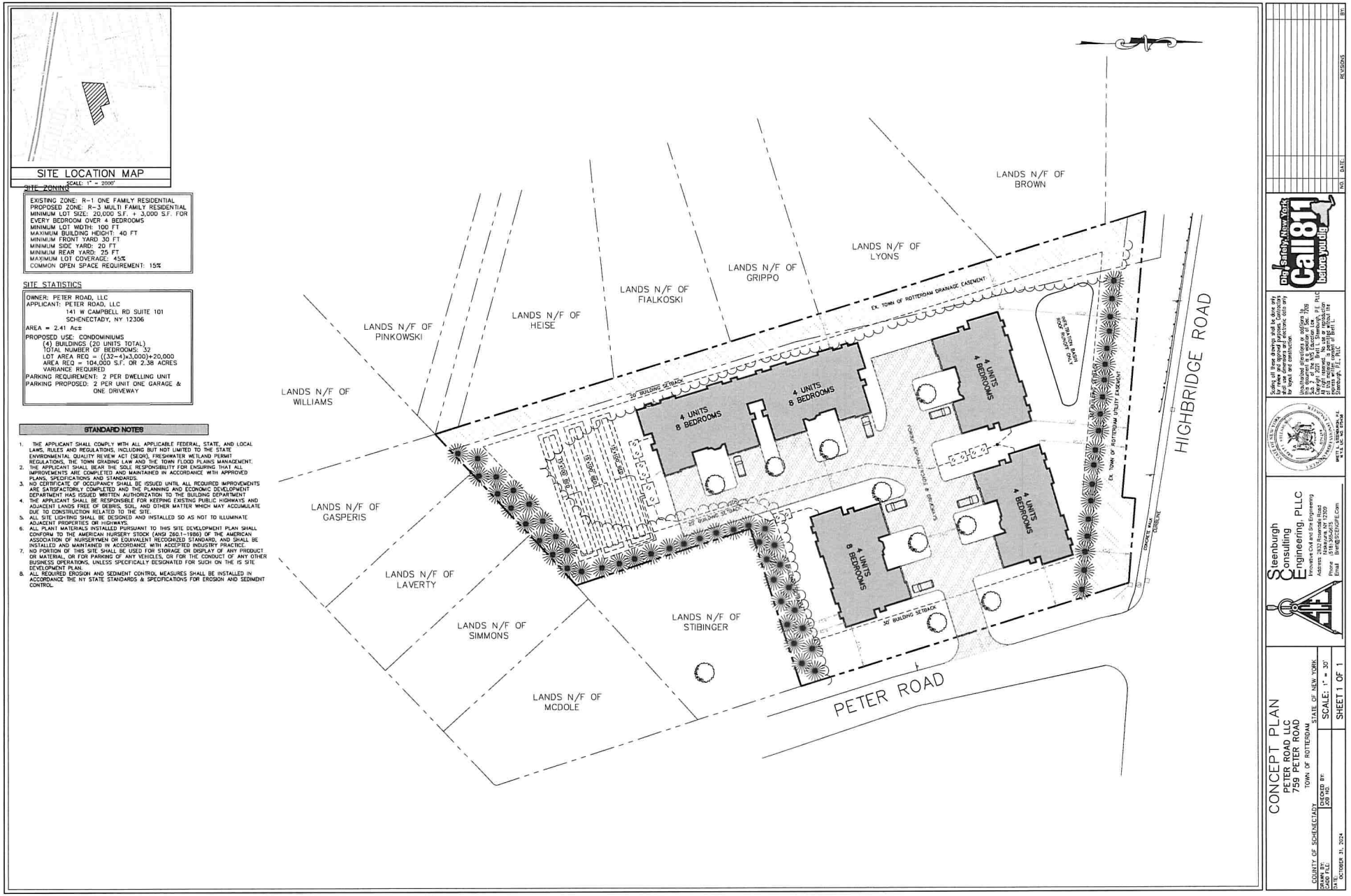
Beginning at an iron pipe found in the westerly boundary of Peter Road, said pipe lying south 5 degrees 10 minutes east a distance of 259.05 feet from the intersection of the westerly boundary of Peter Road with the southerly boundary of Highbridge Road; thence running along the westerly boundary of Peter Road south 5 degrees 10 minutes east for a distance of 80 feet to an iron pipe; thence running along the division line between lands of Nocian on the north and lands now or formerly of Elizabeth Day on the south, south 59 degrees 48 minutes 40 seconds west for a distance of 137.95 feet to a pipe; thence through the lands of said Nocian north 5 degrees 10 minutes west 138.34 feet; thence north 84 degrees 50 minutes east a distance of 125 feet to the point of beginning; the said parcel containing 0.3133 acres of land more or less.

Premises are more modernly described as follows:

All that piece or parcel of land, with buildings and improvements situate in the Town of Rotterdam, County of Schenectady, State of New York, lying northerly of Angelina Road, easterly of Devendorf Road, southerly of Highbridge Road, westerly of New York State (I-890) and being more particularly bounded and described as follows;

Beginning at a recovered iron pipe on the division line of the herein described parcel to the north and lands of now or formerly Stibinger (L.949 P.690) to the south, said iron pipe being South 17° 33' 39" East 259.46 feet from the southerly bounds of Highbridge Road;
Thence along the bounds of Stibinger South 72° 14' 02" West 125.02 feet to a recovered iron pipe and South 17° 45' 55" East 138.17 feet to a recovered iron pipe on the northerly bounds of lands of now or formerly Simmons (L.1874 P.900) also being the northerly bounds of Lot No. 261 as shown on a map entitled "Map No. 2 of Freds Community Plot" as prepared by Walter E. Maxwell P.E. & L.S. on July 29, 1950 and filed in the office of the Schenectady County Clerk on November 1, 1950 in Plat Cabinet G as Map 166;
Thence continuing along the northerly bounds of Lot No.261, 260 and 259 as shown on a map entitled "Map No. 2 of Freds Community Plot", also being the northerly bounds of lands of now or formerly Simmons (L.1874 P.900), Laverty (L.1346 P.179) and De Gasperis (L.1032 P.704) respectively South 46° 58' 33" West for a distance of 155.59 feet to a recovered capped iron rod at the southerly corner of lands of now or formerly Heise (L.1571 P.16) also being the southerly corner of Lot No. 36 as shown on a map entitled

"Riggi Manor Section Two, Town of Rotterdam, County of Schenectady, N.Y." as prepared by C.T. Male Associates on June 23, 1965 and filed in the office of the Schenectady County Clerk on August 19, 1965 in Plat Cabinet G as Map 232;
Thence continuing along the easterly bounds of Lot No.36, 34, 32, 30 and 28 as shown on a map entitled "Riggi Manor Section Two, Town of Rotterdam, County of Schenectady, N.Y.", also being the northerly bounds of lands of now or formerly Heise (L.1571 P.16), Fialkowski (L.1155 P.117), Grippo (L.1830 P.437), Lyons (L.982 P.324) and Devery (L.1850 P.262) respectively, North 17° 33' 39" West 562.12 feet to point on the southerly bounds of Highbridge Road(a.k.a. County Road No. 48) as shown on N.Y.S. Appropriation of Interstate 550-2-1.1, Map 365 Parcel 371, South 85° 21' 58" East 218.41 feet, North 05° 05' 25" East 10.00 feet and South 85° 30' 39" East 63.57 feet to the intersection of the southerly bounds of Highbridge Road and the westerly bounds of Peter Road;
Thence South 17° 33' 39" East 259.46 feet along the westerly bounds of Peter Road to the point and place of beginning, containing 2.41 acres of land, more or less.


SITE LOCATION MAP
SCALE: 1" = 2000'
SITE ZONING
EXISTING ZONE: R-1 ONE FAMILY RESIDENTIAL
PROPOSED ZONE: R-3 MULTI FAMILY RESIDENTIAL
MINIMUM LOT SIZE: 20,000 S.F. + 3,000 S.F. FOR EVERY BEDROOM OVER 4 BEDROOMS
MINIMUM LOT WIDTH: 100 FT
MAXIMUM BUILDING HEIGHT: 40 FT
MINIMUM FRONT YARD 30 FT
MINIMUM SIDE YARD: 20 FT
MINIMUM REAR YARD: 25 FT
MAXIMUM LOT COVERAGE: 45%
COMMON OPEN SPACE REQUIREMENT: 15%
SITE STATISTICS
OWNER: PETER ROAD, LLC
APPLICANT: PETER ROAD, LLC
141 W CAMPBELL RD SUITE 101
SCHENECTADY, NY 12306
AREA = 2.41 Ac±
PROPOSED USE: CONDOMINIUMS
(4) BUILDINGS (20 UNITS TOTAL)
TOTAL NUMBER OF BEDROOMS: 32
LOT AREA REQ = ((32-4)x3,000)+20,000
AREA REQ = 104,000 S.F. OR 2.38 ACRES
VARIANCE REQUIRED
PARKING REQUIREMENT: 2 PER DWELLING UNIT
PARKING PROPOSED: 2 PER UNIT ONE GARAGE & ONE DRIVEWAY
STANDARD NOTES
1. THE APPLICANT SHALL COMPLY WITH ALL APPLICABLE FEDERAL, STATE, AND LOCAL LAWS, RULES AND REGULATIONS, INCLUDING BUT NOT LIMITED TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQR), FRESHWATER WETLAND PERMIT REGULATIONS, THE TOWN GRADING LAW AND THE TOWN FLOOD PLAINS MANAGEMENT.
2. THE APPLICANT SHALL BEAR THE SOLE RESPONSIBILITY FOR ENSURING THAT ALL IMPROVEMENTS ARE COMPLETED AND MAINTAINED IN ACCORDANCE WITH APPROVED PLANS, SPECIFICATIONS AND STANDARDS.
3. NO CERTIFICATE OF OCCUPANCY SHALL BE ISSUED UNTIL ALL REQUIRED IMPROVEMENTS ARE SATISFACTORILY COMPLETED AND THE PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT HAS ISSUED WRITTEN AUTHORIZATION TO THE BUILDING DEPARTMENT
4. THE APPLICANT SHALL BE RESPONSIBLE FOR KEEPING EXISTING PUBLIC HIGHWAYS AND ADJACENT LANDS FREE OF DEBRIS, SOIL, AND OTHER MATTER WHICH MAY ACCUMULATE DUE TO CONSTRUCTION RELATED TO THE SITE.
5. ALL SITE LIGHTING SHALL BE DESIGNED AND INSTALLED SO AS NOT TO ILLUMINATE ADJACENT PROPERTIES OR HIGHWAYS.
6. ALL PLANT MATERIALS INSTALLED PURSUANT TO THIS SITE DEVELOPMENT PLAN SHALL CONFORM TO THE AMERICAN NURSERY STOCK (ANSI Z60.1-1986) OF THE AMERICAN ASSOCIATION OF NURSERYMEN OR EQUIVALENT RECOGNIZED STANDARD, AND SHALL BE INSTALLED AND MAINTAINED IN ACCORDANCE WITH ACCEPTED INDUSTRY PRACTICE.
7. NO PORTION OF THIS SITE SHALL BE USED FOR STORAGE OR DISPLAY OF ANY PRODUCT OR MATERIAL, OR FOR PARKING OF ANY VEHICLES, OR FOR THE CONDUCT OF ANY OTHER BUSINESS OPERATIONS, UNLESS SPECIFICALLY DESIGNATED FOR SUCH ON THE IS SITE DEVELOPMENT PLAN.
8. ALL REQUIRED EROSION AND SEDIMENT CONTROL MEASURES SHALL BE INSTALLED IN ACCORDANCE THE NY STATE STANDARDS & SPECIFICATIONS FOR EROSION AND SEDIMENT CONTROL.
LANDS N/F OF BROWN
LANDS N/F OF LYONS
LANDS N/F OF GRIPPO
LANDS N/F OF FIALKOSKI
LANDS N/F OF HEISE
LANDS N/F OF PINKOWSKI
LANDS N/F OF WILLIAMS
LANDS N/F OF GASPERIS
LANDS N/F OF LAVERTY
LANDS N/F OF SIMMONS
LANDS N/F OF MCDOLE
LANDS N/F OF STIBINGER
EX. TOWN OF ROTTERDAM DRAINAGE EASEMENT
20' BUILDING SETBACK
30' BUILDING SETBACK
25' REAR YARD
50' SIDE YARD
4 UNITS 8 BEDROOMS
4 UNITS 4 BEDROOMS
HIGHBRIDGE ROAD
PETER ROAD
CONCEPT PLAN
PETER ROAD LLC
759 PETER ROAD
TOWN OF ROTTERDAM
COUNTY OF SCHENECTADY
STATE OF NEW YORK
DRAWN BY: DECKARD
CHECKED BY: JDP, PE
DATE: OCTOBER 31, 2024
SCALE: 1" = 30'
SHEET 1 OF 1
Steenburgh Consulting Engineering, PLLC
Innovative Civil and Site Engineering
Address: 2128 Rt. 9P, Suite 2
Hawkins, NY 12303
Phone: (518) 859-0103
Email: Brad@SCEGE.Com
NO. DATE REVISIONS BY
Call 811 Before you dig
Only Safely, New York

"A Nice Place to Live" "A Nice Place to Do Business"

Town of Rotterdam
Office of the Planning Commission

Kimberly Ricker Scannell, Chairman
Peter J. Comenzo, Senior Planner

Telephone (518) 355-7575
Facsimile (518) 355-2725

Resolution Number PC62-2024
Moved by Mr. Collins seconded by Mr. Calder
Applicant: Peter Road, LLC

Resolution Adopting a Report and Positive Recommendation on the Change of Zone Request by Peter Road, LLC

WHEREAS, the Town Board of the Town of Rotterdam ("Town Board") has received an application from Peter Road, LLC the ("Applicant") for Change of Zone Request from Single Family Residential (R-1) to Multiple Family (R-3) to facilitate the potential construction of up to twenty (20) condominium units on a ±2.41 acres parcel located at 759 Peter Road (Tax Map No. 59.20-1-1); and

WHEREAS, the Town Board referred the Change of Zone application to the Planning Commission on November 6, 2024 for a report and recommendation thereon; and

WHEREAS, the Applicant presented the Change of Zone application to the Planning Commission at its regularly scheduled meeting held on November 19, 2024; and

WHEREAS, the Planning Commission reviewed the proposed Change of Zone at its regularly scheduled meeting held on November 19, 2024; and

WHEREAS, the Planning Commission has deliberated on the proposed Change of Zone;

NOW, THEREFORE, upon motion of Member Collins, seconded by Member Calder,

BE IT RESOLVED, by the Planning Commission of the Town of Rotterdam as follows:

1. The Planning Commission hereby adopts the following as its report on the proposed Change of Zone:

   The Change of Zone request concerns one parcel comprising a total of ±2.41 acres located at 759 Peter Road. The ±2.41 acres parcel to be rezoned is currently zoned Single Family Residential (R-1). The property is surrounded by single family residential with a proposed Stewarts Shop convenience store located across Highbridge Road from this property. This area is very convenient for traveling to and from multiple locations.

If rezoned to R-3, the following uses would be permissible:

Multi-Family residential as opposed to only single-family residential development.

2. Subject to the considerations set forth in Paragraph 3, below, the Planning Commission hereby adopts a **negative recommendation** on the **Peter Road, LLC** Change of Zone request for the following reasons:

A. The property is in an area predominately single family residential along Peter Road and the Highbridge Area with commercial property and multi-family development located to the north of the subject property across Highbridge Road.

B. Peter Road is a collector road for the single-family residential developments located south if the property and experiences traffic delays during the peak travel periods.

C. The Change of Zone may negatively impact property values in the immediate neighborhood and potential spur additional requests for Multi Family Residences.

D. The proposed Change of Zone is not in character with the existing development in the area.

E. Change of Zone applications to Multi-Family Residential have been requested for this property previously and comments/concerns have not changed.

3. Neither a negative recommendation by the Planning Commission, nor any rezoning action taken by the Town Board, should be construed as a denial or other negative position concerning any proposed conceptual development plan. Any proposed development shall remain subject to full review by the Planning Commission.

Member	Aye	Nay
Kimberly Ricker-Scannell		**X**
Mark D'Alessandro	**X**	
Wayne Calder	**X**	
Clark Collins	**X**	
Joseph Signore	**X**	
Lynn Flansburg	**X**	
Joseph Miglucci	**X**	

Peter J. Comenzo
Senior Planner

Kimberly Ricker Scannell
Planning Commission Chairman

3. **Peter Road LLC – Peter Road. Report and Recommendation to the Town Board on a Change of Zone from Single Family Residential (R-1) to Multi-Family Residential (R-3) for the potential construction of up to 20 condominiums on a ±2.41 acres. Engineer: Brett Steenburg, P.E. PLLC.**

Ms. Scannell: Next up, Peter Road, LLC, to support and recommendation to the town board on a change of zone from a single-family residential to multi-family residential for the potential construction of up to 20 condominiums.

Mr. Steenburgh: Good evening. Brett Steenburgh, Steenburgh Consulting Engineering. I'm here on behalf of Peter Road LLC, Mr. Lewandowski, who has owned the parcel at 759 Peter Road for I think over a decade now. He had several requests and projects over the years looking at developing this parcel. I believe all of them involved transient occupancy, apartment-style living to develop this parcel.

I recently met with Corey and we kind of looked at some different options that would allow him to develop the parcel in a manner that would basically be productive. Given the proximity to 890, the proximity to the new stewards, which hopefully will be being built, it really is kind of between a residential zone and a commercial and highway transit zone. So, we looked at some of the various things that have been successful in the Town of Rotterdam.

Condominium development, homeowner-occupied condominiums. It won't take you long to drive around Rotterdam and see condominiums embedded in beautiful single-family home residential communities. Stable Gate, Homestead, the new Crossings at Helderberg Meadows are building 124 condominiums. All three of those products are being built by Pigliavento. You have White Birch Gardens on Helderberg Avenue. Again, all nestled within the proximity of single-family residences.

What this offers is an ability for first-time homebuyers, which is my son's graduating college this year. I shudder at the thought of him trying to purchase a home. Homes are starting three-quarters of a million dollars almost anywhere you go. So, what these condominiums offer is a great opportunity for first-time homebuyers and retirees, people downsizing, people downsizing, wanting to downsize within their community. If you look at the people who have purchased at those aforementioned condominium developments, that's very much what they are. The huge advantage to this particular parcel, especially for the first-time homebuyers, the young business professional, is the proximity to Interstate 890.

You can be anywhere in Albany in 15 minutes, anywhere in Schenectady in 15 minutes, just without much difficulty and much impact on the Rotterdam residential streets. Looking at this and looking at what's going on in Hamburg Street, all of the new redevelopment along Hamburg Street, I think adding door fronts within that proximity will only help foster the growth of the restaurants and the shops and all of the businesses that I'm sure the Town of Rotterdam would love to get along Hamburg Street. I'd love to see the development of that as well.

So, we sat down, and we looked at the parcel and we're proposing there are four-unit buildings similar to almost all of those I mentioned, Stable Gate, Putnam, all of those. And the reason we like the four-unit buildings, especially for home ownership, if you look at a lot of condominium developments, some of them where they have that interior unit where you have a front and back exterior wall. All of these are two up, two down.

So, every resident has three exterior walls and only share one common wall, which is nice because you have a lot of natural light, a lot of windows, and it becomes a much more sellable product for people who actually want to buy and live there and stay there. Whereas what we found a lot of times with the larger condominium buildings, where you have 10, 15 units in one building, you do get those units that aren't particularly as sellable and can. It's the, you have the issue with those interior units not being as sellable. I've seen a lot of those buildings where the owners and the developers have had to put those, some of those up for rent because those larger units, they're not, people don't want to buy a unit where they have one exterior wall or two exterior walls. These have been incredibly successful, especially in this market. And I think the biggest thing is, the site will be encumbered with a homeowners association for all the maintenance of the exteriors of the building, all of the maintenance of the site, the septic system, all of the utilities, the porous asphalt, the drainage, all of that will be maintained by a homeowners association, which money is set aside every year for the maintenance of that.

Peter Road LLC
Peter Road

I'm sure all of you are familiar with HOAs. There have been a lot of them here, but money is set aside for that maintenance. So, this, in the residents, they want it to look nice because they're going to be at those HOA meetings saying, hey, listen, you know, we didn't get the leaves cleaned up last week. We really, you know, that type of stuff. So, it ends up becoming a community and a community of homeowners.

So, we spent a lot of time, we looked at this four-unit building. We're looking at five of them on the site, a mixture of one and two bedrooms, which meets the R3 zoning requirements. We meet all of the R3 zoning requirements should this be changed to R3. And even exceeding some of the setback requirements by, I think the front yard setback is 30 feet. We're right at about 30 feet along Peter Road, but along the rear of the lots, I think it's 20-foot setback. We're at about 30 feet on those rear yard setbacks. And we're going to retain that existing tree and brush buffer along the rear of those yards to provide privacy to the residents behind and plant additional buffers on the south side of the property.

We can certainly, as we work through the planning process, look at different amenities that this board would feel see fit to, you know, look at for a development of this type within a community like the Highbridge Road community. So, we're here this evening seeking a positive recommendation from this board to the town board for the change of zone from R1 to R3.

Ms. Scannell: Well, thank you. I appreciate you being here. I think that we all need to remember that we're here for a report and recommendation. So, while I'm sure as a Planning Commission we immediately look at your schedule, we start asking questions. Where are we going to put the snow and where are we going to put this? I will tell you I really do like the idea of how private you are keeping this community. There's an awful lot of green space that I can see just by looking at it. Even this early on with a site plan we don't always see that level of trees. Usually, we're starting like with not a lot of trees and we're asking for more trees. So, I always like to say he who names first loses. So, I could also see moving forward, like you said, additional buffers or something like that.

I'm going to give the opportunity to everyone up here to kind of ask some questions, to make some comments. If they have any concerns, certainly you could address things. My own personal take is that I am at a point in my life where I'm making decisions, and my daughter is at a point in her life where she is making decisions. Our decisions might find us in similar locations and for some of the similar reasons. I have a five-bedroom, four-bathroom house right now. I mow a lot of lawn. I'm digging a lot of gardens and there's some days that I just sit back and say what am I doing? This is crazy. I'm one person and the idea of condo living, certainly as I get older, I'm 55 now, as I get older it is nice to have that maintenance done and kept up. My daughter's going to be 27. She's a professional woman. She does not ever want to ever take care of a lawn, but she wants it nice, right? She wants it to look nice. What price point are you looking at for these?

Mr. Steenburgh: I wish I had consulted with Corey beforehand, but it would probably, I would guess probably in the upper 300,000s.

Ms. Scannell: Do you find typically with condominiums at this price point in communities as small as this one, do you find more owner occupancy, or do you find less owner occupancy? In your experience.

Mr. Steenburgh: I find more owner occupancy. If you're going to invest that amount of money, you want to live there. I know the success the Pigliavento's have had in this community with Homestead and Stable Gate, and they certainly wouldn't be investing into 124 more condominiums at the Crossings if this wasn't a successful venture. We very much feel that this is something that would be sellable on this parcel. Again, the proximity to 890 for young business professionals is invaluable. They don't want to drive. They don't want to be in their car for an hour. They would like to have that ability to access their workplace quickly and easily.

Ms. Scannell: And then I think on the opposite side of the fence, we've also seen with folks that are eligible like I am for the 55 and up community over at Whispering Pines. So, there's folks too that might have children and grandchildren that have stayed in the area, and they just don't want to keep the big house anymore. All right, very good.

Mr. Miglucci, questions, comments, concerns?

Mr. Miglucci: Well, this obviously has to have a zone change. So, the convoy's got to handle that. You know, apartments and condos, apartments and condos, I believe we have more than Clifton Park right now. So, it's a double-edged sword. You have people here that own properties that have been there for years. It's a lot to consider.

I believe the town board is going to have to take a look at that zone change.

Ms. Scannell: Right, well, so just to clarify for the record, the town board will be making the decision whether or not to grant the change of zone. All they are asking from this Planning Commission is for a report and recommendation. So, we would not be voting on anything whether or not to move forward with this project. In the event that the change of zone were to be approved by the Town Board, they'd be back in front of us and we'd be talking about the trees and the setbacks and the snow and where are we going to park and things like that. Mr. D'Alessandro?

Mr. D'Alessandro: Yeah, I've got a couple things. I've been on this board probably almost seven years now. This project has been turned down multiple times. I knew as soon as Stewart's got approved, this was going to happen. But there's a residential neighborhood and it's there for a reason. Now we're getting encroachment with businesses, and I don't think that's right. Traffic on Peter Road and Sherman between you guys, no, between eight and nine and four to six is a nightmare. Now when Stewart's coming in, it's going to be worse. Yeah, I would rather see affordable homes there. Something that's going to blend in with the neighborhood. That's my opinion. *"Inaudible...people clapping and cannot hear what Mark is saying."*

Ms. Scannell: Thank you. Mr. Signore.

Mr. Signore: Your home is your castle and obviously all of you feel somewhat infringed or affected by what's going to go on here. I'm with two and a half, almost two and a half acres. I'm okay with staying with the character of the neighborhood and perhaps putting residential homes because it's hard to tell people what they can do with their property when they own it. It's very difficult and I would feel much better with residential homes because it's within the character of that neighborhood. So, I really can't support the 20 condominiums.

Ms. Scannell: Thank you. Anything else, Mr. Signore?

Mr. Signore: No.

Ms. Scannell: All righty. Mr. Calder.

Mr. Calder: Well, I lived over there for 44 years on Day Road and I just went into one of the Pigliavento's condos about 6 years ago. When I was on the Town Board we disapproved this project, and the neighbors were very happy. I understand. I think the bigger fight, I don't approve of this by the way, but I think the bigger fight is going to be when the farmland across the street and that goes. That's going to be a tough one to stop. That's going to be sizable. I don't know, you know, of course, when that might happen, but I'm very familiar with this project and I, for one, have to agree with a couple of board members. I'm not going to vote for it.

Ms. Scannell: Mr. Collins?

Mr. Collins: Yeah, I've seen this project. This is the third time. I voted down every time and I plan on doing that tonight. And since this isn't a public hearing, I'll say some things that made you thinking. I mean, you bought your homes for a reason. You want to live there. This guy, and I'm not criticizing him, he bought it for $250,000. He sells these for $300,000. He's bringing in $6 million.

He's going to make a ton of money and go on and he's going to leave you guys. And you have the right to live in your home and neighborhood and not be infringed upon somebody that wants to. And he can build four houses. Joe Signore, where he wanted, I lived next to it, and they wanted to put apartments and stuff on it, and we fought it. And now they've got seven homes over there. It's a beautiful neighborhood.

Now the guy might not make enough money, but it's not my job to make him money. My job is to protect you residents that have lived here for years, paid your taxes, because I think of Rotterdam as a business. Every one of you has a share and if we build this and your house is worth $250,000 now and you go to somebody who says, I don't want to look at condos, I'm going to give you $200,000. So, your share went down after all the years you paid for it. And that's how I feel. And what's the problem is like Wayne saying across the street, you've got 13 acres. If we okay this, you've got to okay that. And in those 13 acres, we can build 50 or 60. So then what do we have? We've got condominium in heaven.

And now he said that out on Guilderland Avenue, but that's out on the outskirts. This is infringing upon your rights as residents that bought houses in the bedroom community to maintain the lifestyle that you wanted. It's not our job. And as far as I'm concerned, and my wife's on the town board, I will fight tooth and nails to make sure that this doesn't go through because you deserve your privacy. You deserve what you worked hard for. And this gentleman said that you can't, you can buy a lot of houses in Rotterdam for $250,000. Somebody wanted to give me $350,000 for mine. I'll sell it tomorrow. You know what I'm saying? So, I'm here for you.

I think you, you guys own Rotterdam and this board, I'm going to vote no. I don't know how the town board's going to vote, but they should take into consideration. I urge you when this becomes a public hearing with the Town Board, you come out like you are now and show your support against this because it's your homes and your livelihood and your way of life. That's all I have.

Ms. Scannell: Mrs. Flansburg?

Mrs. Flansburg: I've been on this board for quite some time and must have been even predating that property owner. There have been many iterations that have come through here. I have in my mind a former board member that was on here. I think they tried to put multiple apartment buildings on here where there was more building than green space and so this is atypical in that regard.

However, not necessarily to the same vehemence, I do not agree with this particular project because it's two-sided. We sit up here and we're trying to think of the best for our community and although I live on the complete other side of town, even I know Peter Road cannot have significantly more traffic added to it. You cannot get off of it onto Highbridge. But then on the other side, you are going to have new development of the Stewart's and so Highbridge is going to get busier and in a good way, right? We want to encourage business in our community. And then you also have multifamily tends to be a good buffer between business and single family, but I don't think in this case, like it's not a large piece of property. And I know that, similar to what Mr. Collins vehemently said, it's not our responsibility to make that particular property owner money.

I think each time this has come before the board, whatever the makeup of the board has been, it has been to say if you had come with single family homes, it wouldn't be as much of a discussion. There wouldn't be so much dissent coming from here. But with an entrance so close to Highbridge, with multifamily adding more traffic onto Peter Road, I don't agree with this particular project in this location. I think this spot is too difficult to do what you're trying to do, even though it looks, if you put it anywhere else, it looks perfect. I would be like, wow, you actually have more green than building. Having said that, they're absolutely right. If the property on the other side, we'd still have a traffic issue, unless maybe they had an entrance on Highbridge, and we don't need to speculate, but there's much more to deal with, and it's not abutting so many single-family homes that have been there. So, it's close. He's trying, but I just don't think that it's the appropriate place for it. Peter Road has enough issues on its own right now, and I will vote no.

Ms. Scannell: Thank you, Mrs. Flansburg. Well, I think that as a Planning Commission, I probably am the only one that thinks that this project does have merit. I have not been on this Planning Commission. I have not seen a hundred different proposals. So, when I came here tonight, I tried to look at this with fresh eyes for the first time, and to look at things from that lens and through that lens.

While I applaud my fellow Planning Commission members for respecting adjoining property owners' rights, I also have learned this past year just how strongly people feel about property owners' rights. So, I think that we are really working on finding that balance, and we are at some point allowed, all of us, to agree to disagree. This is not a Planning Commission decision. Our report and recommendation will be to the town board, and it will not be by the sounds of it. I'll entertain a motion for the recommendation.

Mr. Collins: Can I make a statement? I would just like to, sometimes I ramble, but I'm here as a Planning Commission member, not as a resident, and my sole purpose is to do my job as a Planning Commission and see projects. I just want to clarify that.

Mr. Valiquette: And what you mean by that is that as your role as a Planning Commission member, you will not have any undue influence in that role on the town board. Is that correct?

Mr. Collins: Right.

Mr. Valiquette: Thank you.

Ms. Scannell: So, I would entertain a motion for a recommendation, which is what we're being asked for, a response and recommendation, so whoever wants to make the motion can make it the way they see fit.

Mr. Collins: I'd like to make the motion as a negative recommendation to the town board, not a positive, but a negative.

Ms. Scannell: We have a motion.

Mr. Calder: I'll second it.

Ms. Scannell: Thank you. Marlo, could you please call the roll.

Ms. Carter: Mr. Collins?

Mr. Collins: Yes.

Ms. Carter: Mrs. Flansburg?

Mrs. Flansburg: Yes.

Ms. Carter: Mr. D'Alessandro?

Mr. D'Alessandro: Yes.

Ms. Carter: Mr. Calder?

Mr. Calder: Yes.

Ms. Carter: Mr. Signore?

Mr. Signore: Yes.

Ms. Carter: Mr. Miglucci?

Mr. Miglucci: Yes.

Ms. Carter: Ms. Scannell?

Ms. Scannell: No.

Motion is carried.

Mr. Steenburgh: Thank you for your input this evening.

Ms. Scannell: Thank you very much.

RESOLUTION NO. 476.24

TO AUTHORIZE PROPERTY AND CASUALTY INSURANCE RENEWAL AGREEMENTS FOR 2025

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 agreements for insurance coverage for the year 2025 consistent with the proposal dated 11/27/2024 from USI Ins. Services LLC, and The Travelers Companies Inc. and its affiliates.

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 4, 2024

TO: Supervisor's Office

FROM: Comptroller's Office

TITLE OF REQUEST: Property and Casualty Insurance Renewal

TOWN BOARD MEETING: December 11, 2024

Background Information: USI Insurance Services requested proposals from several insurance companies for the 2025 policy period on behalf of the Town regarding various forms of property and casualty insurance. Only Travelers Insurance Co., the incumbent provider, provided a quote. The package premium increased by 13.3% over the expiring policy. The increase in premium was partially due to increased property and equipment values.

Evaluation/Analysis: Travelers Insurance Co., rated A++ Superior by A.M. Best, has a significant presence in the Municipal market and initially came in with a substantial premium savings when awarded the package in 2021. The process of bidding insurance is quite involved and expensive on the part of the insurance company if carried out more frequently than every 3 years can resulted in a lack of competitive proposals.

Recommendation(s): Authorization for the Town Supervisor to sign a renewal agreement with Travelers for 2025 package policy.

Attachment/Document(s): Travelers package proposal.

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: Supervisor's Office

TRAVELERS



PRESENTED BY

USI INS SERVICES LLC
726 EXCHANGE ST STE 618
BUFFALO, NY 14210

PROPOSED ON 11/27/2024 FOR

TOWN OF ROTTERDAM
1100 SUNRISE BLVD
ROTTERDAM, NY 12306

On behalf of **USI INS SERVICES LLC** and **The Travelers Companies, Inc. and its affiliates**, we appreciate the opportunity to provide **TOWN OF ROTTERDAM** with the following policy proposal.



Travelers Risk Control: Our Expertise is Your Advantage

Travelers Risk Control is an innovative provider of cost-effective risk management services and products. As one of the largest Risk Control departments in the industry, our scale allows the right resource at the right time to meet customer needs. For over 110 years, our loss prevention professionals have assisted agents, brokers and customers across the country and around the world.

https://www.travelers.com/risk-control



Claim Services

Travelers has over 11,000 highly trained Claim professionals located across the U.S. Our local field representatives are supported by teams of dedicated customer service, catastrophe response, legal, medical, investigative, engineering, and large loss experts. Claims can be complex and expensive. We'll help you manage claims to control your total risk-related costs.

https://www.travelers.com/claims

Meet your Travelers team

General

Overall Account
Elizabeth Roman
Account Executive
EVROMAN@travelers.com
860-954-9295

Policy Services
Betty Lopez
Operations Account Specialist
BJLOPEZ@travelers.com
210-525-3909

To report, ask a question or discuss a claim please call 1-800-238-6225. A Claim Customer Service Representative is available 24 hours a day, 7 days a week to take the first notice of loss or provide assistance on any existing claim.

Your policies

Commercial Package Program - Simp. Occ.

Policy Number H2N-630-0T02195A-TIL-25

Effective 01/01/2025 – 01/01/2026

Insuring Company TRAVELERS PROPERTY CASUALTY COMPANY OF AMERICA

General Liability

Policy Number ZLP-21P59874-25-PB

Effective 01/01/2025 – 01/01/2026

Insuring Company THE TRAVELERS INDEMNITY COMPANY

Employee Benefit Liability

Policy Number ZLP-21P59874-25-PB

Effective 01/01/2025 – 01/01/2026

Insuring Company THE TRAVELERS INDEMNITY COMPANY

Law Enforcement Liability

Policy Number ZLP-21P59874-25-PB

Effective 01/01/2025 – 01/01/2026

Insuring Company THE TRAVELERS INDEMNITY COMPANY

Public Entity Management Liability

Policy Number ZLP-21P59874-25-PB

Effective 01/01/2025 – 01/01/2026

Insuring Company THE TRAVELERS INDEMNITY COMPANY

Public Entity Employment-Related Practices Liability

Policy Number ZLP-21P59874-25-PB

Effective 01/01/2025 – 01/01/2026

Insuring Company THE TRAVELERS INDEMNITY COMPANY

Auto Liability

Policy Number 810-0T02195A-25-PB

Effective 01/01/2025 – 01/01/2026

Insuring Company THE TRAVELERS INDEMNITY COMPANY

Auto Physical Damage

Policy Number 810-0T02195A-25-PB

Effective 01/01/2025 – 01/01/2026

Insuring Company THE TRAVELERS INDEMNITY COMPANY

Umbrella Liability

Policy Number ZUP-31N48419-25-PB

Effective 01/01/2025 – 01/01/2026

Insuring Company THE TRAVELERS INDEMNITY COMPANY

Locations schedule

630 - 0T02195A – Commercial Package Program - Simp. Occ.

LOC/BLDG	DESCRIPTION	ADDRESS
1/1	TOWN HALL	1100 SUNRISE BLVD, ROTTERDAM, NY 12306
2/2	POLICE STATION	101 PRINCETOWN RD, ROTTERDAM, NY 12306
2/3	POLICE STATION STORAGE	101 PRINCETOWN RD, ROTTERDAM, NY 12306
3/4	HIGHWAY GARAGE	54 DUANESBURG RD, ROTTERDAM, NY 12306
4/5	SR CITIZEN CENTER	2639 HAMBURG ST, ROTTERDAM, NY 12306
5/6	FIRE TRAINING BUILDING	40 W CAMPBELL RD, ROTTERDAM, NY 12306
5/7	FIRE TRAINING CLASSROOM	40 W CAMPBELL RD, ROTTERDAM, NY 12306
5/8	FIRE TRAINING STORAGE	40 W CAMPBELL RD, ROTTERDAM, NY 12306
5/9	TRAINING TOWER	40 W CAMPBELL RD, ROTTERDAM, NY 12306
6/10	PARKS-TRAFSAFBD	40 W CAMPELL RD, ROTTERDAM, NY 12306
6/11	PARKS DEPT GARAGE	40 W CAMPELL RD, ROTTERDAM, NY 12306
7/12	PARK PAVILLION	BOXWOOD DR, ROTTERDAM, NY 12306
8/13	PARK PAVILLION	2129 FIERO AVE, ROTTERDAM, NY 12306
9/14	PARK CONCESS-PRESS BOX	1160 FAYETTE DR, ROTTERDAM, NY 12306
9/15	PARK RESTROOM	1160 FAYETTE DR, ROTTERDAM, NY 12306
9/16	PARK PAVILLION	1160 FAYETTE DR, ROTTERDAM, NY 12306
9/17	FENCES-DUGOUT-SCOREBOARD	1160 FAYETTE DR, ROTTERDAM, NY 12306
9/18	TOOL SHED ADJ BATTING CAGE	1160 FAYETTE DR, ROTTERDAM, NY 12306
9/19	MISC IMPROVE-PLAYGROUND	1160 FAYETTE DR, ROTTERDAM, NY 12306
10/20	PARK PAVILLION	JURACKA PKWY, ROTTERDAM, NY 12306
10/21	FENCING-PLAYGROUND-EQUIPMENT	JURACKA PKWY, ROTTERDAM, NY 12306
11/22	PARK CONCESS-PRESS BOX	1160 FOURTH ST, ROTTERDAM, NY 12306
11/23	PARK STORAGE 1	1160 FOURTH ST, ROTTERDAM, NY 12306
11/24	PARK STORAGE 2	1160 FOURTH ST, ROTTERDAM, NY 12306
11/25	DUGOUT 1	1160 FOURTH ST, ROTTERDAM, NY 12306
11/26	DUGOUT 2	1160 FOURTH ST, ROTTERDAM, NY 12306
11/27	PARK PAVILLION	1160 FOURTH ST, ROTTERDAM, NY 12306
11/28	FENCES-SCOREBOARD-MISC EQUIPMENT	1160 FOURTH ST, ROTTERDAM, NY 12306
11/29	SEWER PUMP STATION	1160 FOURTH ST, ROTTERDAM, NY 12306
12/30	BABE RUTH CONCESS-PRESSBOX	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306
12/31	FIELD STORAGE-BATTING CAGE	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306
12/32	FIELD CONCESS-PRESS BOX	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306
12/33	DUGOUT 1 BABE RUTH	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306
12/34	DUGOUT 2 BABE RUTH	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306

12/35	LITTLE LEAGUE CONCESS-PRESS BOX	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306
12/36	DUGOUT 1 LITTLE LEAGUE	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306
12/37	DUGOUT 2 LITTLE LEAGUE	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306
12/38	LITTLE LEAUGE FIELD STORAGE	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306
12/39	FENCES-LIGHTING-SCOREBOARDS	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306
12/40	PLAYGROUND EQUIPMENT	CURRY RD AND DENVER AVE, ROTTERDAM, NY 12306
13/41	BABE RUTH STORAGE	CURRY RD AND POUTRE AVE, ROTTERDAM, NY 12306
13/42	PLAY GROUND EQUIPMENT	CURRY RD AND POUTRE AVE, ROTTERDAM, NY 12306
14/43	PARK CONCESS	RIVER ROAD-RJ, ROTTERDAM, NY 12306
14/44	DUGOUT 1	RIVER ROAD-RJ, ROTTERDAM, NY 12306
14/45	DUGOUT 2	RIVER ROAD-RJ, ROTTERDAM, NY 12306
14/46	FENCE	RIVER ROAD-RJ, ROTTERDAM, NY 12306
14/47	PLAYGROUND EQUIPMENT	RIVER ROAD-RJ, ROTTERDAM, NY 12306
14/48	PARK PAVILLION-WOESTINA	RIVER ROAD-RJ, ROTTERDAM, NY 12306
15/49	PAVILLION KIWANIS PARK	E S RIVER RD, RTE-5S-K, ROTTERDAM, NY 12306
15/50	BUILDING KWANIS PARK	E S RIVER RD, RTE-5S-K, ROTTERDAM, NY 12306
16/51	SEWAGE TREATMENT-ORIG PUMP HOUSE	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/52	TANK EQUTPMENT CLARIFIER	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/53	WATER HOLDING TANK	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/54	SPLITTER BOX CONTROL GATE	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/55	CONCRETE FILTER TANKS	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/56	SEWER PUMP STATION	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/57	4 ROTATING BIO DISCS W-FG ENCLOSURE	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/58	SEWER PUMP STATION-SAND FILTER BUIL	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/59	SETTLE TANK SLUDGE PUMP STATION	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/60	SLUDGE PROCESS TANK	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/61	GRAVITY THICKENER	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/62	OLD DIGESTER BUILDING	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/63	OLD SLUDGE TANK	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/64	SECONDARY SETTLE TANK	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/65	CONCRETE FINAL DISINFECTANT TANK	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/66	OLD SLUDGE DRYBED	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/67	STEEL FENCE	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/68	SEWAGE TREATMENT OFFICE	26 W CAMPBELL RD, ROTTERDAM, NY 12306

16/69	GARAGE	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/70	SEWAGE TREATMENT PRELIM BUILDING	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/71	SEWAGE TREATMENT BELT PRESS BUILDIN	26 W CAMPBELL RD, ROTTERDAM, NY 12306
16/72	SHED	26 W CAMPBELL RD, ROTTERDAM, NY 12306
17/73	WATER DIST3-WELL 1	1214 MAIN ST, ROTTERDAM JUNCTION, NY 12150
17/74	WATER DIST3-WELL 2	1214 MAIN ST, ROTTERDAM JUNCTION, NY 12150
17/75	FENCING	1214 MAIN ST, ROTTERDAM JUNCTION, NY 12150
18/76	SEWER PUMP STATION 01	1510 CURRY RD, ROTTERDAM, NY 12306
18/77	FENCING	1510 CURRY RD, ROTTERDAM, NY 12306
19/78	SEWER PUMP STATION 06	121 GULLOT DR, ROTTERDAM, NY 12306
19/79	MISC IMPROVEMENTS	121 GULLOT DR, ROTTERDAM, NY 12306
20/80	WATER PUMPING STATION 1	49 RICE RD, ROTTERDAM, NY 12306
20/81	PUMP STATION 2-CONTROL ROOM	49 RICE RD, ROTTERDAM, NY 12306
20/82	PUMP STATION 3	49 RICE RD, ROTTERDAM, NY 12306
20/83	PUMP STATION 4	49 RICE RD, ROTTERDAM, NY 12306
20/84	GENERATOR BUILDING	49 RICE RD, ROTTERDAM, NY 12306
20/85	FENCING	49 RICE RD, ROTTERDAM, NY 12306
20/86	GARAGE	49 RICE RD, ROTTERDAM, NY 12306
20/87	WELL HOUSE-GARAGE WATER WELL 5	49 RICE RD, ROTTERDAM, NY 12306
20/88	CHLORINE BUILDING	49 RICE RD, ROTTERDAM, NY 12306
21/89	VALVE HOUSE	HAMBURG ST, ROTTERDAM, NY 12306
21/90	WATER TOWER 5	HAMBURG ST, ROTTERDAM, NY 12306
21/91	FENCING	HAMBURG ST, ROTTERDAM, NY 12306
22/92	VALVE HOUSE	1000 BERNARD ST, ROTTERDAM, NY 12306
22/93	WATER TOWER 1	1000 BERNARD ST, ROTTERDAM, NY 12306
22/94	FENCING	1000 BERNARD ST, ROTTERDAM, NY 12306
23/95	VALVE HOUSE	HULLET RD, ROTTERDAM, NY 12306
23/96	WATER TOWER 2	HULLET RD, ROTTERDAM, NY 12306
23/97	FENCING	HULLET RD, ROTTERDAM, NY 12306
24/98	WATER TOWER 5	MAY AVE, ROTTERDAM, NY 12306
24/99	FENCING	MAY AVE, ROTTERDAM, NY 12306
25/100	WATER TOWER 6	WATER TANK- RYNEX CORNERS F, ROTTERDAM, NY 12306
25/101	FENCING	WATER TANK- RYNEX CORNERS F, ROTTERDAM, NY 12306
26/102	VALVE HOUSE	HELDERBERG AVE, ROTTERDAM, NY 12306
26/103	WATER TOWER 3	HELDERBERG AVE, ROTTERDAM, NY 12306
26/104	FENCING	HELDERBERG AVE, ROTTERDAM, NY 12306
27/105	SEWER PUMP STATION 03	ALTAMONT AVE AND CRANE ST, ROTTERDAM, NY 12306
27/106	FENCING	ALTAMONT AVE AND CRANE ST, ROTTERDAM, NY 12306
28/107	SEWER PUMP STATION 02	509 DUANESBURG RD, ROTTERDAM, NY 12306
28/108	FENCING	509 DUANESBURG RD, ROTTERDAM, NY 12306
29/109	SEWER PUMP STATION 2	1939 ALTAMONT AVE, ROTTERDAM, NY 12306
29/110	FENCING	1939 ALTAMONT AVE, ROTTERDAM, NY 12306
30/111	SEWER PUMP STATION 4	91 W CAMPBELL RD, ROTTERDAM, NY 12306
30/112	FENCING	91 W CAMPBELL RD, ROTTERDAM, NY 12306
31/113	SEWER PUMP STATION 7	WHITE BIRCH GARDENS, ROTTERDAM, NY 12306

31/114	FENCING	WHITE BIRCH GARDENS, ROTTERDAM, NY 12306
32/115	SEWER PUMP STATION 10	490 STEEPLE WAY, ROTTERDAM, NY 12306
33/116	BOYS-GIRLS CLUB	721 CURRY RD, ROTTERDAM, NY 12306
34/117	SEWER PUMP STATION 08	1017 HIGHBRIDGE RD, ROTTERDAM, NY 12306
35/118	SEWER PUMP STATION 09	1272 HIGHBRIDGE RD, ROTTERDAM, NY 12306
36/119	PUMP STATION 12	200A STEEPLE WAY, ROTTERDAM, NY 12306
37/120	PLAYGROUND EQUIPMENT	SHEREEN CT, ROTTERDAM, NY 12306
38/121	DRAINAGE SYSTEM	KIRVIN LN-I-S OF ST LUCILL, ROTTERDAM, NY 12306
39/122	DRAINAGE SYSTEM	LOCK ST, ROTTERDAM JUNCTION, NY 12150
40/123	DRAINAGE SYSTEM	DIANNA CT, ROTTERDAM, NY 12306
41/124	DWELLING	210 PHILLIPS RD, ROTTERDAM, NY 12306
41/125	BARN	210 PHILLIPS RD, ROTTERDAM, NY 12306
42/126	DWELLING	212 PHILLIPS RD, ROTTERDAM, NY 12306
42/127	BARN	212 PHILLIPS RD, ROTTERDAM, NY 12306
43/128	SALT SHED	23 WEST CAMPBELL RD, ROTTERDAM, NY 12306
44/129	SEWER PUMP STATION	2200 HELDERBERG AVENUE, SCHENECTADY, NY 12306

Property coverage premium summary

Policy Number 630-0T02195A

Coverages and limits of insurance – described premises

Insurance applies on a BLANKET basis only to a coverage or type of property for which a Limit of Insurance is shown below, and then only at the premises locations for which a value for such coverage or property is shown on the Statement of Values dated 11/5/2021 , or subsequently reported to and insured by us. For Insurance that applies to a specific premises location see Deluxe Property Coverage Part Schedule - Specific Limits

BLANKET DESCRIPTION OF COVERAGE OR PROPERTY	LIMITS OF INSURANCE
Building and Your Business Personal Property	$53,547,613

Co-insurance provision

Coinsurance does not apply to Blanket Coverages shown above.

Valuation provision

Replacement cost (subject to limitations) applies to most types of covered property (See Valuation Loss Condition).

Deluxe property coverage part schedule - specific limits - described premises

Insurance applies only to a premises location and building number and to a coverage or type of property for which a Specific Limit of Insurance is shown on schedule.

Co-insurance provision

Coinsurance does not apply to any Building,Personal Property or "Stock" coverage for which a Specific Limit of Insurance applies as shown on schedule.

Valuation provision

Replacement cost (subject to limitations) applies to most types of covered property (See Valuation Loss Condition).

Additional covered property

	LIMITS OF INSURANCE
Personal Property at Undescribed Premises	
At any "exhibition" premises	$50,000

At any installation premises or temporary storage premises	Not Covered
At any other not owned, leased or regularly operated premises	$50,000

Personal Property in Transit	$50,000

Deluxe property coverage form - additional coverages & coverage extensions

The Limits of Insurance shown in the left column are included in the coverage form and apply unless a Revised Limit of Insurance or Not Covered is shown in the Revised Limits of Insurance column on the right. The Limits of Insurance apply in any one occurrence unless otherwise stated.

	LIMITS OF INSURANCE	REVISED LIMITS OF INSURANCE
Accounts Receivable		
At all described premises	$50,000	$250,000
In transit or at all undescribed premises	$25,000	$250,000
Appurtenant Buildings and Structures	$100,000	
Claim Data Expense	$25,000	
Covered Leasehold Interest – Undamaged Improvements & Betterments		
Lesser of Your Business Personal Property limit or:	$100,000	
Debris Removal (additional amount)	$250,000	
Deferred Payments	$25,000	
Duplicate Electronic Data Processing Data and Media	$50,000	$500,000
Electronic Data Processing Data and Media		
At all described premises	$50,000	$500,000
Employee Tools		
In any one occurrence	$25,000	
Any one item	$2,500	
Expediting Expenses	$25,000	
Extra Expense	$25,000	
Fine Arts		
At all described premises	$50,000	
In transit	$25,000	
Fire Department Service Charge	Included*	
Fire Protective Equipment Discharge	Included*	
Green Building Alternatives – Increased Cost Percentage 1%		
Maximum amount – each building	$100,000	
Green Building Reengineering and Recertification Expense	$25,000	
Limited Coverage for Fungus, Wet Rot or Dry Rot – Annual Aggregate	$25,000	
Loss of Master Key	$25,000	
Newly Constructed or Acquired Property		
Buildings - each	$2,000,000	
Personal Property at each premises	$1,000,000	

*Included means included in applicable Covered Property Limit of Insurance

Deluxe property coverage form - additional coverages & coverage extensions

	LIMITS OF INSURANCE	REVISED LIMITS OF INSURANCE
Non-Owned Detached Trailers	$25,000	
Ordinance or Law Coverage	$250,000	$500,000
Outdoor Property	$25,000	$50,000
Any one tree, shrub or plant	$2,500	
Outside Signs		
At all described premises	$100,000	
At all undescribed premises	$5,000	
Personal Effects	$25,000	$50,000
Personal Property At Premises Outside of the Coverage Territory	$50,000	
Personal Property In Transit Outside of the Coverage Territory	$25,000	$50,000
Pollutant Cleanup and Removal – Annual Aggregate	$100,000	
Preservation of Property		
Expenses to move and temporarily store property	$250,000	
Direct loss or damage to moved property	Included*	
Reward Coverage		
25% of covered loss up to a maximum of:	$25,000	
Stored Water	$25,000	
Theft Damage to Rented Property	Included*	
Undamaged Parts of Stock in Process	$50,000	
Valuable Papers and Records – Cost of Research		
At all described premises	$50,000	$500,000
In transit or at all undescribed premises	$25,000	$100,000
Water or Other Substance Loss – Tear Out and Replacement Expense	Included*	

*Included means included in applicable Covered Property Limit of Insurance

Deluxe business income (and extra expense) coverage form - described premises

PREMISES LOCATION NO.	BUILDING NO.	LIMITS OF INSURANCE
001-043	001-129	$1,000,000

Rental Value: Included

Ordinary Payroll: Included

Deluxe business income - additional coverages and coverage extensions

The Limits of Insurance, Coverage Period and Coverage Radius shown in the left column are included in the coverage form and apply unless a revised Limit of Insurance, Coverage Period, Coverage Radius or Not Covered is shown under the column on the right. The Limits of Insurance apply in any one occurrence unless otherwise stated.

	LIMITS OF INSURANCE, COVERAGE PERIOD OR COVERAGE RADIUS	REVISED LIMITS OF INSURANCE, COVERAGE PERIOD OR COVERAGE RADIUS
Business Income from Dependent Property		
At Premises Within the Coverage Territory	$100,000	$250,000
At Premises Outside of the Coverage Territory	$100,000	
Civil Authority		
Coverage Period	30 days	
Coverage Radius	100 miles	
Claim Data Expense	$25,000	
Contract Penalties	$25,000	
Extended Business Income		
Coverage Period	180 days	
Fungus, Wet Rot or Dry Rot – Amended Period of Restoration		
Coverage Period	30 days	
Green Building Alternatives – Increased Period of Restoration		
Coverage Period	30 days	
Ingress or Egress	$25,000	
Coverage Radius	1 mile	
Newly Acquired Locations	$500,000	
Ordinance or Law - Increased Period of Restoration	$250,000	
Pollutant Cleanup and Removal – Annual Aggregate	$25,000	
Transit Business Income	$25,000	
Undescribed Premises	$25,000	

Causes of loss – Earthquake – aggregate in any one policy year, for all losses covered under the Causes of loss – Earthquake endorsement, commencing with the inception date of this policy:

		AGGREGATE LIMITS OF INSURANCE
01. Applies at the following Building(s) numbered:	01-129	$1,000,000

If more than one Annual Aggregate Limit applies in any one occurrence, the most we will pay is the highest involved Annual Aggregate Limit. The most we will pay during each annual period is the highest of the Annual Aggregate Limits shown.

Causes of loss – Broad Form Flood – aggregate in any one policy year, for all losses covered under the Causes of loss – Broad Form Flood endorsement, commencing with the inception date of this policy:

		AGGREGATE LIMITS OF INSURANCE
01. Applies at the following Building(s) numbered:	01-04,07-13,15-28,30-71,73-123,129	$1,000,000

If more than one Annual Aggregate Limit applies in any one occurrence, the most we will pay is the highest involved Annual Aggregate Limit. The most we will pay during each annual period is the highest of the Annual Aggregate Limits shown.

EXCESS OF LOSS LIMITATION APPLIES – See Causes of Loss – Broad Form Flood endorsement.

Causes of loss – equipment breakdown DX T3 19

The insurance provided for loss or damage caused by or resulting from Equipment Breakdown is included in, and does not increase the Covered Property, Business Income, Extra Expense, and/or other coverage Limits of Insurance that otherwise apply under this Coverage Part.

COVERAGE EXTENSION:	LIMITS OF INSURANCE	REVISED LIMITS OF INSURANCE
Spoilage	$25,000	$250,000

LIMITATIONS:	LIMITS OF INSURANCE	REVISED LIMITS OF INSURANCE
Ammonia Contamination	$25,000	$250,000
Hazardous Substance	$25,000	$250,000

All Coverage Property Damage Deductible

Direct Damage to Covered Property	$10,000

Business Income & Extra Expense

Business Income and Extra Expense loss or expense caused by physical damage to covered property	72 Hours

Utility services

	LIMITS OF INSURANCE
Direct Damage - in any one occurrence (See Utility Services -- Direct Damage endorsement)	$100,000

Coverage is provided for the following:
Water Supply
Communication Supply
Power Supply
Coverage for Overhead Transmission Lines is: excluded.

Electronic Vandalism Limitation Endorsement DX T3 98

ELECTRONIC VANDALISM	LIMIT OF INSURANCE
Aggregate in any 12 month period of this policy:	$10,000

Public Sector Services Additional Coverage Endorsements

	LIMIT OF INSURANCE
Spoilage Coverage Extension DX T3 15	$10,000

Public Entity Property Extensions DX T4 47	LIMIT OF INSURANCE
Confiscated Property	$100,000
Street Lights – each item	$50,000
Street Lights – maximum per occurrence	$100,000
Street Signs – each item	$50,000
Street Signs – maximum per occurrence	$100,000
Traffic Signs and Lights – each item	$50,000
Traffic Signs and Lights – maximum per occurrence	$100,000
Stadium Lights – per occurrence	$50,000
Stadium Lights – maximum per occurrence	$100,000

Deductibles

By Earthquake

	PERCENTAGE	OCCURENCE
01. in any one occurrence, at the following Building(s) numbered: 001-129		$50,000

As respects Business Income Coverage a 72 hour deductible applies at all premises locations.

By Flood

	OCCURENCE
01. At each of the following Building(s) numbered: 001-004,007-013,015-028,030-071,073-123,129 in any one occurrence	$50,000

As respects Business Income Coverage a 72 hour deductible applies at all premises locations.

Business Income

As respects Business Income Coverage, for which no other deductible is stated above or in the coverage description, a 72 hour deductible applies.

Any Other Covered Loss

in any one occurrence:	$10,000

Rating Basis

Total Rating Basis	$54,547,613
Building Rate	0.075
Business Personal Property Rate	0.055
Time Element Rate	0.046
Premium for Policy Period	$48,389
Taxes & Surcharges	$292
Deluxe Total	$48,681

Note: The Premium shown above includes the premium charged for Equipment Breakdown coverage. The premium for Equipment Breakdown coverage is $3,523.
If you elect not to purchase Equipment Breakdown coverage, please contact your Account Executive and a revised quote without Equipment Breakdown coverage will be sent to you.

Inland Marine coverage premium summary

Policy Number 630-0T02195A

Contractors Equipment Coverage Form CM T2 42

COVERAGE AND LIMITS OF INSURANCE

Covered Property
Coverage consists of the following when indicated by an 'X':

X	**Scheduled Equipment**	
X	As shown on the most current schedule on file with us. The amount shown on such schedulefor each item of equipment is the limit of insurance applying to that item.	
	Total limit of insurance for all Scheduled Equipment:	$2,174,390
X	**Unscheduled Owned Equipment**	
	Total limit of insurance for all unscheduled owned equipment:	$50,000
	Limit of insurance for any one unscheduled owned item of equipment:	$5,000
X	**Unscheduled Equipment Owned By Others**	
	Limit of insurance for any one unscheduled item of equipment leased, rented, or borrowed from others:	$100,000
	Total limit of insurance for all items of Equipment in any one Occurrence:	$2,324,390

Deductible

Deductible applying to all covered loss or damage indicated by an 'X' below unless a more specific Deductible for the covered loss or damage is shown elsewhere in this proposal:

X	Dollar Deductible:	$1,000

Valuation and Coinsurance

Valuation
The following Valuation applies to the applicable Covered Property:

Scheduled Equipment:

Actual Cash Value Valuation applies unless replaced by the Optional Valuation indicated by an X'.

Unscheduled Owned Equipment:
Actual Cash Value Valuation applies unless replaced by the Optional Valuation indicated by an X'.

Equipment Owned By Others:
The amount for which you are legally liable, not to exceed Replacement Cost.

Coinsurance
The following coinsurance applies to Scheduled Items when indicated by an 'X':

[ ]	100%	[ ]	90%	[X]	80%	[ ]	No Coinsurance Applies

Premium
The following Premium options apply when indicated by an 'X':

[X] **Scheduled and Unscheduled Owned Equipment**

[X] Non Reporting
Premium $5,227

[ ] Premium Adjustment
Premium Base Values
Estimated Premium Base Amount
Annual Rate Per $100
Inception Premium
Adjustment Rate Per $100

[X] **Leased Or Rented From Others**

[X] Non Reporting
Premium $82

[ ] Premium Adjustment
Premium Base Values
Estimated Premium Base Amount
Inception Premium
Adjustment Rate Per $100

Total Premium Due At Inception: $5,309

Other Terms and Conditions

CM B0 97 - Contractors Equipment Supplemental Declarations

COVERAGE EXTENSIONS	LIMIT OF INSURANCE
Business Personal Property In Job Trailers:	$10,000
Document And Data Restoration Costs:	$50,000

Fire Protective Systems:	$75,000
Hauling Property Of Others:	$100,000
Newly Acquired Equipment - Per Item:	$250,000
Rental Costs:	
Any One Item:	$5,000
Any One Occurrence:	$25,000
Upgrades To Covered Property:	$25,000

ADDITIONAL COVERAGES	LIMIT OF INSURANCE
Claim Data Expenses:	$5,000
Continuing Rental Payments:	
Any One Item:	$5,000
Any One Occurrence:	$25,000
Contract Penalty:	$25,000
Debris Removal Increased Limit:	$75,000
Employee Tools, Equipment And Clothing:	
Any One Item:	$1,000
Any One Employee:	$2,500
Any One Occurrence:	$5,000
Errors Or Unintentional Omissions:	$100,000
Expediting Expenses:	$25,000
Expendable Supplies:	$10,000
Fire Or Police Department Service Charge:	$25,000
Lost Warranty Or Service Contract:	$10,000
Pollutant Clean Up And Removal:	$25,000
Preservation Of Property Expense:	$50,000
Reward Coverage:	$2,500
Tracking System Deductible Waiver Amount:	$10,000

CM U3 50 – Flood Exclusion
CM U3 66 – Earth Movement Exclusion

Gross Premium: $5,309

New York - Electronic Vandalism Limitation And Other Changes CM U1 64

ELECTRONIC VANDALISM	LIMIT OF INSURANCE
Aggregate in any 12 month period of this policy:	$10,000

General Liability coverage premium summary

Policy Number ZLP-21P59874

Occurrence

Option 1

Gross Premium $239,637

COVERAGE	LIMIT
General Aggregate Limit	$3,000,000
Products/Completed Operations Aggregate Limit	$3,000,000
Personal and Advertising Injury Liability Any One Person or Organization Limit	$1,000,000
Each Occurrence Limit	$1,000,000
The following limits apply:	
Damage to Premises Rented to You Limit (Any One Premises)	Excluded
Medical Expense Limit (Any One Person)	Excluded
Sewage Back-Up Limit	$1,000,000
Failure To Supply Limit	$1,000,000
Abuse or Molestation Aggregate Limit	$250,000
Each Abuse or Molestation Offense Limit	$250,000

Deductibles

The following deductibles (Loss Only) apply:

Deductible Each Occurrence - Sewer Back Up (Bodily Injury/Property Damage)	$5,000

Miscellaneous Items

DESCRIPTION
Cemetery Professional Services Liability
New York Lead Exclusion
Limited Abuse Or Molestation Liability Coverage

Amendments

DESCRIPTION
Exclusion - PFAS
XTEND Endorsement For Public Entities
Mobile Equipment Redefined - Public Entities
Amendment - Pollution Exclusion
Cap On Losses From Certified Acts Of Terrorism

Exclusion - Injury To Volunteer Firefighters
Exclusion - Law Enforcement Activities Or Operations
Coverage C - Medical Payments Exclusion
Exclusion - Employees And Volunteer Workers As Insureds For Certain Bodily Injury, Personal Injury And Property Damage
Exclusion - Public Use Of Private Property
Exclusion - Discrimination
Exclusion - Professional Health Care Services - Public Entities
Exclusion - Violation Of Consumer Financial Protection Laws
Amendment Of Intellectual Property Exclusion
Exclusion - Nuclear Energy Liability
Amendment Of Common Policy Conditions - Prohibited Coverage - Unlicensed Insurance And Trade Or Economic Sanctions
Amendment Of Contractual Liability Exclusion - Exception For Damages Assumed In An Insured Contract Applies Only To Named Insured

General Liability Employee benefits liability

Policy Number ZLP-21P59874

Claims Made

Option 1

Gross Premium	$381

COVERAGE	LIMIT
Aggregate Limit	$3,000,000
Each Employee Limit	$1,000,000

Deductibles

The following deductibles (Loss Only) apply:

Each Employee Deductible (Loss Only)	$1,000

Retroactive Date: 01/01/2015

Policy Number ZLP-21P59874

Occurrence

Option 1

Gross Premium $57,154

COVERAGE	LIMIT
Aggregate Limit	$1,000,000
Each Wrongful Act Limit	$1,000,000

Deductibles

Deductibles apply to damages & defense expenses unless required otherwise by state regulation

The following deductible (Damages Only) applies:

Each Wrongful Act Deductible - Damages Only	$50,000

Miscellaneous Items

DESCRIPTION
Unmanned Aircraft Exclusion-With Exception For Designated Aircraft

Amendments

DESCRIPTION
Exclusion - PFAS
Cap On Losses From Certified Acts Of Terrorism
Amendment Of Common Policy Conditions - Prohibited Coverage -Unlicensed Insurance And Trade Or Economic Sanctions
Amendment Of Law Enforcement Activities Or Operations
Mobile Equipment Redefined - Exclusion Of Vehicles Subject To Motor Vehicle Laws

Public Entity Management liability

Policy Number ZLP-21P59874

Claims Made

Option 1

Gross Premium	$22,952

COVERAGE	LIMIT
Aggregate Limit	$1,000,000
Each Wrongful Act Limit	$1,000,000

Retroactive Date: 01/01/1996

Deductibles

Deductibles apply to damages & defense expenses unless required otherwise by state regulation

The following deductible (Damages Only) applies:

Each Wrongful Act Deductible - Damages Only	$50,000

Miscellaneous Items

DESCRIPTION
Additional Insured - Designated Persons Or Organizations

Amendments

DESCRIPTION
Exclusion - PFAS
Amendment Of Joint Powers Authority Definition
Cap On Losses From Certified Acts Of Terrorism
Amendment Of Network And Information Security Wrongful Act Definition
Amendment Of Common Policy Conditions - Prohibited Coverage - Unlicensed Insurance And Trade Or Economic Sanctions
Amendment Of Law Enforcement Activities Or Operations Definition

The following are excluded when "yes" is indicated below. If "no" is indicated, an amendment and/or manuscript endorsement may be required

Yes	Airport	Yes	Transit Authorities
Yes	Health Care Facilities: Clinics	Yes	Gas Utilities

Yes	Health Care Facilities: Hospital
Yes	Health Care Facilities: Blood Banks
Yes	Health Care Facilities: Nursing Homes
Yes	Health Care Facilities: Rehabilitation Facilities
Yes	Port Authorities
Yes	Electric Utilities
Yes	Housing Authorities
Yes	Schools or School Districts
Yes	Joint Powers Authority

Public Entity Employment related practices liability

Policy Number ZLP-21P59874

Claims Made

Option 1

Gross Premium	$35,554

Important notice

Defense expenses are payable within the limits of Insurance

COVERAGE	LIMIT
Aggregate Limit	$1,000,000
Each Wrongful Employment Practice Offense Limit	$1,000,000

Deductibles

Deductibles apply to damages & defense expenses unless required otherwise by state regulation.

The following deductible (Damages Only) applies:

Each Wrongful Employment Practice Offense Deductible (Damages Only)	$50,000

Retroactive Date	01/01/1996

Miscellaneous Items

DESCRIPTION
Defense Expenses Outside Of Limits

Amendments

DESCRIPTION
Amendment Of Joint Powers Authority Definition
Cap On Losses From Certified Acts Of Terrorism
Exclusion - Other Employment Laws
Amendment Of Common Policy Conditions - Prohibited Coverage - Unlicensed Insurance And Trade Or Economic Sanctions

The following are excluded when "yes" is indicated below. If "no" is indicated, an amendment and/or manuscript endorsement may be required

Yes	Airport	Yes	Transit Authorities
Yes	Health Care Facilities: Clinics	Yes	Gas Utilities
Yes	Health Care Facilities: Hospital	Yes	Electric Utilities
Yes	Health Care Facilities: Blood Banks	Yes	Housing Authorities
Yes	Health Care Facilities: Nursing Homes	Yes	Schools or School Districts
Yes	Health Care Facilities: Rehabilitation Facilities	Yes	Joint Powers Authority
Yes	Port Authorities		

Commercial Auto coverage premium summary

Option 1

Gross Premium $64,574

COVERAGE	AUTO SYMBOLS	LIMITS
Liability	1 only	$1,000,000
Personal Injury Protection	5 only	Included
Additional PIP		$50,000
Optional Basic Economic Loss		Included
Uninsured/Underinsured Motorist	2 only	$1,000,000

Number of autos, excluding trailers	95
Number of trailers	22

Miscellaneous Items

DESCRIPTION
New York Mutual Aid Endorsement

Amendments

DESCRIPTION
Amendment Of Bodily Injury Definition
Public Entity Auto Extension
Professional Services Not Covered
Emergency Services - Volunteer Firefighters' & Workers' Injuries Excluded
Amendment Of Employee Definition
Amendment Of Common Policy Conditions - Prohibited Coverage - Unlicensed Insurance And Trade Or Economic Sanctions

Commercial Auto Physical Damage

Option 1

Gross Premium $77,462

COVERAGE	VALUATION	UNITS	DEDUCTIBLE
Symbol 2			
Comprehensive	Actual Cash Value	111	$1,000
Comprehensive	Agreed Value	6	$1,000
Collision	Actual Cash Value	111	$1,000
Collision	Agreed Value	6	$1,000

GARAGEKEEPERS LEGAL LIABILITY LOCATIONS	COMP LIMIT	COLL LIMIT	COMP DED	COLL DED
101 Princetown Road Rotterdam, NY	1,000,000	1,000,000	$500/$2500	$500
Total	1,000,000	1,000,000		

Miscellaneous Items

DESCRIPTION
Full Coverage Window Glass - New York

Amendments

DESCRIPTION
Public Entity Auto Extension

Automobile Composite Rating

In order to provide our insureds better service and administrative efficiency, Travelers Public Sector Services is pleased to provide the following process for handling mid-term automobile change requests. All requests will be managed in accordance with the Composite Rate Application outlined below. The insured should continue to submit all change requests to their agent for accurate record keeping and claims verification purposes. Particular attention should be paid to Item 5, which specifies the types of automobiles that will continue to require reporting to the Company.

Composite Rate Application

1. If your policy includes the coverage for which a composite rate is designated in the table below then the premium for that coverage is composite rated. Automobile Liability is rated on a "per unit" basis and Automobile Physical Damage is rated on the basis of the original cost new of the autos. **The composite rates reflect premium charges for any applicable miscellaneous auto coverages, with the exception of Garagekeepers Legal Liability**.
2. The composite rates for Automobile Liability and Physical Damage are the rates applicable at the inception of the policy. Based on the information provided for this proposal and as of the date of this proposal, these rates are as follows:

	LIABILITY	COMPREHENSIVE	COLLISION
Option 1	$680	0.398	0.493

3. The premium charged at inception is the estimated annual premium based on the number of units and total original cost new for all covered autos on file with the company at inception. The insured is to submit a current schedule of owned automobiles as of the expiration of the policy and the total earned premium will be computed on the basis of the average net change in units and their corresponding original cost new for the policy term.
4. All autos added will carry the same Liability limits and Physical Damage deductibles issued at policy inception for autos of the same type.
5. Any new auto requiring valuation other than actual cash value must be reported within 30 days of acquisition. These autos will be added to the policy automobile schedule mid-term and a final premium will be determined at policy expiration.

Umbrella coverage premium summary

Policy Number ZUP-31N48419

Option 1

Total estimated policy premium	$96,342

Coverage information and limits

COVERAGE	LIMIT
General Aggregate Limit	$10,000,000
Products – Completed Operations Aggregate Limit	$10,000,000
Occurrence Limit	$10,000,000
Crisis Management Service Expenses Limit	$50,000
Self Insured Retention Any One Occurrence or Event	$10,000

Underlying schedule

Coverage is provided over the following underlying coverages:	Limit
General Liability Limit	$1,000,000
Employee Benefits Liability	$1,000,000
Auto Liability	$1,000,000
Law Enforcement Liability	$1,000,000
Public Entity Management Liability	$1,000,000
Public Entity Employment-Related Practices Liability	$1,000,000

Miscellaneous Items

DESCRIPTION
Abuse Or Molestation Exclusion - Coverage B

Excess Follow-Form And Umbrella Liability Insurance

Amendments

COVERAGE
PFAS Exclusion - Coverages A And B
Policy Declarations - Excess Follow-Form And Umbrella Liability
Schedule Of Underlying Insurance
Cap On Losses From Certified Acts Of Terrorism And Exclusion Of Other Acts Of Terrorism Committed Outside The United States
Intellectual Property Exclusion - Coverage B
Coverage For Financial Interest In Foreign Insured Organizations
Failure To Supply Exclusion - Coverages A And B
Mobile Equipment Racing Exclusion - Coverage B
Nuclear Energy Liability Exclusion (Broad Form) - Coverages A And B

Amendment Of Coverage - Definitions
Public Use Of Private Property Exclusion - Coverages A And B
Follow-Form Limitation -Coverage B
Watercraft Liability Exclusion - Coverage B
Amendment Of Underlying Insurance Definition
Amendment Of Who Is An Insured - Employees And Volunteer Workers - Coverage B
Discrimination Exclusion - Coverage B
Injury To Volunteer Firefighters Exclusion - Coverage B
Law Enforcement Activities Or Operations Exclusion - Coverage B
Lead Exclusion - Coverage B
Pollution Not Related To Autos Exclusion - Public Entities Or Indian Tribes - Coverage A
Professional Health Care Services Exclusion With Limited Exception For Designated Professionals - Coverages A And B
Abuse Or Molestation Exclusion - Coverage A And B- With Limited Follow-Form Exception

Federal Terrorism Risk Insurance Act Disclosure

The Federal Terrorism Risk Insurance Act of 2002 as amended ("TRIA") establishes a program under which the Federal Government may partially reimburse "Insured Losses" (as defined in TRIA) caused by "Acts Of Terrorism" (as defined in TRIA). "Act Of Terrorism" is defined in Section 102(1) of TRIA to mean any act that is certified by the Secretary of the Treasury – in consultation with the Secretary of Homeland Security and the Attorney General of the United States – to be an act of terrorism; to be a violent act or an act that is dangerous to human life, property, or infrastructure; to have resulted in damage within the United States, or outside the United States in the case of certain air carriers or vessels or the premises of a United States Mission; and to have been committed by an individual or individuals as part of an effort to coerce the civilian population of the United States or to influence the policy or affect the conduct of the United States Government by coercion.

The Federal Government's share of compensation for such Insured Losses is 80% of the amount of such Insured Losses in excess of each Insurer's "Insurer Deductible" (as defined in TRIA), subject to the "Program Trigger" (as defined in TRIA).

In no event, however, will the Federal Government be required to pay any portion of the amount of such Insured Losses occurring in a calendar year that in the aggregate exceeds $100 billion, nor will any Insurer be required to pay any portion of such amount provided that such Insurer has met its Insurer Deductible. Therefore, if such Insured Losses occurring in a calendar year exceed $100 billion in the aggregate, the amount of any payments by the Federal Government and any coverage provided by this policy for losses caused by Acts Of Terrorism may be reduced.

For each coverage provided by this policy that applies to such Insured Losses, the charge for such Insured Losses is included in the premium for such coverage. The charge for such Insured Losses that has been included for each such coverage is the percentage of the premium for such coverage indicated below, and does not include any charge for the portion of such Insured Losses covered by the Federal Government under TRIA.

Account summary

Premium summary

COVERAGE	POLICY NUMBER	PREMIUM
DELUXE	630-0T02195A	$48,681
GENERAL LIABILITY -OPT 1	ZLP-21P59874	$239,637
EMPLOYEE BENEFITS LIABILITY	ZLP-21P59874	$381
INLAND MARINE	630-0T02195A	$5,309
LAW ENFORCEMENT LIABILITY	ZLP-21P59874	$57,154
PUBLIC ENTITY MANAGEMENT LIABILITY	ZLP-21P59874	$22,952
PUBLIC ENTITY EMPLOYMENT RELATED PRACTICES LIABILITY	ZLP-21P59874	$35,554
AUTO LIABILITY	810-0T02195A	$64,574
AUTO PHYSICAL DAMAGE	810-0T02195A	$77,462
UMBRELLA EXCESS LIABILITY	ZUP-31N48419	$96,342
	Total	**$648,046**
	Taxes & Surcharges	**$860**

Note: *The estimated premium shown in the Premium Schedule and Quote Options, if any, may differ from actual premiums shown on the policies and installment bills due to installment charges, estimated taxes and surcharges, as well as rounding. Estimated taxes and surcharges may differ depending on selection of Quote Options, if any.*

IMPORTANT NOTE REGARDING ACCOUNT MINIMUM PREMIUM

The lines of business shown in the *Premium Schedule and Quote Options, if any*, are subject to a $5,000 account minimum premium. If the line(s) of business selected for binding do not total at least $5,000, then the premiums shown for those lines of business will be adjusted to total $5,000.

Payment plan

Direct Bill - 2 Installments
Bill Payment Options can be found at: Travelers.com/AutoPay

Note: The amount of each installment will be reflected on your policy invoicing.

Notes- OPTION 2

GENERAL LIABILITY	Premium
No Sewer Backup Deductible	$243,824

Disclosure

Unless accepted, the offer(s) of insurance contained in this proposal expire(s) automatically thirty (30) days after the proposal date referenced on the cover page, or the proposed effective date if earlier. This proposal is not a binding contract of insurance. If you have questions regarding this proposal, please contact your Travelers Representative.

The following outlines the coverage forms, limits of insurance, policy endorsements and other terms and conditions provided in this proposal/quote. Any policy coverages, limits of insurance, policy endorsements, coverage specifications, or other terms and conditions that you have requested that are not included in this proposal/quote have not been agreed to by Travelers. Please review this proposal/quote carefully and if you have any questions, please contact your Travelers representative.

This proposal/quote does not amend, or otherwise affect, the provisions of coverage of any resulting insurance policy issued by Travelers. It is not a representation that coverage does or does not exist for any particular claim or loss under any such policy. Coverage depends on the applicable provisions of the actual policy issued, the facts and circumstances involved in the claim or loss and any applicable law.

Please note that changes in the exposures, limits, or coverages may result in changes in rates and/or account pricing. Additionally, due to the expense of processing and servicing this account, in the event this quote is not accepted in its entirety, we reserve the right to reprice and reunderwrite this quote.

The policies will also be subject to all state-mandated endorsements.

At our discretion, we may decide to perform an interim test audit during the upcoming policy period to verify the adequacy of the exposure estimates that have been provided to us. If we decide to perform an interim test audit, a Travelers Auditor will contact the insured at the appropriate time to set up an appointment. The results of any interim test audit that we perform will be shared with you as soon as possible after the audit report has been completed.

As Broker/Agent you will be responsible for being aware of and complying with the various legal requirements associated with countersignature in various jurisdictions covered in the policies.

Property coverage form index

Policy Number 630-0T02195A

Coverage and amendments

DESCRIPTION	FORM NUMBER
TABLE OF CONTENTS - DELUXE PROP COV PART	DX 00 04 11 12
NEW YORK CHANGES	DX 01 65 05 18
NY CHANGES - FUNGUS, WET ROT, DRY ROT	DX 03 16 11 12
DELUXE PROP COV PART DECLARATIONS	DX T0 00 11 12
DELUXE PROPERTY COV PART SUPPL DEC (NY)	DX T0 02 12 95
DELUXE PROPERTY COVERAGE FORM	DX T1 00 11 12
DELUXE BI (AND EE) COVERAGE FORM	DX T1 01 11 12
CAUSES OF LOSS-EARTHQUAKE	DX T3 01 11 12
CAUSES OF LOSS - BROAD FORM FLOOD	DX T3 02 11 12
SPOILAGE COVERAGE EXTENSION	DX T3 15 11 12
CAUSES OF LOSS-EQUIPMENT BREAKDOWN	DX T3 19 11 12
UTILITY SERVICES-DIRECT DAMAGE	DX T3 85 11 12
ELECTRONIC VANDALISM LIMITATION ENDT	DX T3 98 04 02
FEDERAL TERRORISM RISK INSURANCE ACT DIS	DX T4 02 01 21
PUBLIC ENTITY PROPERTY EXTENSIONS	DX T4 47 11 12

Package common coverage form index

Policy Number 630-0T02195A

630 Common coverage and amendments

DESCRIPTION	FORM NUMBER
NEW YORK CHANGES-FRAUD	IL F0 02 03 99
NEW YORK CHANGES - CALCULATION OF PREM	IL F0 11 04 98
NY-EXCL OF LOSS DUE TO VIRUS OR BACTERIA	IL F0 63 05 13
NY CHGS-REF TO SUPERINTENDT AND INS DEPT	IL F1 01 05 20
ACTUAL CASH VALUE - NEW YORK	IL F1 53 12 22
COMMON DEC	IL T0 02 11 89
LOCATION SCHEDULE	IL T0 03 04 96
COMMON POLICY CONDITIONS-DELUXE	IL T3 18 07 07
EXCLUSION OF CERTAIN COMPUTER LOSSES	IL T3 55 05 13
AMNDT COMMON POLICY COND-PROHIBITED COVG	IL T4 12 03 15
CAP ON LOSSES FROM CERT ACTS OF TERRORIS	IL T4 14 01 21
PROTECTION OF PROPERTY	IL T4 40 10 20
NY CHANGES - CANCELLATION & NONRENEWAL	IL T9 21 01 14

Inland Marine coverage form index

Policy Number 630-0T02195A

Coverage and amendments

Inland Marine

DESCRIPTION	FORM NUMBER
COMMERCIAL INLAND MARINE CONDITIONS	CM 00 01 09 04
NEW YORK CHANGES	CM 01 04 09 15
CONTRACTORS EQUIPMENT COVERAGE FORM DEC	CM B0 96 01 21
CONTRACTORS EQUIPMENT SUPPLEMENTAL DEC	CM B0 97 01 21
TABLE OF CONTENTS	CM T0 11 08 05
CONTRACTORS EQUIPMENT COVERAGE FORM	CM T2 42 01 21
FEDERAL TERRORISM RISK INSURANCE ACT DIS	CM T3 98 01 21
NY-EV LIMITATION & OTHER CHANGES	CM U1 64 01 23
FLOOD EXCLUSION	CM U3 50 01 21
EARTH MOVEMENT EXCLUSION	CM U3 66 01 21
DIGITAL ASSETS EXCL - DIGITAL CURRENCY	CM U6 41 01 23

RESOLUTION NO. 477.24

TO ACCEPT AND AWARD PROPOSAL AND AGREEMENT FOR THE NATURAL RESOURCES INVENTORY PROJECT TO HUDSONIA LTD

WHEREAS, the Town issued a Request for Proposals (RFP) for Natural Resources Inventory Professional Services on August 4, 2024, with responses due on September 23, 2024; and

WHEREAS, the Town received one response to the RFP from Hudsonia Ltd; NOW

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 proposal dated October 24, 2024, to Hudsonia Ltd. Located at P.O. Box 5000, Annadale, New York 12504 for the Natural Resources Inventory Project in the amount not to exceed fifty-six thousand two hundred fifteen and 00/100 ($56,215.00) dollars.

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 6, 2024
TO:	Mollie Collins, Town Supervisor
FROM:	Bruce Bonacquist, On Behalf of the Town of Rotterdam Conservation Advisory Council
TITLE OF REQUEST:	Award Bid to Hudsonia Ltd. on preparation of a Natural Resources Inventory (NRI) for the Town of Rotterdam.
TOWN BOARD MEETING:	December 11, 2024
Background Information:	In December 2022, the Town Board adopted a Comprehensive Plan. The Plan recommends, in part, "the development of a Natural Resources Inventory." the purpose of which is to "provide factual and scientific based information for decision making in Town."
Evaluation/Analysis:	An NRI is an important tool for local land use planning and management, policy making, and regulatory decisions. The Town of Rotterdam issued a Request for Proposals on September 16, 2024 and received one response from Hudsonia, Ltd. The response was reviewed by Town staff and the bidder was requested to modify some of the proposed work to be done to lower the cost and submit a best and final offer.
Recommendation(s):	Town Board to authorize the Town Supervisor to execute a contract with Hudsonia Ltd. for the preparation of and NRI for the Town of Rotterdam in an amount not to exceed $56,215.
Attachment/Documents:	Hudsonia Ltd. updated proposal dated December 5, 2024.
Compliance with Purchasing Policy:	YES; RFP has been completed
Effect(s) on Existing Law(s):	None

LEGISLATION WILL BE PREPARED BY: N/A

Hudsonia
a nonprofit institute

PO Box 5000, Annandale, NY 12504-5000
Phone: (845) 758-7053
Fax: (845) 758-7033

www.hudsonia.org

NATURAL RESOURCES INVENTORY FOR THE TOWN OF ROTTERDAM

A proposal

Updated
5 December 2024

Hudsonia proposes to prepare a Natural Resources Inventory for the Town of Rotterdam, Schenectady County, New York, in collaboration with the Rotterdam Conservation Advisory Council (CAC) and the Town Planning/Zoning Department. The NRI will describe and illustrate many of the natural resources that shape the landscape and support the people, businesses, and natural areas of the town. It will explain the significance of natural resources to the human community, identify threats, and provide recommendations for sustainable uses and conservation.

Resources to be covered in the NRI include bedrock and surficial geology, water resources (e.g. groundwater, streams, ponds, etc.), significant habitats, plants and animals of conservation concern, farmland, scenic and recreation areas, historical and present uses of natural resources. The NRI will include discussion of present-day and expected threats to natural resources including the effects of climate change on Rotterdam's biological and water resources and will provide recommendations for conservation actions that can be carried out by public and private landowners and incorporated into municipal policies and practices.

Hudsonia will work closely with the CAC and the town planning/zoning department to develop the scope, organization, and format of the NRI, to inform and solicit information from town agencies and the public, to incorporate local information not available from other sources, and to ensure that the final document meets the needs of the Town of Rotterdam.

Hudsonia will create a series of up to 20 maps and associated tables depicting natural resources, prepare descriptions and analysis of landscapes and natural features, identify known and anticipated threats to important resources, and offer recommendations for protection of resources of conservation concern.

The maps will be created mostly from existing data in the public domain, but we will ask the CAC and planning/zoning department to help with obtaining data produced locally that is unavailable from other sources. We will also ask for assistance with landowner permissions for walking access to selected sites. Field work by Hudsonia biologists will include up to one day and will not include formal surveys for wildlife or plants. The purpose, instead, will be to obtain a general sense of the Rotterdam landscape and habitats. Photos to be included in the NRI will be collected by the CAC which can be solicited and collected from the public of natural resource subjects. The CAC will be able to organize, label, and select photos to be included in the NRI.

Hudsonia will prepare up to four drafts of the NRI for review by the CAC. We will endeavor to create a document that is rich in information, well-illustrated, inviting to read, and easy to use by town agencies, conservation partners, prospective funders, landowners, and the general public. The narrative will include descriptions and analyses of the data represented in the map series. Hudsonia will provide the final NRI to the town in Adobe pdf format. We will also provide the ArcGIS data for the NRI maps.

Budget, Fee Structure, and Payment Schedule

The fee for this work is $45,000; estimated costs by task are itemized below. This covers correspondence with the CAC, two in-person meetings with the CAC during preparation of the NRI. It covers the preparation of the text and data; incorporation of ideas, information, and edits from the CAC, town agencies, and the public. It covers one online or in-person presentation to town agencies and the general public during preparation of the NRI, one public presentation after completion of the NRI, and two hands-on workshops with town agencies on using the NRI for townwide planning, environmental reviews, and policymaking. Hudsonia's payment schedule will be no less than quarterly but can be flexible depending on grant requirements and town needs specifications.

As a separate line item, we included the cost of the design and layout of the NRI by Stephanie Blackman, a professional designer (https://www.blackmandesign.net/). Stephanie Blackman would operate as a subcontractor to Hudsonia for a fee of $13,750 (to Stephanie Blackman). Hudsonia will work with Stephanie on three revisions of the NRI for a fee of $850. This amount is reflected in the budget below.

Budget Estimates by Task

Admin and meetings	3,700
Compile data	5,400
Map series	14,100
Field visits	690
Drafts and revisions of NRI	13,725
Public presentations	2,400

Workshops	1,600
Print & bind NRI	0
Design & layout	850
Blackman Design & layout	$13,750
Total	$56,215

Hudsonia expects to complete the NRI within fifteen months of the date of a signed agreement with the town. Development of the NRI is a collaborative effort, however, and achieving interim milestones and meeting a final deadline for the project will depend upon timely completion of tasks by both Hudsonia and the CAC and town planning/zoning departments. The final presentation and workshops will be scheduled by the CAC after completion of the NRI.

Approximate Timeline

Tasks ↓ Month →	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
Meetings, Hudsonia & CAC	x			x			x			x							
Hudsonia gathers existing spatial data	x																
Hudsonia & CAC develop NRI outline	x																
Hudsonia completes initial set of maps			x														
CAC returns comments on maps				x													
CAC gathers local info & provides to Hudsonia		x			x			x									
CAC solicits photos from public		x			x		x		x								
CAC compiles, selects, & labels photos						x		x		x							
Hudsonia submits first draft of main body of NRI to CAC							x										
CAC returns comments to Hudsonia								x									
Hudsonia submits second draft, and draft appendices										x							
CAC returns comments to Hudsonia											x						
Hudsonia submits third draft												x					
CAC posts draft and CAC and Hudsonia hold public meeting													x				
CAC compiles comments from public and town agencies, and provides final instructions to Hudsonia													x				
Hudsonia submits final draft														x			
CAC approves final draft														x			
Hudsonia shares with Blackman for design & layout															x		
CAC schedules public presentation and agency workshops															x		
Hudsonia and CAC give presentation and hold workshops																x	x

Hudsonia Ltd. is an independent, nonprofit, non-advocacy institute for environmental research and education. Hudsonia biologists have studied the natural resources of the region for over 40 years, working with other scientists and helping landowners, municipal agencies, and conservation NGOs recognize areas of conservation importance and identifying areas most appropriate for new development. We have prepared hundreds of reports, scientific papers, and book-length documents describing our findings and the implications for land use, development, and conservation. Hudsonia biologists created the *Biodiversity Assessment Manual for the Hudson River Estuary Corridor*, published by the NYS Department of Environmental Conservation in 2001, and have since worked with members of municipal, county, and state agencies and the staffs of conservation NGOs to bring the *Manual*'s ideas and techniques into routine use to inform local policy and land use decisions. In recent years Hudsonia has prepared NRIs for the towns of Ancram (2015), New Lebanon (2017) (both in Columbia County), Kent (2023) (Putnam County), Dover (2019), Milan (2023) (Dutchess County), and whole-county NRIs for Columbia (2018) and Greene (2019) counties. Work on the Rotterdam project would be carried out by Hudsonia staff including Amanda Bevan Zientek, Lea Stickle, Kathryn Natale, and Erik Kiviat. Resumes are available on request.

Links to NRI's that Hudsonia has completed are available on our website at:
https://www.hudsonia.org/maps-reports#Natural-Resource-Inventories

Link to the NRI for the Town of Kent:
https://www.townofkentny.gov/sites/g/files/vyhlif4576/f/uploads/town_of_kent_natural_resources_inventory_accessible.pdf

Link to the NRI for the Town of Milan: https://milan-ny.gov/wp-content/uploads/2023/08/Milan-NRI-1August-draft-Web-File.pdf

For further information about this proposal, contact:

Amanda Bevan Zientek, Director of the Biodiversity Resources Center, Hudsonia Ltd., 845-758-7024; abevanzientek@bard.edu.

References:

1. Curtis DeVito, Vice Chairperson of Conservation Advisory Commission for the Town of Stanford
    a. Email: CDeVito@townofstanford.org
    b. Phone: 917-359-3944
    c. Hudsonia is working collaboratively with Stanford to complete habitat maps that will be included in their Natural Resources Inventory (NRI). We are also preparing recommendations for CEA expansions. This work is part of a broader collaborative effort by several volunteers.

2. Debra Blalock, Milan Town Board & Chair of Milan NRI
    a. Email: dblalock5270@gmail.com
    b. Phone: 845-399-6206.
    c. Hudsonia completed the narrative and a map series for the Town of Milan's Natural Resource Inventory. Hudsonia also performed trainings and presentations to the Milan Town Board and Planning Board to illustrate the use and benefits of having an NRI.
3. Bill Volckmann, Town of Kent Conservation Advisory Committee Chair
    a. Email: Nimhamfiretower@gmail.com
    b. Phone: 914-671-2764
    c. Hudsonia completed the narrative and a map series for the Town of Kent's Natural Resource Inventory.

- Please include this signature page with proposal submission acknowledging receipt of the Town of Rotterdam's Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace

Amanda Bevan Zientek
Signature

Hudsonia Ltd.
Name of Company or Corporation

PO Box 5000
Address

Annandale	NY	12504-5000
City	***State***	***Zip***

abevanzientek@bard.edu
Email

I understand if I am chosen, that I must comply with all federal, state, and local laws, as well as rules, regulations, policies and guidance, including the State of New York's newly released guidance on sexual harassment. By submitting a proposal, I acknowledge receipt of the Town of Rotterdam *"Non-Discrimination and Harassment (Including Sexual Harassment) in the Workplace"* Policy.

STEPHANIE
BLACKMAN
DESIGN

November 12, 2024

Amanda Bevan Zientek
Director, Biodiversity Resources Center
Hudsonia Ltd.
PO Box 5000
Annandale, NY 12504

PROPOSAL

Proposal HUD-2404: Town of Rotterdam, NY Natural Resources Inventory (NRI)

Design through pre-press production of 8.5" x 11" NRI book with approximately 250 to 300 pages, with images and maps, 4-color throughout.

Proposal includes design of cover with three options presented for client approval, and design/full layout/typesetting of interior. This proposal assumes that all text (including alternative text for images and maps) will be provided by client as Word files, with images and maps as pdf, Illustrator or Photoshop files and all data for charts and lists as Excel or Word files. Proofs will be submitted as pdf files. Three rounds of client revisions are included in this cost estimate, with additional revisions to be billed at the rate of $125 per hour.

Project includes:

Creative Development: Design of cover (three options), publication structure, overall development of styles for all elements, including text, photos, captions, headers/footers, charts, lists, appendix tables and layouts, etc. Map text styles to tags for accessibility.

Full Layout: Layout and typesetting of 250 to 300-page publication with text, photos, maps, tables appendices, etc.

Images: Processing of approximately 80 to 125 images and maps (conversion to CMYK, color correction, retouching if necessary, resizing, adjust map files for accessibility, add alternative text to all images).

Project Management: Meetings and calls, correspondence, organization and cataloging of text, photos, maps, data files, etc.

STEPHANIE
BLACKMAN
DESIGN

Production Management: Prepare printing specs, preflight and prep files for printing, upload to printer and review proofs, liaise with printer.

Revisions: Three rounds of text revisions and pdf proofs included.

Accessibility/PDF Remediation: Structure InDesign file for best Section 508 compliance results, review final pdf document for tag structure, alt text for images, alt text for links if necessary, test links, test for compliance with accessibility checker, find and fix errors, test with screen reader. Provide final, accessible pdf for digital distribution.

Total for design through prepress for print and creation of accessible pdf for digital distribution:
Estimated 110 hours @$125/hr **$ 13,750**

P.O. Box 240 | Chichester, NY 12416 | 845-688-2220 | sb@blackmandesign.net | blackmandesign.net
NYS and NYC Certified Woman-Owned Business

RESOLUTION NO. 478.24

TO ADOPT A SEQR NEGATIVE DECLARATION ON A CHANGE OF ZONE APPLICATION ON ±17.3 ACRES FROM AGRICULTURAL (A-1) TO GENERAL BUSINESS (B-2) LOCATED AT 900 & 880 DUANESBURG ROAD

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board of the Town of Rotterdam herby adopts the Negative Declaration dated December 11, 2024, as prepared by the Senior Planner, for a Change of Zone request on ±17.3 acres from Agricultural (A-1) to General Business (B-2) to facilitate the construction of a ±102,500 square foot BJ's Wholesale Club with associated 8 island fueling stations at 900 Duanesburg Road, Tax Map No. 57-3-7.112, and a ±2,500 square foot retail building with associated drive thru at 880 Duanesburg Road, Tax Map No. 57.7-1-1.2.

SECTION 2. The Town Board hereby authorizes the Senior Planner to distribute all documents necessary to comply with 6 NYCRR Part 612.12 (State Environmental Quality Review).

SECTION 3. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 5, 2024

TO: Mollie Collins, Town Supervisor

FROM: Peter Comenzo – Senior Planner PC

TITLE OF REQUEST: Issuance of a SEQR Negative Declaration on a Change of Zone request on ± 17.3 acres from Agricultural (A-1) to General Business (B-2).

TOWN BOARD MEETING: December 11, 2024

Background Information:

Owner: Flying J, Inc.
185 S. State Street, Suite 1300
Salt Lake City, Utah 84111

Applicant: GDPL Ville Rotterdam, LLC
145 Otterkill Road
Mountainville, NY 10953

Change of Zone request on ±17.3 acres from Agricultural (A-1) to General Business (B-2). The 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 ±2,500 square foot retail building with associated drive thru at 880 Duanesburg Road (Tax Map No. 57.7-1-1.2). Consideration also given to the related application for Special Permits and Site Plan Review and Water District Extension.

Evaluation/Analysis: The proposal is a State Environmental Quality Review (SEQR) Type 1 Action and will require conclusion of the environmental review prior to the Town Board making a decision on the request.

Recommendation(s): Town Board should make a decision on adoption of the Draft Negative Declaration as prepared by Town Staff an authorize Town Planner to distribute all documents in accordance with SEQR.

Attachment/Document(s):
Long Environmental Assessment Form (LEAF)
Draft Negative Declaration as prepared by the Senior Planner
Traffic study prepared by VHB & Crosswalk Estimate
Agency Comment Letters

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): 6NYCRR Part 617
State Environmental Quality Review

LEGISLATION WILL BE PREPARED BY: Supervisors Office

6NYCRR PART 617
NEGATIVE DECLARATION
Notice of Determination of Non-Significance
State Environmental Quality Review

Date: December 11, 2024

In accordance with Article 8 (State Environmental Quality Review) of the Environmental Conservation Law (the "Act"), and the statewide regulations under the Act (6NYCRR Part 617) (the "Regulations"), the Lead Agency has received an environmental assessment form in connection with the proposed action described below (the "Action") and the Lead Agency has determined (i) that said proposed action will result in no major impacts and therefore will not have a significant effect on the environment, and (ii) therefore that an environmental impact statement is not required to be prepared with respect to said Action.

SEQRA Status:	Type I	(X)
	Type II	( )
	Unlisted	( )
Conditioned Negative Declaration:	Yes	( )
	No	(X)

Contract Vendee: GDPL Ville Rotterdam, LLC
145 Otterkill Road
Mountainville, NY 10953

Owners: Flying J Inc.
185 S. State Street, Suite 1300
Salt Lake City, UT 84111

Location: 880 & 900 Duanesburg Road

Action: Change of Zone request on ±17.3 acres from Agricultural (A-1) to General Business (B-2). The 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 ±2,500 square foot retail building with associated drive thru at 880 Duanesburg Road (Tax Map No. 57.7-1-1.2). Consideration also given to the related application for Special Permits and Site Plan Review and Water District Extension.

Involved/Interested Agencies:
Schenectady County Economic Development and Planning
Schenectady County Department of Health
NYS Dept. of Environmental Conservation – Region #4
New York State Department of Transportation
New York State Thruway Authority
United States Department of Army, Corps of Engineers
United State Fish and Wildlife Service
Rotterdam Highway Department
Rotterdam Police Department
Rotterdam Planning Commission
Metroplex Development Authority
Fire District #6
Schalmont School District

Reasons for Determination of Non-Significance:

The Lead Agency has reviewed the Change of Zone application, the associated site plans, a project description, full EAF, and supporting documentation, and conducted further investigation of the requested action and its environmental effects as deemed appropriate. Based upon this review and the Lead Agency's knowledge of the area surrounding the project, the Lead Agency has determined that the action will have no significant effects on the environment.

The Town of Rotterdam Department of Public Works transmitted this application information to all involved and interested agencies for review on November 9, 2023. The applicant then supplied supplemental information subsequent to the original submittal following up with the following agencies seeking letters relative to the actions. These inquiries include the following:

1. NYS Office of Archeological and Historic Preservation dated October 16, 2023;
2. US Department of Interior Fish and Wildlife Service dated October 16, 2023; and
3. NYS Department of Transportation dated May 22, 2024; and
4. Schalmont School District dated October 17, 2024

The Change of Zone request concerns a total of ±17.30 acres consisting of two separate parcels located on the north side of Duanesburg Road immediately east of the entrance ramps to Interstate 88. The properties known as 880 and 900 Duanesburg Road are currently vacant and previously contained a single-family residential structure at 880 Duanesburg Road and a single-family residential home with a barn and associated outbuildings on 900 Duanesburg Road. These structures were demolished approximately 11 years ago. The Applicant seeks the Change of Zone to facilitate the construction of a new ±102,500 square foot BJs Wholesale Club with fuel pumps and a proposed ±2,500 square foot fast food restaurant. In addition to the proposed fueling facility proposed for this site, there are other fuel and convenience type facilities in the immediate vicinity. There is a recently constructed gas station/convenience store, liquor store, and a fast-food establishment (Wendys) located immediately to the west of the I-88 entrance and a truck stop fueling center with fast food (Pilot/Dunkin Donuts/Subway) also located immediately to the west. There is an existing regional library facility located to the east. And additional properties to the east of these parcels in the vicinity of the site are currently zoned B-2 and contain retail businesses and a wellness center. Lands of the Schalmont Central School District are located to the south are drainage areas, woodlands, and athletic fields. The entrance to the school campus is located approximately 1000 feet east of the proposed roadway into the property to be rezoned. A Water District Extension will be required for this project and the environmental effects of this action has also been considered in this determination. Prior to the issuance of building permits, both Site Plan approval as well as a Special Use Permit would be required for this commercial use from the Rotterdam Planning Commission.

The proposed Project will utilize public water and will provide on-site septic to treat project wastewater. The proposed project will connect to the Town of Rotterdam municipal water system which is located immediately adjacent to the project property along the western side of NYS Route 7 (Duanesburg Road). The proposed water supply system will include a distribution system to service the domestic and fire flow needs of the Project. The project will require either the extension of the existing Water District #5 or the execution of an out of district contract. The water appurtenances shall be designed and constructed in accordance with all local, state, and federal requirements for dedication to the appropriate entity at the sole cost of the Applicant.

Additionally, the Water District extension, as designed conforms to all applicable State and Town Standards. The associated infrastructure will be constructed at the sole cost of the Applicant. The finances for operation and maintenance of the facilities will be financed through the sale of water to the benefitted properties.

The Town of Rotterdam Town Board as lead agency has reviewed the Full Environmental Assessment Form Part 1 completed by the Project Sponsor along with supporting reports, studies, and plans.

The conceptual site plan and potential environmental effects of the proposed Change of Zone were discussed at regularly scheduled Planning Commission Meeting on September 5, 2023 and September 19, 2023 and a unanimous positive referral to the Town Board was prepared. The project was also the subject of a public hearing conducted at the December 13, 2023 Town Board Meeting in which two (2) members of the public spoke and had questions regarding the proposed Change of Zone.

The applicant has advanced review of the site plan with the Planning Commission and has made several revisions that will further mitigate environmental impacts. Pursuant to the allowances in 6 NYCRR Part 617, the Town has retained the services of a Town Designated Engineer to assist in the review of this project.

Further and final review of the proposed Change of Zone and Project was conducted by the Town Board on November 26, 2024 after receiving further input from Town Staff and the Town Designated Engineer for the project. The Town Board considered all comments received in its deliberations and decisions.

Based on the submitted materials, public comment, and input from the Planning Commission and Town Board, the Town completed or caused to be completed Part 2 of the Long Environmental Assessment Form and a Draft Negative Declaration dated December 11, 2024 was circulated for review and use by the Town Board in making this determination. This Draft Negative Declaration was also reviewed by GPI, the Town Designated Engineer on this project.

The evaluation indicates rezoning this property to General Business (B-2) will not result in significant environmental impacts. Any future project proposed for this site must meet the

requirements of the General Business (B-2) zone, as well as all other existing regulatory requirements at the Town, State, or Federal level; thereby adequately mitigating or avoiding significant environmental impacts.

Project History
GDPL Ville Rotterdam, LLC is contract vendee of ±17.30 acres consisting of two separate parcels located on the north side of Duanesburg Road immediately east of the entrance ramps to Interstate 88. Applicant requests a Change of Zone on these parcels from Agriculture (A-1) to General Business (B-2) to facilitate the construction of a new ±102,500 square foot BJs Wholesale Club with fuel pumps and a proposed ±2,500 square foot fast food restaurant.

Findings, Basis, and Rationale for Decision

The following discussion sets forth the Findings, basis, and rationale for the Town of Rotterdam's decision, including required mitigation measures. The analysis is based upon the criteria set forth in Part 1 and Part 2 of the Full Environmental Assessment form.

Impact on Land

The site includes primarily flat terrain with a mix of Moderately Well Drained to Poorly Drained Soils. Soil types include Silt Loam and Silt Clay. Average depth to Bedrock is greater than 5 feet and depth to Water Table ranges from approximately 6 to 30 feet.

There are either none or small impacts to land expected as a result of the project.

Impact in Geological Features

This Site Development will not result in any adverse impacts in Geological Features as it will not impact any unique or unusual land forms.

There are either none or small impacts to geologic features expected as a result of the project.

Impacts on Surface Water

There will be minimal impacts to Surface Water as a result of the Site Development due to small disturbances of federal wetlands as described in the Project Plans. The wetland delineation of the parcel has been completed and indicates that there is ±1.2 acres of federal wetlands on the site however only ±0.51 acres of federal wetlands are proposed to be disturbed. There are currently no NYS Department of Environmental Conservation jurisdictional wetlands located on or adjacent to the site. The Project will rely upon a Nationwide Permit from the Army Corp of Engineers in relation to the small disturbance.

The Nationwide permit application is submitted and the application demonstrates that the proposed action complies with the criteria and requirements for issuance of the permit. Any project action approval will be conditioned upon the issuance of a Nationwide Permit from the Army Corps of Engineers.

A Stormwater Management Report has been prepared by the Project Engineer and is dated February 13, 2024. Based upon comments from the Town Designated Engineer and some modifications to the project layout due to mitigation for avoidance of federal wetland areas, the report was revised on March 14, 2024, April 12, 2024, and November 13, 2024.

Surface Water will otherwise not be adversely be impacted by the proposed Site Development. Overall, the proposed stormwater management system reduces and/or eliminates the impacts of the proposed development by controlling and treating stormwater through the use of drainage ditches and channels, storm sewer piping, and stormwater management basins. The stormwater management system performance limits stormwater flows from the proposed development so that there is no increase in the peak flow rates at the design points of the receiving tributaries, streams, and drainage courses. The stormwater management system is designed to function adequately and not adversely affect adjacent or downstream properties.

The Project proposes the use of an on-site wastewater treatment facility to be treat effluent on-site, pass thru proposed surface stormwater bioretention basins, discharged into a culvert that travels under State Route 7 and ultimately into a receiving body of water. The Town Designated Engineer has prepared a map depicting the proposed system and pathway for discharge to the proposed surface stormwater system and its path across Duanesburg Road and through the property located to the south and ultimately into the Normanskill. This map was prepared to review the location of the proposed on-site system and to understand the pathways and distances associated with the surface water drainage both on and off the site. The discharge of surface waters has been discussed with both the NYS Department of Environmental Conservation and the Schalmont School District as there are wetland areas on the south side State Route 7 that may potentially receive this regulated water discharge. At the request of DEC, the Town and School District conducted a meeting to discuss the functionality and use of the proposed treatment system. The district had some additional questions concerning the system and the lead agency (Town of Rotterdam) requested additional information from the project applicant and Stantec Engineering on the proposed system. This information was provided to the district and there were no further comments.

This proposed surface water discharge system that contains both stormwater and treated effluent has been reviewed by the Town Designated Engineer and deemed acceptable for review and approval by the regulatory agencies. Any project action approval will be conditioned upon the issuance of a State Pollutant Discharge Elimination System (SPDES) permit from the NYS Department of Environmental Conservation for the on-site sanitary system.

There are either none or small impacts to surface water expected as a result of the project.

Impact on Groundwater

The proposed Site Development will not result in any adverse impact on Groundwater. The Project is designed with a municipal water system, which system has adequate capacity to serve the Project. The fueling area within the Project will be developed applying and implementing all applicable requirements under New York State Bulk Storage and Fuel Station regulations and requirements, including containment as prescribed in the rules and regulations. Wastewater will be treated through an onsite system which has been designed in accordance with all New York State and Schenectady County requirements.

There are either none or small impacts to groundwater expected as a result of the project.

Impact on Flooding

The proposed Site Development will not result in any adverse impacts on lands subject to flooding. The Project site does not lie within a flood zone nor will it result in modification of existing drainage patterns.

There are either none or small impacts to flooding expected as a result of the project.

Impacts on Air

The proposed Site Development will not result in any adverse impacts on air as it will not include any state regulated air emission source. Minor air impacts may be encountered with the use of machinery that utilizes fossil fuels during construction and traffic generated as consequence of any project action. In addition, dispensing of petroleum products may have minor impacts to the air quality however these impacts and mitigation are regulated by both state and federal regulations.

This site is in close proximity to the interstate and no residential dwellings are in immediate vicinity.

There are either none or small impacts to air expected as a result of the project.

Impact on Plants and Animals

An Endangered Species Habitat Assessment Report dated October 3, 2023 was prepared and indicates that based upon NYSDEC mapping that there are no Rare Plant or Animals Mapping and also analyzed the potential presence of the northern long-eared bat.

A letter was received from the US Fish and Wildlife Service dated October 16, 2023 indicating that they had reviewed the project site and have issued a "No Effect" on the northern long-eared bat.

The proposed Site Development will not result in adverse impacts on Plants and Animals, except for minor impact arising from temporary construction activities and associated disturbance and notice, and from the use of fertilizer and of pesticides to be applied by licensed application during normal site operation.

There are either none or small impacts to plants and animals expected as a result of the project.

Impacts on Agricultural Resources

No portion of the site is currently used for Agricultural purposes nor has it been devoted to such use in the recent past years. The construction of Interstate 88 in the 1960's disrupted any potential future use of this property for agricultural purposes. The original farm home and associated barns abandoned for several years and were ultimately demolished in 2012.

With these parcels being collectively ± 17.3 acres and currently vacant with frontage on State Route 7 and adjoining Interstate 88 and drainage area. These properties have extremely limited potential for farming activities due to their size and surroundings. A review of Agricultural District mapping on the NYS Agricultural and Markets website indicates that these properties are not located in an Agricultural District.

There are either none or small impacts to Agriculture Resources expected as a result of the project.

Impacts on Aesthetic Resources

The proposed Site Development will not result in any adverse impacts on Aesthetic Resources as the proposed uses and structures are consistent with surrounding uses and structures.

There are either none or small impacts to Aesthetics Resources expected as a result of the project.

Impact on Historic and Archeological Recourses

A complete and comprehensive Phase 1A cultural resource survey was performed for the proposed project area. A No Impact Letter has been received from the Office of New York State Parks Recreation and Historic Preservation dated October 16, 2023.

There are either none or small impacts to Historic and Archeological Resources expected as a result of the project.

Impact on Open Space and Recreation

The proposed Site Development will not result in any adverse impacts on Open Space and/or Recreation opportunities. The project site is bounded on the north and south by major state and interstate roadways and has limited recreational value.

There are either none or small impacts to Open Space and Recreation expected as a result of the project.

Impact on Critical Environmental Areas

The proposed Site Development will not result in any adverse impacts on Critical Environmental Areas as the project is not within nor adjacent to a Critical Environmental Areas.

Impact on Transportation

A traffic study was prepared by the project consultant and review coordinated with both the NYS Department of Transportation and the Town Designated Engineer. The proposed site development will result in an increase of traffic, in particular during the weekday morning and evening peak hours and Saturday mid-day. The methodology used in preparing the Traffic Impact Study, including trip generation, trip distribution, trip assignment, background growth and level of service analysis are consistent with standard industry practice. No additional mitigation measures are required. Therefore, the intersection and safety improvements required at the existing intersections are consistent with the site's obligation to minimize the adverse impacts of the proposed development. In addition, the geometry and intersection control at the proposed site access roads will allow these intersections to operate at acceptable levels of service on all approaches.

As part of the coordinated SEQRA review of this application, the lead agency circulated the application materials to the Schalmont School District as an interested agency. The school property is located directly south of the proposed site and the signalized entrance to the school campus is located approximately 1000 feet east. Schalmont, in a letter dated October

17, 2024 had expressed some consideration of potential mitigation as there is currently no sidewalk infrastructure both on the school campus leading to the signalized entrance nor anywhere along Duanesburg Road in the vicinity of the school campus. There is however a pedestrian actuated button at the signalized entrance but no crosswalks or roadway signage. After discussions with both the Town Staff, Town Designated Engineer, and School District in regards to the potential for the construction of sidewalks and/or the location of a mid-block crossing, it was determined that the best course of action was to make improvements to the existing signalized entrance to the school campus. As part of this effort the Town has requested a monetary contribution from the project applicant to be put toward pedestrian improvements at the signalized intersection.

As part of the site plan review process for the project action, the Planning Commission will address any potential transportation improvements including signage, striping, handicap, and pedestrian accommodations.

There are either none or small impacts to transportation expected as a result of the project.

Impact on Energy

The proposed Site Development will result in an increase of use of various forms of energy for heat, lighting, and electricity. Nonetheless, the existing infrastructure includes sufficient capacity to provide services to the project without requiring new or upgraded infrastructures.

There are either none or small impacts to energy expected as a result of the project.

Impact on Noise, Odor and Light

The proposed Site Development will result in temporary increases in noise and odors due to construction activities, and thereafter in noise generated by typical commercial retail activities. Impacts from new lighting will be created as a result of the site development proposed to be developed on site. Noise and Odor impacts are expected to be primarily temporary in nature.

A photo illumination plan will be reviewed by both the Town Designated Engineer and the Planning Commission during site plan review. Lighting will be minimized to the greatest extent practicable at the fueling canopy, structures, and site lighting will be shielded and oriented downward to reduce lighting impacts. There are proposed significant buffers included in project design and through appropriate lighting design.

There are either none or small impacts to noise, odor, or light expected as a result of the project.

Impact on Human Health

The proposed Site Development is not expected to have any adverse impacts on Human Health as the project will not create opportunities for exposure to new or existing source of contamination.

There are either none or small impacts to human health expected as a result of the project.

Consistency with Community Plans

The proposed Site Development is generally in alignment with Town, County and State land use plans for the project vicinity, including but not limited zoning which authorizes commercial and residential uses, the inclusion of areas of open space, and development which is sensitive to surrounding land uses.

The Applicant submitted evidence to the Town Board that the Project as proposed is consistent with and supports the goals and objectives of the Town's Comprehensive Plan as adopted in 2022. The Comprehensive Plan for the Town of Rotterdam says its objectives are to encourage and promote quality development and utilize existing infrastructure and Town services. The stated goals also include the following:

- "Promote investment and reinvestment to attract and retain local businesses and employment opportunities.
- Ensure that commercial growth occurs in a manner that maintains the character of the community while expanding the Town's tax base and the availability of services to members of the community.
- Support and promote existing commercial and industrial areas." Page II-2 2022 Comprehensive Plan

While the property remains zoned Agricultural, it is no longer considered a suitable zoning for the site as it is surrounded by other Commercial uses and is located at the major intersection of Duanesburg Road (NYS Route 7) and NYS Interstate-88. The Project Proposal is consistent with the Corridor Mixed Use areas and recommended actions as defined and described in the Comprehensive Plan. (2022 Comprehensive Plan III-7).

Some of the existing infrastructure and Town services the project will benefit from are as follows:

- Located immediately adjacent to the intersection for the entrance to Interstate 88, characterized as a Key Regional Access point. Locating the proposed Project at this intersection ensures that the Project will have minimal impacts on the overall transportation system
- Located in the Schalmont School District which will benefit from the increased tax revenues.
- There is an existing water main on Duanesburg Road and an analysis of the water infrastructure indicates that there is sufficient quantity and pressure to service the project.

• The proposed use is compatible with surrounding uses and ensures that a significant retail resource to the Town of Rotterdam and the surrounding communities.

There are no feasible alternatives to the action given the existing agriculture zoning of the property and the proximity to Route 7 (Duanesburg Road), the commercial corridor for the town. There are no irreversible and irretrievable commitments of important resources which would be involved in the proposed action if it is implements, as the lands involved are not actively used for any current purpose permitted under the existing zoning, the soils are not especially valuable for agriculture use, and most adjacent properties are zoned for and/ or committed to commercial uses.

The Town Board has concluded that this project is consistent with community plans.

Consistency with Community Character

The proposed Site Development is not expected to result in adverse impacts to the Community Character. The project is designed in accordance with general zoning and land use objectives of the Town and County as discussed above. The Project models the Town's vision for development practices and meets the objectives discussed through their Comprehensive Land Use Plan and other planning documents. The vacant parcels located along Route 7 of the Town of Rotterdam are surrounded by parcels already developed for commercial and residential uses. The Project is surrounded by predominantly commercial uses and a major highway interchange for I-88. The existing land is vegetated with light brush with groupings of moderate woods and mixed areas of open meadow. The proposed design works to maintain the community characteristics enjoyed in the Town. Since the Project is expected to replace the existing BJ's operation in the Town, there is no new need for community services as a result of the Project.

Existing environmentally sensitive areas such as wetlands and stream courses are protected by the establishment of buffers and avoiding to the fullest extent possible the areas from potential impacts. The Project will allow for preservation of character, protect natural resources, and avoid additional demands to the infrastructure.

The Town Board has concluded that this project is consistent with community character.

The Town Board has also reviewed the potential development thresholds of this non-project action on the property for all potential uses of this property under the General Business Zoning Classification. Any use of this property will require Rotterdam Planning Commission site plan approval.

This rezoning will not result in any impacts to utilities and all coordination and expenses related to on-site utility infrastructure improvements will be handled by the project sponsor.

After a review of the application materials, the Long Environmental Assessment Form (Parts 1 and 2), and comments received on this proposal, the Town Board of the Town of Rotterdam has determined that this proposal will not have a significant adverse impact on the environment.

The Town Board has considered the following criteria to determine if this proposal has significant adverse impacts on the environment:
(i) a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems;
(ii) the removal or destruction of large quantities of vegetation or fauna; substantial interference with the movement of any resident or migratory fish or wildlife species; impacts on a significant habitat area; substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species; or other significant adverse impacts to natural resources;
(iii) the impairment of the environmental characteristics of a Critical Environmental Area.
(iv) the creation of a material conflict with a community's current plans or goals as officially approved or adopted;
(v) the impairment of the character or quality of important historical, archaeological, architectural, or aesthetic resources or of existing community or neighborhood character;
(vi) a major change in the use of either the quantity or type of energy;
(vii) the creation of a hazard to human health;
(viii) a substantial change in the use, or intensity of use, of land including agricultural, open space or recreational resources, or in its capacity to support existing uses;
(ix) the encouraging or attracting of a large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the action;
(x) the creation of a material demand for other actions that would result in one of the above consequences;
(xi) changes in two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment; or
(xii) two or more related actions undertaken, funded or approved by an agency, none of which has or would have a significant impact on the environment, but when considered cumulatively would meet one or more of the criteria in this subdivision.
The Town Board has also considered the reasonably related long-term, short-term, direct, indirect and cumulative impacts, including other simultaneous or subsequent actions, which are:
(i) included in any long-range plan of which the action under consideration is a part;
(ii) likely to be undertaken as a result thereof; or
(iii) dependent thereon.
(3) The significance of a likely consequence (i.e., whether it is material, substantial, large or important) has be assessed in connection with:
(i) its setting (e.g., urban or rural);
(ii) its probability of occurrence;

(iii) its duration;
(iv) its irreversibility;
(v) its geographic scope;
(vi) its magnitude; and
(vii) the number of people affected

At a regularly scheduled public meeting of the Town Board of the Town of Rotterdam, held at the John F. Kirvin Government Center, Town Hall, 1100 Sunrise Boulevard, Rotterdam, NY on the 11th day of December, 2024 hereby adopted this NEGATIVE DECLARATION pursuant to 6NYCRR PART 617, State Environmental Quality Review.

_____

Mollie Collins
Town Supervisor

For further information contact: Peter J. Comenzo
Town of Rotterdam Senior Planner
John F. Kirvin Government Center
1100 Sunrise Boulevard
Rotterdam, New York 12306
(518) 355-7575 x-338

For Type 1 Actions a copy of this Notice sent to:
Town Supervisor
Other Involved Agencies
Applicant
Environmental Notice Bulletin http://www.dec.ny.gov/enb/enb.html

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Change of Zone and Site Plan Review		
Project Location (describe, and attach a general location map): 900 Duanesburg Road and 880 Duanesburg Road		
Brief Description of Proposed Action (include purpose or need): Rezoning of 17.05± acres from A-1 Agricultural to B-2 General Business to construct a 104,495± GSF retail building, 16 fueling stations, and a 2,500± SF drive thru building. Project will consider an adequate parking lot with landscaping, lighting, parking, stormwater drainage system, necessary utilities including water connection to the public main and a private on-site wastewater treatment system.		
Name of Applicant/Sponsor: GDPLLville Rotterdam, LLC	Telephone: 845-534-0100 E-Mail:	
Address: 145 Otterkill Road, PO Box 55		
City/PO: Mountainville	State: NY	Zip Code: 10953
Project Contact (if not same as sponsor; give name and title/role): Luigi A. Palleschi, P.E., ABD Engineers & Surveyors, LLP	Telephone: 518-377-0315 E-Mail: luigi@abdeng.com	
Address: 411 Union Street		
City/PO: Schenectady	State: NY	Zip Code: 12306
Property Owner (if not same as sponsor): Flying J, Inc	Telephone: E-Mail:	
Address: 185 S State Street, Suite 1300		
City/PO: Salt Lake City	State: UT	Zip Code: 84111

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	**If Yes: Identify Agency and Approval(s) Required**	**Application Date (Actual or projected)**
a. City Counsel, Town Board, or Village Board of Trustees ☑Yes☐No	Rotterdam Town Board	July 28, 2023
b. City, Town or Village Planning Board or Commission ☑Yes☐No	Rotterdam Planning Commission	July 28, 2023
c. City, Town or Village Zoning Board of Appeals ☐Yes☑No		
d. Other local agencies ☐Yes☑No		
e. County agencies ☑Yes☐No	Schenectady County Planning	November 9, 2023
f. Regional agencies ☐Yes☑No		
g. State agencies ☑Yes☐No	NYSDOT/NYSDEC	November 6, 2023/October 3, 2023
h. Federal agencies ☑Yes☐No	ACOE	October 9, 2023

i. Coastal Resources.
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway? ☐Yes☑No

ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program? ☐Yes☑No
iii. Is the project site within a Coastal Erosion Hazard Area? ☐Yes☑No

C. Planning and Zoning

C.1. Planning and zoning actions.

Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? ☐Yes☑No

- **If Yes,** complete sections C, F and G.
- **If No,** proceed to question C.2 and complete all remaining sections and questions in Part 1

C.2. Adopted land use plans.

a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? ☑Yes☐No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? ☑Yes☐No

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) ☑Yes☐No
If Yes, identify the plan(s):
NYS Heritage Areas:Mohawk Valley Heritage Corridor

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? ☐Yes☑No
If Yes, identify the plan(s):

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. ☑ Yes ☐ No
If Yes, what is the zoning classification(s) including any applicable overlay district?
A-1 Agricultural

b. Is the use permitted or allowed by a special or conditional use permit? ☐ Yes ☑ No

c. Is a zoning change requested as part of the proposed action? ☑ Yes ☐ No
If Yes,
i. What is the proposed new zoning for the site? Rezone from A-1 Agricultural to B-2 General Business

C.4. Existing community services.

a. In what school district is the project site located? Schalmont

b. What police or other public protection forces serve the project site?
NYS Police, Schenectady County Sheriff, Rotterdam Police Department

c. Which fire protection and emergency medical services serve the project site?
District 6

d. What parks serve the project site?
Featherstonhaugh State Forest, Plotter Kill Preserve, DiCaprio Park

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Commercial

b. a. Total acreage of the site of the proposed action? 17.05± acres
b. Total acreage to be physically disturbed? 17± acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 17.05± acres

c. Is the proposed action an expansion of an existing project or use? ☐ Yes ☑ No
i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? ☑ Yes ☐ No
If Yes,
i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)
Lot Line Amendment
ii. Is a cluster/conservation layout proposed? ☐ Yes ☐ No
iii. Number of lots proposed? _____
iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? ☐ Yes ☑ No
i. If No, anticipated period of construction: 12 months
ii. If Yes:
- Total number of phases anticipated _____
- Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
- Anticipated completion date of final phase _____ month _____ year
- Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

f. Does the project include new residential uses? ☐Yes ☑No
If Yes, show numbers of units proposed.

	One Family	Two Family	Three Family	Multiple Family (four or more)
Initial Phase				
At completion of all phases				

g. Does the proposed action include new non-residential construction (including expansions)? ☑Yes ☐No
If Yes,
i. Total number of structures 2
ii. Dimensions (in feet) of largest proposed structure: 28' height; 270' width; and 390' length
iii. Approximate extent of building space to be heated or cooled: 105,025± square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? ☐Yes ☑No
If Yes,
i. Purpose of the impoundment:
ii. If a water impoundment, the principal source of the water: ☐ Ground water ☐ Surface water streams ☐Other specify:
iii. If other than water, identify the type of impounded/contained liquids and their source.
iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres
v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length
vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete):

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? ☐Yes ☑No
(Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)
If Yes:
i. What is the purpose of the excavation or dredging?
ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
- Volume (specify tons or cubic yards):
- Over what duration of time?

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.

iv. Will there be onsite dewatering or processing of excavated materials? ☐Yes ☐No
If yes, describe.

v. What is the total area to be dredged or excavated? _____ acres
vi. What is the maximum area to be worked at any one time? _____ acres
vii. What would be the maximum depth of excavation or dredging? _____ feet
viii. Will the excavation require blasting? ☐Yes ☐No
ix. Summarize site reclamation goals and plan:

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? ☑Yes ☐No
If Yes:
i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): Federal Wetlands, 1.2± acres as delineated by wetland biologist

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:
0.5 acres or less of wetland area is proposed to be filled in to achieve the proper grades for parking and maneuvering areas.

iii. Will the proposed action cause or result in disturbance to bottom sediments? ☐Yes ☑No
If Yes, describe:

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? ☐Yes ☑No
If Yes:
- acres of aquatic vegetation proposed to be removed:
- expected acreage of aquatic vegetation remaining after project completion:
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access):
- proposed method of plant removal:
- if chemical/herbicide treatment will be used, specify product(s):

v. Describe any proposed reclamation/mitigation following disturbance:
N/A

c. Will the proposed action use, or create a new demand for water? ☑Yes ☐No
If Yes:
i. Total anticipated water usage/demand per day: 4,500± gallons/day
ii. Will the proposed action obtain water from an existing public water supply? ☑Yes ☐No
If Yes:
- Name of district or service area: Rotterdam
- Does the existing public water supply have capacity to serve the proposal? ☑Yes ☐No
- Is the project site in the existing district? ☐Yes ☑No
- Is expansion of the district needed? ☑Yes ☐No
- Do existing lines serve the project site? ☑Yes ☐No

iii. Will line extension within an existing district be necessary to supply the project? ☑Yes ☐No
If Yes:
- Describe extensions or capacity expansions proposed to serve this project:
  Proposing to extend 12"water main and connect to Town's dead end looping the system.
- Source(s) of supply for the district: Water tower by Rotterdam.

iv. Is a new water supply district or service area proposed to be formed to serve the project site? ☐Yes ☑No
If, Yes:
- Applicant/sponsor for new district:
- Date application submitted or anticipated:
- Proposed source(s) of supply for new district:

v. If a public water supply will not be used, describe plans to provide water supply for the project:

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? ☑Yes ☐No
If Yes:
i. Total anticipated liquid waste generation per day: 4,500± gallons/day
ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each):
Sanitary wastewater

iii. Will the proposed action use any existing public wastewater treatment facilities? ☐Yes ☑No
If Yes:
- Name of wastewater treatment plant to be used:
- Name of district:
- Does the existing wastewater treatment plant have capacity to serve the project? ☐Yes ☐No
- Is the project site in the existing district? ☐Yes ☐No
- Is expansion of the district needed? ☐Yes ☐No

- Do existing sewer lines serve the project site? ☐Yes ☐No
- Will a line extension within an existing district be necessary to serve the project? ☐Yes ☐No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? ☐Yes ☑No

If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

A privately owned wastewater treatment system is proposed.

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

See Santee Water Reclamation Facilities Catalog

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? ☑Yes ☐No

If Yes:

i. How much impervious surface will the project create in relation to total size of project parcel?

_____ Square feet or 9.8± acres (impervious surface)

_____ Square feet or 17.1± acres (parcel size)

ii. Describe types of new point sources. On-site stormwater system

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

Stormwater will be handled on-site in stormwater management areas and discharged to existing culverts with NYSDOT ROW.

- If to surface waters, identify receiving water bodies or wetlands: _____
- Will stormwater runoff flow to adjacent properties? ☑Yes ☐No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? ☑Yes ☐No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? ☑Yes ☐No

If Yes, identify:

i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

Delivery vehicles

ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

Power generation until utilities from power company is installed.

iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

Standby generators

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? ☐Yes ☑No

If Yes:

i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) ☐Yes ☐No

ii. In addition to emissions as calculated in the application, the project will generate:

- _____Tons/year (short tons) of Carbon Dioxide (CO_2)
- _____Tons/year (short tons) of Nitrous Oxide (N_2O)
- _____Tons/year (short tons) of Perfluorocarbons (PFCs)
- _____Tons/year (short tons) of Sulfur Hexafluoride (SF_6)
- _____Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs)
- _____Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? ☐Yes ☑No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? ☐Yes ☑No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust):

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? ☑Yes ☐No

If Yes:

i. When is the peak traffic expected (Check all that apply): ☐Morning ☐Evening ☑Weekend ☐Randomly between hours of 11 AM to 1 PM.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): 8-10 trucks per day

iii. Parking spaces: Existing 0 Proposed 485 Net increase/decrease +485

iv. Does the proposed action include any shared use parking? ☐Yes ☑No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: Reciprical access easements will be provided.

vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? ☐Yes ☑No

vii Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? ☐Yes ☑No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? ☐Yes ☑No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? ☑Yes ☐No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: To be determined

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): Local utility

iii. Will the proposed action require a new, or an upgrade, to an existing substation? ☐Yes ☑No

l. Hours of operation. Answer all items which apply.

i. During Construction:

- Monday - Friday: 7 am - 7 pm
- Saturday: 8 am - 3 pm
- Sunday: 8 am - 3 pm
- Holidays: N/A

ii. During Operations:

- Monday - Friday: 8 am - 9 pm
- Saturday: 8 am - 9 pm
- Sunday: 8 am - 7 pm
- Holidays: varies

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? ☑ Yes ☐ No

If yes:

i. Provide details including sources, time of day and duration:

Proposed generators, which tend to run bi-weekly for a short test duration and construction equipment during normal working hours.

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? ☑ Yes ☐ No

Describe: A few mature trees will need to be removed along the east property line to construct the driveway.

n. Will the proposed action have outdoor lighting? ☑ Yes ☐ No

If yes:

i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

Pole and building mounted, LED down type lighting

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? ☑ Yes ☐ No

Describe: A few mature trees will need to be removed along the east property line to construct the driveway.

o. Does the proposed action have the potential to produce odors for more than one hour per day? ☑ Yes ☐ No

If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:

Vehicle fueling facility.

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? ☑ Yes ☐ No

If Yes:

i. Product(s) to be stored Gasoline, diesel, and propane

ii. Volume(s) 65,000 per unit time weekly (e.g., month, year)

iii. Generally, describe the proposed storage facilities:

Underground tanks

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? ☐ Yes ☑ No

If Yes:

i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? ☐ Yes ☐ No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? ☑ Yes ☐ No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

- Construction: 4 tons per week (unit of time)
- Operation : 2 tons per week (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

- Construction: C and D materials
- Operation: Cardboard, paper, plastic, metal and tires

iii. Proposed disposal methods/facilities for solid waste generated on-site:

- Construction: Construction waste to be managed by licensed hauler.
- Operation: Solid waste generated by normal site and WWTP operations will be handled by licensed hauler.

s. Does the proposed action include construction or modification of a solid waste management facility? ☐ Yes ☑ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☑ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? ☐ Yes ☐ No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

☐ Urban ☐ Industrial ☑ Commercial ☑ Residential (suburban) ☐ Rural (non-farm)
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____

ii. If mix of uses, generally describe:

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	0	9.8±	+9.8±
• Forested	0	0	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	11	0	-11±
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	0	0	0
• Wetlands	1.2±	0.7±	-0.5
• Non-vegetated (bare rock, earth or fill)	0	0	0
• Other Describe: Greenspace	0	7.3±	+7.3±

c. Is the project site presently used by members of the community for public recreation? ☐Yes ☑No
i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? ☑Yes ☐No
If Yes,
i. Identify Facilities:
Schalmont schools

e. Does the project site contain an existing dam? ☐Yes ☑No
If Yes:
i. Dimensions of the dam and impoundment:
- Dam height: _____ feet
- Dam length: _____ feet
- Surface area: _____ acres
- Volume impounded: _____ gallons OR acre-feet

ii. Dam's existing hazard classification: _____
iii. Provide date and summarize results of last inspection:

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? ☐Yes ☑No
If Yes:
i. Has the facility been formally closed? ☐Yes ☐No
- If yes, cite sources/documentation: _____

ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:

iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? ☐Yes ☑No
If Yes:
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred:

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? ☐Yes ☑No
If Yes:
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: ☐Yes ☐No
☐ Yes – Spills Incidents database — Provide DEC ID number(s): _____
☐ Yes – Environmental Site Remediation database — Provide DEC ID number(s): _____
☐ Neither database

ii. If site has been subject of RCRA corrective activities, describe control measures: _____

iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? ☐Yes ☑No
If yes, provide DEC ID number(s): _____

iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):

v. Is the project site subject to an institutional control limiting property uses? ☐Yes ☑No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? ☐Yes ☐No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? 8± feet

b. Are there bedrock outcroppings on the project site? ☐Yes ☑No
If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site:

Silt loam	90 %
Silt Clay	10 %
	%

d. What is the average depth to the water table on the project site? Average: 10+ feet

e. Drainage status of project site soils:

☐	Well Drained:	% of site
☑	Moderately Well Drained:	40 % of site
☑	Poorly Drained	60 % of site

f. Approximate proportion of proposed action site with slopes:

☑	0-10%:	90 % of site
☑	10-15%:	10 % of site
☐	15% or greater:	% of site

g. Are there any unique geologic features on the project site? ☐Yes ☑No
If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? ☑Yes ☐No

ii. Do any wetlands or other waterbodies adjoin the project site? ☐Yes ☑No

If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? ☐Yes ☑No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name ACOE Approximate Size 1.2± acres
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? ☐Yes ☑No

If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? ☐Yes ☑No

j. Is the project site in the 100-year Floodplain? ☐Yes ☑No

k. Is the project site in the 500-year Floodplain? ☐Yes ☑No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? ☑Yes ☐No
If Yes:

i. Name of aquifer: Principal Aquifer

m. Identify the predominant wildlife species that occupy or use the project site:
Typical Suburban wildlife

n. Does the project site contain a designated significant natural community? ☐Yes ☑No
If Yes:
i. Describe the habitat/community (composition, function, and basis for designation):
ii. Source(s) of description or evaluation:
iii. Extent of community/habitat:
- Currently: _____ acres
- Following completion of project as proposed: _____ acres
- Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? ☐Yes ☑No
If Yes:
i. Species and listing (endangered or threatened):

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? ☐Yes ☑No
If Yes:
i. Species and listing:

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? ☐Yes ☑No
If yes, give a brief description of how the proposed action may affect that use:

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? ☐Yes ☑No
If Yes, provide county plus district name/number:

b. Are agricultural lands consisting of highly productive soils present? ☐Yes ☑No
i. If Yes: acreage(s) on project site?
ii. Source(s) of soil rating(s):

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? ☐Yes ☑No
If Yes:
i. Nature of the natural landmark: ☐ Biological Community ☐ Geological Feature
ii. Provide brief description of landmark, including values behind designation and approximate size/extent:

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? ☐Yes ☑No
If Yes:
i. CEA name:
ii. Basis for designation:
iii. Designating agency and date:

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? ☐ Yes ☑ No

If Yes:

i. Nature of historic/archaeological resource: ☐ Archaeological Site ☐ Historic Building or District

ii. Name: _____

iii. Brief description of attributes on which listing is based:

_____

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? ☑ Yes ☐ No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? ☐ Yes ☑ No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within fives miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? ☑ Yes ☐ No

If Yes:

i. Identify resource: Revolutionary Trail

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): Trail scenic byway

iii. Distance between project and resource: 4.65± miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? ☐ Yes ☑ No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? ☐ Yes ☐ No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

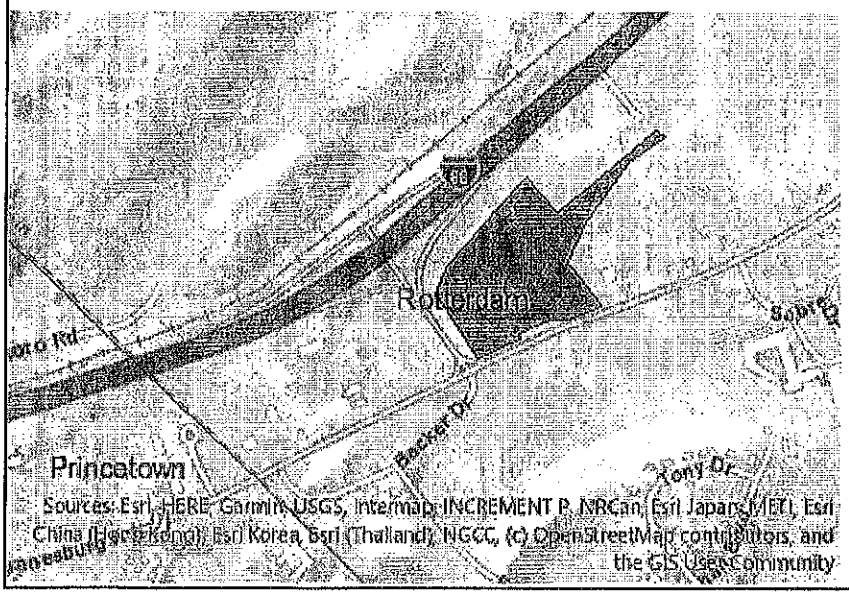
Applicant/Sponsor Name Luigi A. Palleschi, P.E., ABD Engineers & Surve Date Rev 11/25/2024

Signature _____ Title Professional Engineer

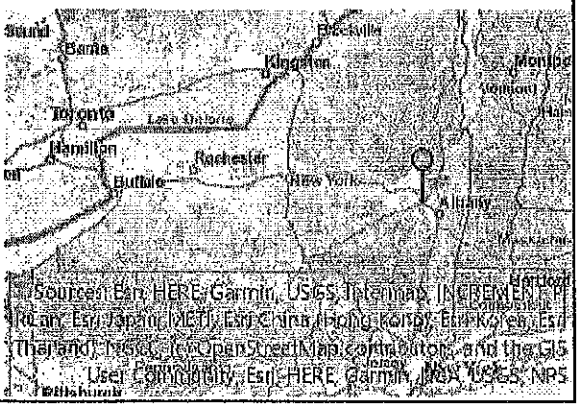
PRINT FORM

EAF Mapper Summary Report

Monday, July 24, 2023 5:01 PM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Yes - Digital mapping data are not available for all Special Planning Districts. Refer to EAF Workbook.
C.2.b. [Special Planning District - Name]	NYS Heritage Areas:Mohawk Valley Heritage Corridor
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	No
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	No
E.2.h.ii [Surface Water Features]	No
E.2.h.iii [Surface Water Features]	No
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	No
E.2.k. [500 Year Floodplain]	No
E.2.l. [Aquifers]	Yes
E.2.l. [Aquifer Names]	Principal Aquifer
E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	No

E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.3.f. [Archeological Sites]	Yes
E.3.i. [Designated River Corridor]	No

Agency Use Only [If applicable]

Project: GDPL Ville Rotterdam 880 Duanesburg

Date: November 26, 2024

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency **and** the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "**Yes**" to a numbered question, please complete all the questions that follow in that section.
- If you answer "**No**" to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land
Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1)
If "Yes", answer questions a - j. If "No", move on to Section 2.

☐ NO ☑ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	☑	☐
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	☑	☐
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	☑	☐
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	☑	☐
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	☑	☐
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	☑	☐
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	☑	☐
h. Other impacts: _____		☐	☐

2. Impact on Geological Features

The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g) ☑ NO ☐ YES

If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____	E2g	☐	☐
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	☐	☐
c. Other impacts: _____		☐	☐

3. Impacts on Surface Water

The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h) ☐ NO ☑ YES

If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	☑	☐
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	☑	☐
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	☑	☐
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	☑	☐
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	☑	☐
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	☑	☐
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	☑	☐
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	☑	☐
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	☑	☐
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	☑	☐
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	☑	☐

l. Other impacts: ACOE Permit will be required for disturbance of approximately 0.51 acres of federal wetlands. No NYSDEC regulated wetlands exist on or adjacent to site.		☑	☐

4. Impact on groundwater
The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) ☐ NO ☑ YES
If "Yes", answer questions a - h. If "No", move on to Section 5.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	☑	☐
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source:	D2c	☑	☐
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	☑	☐
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	☑	☐
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	☑	☐
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	☑	☐
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	☑	☐
h. Other impacts: Project will be serviced by municipal water. The proposed fueling facility will conform to all requirements of NYS Bulk Storage and Fuel station regulations.		☐	☐

5. Impact on Flooding
The proposed action may result in development on lands subject to flooding. (See Part 1. E.2) ☑ NO ☐ YES
If "Yes", answer questions a - g. If "No", move on to Section 6.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	☐	☐
b. The proposed action may result in development within a 100 year floodplain.	E2j	☐	☐
c. The proposed action may result in development within a 500 year floodplain.	E2k	☐	☐
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	☐	☐
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	☐	☐
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	☐	☐

g. Other impacts: _____		☐	☐

6. Impacts on Air

The proposed action may include a state regulated air emission source. (See Part 1. D.2.f., D.2.h, D.2.g) ☐NO ☑YES

If "Yes", answer questions a - f. If "No", move on to Section 7.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels:			
i. More than 1000 tons/year of carbon dioxide (CO_2)	D2g	☑	☐
ii. More than 3.5 tons/year of nitrous oxide (N_2O)	D2g	☑	☐
iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs)	D2g	☑	☐
iv. More than .045 tons/year of sulfur hexafluoride (SF_6)	D2g	☑	☐
v. More than 1000 tons/year of carbon dioxide equivalent of hydrochloroflourocarbons (HFCs) emissions	D2g	☑	☐
vi. 43 tons/year or more of methane	D2h	☑	☐
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	☑	☐
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	☑	☐
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	☑	☐
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	☑	☐
f. Other impacts: Fueling activities and some traffic/idling vehicles on-site. Site is in close proximity to the interstate and no residential dwellings are in immediate vicinity		☑	☐

7. Impact on Plants and Animals

The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) ☐NO ☑YES

If "Yes", answer questions a - j. If "No", move on to Section 8.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	☑	☐
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	☑	☐
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	☑	☐
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	☑	☐

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	☑	☐
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	☑	☐
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	☑	☐
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____ _____	E1b	☑	☐
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	☑	☐
j. Other impacts: _____ _____		☐	☐

8. Impact on Agricultural Resources
The proposed action may impact agricultural resources. (See Part 1. E.3.a. and b.) ☑NO ☐YES
If "Yes", answer questions a - h. If "No", move on to Section 9.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	☐	☐
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	☐	☐
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	☐	☐
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	☐	☐
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	☐	☐
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	☐	☐
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	☐	☐
h. Other impacts: _____		☐	☐

9. Impact on Aesthetic Resources
The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a, E.1.b, E.3.h.)
If "Yes", answer questions a - g. If "No", go to Section 10.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	☐	☐
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	☐	☐
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	☐ ☐	☐ ☐
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	☐ ☐	☐ ☐
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	☐	☐
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile ½ -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	☐	☐
g. Other impacts: _____		☐	☐

10. Impact on Historic and Archeological Resources
The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f. and g.)
If "Yes", answer questions a - e. If "No", go to Section 11.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places.	E3e	☐	☐
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	☐	☐
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	☐	☐

d. Other impacts: _____		☐	☐
e. If any of the above (a-d) are answered "Moderate to large impact may occur", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	☐	☐
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	☐	☐
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	☐	☐

11. Impact on Open Space and Recreation

The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan.
(See Part 1. C.2.c, E.1.c., E.2.q.)
If "Yes", answer questions a - e. If "No", go to Section 12.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b E2h, E2m, E2o, E2n, E2p	☐	☐
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	☐	☐
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c E1c, E2q	☐	☐
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	☐	☐
e. Other impacts: _____		☐	☐

12. Impact on Critical Environmental Areas

The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d)
If "Yes", answer questions a - c. If "No", go to Section 13.

☑ NO ☐ YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	☐	☐
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	☐	☐
c. Other impacts: _____		☐	☐

13. Impact on Transportation
The proposed action may result in a change to existing transportation systems. ☐ NO ☑ YES
(See Part 1. D.2.j)
If "Yes", answer questions a - f. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	☑	☐
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	☑	☐
c. The proposed action will degrade existing transit access.	D2j	☑	☐
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	☑	☐
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	☑	☐
f. Other impacts: Traffic study completed and revised. Mitigation contribution by developer for pedestrian improvements.		☐	☐

14. Impact on Energy
The proposed action may cause an increase in the use of any form of energy. ☐ NO ☑ YES
(See Part 1. D.2.k)
If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	☑	☐
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	☑	☐
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	☑	☐
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	☑	☐
e. Other Impacts:		☐	☐

15. Impact on Noise, Odor, and Light
The proposed action may result in an increase in noise, odors, or outdoor lighting. ☐ NO ☑ YES
(See Part 1. D.2.m., n., and o.)
If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	☑	☐
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	☑	☐
c. The proposed action may result in routine odors for more than one hour per day.	D2o	☑	☐

d. The proposed action may result in light shining onto adjoining properties.	D2n	☑	☐
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	☑	☐
f. Other impacts: _____ _____		☐	☐

16. Impact on Human Health
The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1.D.2.q., E.1. d. f. g. and h.) ☑ NO ☐ YES
If "Yes", answer questions a - m. If "No", go to Section 17.

	Relevant Part I Question(s)	No,or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	☐	☐
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	☐	☐
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	☐	☐
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	☐	☐
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	☐	☐
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	☐	☐
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	☐	☐
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	☐	☐
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	☐	☐
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	☐	☐
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	☐	☐
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	☐	☐
m. Other impacts: _____ _____		☐	☐

17. Consistency with Community Plans

The proposed action is not consistent with adopted land use plans. (See Part 1. C.1, C.2. and C.3.) ☑ NO ☐ YES

If "Yes", answer questions a - h. If "No", go to Section 18.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	☐	☐
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	☐	☐
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	☐	☐
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	☐	☐
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	☐	☐
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	☐	☐
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	☐	☐
h. Other: _____		☐	☐

18. Consistency with Community Character

The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3) ☑ NO ☐ YES

If "Yes", answer questions a - g. If "No", proceed to Part 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	☐	☐
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	☐	☐
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	☐	☐
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	☐	☐
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	☐	☐
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	☐	☐
g. Other impacts: _____		☐	☐

PRINT FULL FORM

October 19, 2024

Ref: 22286.00

Ms. Tiffany Marsh
GDP Lville Rotterdam, LLC
145 Otterkill Road
PO Box 55
Mountainville, NY 10953

Re: Traffic Impact Evaluation, BJ's Wholesale Club Retail Plaza, 900 & 880 Duanesburg Road (NY Route 7), Town of Rotterdam, NY

Dear Ms. Marsh:

VHB Engineering, Surveying, Landscape Architecture and Geology, PC (VHB) has conducted a traffic impact evaluation to assess the potential traffic impacts associated with the development of the site located at 900 and 880 Duanesburg Road (NY Route 7) in the Town of Rotterdam, New York with a BJ's Wholesale Club with a gas station and a commercial outparcel. The Concept Plan with final revision dated September 15, 2023, prepared by ABD Engineers and Surveyors is included as Attachment A.

This letter includes an evaluation of the existing traffic operations and future conditions with and without construction of the proposed project. As detailed herein, the proposed project is expected to have minimal impact on local traffic operations.

Site Location and Proposed Development

The project site, located on the north side of Duanesburg Road, east of the Duanesburg Road at Interstate 88 (I-88) Access Road/Becker Road intersection in the Town of Rotterdam, New York, is currently vacant. The proposed project includes the construction of a 102,725 square foot (sf) BJ's Wholesale Club, eight fuel islands (16 fueling positions), and a 2,200 sf commercial building with a drive-through lane. Access to the site is proposed via a full access driveway on Duanesburg Road. The project is expected to be fully built and occupied in 2024. The project location is shown on Figure 1.

Existing Conditions

Duanesburg Road (NY Route 7)

Duanesburg Road (NY Route 7) is classified as an urban principal arterial that generally provides east-west travel through Schenectady County and is under the jurisdiction of the New York State Department of Transportation (NYSDOT). In the project vicinity, NY Route 7 is designated as Duanesburg Road from the west in the Town of Princetown and to the east in the Town of Rotterdam ending at the five corners intersection where Duanesburg Road intersects with Curry Road (NY Route 7), Broadway, Princetown Road and Mariaville Road (NY Route 159). Duanesburg Road generally provides a single 11 to 12-foot travel lane in each direction, a 16-foot center two-way

left-turn lane, four-foot wide paved shoulders on the north side of the roadway, 11-foot wide paved shoulders on the south side of the roadway, and a posted speed limit of 40-mph. Along the project frontage in the westbound direction, the two-way left-turn lane transitions to a left-turn lane and the roadway widens to provide a 12-foot right turn lane at the signalized intersection to the west. There are no sidewalks on Duanesburg Road near the proposed project. Data published by NYSDOT on the Traffic Data Viewer (TDV) from 2015 indicates that the annual average daily traffic (AADT) on Duanesburg Road is 12,681 vehicles per day (vpd) near the project site. Land use on Duanesburg Road in the study area is commercial and residential. The Schalmont Central School District Middle School and High School campus is located to the east of the site.

Duanesburg Road (NY Route 7) at Pangburn Road
The Duanesburg Road at Pangburn Road intersection is a four leg intersection operating under traffic signal control. All four intersection approaches provide a single lane for shared travel movements. There are no sidewalks, marked crosswalks, or pedestrian signals at this intersection.

Duanesburg Road (NY Route 7) at I-88 Access Road/Becker Road
Duanesburg Road at I-88 Access Road/Becker Road intersection is a four leg intersection operating under traffic signal control. The eastbound Duanesburg Road approach provides a left-turn lane and a shared through/right-turn lane and the westbound Duanesburg Road approach provides a left-turn lane, a through lane, and a right-turn lane controlled with a yield sign. The southbound I-88 Access Road approach provides a shared left-turn/through lane and a right-turn lane controlled with a yield sign. The northbound Becker Road approach provides a single lane for shared travel movements. There are no sidewalks, marked crosswalks, or pedestrian signals at this intersection.

Duanesburg Road (NY Route 7) at Burdeck Street (NY Route 337)
The Duanesburg Road at Burdeck Street intersection is a three-leg intersection operating under traffic signal control. The eastbound Duanesburg Road approach provides a left-turn lane and a through lane while the westbound Duanesburg Road approach provides a single lane for shared through/right-turn movements. The southbound Burdeck Street approach provides a left-turn lane and a right-turn lane. There are no sidewalks, marked crosswalks, or pedestrian signals at this intersection.

Traffic Volumes
Turning movement count (TMC) data was collected at the three study area intersections on Thursday September 14, 2023 from 7:00 to 9:00 a.m. and 4:00 to 6:00 p.m. and on Saturday September 16, 2023 from 11:00 a.m. to 1:00 p.m. Based on this data, the weekday AM peak hour occurred from 7:00 to 8:00 a.m. and the weekday PM peak hour occurred from 4:00 to 5:00 p.m. The Saturday midday peak hour occurred from 12:00 to 1:00 p.m. The 2023 Existing AM, PM and Saturday peak hour traffic volumes are illustrated on Figure 2 and the TMC data is included in Attachment B.

Vehicle Queues
The proposed site access on Duanesburg Road is located approximately 690 feet east of the westbound stop bar at the signalized intersection of Duanesburg Road at I-88 Access Road/Becker Road. This distance allows for storage of up to 28 queued vehicles before the site access is blocked.

Based on the location of the site access on Duanesburg Road and proximity to the adjacent signalized intersection, the vehicle queues on the westbound Duanesburg Road approach were documented during the three peak hours. Weekday vehicle queues were observed on Thursday, October 5, 2023 during the peak hours (7:00 to 8:00 a.m. and 4:00 to 5:00 p.m.) and Saturday vehicle queues were observed on Saturday, October 7, 2023 from 12:00 to 1:00 p.m. The following summarizes the existing queue observations:

- Weekday AM peak hour
  - 46 westbound vehicle queues at the traffic signal were observed.
  - The average vehicle queue on the westbound approach was two vehicles (50 feet) and the 95th percentile queue was six vehicles (150 feet).
- Weekday PM peak hour
  - 38 westbound vehicle queues at the traffic signal were observed.
  - The average vehicle queue on the westbound approach was three vehicles (75 feet) and the 95th percentile queue was eight vehicles (200 feet).
- Saturday midday peak hour
  - 32 westbound vehicle queues at the traffic signal were observed.
  - The average vehicle queue on the westbound approach was two vehicles (50 feet) and the 95th percentile queue was five vehicles (125 feet).

As shown, the vehicle queues on the westbound Duanesburg Road approach during the peak hours remained several hundred feet to the west of the proposed site access driveway. The vehicle queues did not approach or block the proposed site access driveway.

Future Conditions

To determine the impacts of the site-generated traffic volumes near the site, future traffic conditions were evaluated for the 2024 design year.

Traffic growth on area roadways is a function of the expected land development, environmental activity, and changes in demographics. A frequently used procedure is to identify estimated traffic generated by planned developments that would be expected to affect the project study area roadways. An alternative procedure is to estimate an annual percentage increase and apply that increase to study area traffic volumes. The following summarizes this traffic forecasting process.

No-Build Traffic Volumes

Information provided by the Capital Region Transportation Council (CRTC, formerly the Capital District Transportation Committee) indicates that the roadways near the study area are increasing by an annual average growth rate ranging between 0.16 and 0.24 percent. Based on the data provided by CRTC, a conservative background growth rate of 0.25 percent was utilized in this study.

VHB contacted the Town of Rotterdam to identify additional projects that may impact traffic volumes in the study area. The following projects were identified:

- 125,000 sf warehouse on Mariaville Road
- 200,000 sf warehouse in Rotterdam Corporate Park at 55 Duanesburg Road, constructed waiting for tenant
- 215,000 sf warehouse in Rotterdam Corporate Park at 55 Duanesburg Road, constructed in 2006 currently vacant

In addition to applying the general background growth rate of 0.25 percent for one year, trips associated with the three identified projects were added to the 2023 Existing volumes as appropriate. The resulting 2024 No-Build peak hour traffic volumes are provided on Figure 3 and represent future traffic volumes in the study area prior to development of the proposed project.

Site Generated Traffic Volumes

A tenant has not yet been confirmed for the 2,200 sf commercial outparcel; however, the applicant has indicated that they are marketing the site towards occupancy with a coffee shop; therefore, the traffic evaluation was completed assuming a coffee shop land use for the outparcel. The site generated traffic for the weekday AM and PM peak hours and midday Saturday peak hour was estimated using the Institute of Transportation Engineers' (ITE) publication *Trip Generation, 11th Edition*[1]. The number of vehicle trips generated by the proposed project using the ITE methodology was estimated based on Land Use Code (LUC) 857 – Discount Club, LUC 944 – Gasoline/Service Station, and LUC 937 – Coffee/Donut Shop with Drive-Through Window. The description for LUC 857 – Discount Club indicates that some of the sites sampled may have included fuel pumps; however, the trip generation rate does not distinguish between sites with and without fuel pumps. To account for the 16 fueling positions, the trip generation estimate includes a separate calculation for the gas station portion of the site. Since the ITE data for LUC 857 – Discount Club may include trips associated with the fueling positions, it can be said that the trip generation estimates used in the traffic evaluation are conservative.

The trip generation rates for all three proposed land uses utilized the trip rates for the "peak hour of adjacent street traffic" for the weekday AM and PM peak hours, meaning the peak periods are all aligned. The data available for a Saturday is for the "peak hour of the generator", meaning that the trip rates are calculated for the peak of the land use that may or may not fully align with the peak traffic on the adjacent roadway or the peak of the other land uses. Since the Saturday generator peaks were added onto the midday peak traffic volumes, the resulting volumes are likely conservatively high since it is likely that land uses such as a coffee shop and the BJ's don't necessarily align on a Saturday.

It can be expected that some of the trips to the site will originate from traffic that is already on the adjacent roadway network. These trips, known as pass-by or diverted-link trips, contribute to the site driveway volumes, but do not add traffic volumes on the adjacent roadway network. The pass-by trip percentages applied to the site generated volumes are based on data published by ITE. The pass-by rates for LUC 857 – Discount Club are zero percent in the AM peak hour, 34 percent during the PM peak hour, and 25 percent during the Saturday midday peak hour. Pass-by rates are not available for LUC 937; therefore, the pass-by rates for the coffee shop were estimated using LUC 934 – Fast-Food Restaurant with Drive-Through Window which are 50 percent during the AM peak hour and 55 percent during both the PM and Saturday peak hours (note data was not available for the

1 ITE Trip Generation Manual, 11th Edition, Institute of Transportation Engineers, Washington D.C., September 2021

Saturday peak hour therefore PM peak hour data was used). The pass-by rates for LUC 944 – Gasoline/Service Station are 63 percent during the AM peak hour, 57 percent during the PM peak hour and 49 percent during the Saturday midday peak hour.

Due to the mixed-use nature of the proposed project, it is expected that some vehicle trips at the site will be multi-use or "internal" meaning that trips to more than one land use on the site are generated internally and do not add an additional trip to the adjacent roadway network. For example, a patron may stop at the BJ's Wholesale Club and then the coffee shop before leaving the site thereby stop at two land uses during one trip. The internal trip credit was estimated using the procedures outlined in the ITE publication *Trip Generation Handbook, 3rd Edition*[2]. Based on the proposed land uses within the site, the resulting internal trip credits are summarized in Table 1. The trip generation for the site is summarized in Table 2.

Table 1 Internal Capture Rates [a]

Land Use	Weekday AM Peak Hour		Weekday PM Peak Hour		Saturday Midday Peak Hour	
	Enter	Exit	Enter	Exit	Enter	Exit
Discount Club	8%	13%	30%	21%	25%	17%
Coffee Shop	2%	2%	29%	41%	29%	41%
Gas Station	2%	2%	29%	41%	29%	41%

a Based on ITE *Trip Generation Handbook, 3rd Edition*

2 Trip Generation Handbook, 3rd Edition, Institute of Transportation Engineers, Washington D.C., September 2017

Table 2 Trip Generation Summary

Land Use	Weekday AM Peak Hour			Weekday PM Peak Hour			Saturday Midday Peak Hour		
	Enter	Exit	Total	Enter	Exit	Total	Enter	Exit	Total
Discount Club [a]	50	32	82	215	215	430	321	333	654
Internal Capture [b]	-4	-4	-8	-64	-45	-109	-81	-58	-139
Pass-By Credit [c]	-0	-0	-0	-55	-55	-110	-64	-64	-128
Coffee Shop [d]	96	93	189	43	43	86	97	96	193
Internal Capture [b]	-2	-2	-2	-12	-18	-31	-28	-39	-67
Pass-By Credit [e]	-46	-46	-92	-15	-15	-30	-35	-35	-70
Gas Station [f]	82	82	164	111	112	223	102	102	204
Internal Capture [b]	-2	-2	-4	-32	-46	-78	-30	-42	-72
Pass-By Credit [g]	-50	-50	-100	-41	-41	-82	-32	-32	-64
Total Trips	228	207	435	369	370	739	520	531	1,051
Total Internal Capture	-8	-8	-16	-108	-109	-217	-139	-139	-278
Total Pass-By Credit	-96	-96	-192	-111	-111	-222	-131	-131	-282
Total New Trips	124	103	227	150	150	300	250	261	511

a Based on ITE Trip Generation LUC 857 Discount Club for 102,725 sf
b See Table 1
c Based on ITE Pass-By Credits for Discount Club of 0% AM peak, 34% PM peak and 25% Saturday peak
d Based on ITE Trip Generation LUC 937 for 2,200 sf
e Based on ITE Pass-By Credits for Coffee Shop of 50% AM peak, 55% PM peak and 55% Saturday peak
f Based on ITE Trip Generation LUC 944 Gasoline/Service Station for 16 fueling positions
g Based on ITE Pass-By Credits for Gasoline/Service Station of 63% AM peak, 57% PM peak and 49% Saturday eak

The proposed project is expected to generate 227 new vehicle trips during the weekday AM peak hour (124 entering and 103 exiting), 300 new vehicle trips during the weekday PM peak hour (150 entering and 150 exiting) and 511 new vehicle trips during Saturday midday peak hour (250 entering and 261exiting).

Build Traffic Volumes

The directional distribution of traffic approaching and departing the site is a function of several variables including population densities, existing travel patterns, and the efficiency of the roadways leading to and from the site. Based on a review of the existing travel patterns and population centers in the area, it is estimated that 55 percent of the new site generated traffic will travel to and from the east on Duanesburg Road and 45 percent will travel to and from the west on Duanesburg Road with 35 percent traveling to and from I-88 and 30 percent traveling to and from Burdeck Street. The directional distribution of pass-by trips to and from the site is based on the existing traffic volumes along the project frontages. The primary and pass-by trip assignments for the project are shown on Figures 6 and 7, respectively. These assigned volumes were then added to the 2024 No-Build peak hour traffic volumes to develop the 2024 Build peak hour traffic volumes. The 2024 Build traffic volumes are summarized on Figure 8.

Traffic Operations Analysis

Capacity analyses provide an indication of how well the roadway facilities serve the traffic demands placed upon them. Roadway operating conditions are classified by calculated levels of service (LOS).

The evaluation criteria used to analyze the study area intersections is based on the procedures set forth in the latest version of the Highway Capacity Manual (HCM)[3]. LOS is a measure that considers several factors including roadway geometry, speed, and travel delay. Levels of service range from A to F, with LOS A representing short vehicle delays and LOS F representing longer vehicle delays. The LOS definitions are included in Attachment C.

Intersection Capacity Analysis

Levels of service analyses were conducted for the 2023 Existing, 2024 No-Build, and 2024 Build conditions at the three off-site study area intersections and for the 2024 Build condition at the site access intersection. Tables 3, 4 and 5 summarize the capacity analysis results for the weekday AM, weekday PM, and Saturday Midday peak hours, respectively. The capacity analyses worksheets are included in Attachment D.

The Duanesburg Road at I-88 Access/Becker Road intersection currently operates at overall LOS B during the AM, PM and Saturday peak hours. The LOS B conditions will be maintained during the Saturday peak hour. During the AM and PM peak hours, the overall intersection operations will drop to a LOS C during the AM and PM peak hours in the Build conditions with increases in the average vehicle delay of less than two seconds when compared to the No-Build conditions. These delay increases are considered minor and do not warrant mitigation.

The Duanesburg Road at Pangburn Road intersection currently operates at overall LOS A conditions during the AM, PM, and Saturday peak hours. The LOS A conditions will be maintained through the Build conditions. No mitigation is warranted at this intersection.

The Duanesburg Road at Burdeck Street intersection currently operates at overall LOS B conditions during the AM and PM peak hours and at overall LOS A during the Saturday peak hour. The overall LOS B conditions will be maintained during the AM and PM peak hours through the Build conditions. During the Saturday peak hour, the overall intersection operations will drop to a LOS B during the Saturday peak hour in the Build condition with an increase in the average vehicle delay of less than two seconds when compared to the No-Build conditions. This increase in delay is considered minor and does not warrant mitigation.

The site access driveway on Duanesburg Road is proposed as an unsignalized driveway with a single lane entering the site and two lanes exiting the site to facilitate left and right turn movements. Duanesburg Road is equipped with a center two-way left-turn lane that will be utilized by left-turning vehicles entering and exiting the site. The capacity analysis results show that left-turn vehicles entering the site will operate at LOS A conditions during the three peak hours. Exiting the site, the left-turn movement will operate at LOS C conditions during the AM peak hour, LOS D conditions during the PM peak hour, and LOS E conditions during the Saturday peak hour while the right-turn movement will operate at LOS B/C conditions during the three peak hours. As shown the longest vehicle delays of 37 seconds are anticipated during the Saturday peak hour; however, as noted, the Saturday volumes are conservatively high as they represent the peak hour of the generator for the three land uses combined into one

3 Highway Capacity Manual, 6th Edition, Transportation Research Board, Washington D.C., 2016

peak hour indicating that actual peak hour volumes and delays may be less. The proposed two lanes exiting the site and use of the center two-way left-turn lane results in adequate access to the site as an unsignalized intersection.

Table 3 AM Peak Hour Level of Service Summary

Intersection	Approach	Lane Group	Existing 2023		No-Build 2024		Build 2024	
			Delay	LOS	Delay	LOS	Delay	LOS
Duanesburg Road (NY 7) at I-88 Access/Becker Road	EB	L	28.0	C	29.7	C	31.8	C
		TR	7.8	A	9.0	A	10.6	B
		Approach	17.9	B	19.3	B	20.8	C
	WB	L	16.9	B	18.6	B	20.6	C
		T	19.1	B	21.1	C	23.7	C
		Approach	18.9	B	20.9	C	23.4	C
	NB	LTR	15.3	B	14.9	B	14.4	B
	SB	LT	20.6	C	20.8	C	21.5	C
	Overall		**18.6**	**B**	**19.6**	**B**	**21.0**	**C**
Duanesburg Road (NY 7) at Pangburn Road	EB	LTR	4.7	A	4.7	A	4.8	A
	WB	LTR	4.8	A	4.8	A	4.9	A
	NB	LTR	12.9	B	12.9	B	12.9	B
	SB	LTR	12.3	B	12.3	B	12.2	B
	Overall		**7.1**	**A**	**7.1**	**A**	**7.2**	**A**
Duanesburg Road (NY 7) at Burdeck Street	EB	L	15.4	B	16.0	B	18.1	B
		T	3.5	A	3.7	A	4.3	A
		Approach	8.8	A	8.9	A	10.1	B
	WB	TR	10.5	B	10.9	B	12.5	B
	NB	L	18.4	B	18.4	B	17.9	B
		R	18.2	B	18.2	B	18.2	B
		Approach	18.2	B	18.2	B	18.2	B
	Overall		**11.5**	**B**	**11.7**	**B**	**12.7**	**B**
Duanesburg Road (NY 7) at Site Driveway	EB	LT	--	--	--	--	9.3	A
	SB	L	--	--	--	--	20.8	C
		R	--	--	--	--	14.0	B

EB, WB, NB, SB = Eastbound, Westbound, Northbound, or Southbound approach
L, T, R = Left-turn, Through, or Right-turn movement
a Average delay in seconds per vehicle
b Level of service
-- Not Applicable

Table 4 PM Peak Hour Level of Service Summary

Intersection	Approach	Lane Group	Existing 2023		No-Build 2024		Build 2024	
			Delay	LOS	Delay	LOS	Delay	LOS
Duanesburg Road (NY 7) at I-88 Access/Becker Road	EB	L	27.9	C	28.8	C	31.4	C
		TR	10.3	B	10.9	B	12.8	B
		Approach	17.5	B	18.2	B	20.1	C
	WB	L	18.6	B	19.2	B	21.2	C
		T	22.7	C	23.6	C	27.0	C
		Approach	22.3	C	23.3	C	26.6	C
	NB	LTR	12.5	B	12.3	B	11.6	B
	SB	LT	19.3	B	19.4	B	19.6	B
	Overall		**19.3**	**B**	**19.7**	**B**	**21.2**	**C**
Duanesburg Road (NY 7) at Pangburn Road	EB	LTR	4.4	A	4.4	A	4.4	A
	WB	LTR	5.3	A	5.4	A	5.5	A
	NB	LTR	12.8	B	12.8	B	12.9	B
	SB	LTR	12.3	B	12.3	B	12.3	B
	Overall		**6.7**	**A**	**6.7**	**A**	**6.8**	**A**
Duanesburg Road (NY 7) at Burdeck Street	EB	L	13.1	B	14.0	B	15.7	B
		T	3.2	A	3.3	A	3.5	A
		Approach	7.5	A	7.9	A	8.6	A
	WB	TR	9.6	A	10.0	B	10.7	B
	NB	L	19.4	B	19.4	B	19.4	B
		R	16.2	B	16.3	B	16.9	B
		Approach	17.2	B	17.3	B	17.6	B
	Overall		**10.3**	**B**	**10.6**	**B**	**11.2**	**B**
Duanesburg Road (NY 7) at Site Driveway	EB	LT	--	--	--	--	9.8	A
	SB	L	--	--	--	--	26.5	D
		R	--	--	--	--	16.1	C

EB, WB, NB, SB = Eastbound, Westbound, Northbound, or Southbound approach
L, T, R = Left-turn, Through, or Right-turn movement
a Average delay in seconds per vehicle
b Level of service
-- Not Applicable

Table 5 Saturday Midday Peak Hour Level of Service Summary

Intersection	Approach	Lane Group	Existing 2023		No-Build 2024		Build 2024	
			Delay	LOS	Delay	LOS	Delay	LOS
Duanesburg Road (NY 7) at I-88 Access/Becker Road	EB	L	19.6	B	19.9	B	23.2	C
		TR	4.7	A	4.9	A	7.2	A
		Approach	11.0	B	11.2	B	13.4	B
	WB	L	12.0	B	12.2	B	15.1	B
		T	13.9	B	14.1	B	18.2	B
		Approach	13.6	B	13.8	B	17.7	B
	NB	LTR	15.7	B	15.6	B	14.1	B
	SB	LT	18.9	B	18.8	B	18.9	B
	Overall		**14.0**	**B**	**14.2**	**B**	**16.4**	**B**
Duanesburg Road (NY 7) at Pangburn Road	EB	LTR	3.7	A	3.8	A	4.0	A
	WB	LTR	4.2	A	4.3	A	4.6	A
	NB	LTR	13.0	B	13.0	B	13.0	B
	SB	LTR	12.7	B	12.6	B	12.4	B
	Overall		**5.4**	**A**	**5.6**	**A**	**5.9**	**A**
Duanesburg Road (NY 7) at Burdeck Street	EB	L	12.1	B	12.3	B	15.6	B
		T	3.3	A	3.3	A	3.7	A
		Approach	7.3	A	7.3	A	8.8	A
	WB	TR	8.9	A	9.0	A	10.1	B
	NB	L	19.3	B	19.3	B	19.3	B
		R	15.9	B	15.9	B	17.0	B
		Approach	17.0	B	17.0	B	17.6	B
	Overall		**9.7**	**A**	**9.7**	**A**	**10.9**	**B**
Duanesburg Road (NY 7) at Site Driveway	EB	LT	--	--	--	--	9.9	A
	SB	L	--	--	--	--	37.0	E
		R	--	--	--	--	15.2	C

EB, WB, NB, SB = Eastbound, Westbound, Northbound, or Southbound approach
L, T, R = Left-turn, Through, or Right-turn movement
a Average delay in seconds per vehicle
b Level of service
-- Not Applicable

Sight Distance

Sight distance analysis, in conformance with guidelines in *A Policy on the Geometric Design of Highways and Streets, 7th Edition*[4] published by the American Association of State Highway and Transportation Officials (AASHTO) was performed at the proposed site access intersection on NY Route 67. Both stopping sight distance (SSD) and intersection sight distance (ISD) were evaluated at the proposed site access location. The posted speed limit on Duanesburg Road is 40-mph. Based on travel speed data collected for the project, the 85th percentile operating speed was measured to be 48-mph in the eastbound direction and 45-mph in the westbound direction; therefore, the sight distance evaluation was completed for a 50-mph operating speed in the eastbound direction and 45-mph in the westbound direction on Duanesburg Road.

SSD is the distance along the roadway for a vehicle approaching an intersection from either direction to perceive, react, and come to a complete stop before colliding with an object in the road, in this case a vehicle exiting from the driveway or a vehicle waiting on the mainline to turn into the site. Table 6 summarizes the stopping sight distance evaluation.

Table 6 Stopping Sight Distance

Location	Traveling	Measured (feet) [a]	Guideline (feet)
Duanesburg Road at Site Access	EB	700+	425 [b]
	WB	600+	360 [c]

a Based on field measurements taken by VHB.
b Based on AASHTO guidelines for a 50-mph operating speed.
c Based on AASHTO guidelines for a 45-mph operating speed.

A review of Table 6 shows that the stopping sight distances exceed the AASHTO guidelines for the operating speeds at the proposed site driveway.

ISD is based on the time required for perception, reaction, and completion of the desired turning maneuver into or out of the site driveway. Calculation of the ISD includes the time to (1) turn and clear the intersection without conflicting with approaching vehicles; and (2) upon turning, to accelerate to the operating speed on the roadway without causing approaching vehicles on the main road to unduly reduce their speed. Table 6 summarizes the intersection sight distance evaluation.

4 A Policy on the Geometric Design of Highways and Streets, 7th Edition, American Association of State Highway and Transportation Officials, 2018.

Table 7 Intersection Sight Distance

Location	View	Measured (feet) [a]	Guideline (feet) Left-turn Out	Right-turn Out	Left-turn In
Duanesburg Rd at Site Access	Looking Left [b]	600+	500	430	Na
	Looking Right [c]	700+	555	Na	Na
	Looking Straight [b]	600+	Na	Na	365

a Based on field measurements taken by VHB.
b Based on AASHTO guidelines for a 50-mph operating speed.
c Based on AASHTO guidelines for a 45-mph operating speed.

A review of Table 7 shows that the intersection sight distances looking left, right, and straight at the site driveway exceeds AASHTO guidelines. Mitigation is not required, but vegetation along the site frontage should be cleared and maintained a minimum of 14.5 feet back from the travel way to maintain good sight lines.

Conclusions

VHB Engineering, Surveying, Landscape Architecture and Geology, PC (VHB) has conducted a traffic impact evaluation to assess the potential traffic impacts associated with the development of the project site with a 102,725 sf BJ's Wholesale Club, a gas station with 16 fueling positions, and a 2,200 sf commercial building with a drive-through. Based on the current marketing of the site, the analysis was conducted assuming the commercial building would be occupied by a coffee shop. Access to the site will be provided via a full access unsignalized driveway on Duanesburg Road with two lanes exiting the site. The existing center two-way left-turn lane on Duanesburg Road will be utilized by left-turning vehicles entering and exiting the site. The project is anticipated to be fully constructed and operational by 2024.

- The proposed project is expected to generate 227 new vehicle trips (124 entering and 103 exiting) during the weekday AM peak hour, 300 new vehicle trips (150 entering and 150 exiting) during the weekday PM peak hour, and 511 new vehicle trips (250 entering and 261 exiting) during the Saturday midday peak hour.
- The LOS analysis shows that the three off-site intersections of Duanesburg Road at I-88 Access/Becker Road, Duanesburg Road at Pangburn Road, and Duanesburg Road at Burdeck Street all maintain good levels of service through the Build conditions. No mitigation is recommended at these intersections as a result of the proposed project.
- The site will be adequately serviced by the proposed unsignalized site access with a center two-way left-turn lane on Duanesburg Road and a single lane entering and two lanes exiting the site.
- The sight distance evaluation shows that the sight distances at the proposed site access will meet AASHTO guidelines. Mitigation is not required, but vegetation along the site frontage should be cleared and maintained a minimum of 14.5 feet back from the travel way to maintain good sight lines.

As detailed in the traffic evaluation, the proposed project will be adequately serviced by the surrounding roadway network

Please call with any questions regarding the above evaluation.

Sincerely,

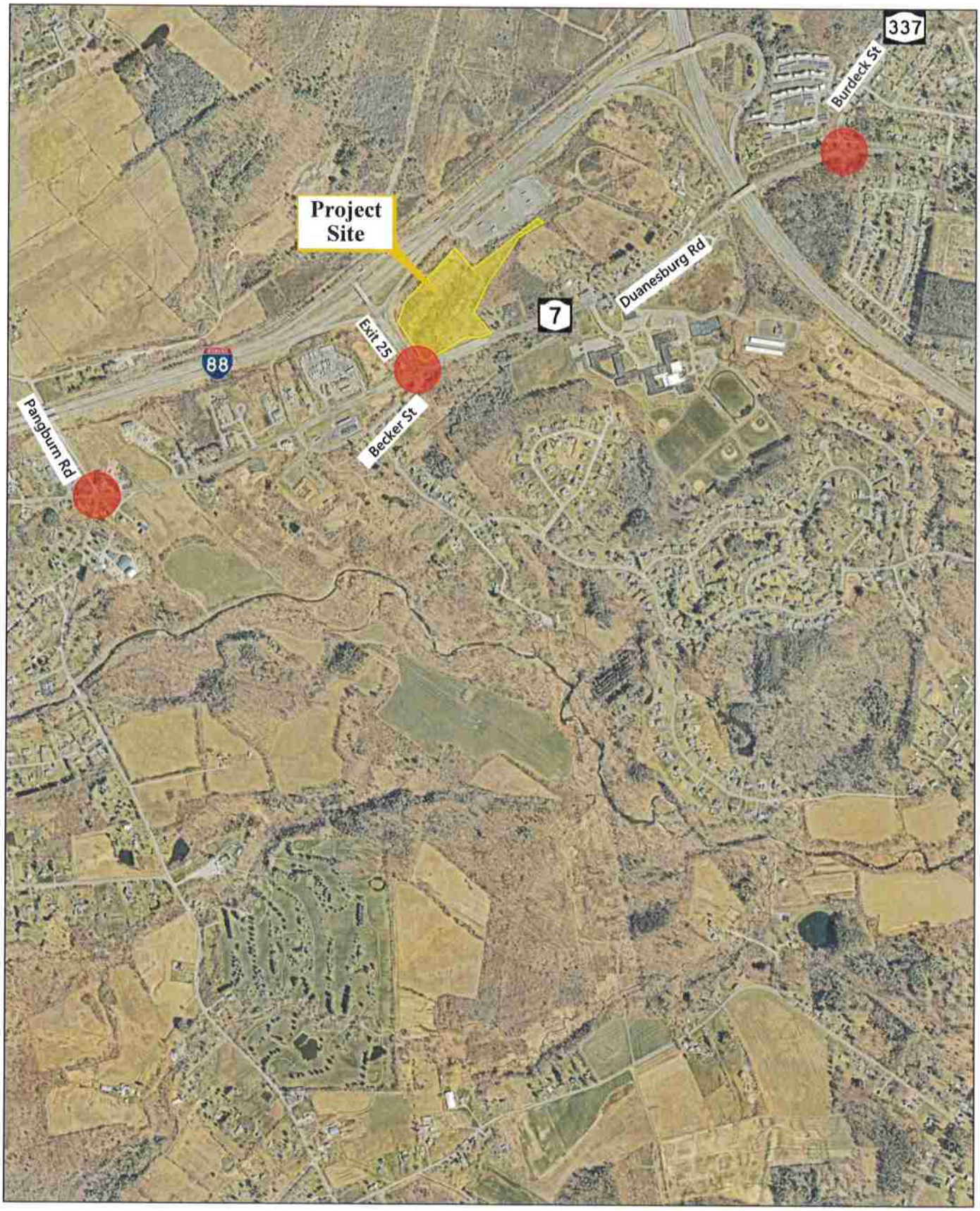
VHB

Alanna Moran, PE
Project Manager

Wendy Holsberger, PE, PTOE
Managing Director

Attachments

\\vhb\gbl\proj\Albany\22286.00 Goddard Rotterdam Retail\cad\ts\planset\22286.00 Location Figure.dwg



Not to Scale

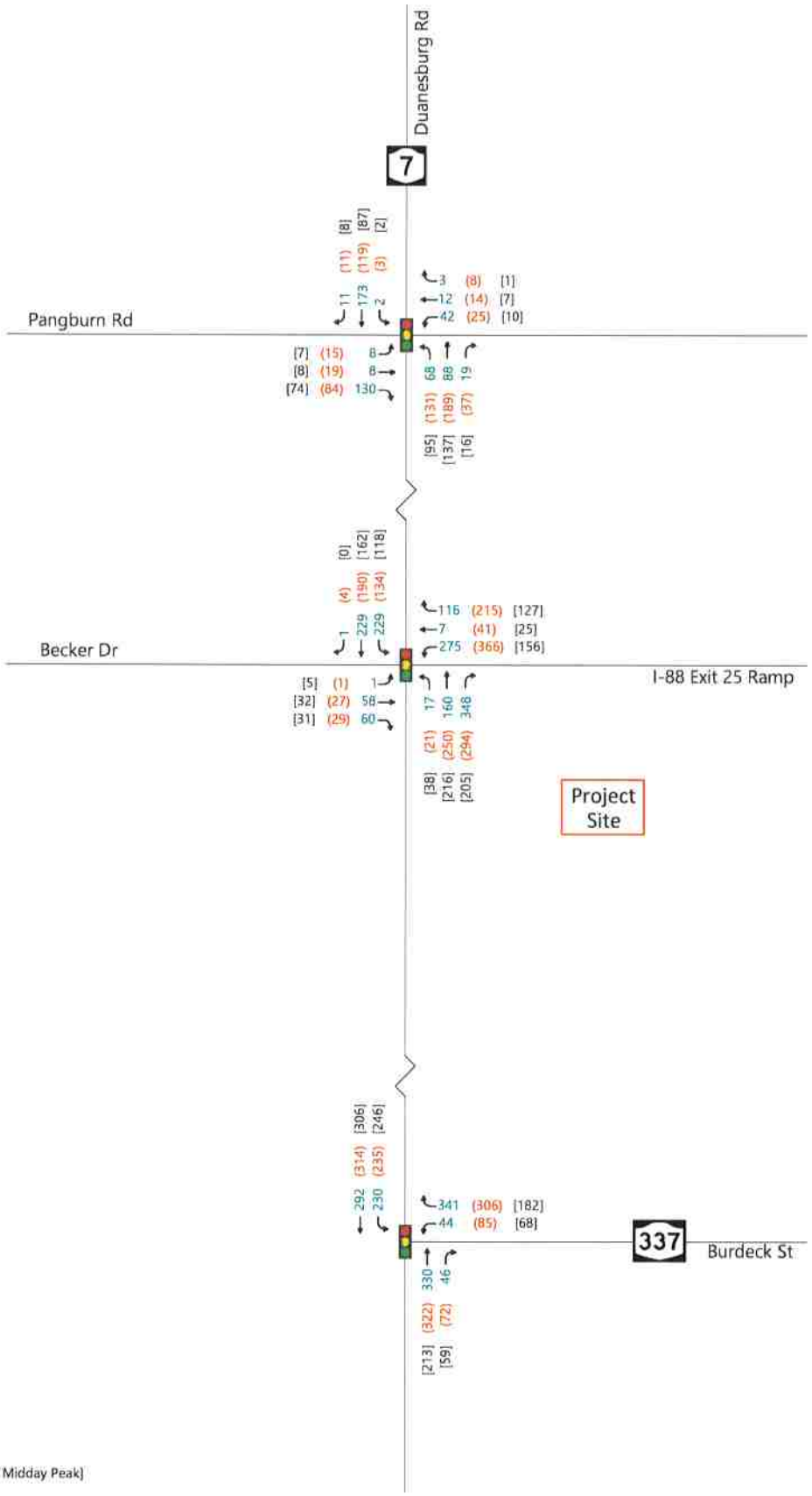
Legend

Study Intersection

vhb

Project Location
Rotterdam Retail
Duanesburg Rd (NY 7)
Rotterdam, New York

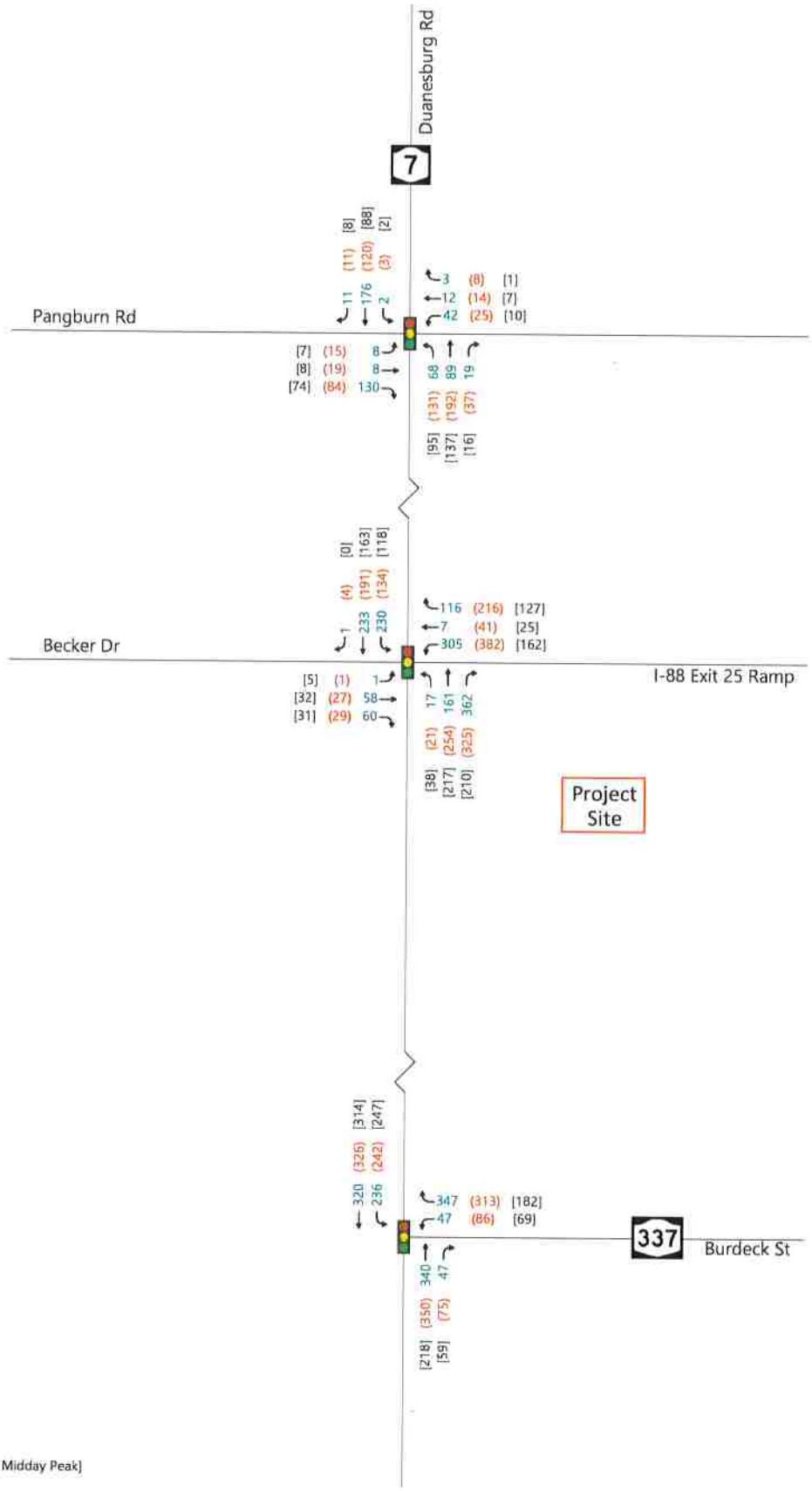
Figure 1



Not to Scale

2023 Existing Traffic Volumes
Rotterdam Retail
Duanesburg Rd (NY 7)
Rotterdam, New York

Figure 2

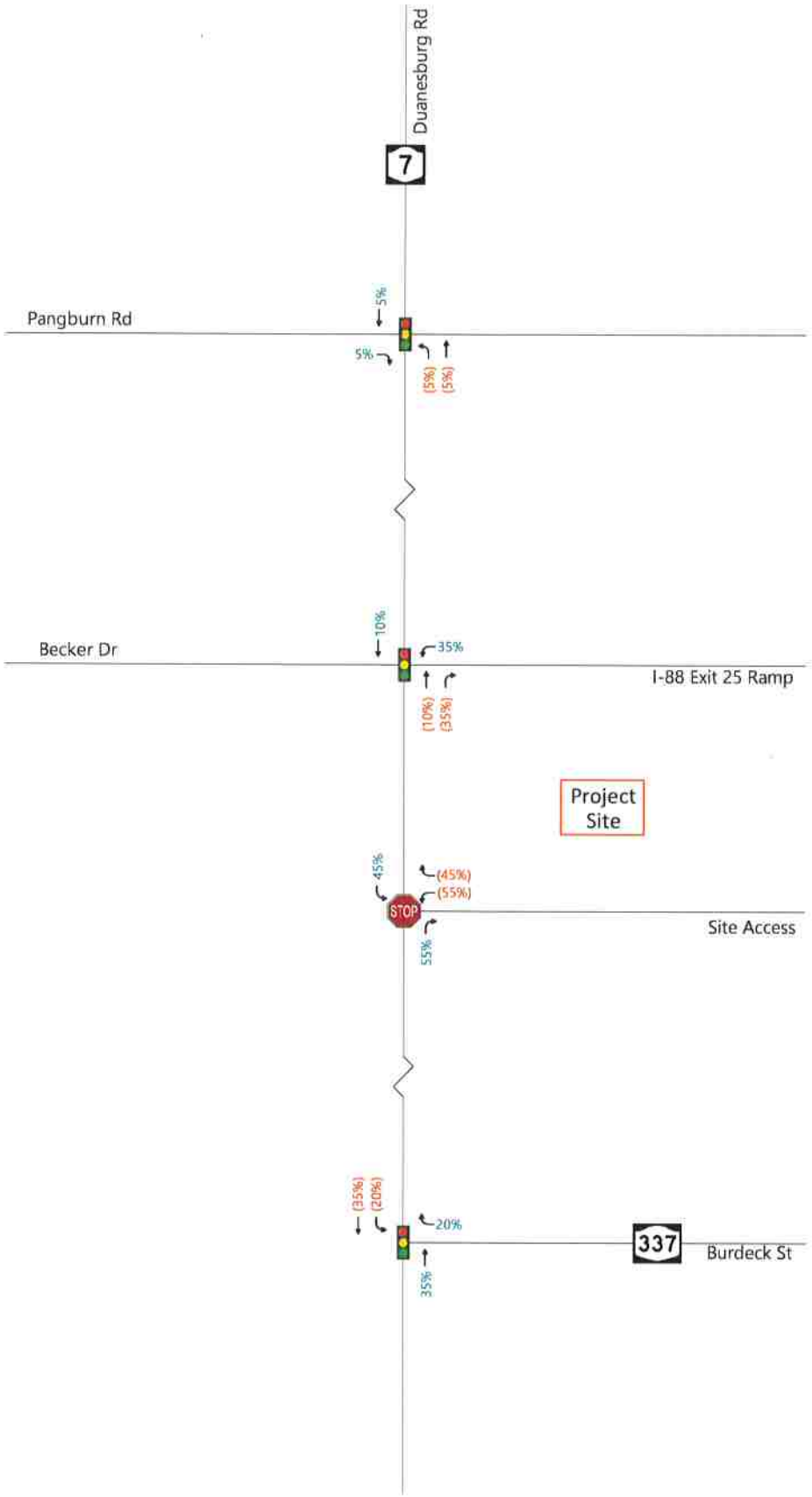


Not to Scale

2024 No-Build Traffic Volumes
Rotterdam Retail
Duanesburg Rd (NY 7)
Rotterdam, New York

Figure 3

\\vhb\gbl\proj\Albany\22286.00 Goddard Rotterdam Retail\cad\ts\planset\22286.00 Volume Figures.dwg



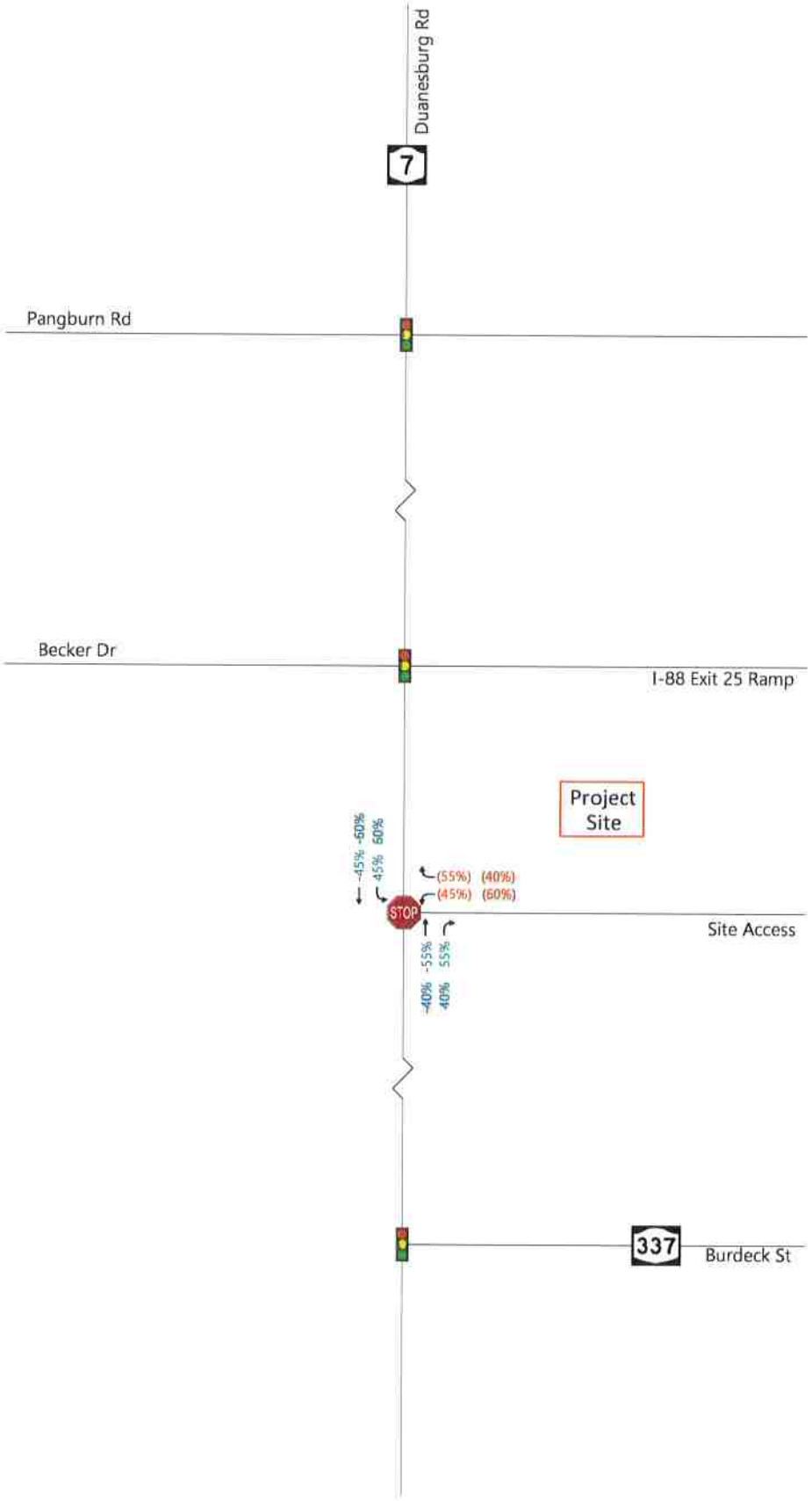
Not to Scale

Key: Entering %, (Exiting %)

Primary Trip Distribution
Rotterdam Retail
Duanesburg Rd (NY 7)
Rotterdam, New York

Figure 4

\\vhb\gbl\proj\Albany\22286.00 Goddard Rotterdam Retail\cad\ts\planset\22286.00 Volume Figures.dwg



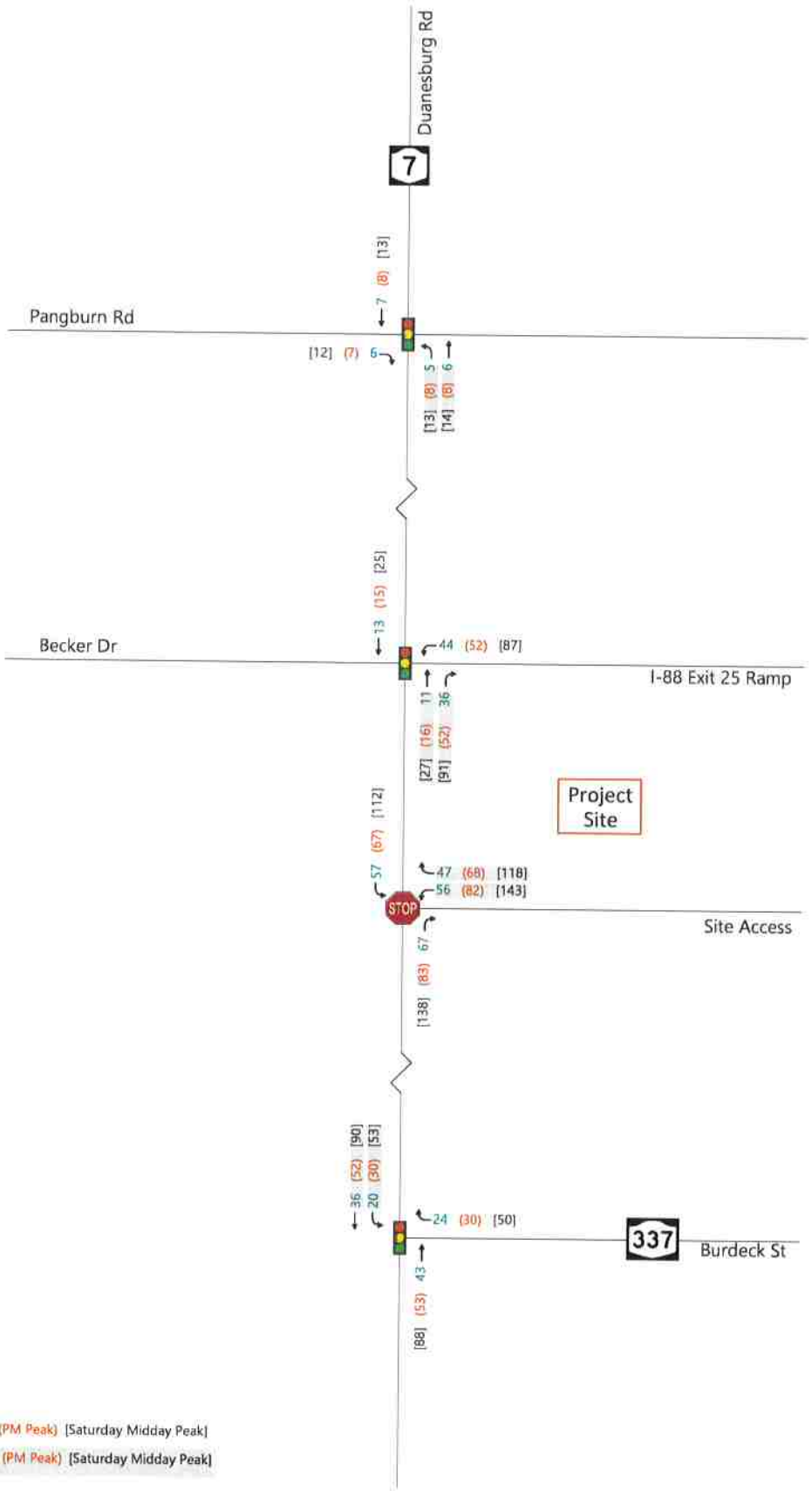
Not to Scale

Key: AM and PM Peak - Entering %, (Exiting %)
Saturday Peak - Entering %, (Exiting %)

vhb

Pass-By Trip Distribution
Rotterdam Retail
Duanesburg Rd (NY 7)
Rotterdam, New York

Figure 5

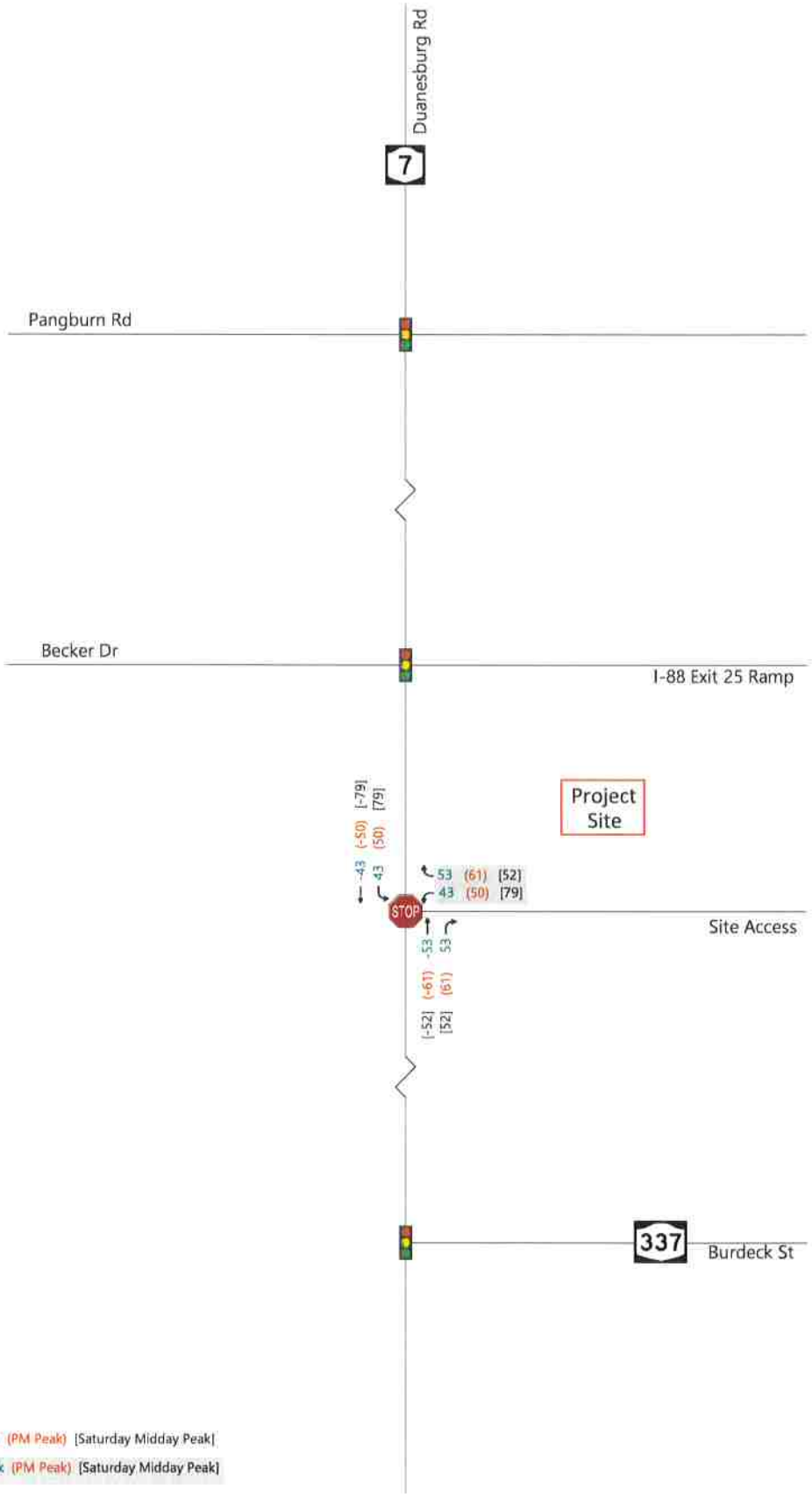


Not to Scale

Trip Assignment
Rotterdam Retail
Duanesburg Rd (NY 7)
Rotterdam, New York

Figure 6

\\vhb\gbl\proj\Albany\22286.00 Goddard Rotterdam Retail\cad\ts\planset\22286.00 Volume Figures.dwg

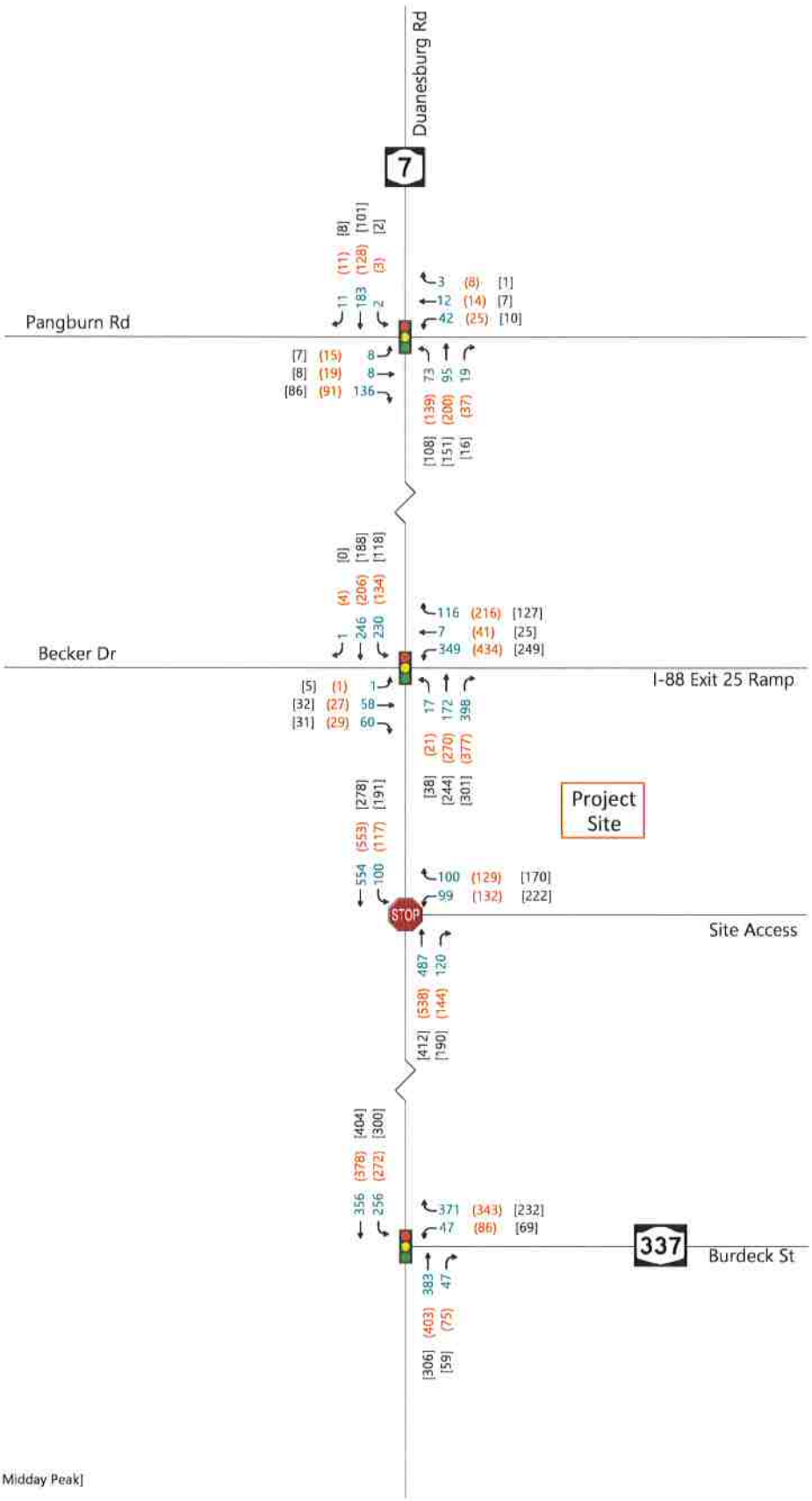


Key:
Entering Volumes: AM Peak (PM Peak) [Saturday Midday Peak]
Exiting Volumes: AM Peak (PM Peak) [Saturday Midday Peak]

Not to Scale

Pass-By Trip Assignment
Rotterdam Retail
Duanesburg Rd (NY 7)
Rotterdam, NY

Figure 7



Key:
AM Peak (PM Peak) [Saturday Midday Peak]

Not to Scale

2024 Build Traffic Volumes
Rotterdam Retail
Duanesburg Rd (NY 7)
Rotterdam, New York

Figure 8

Attachments

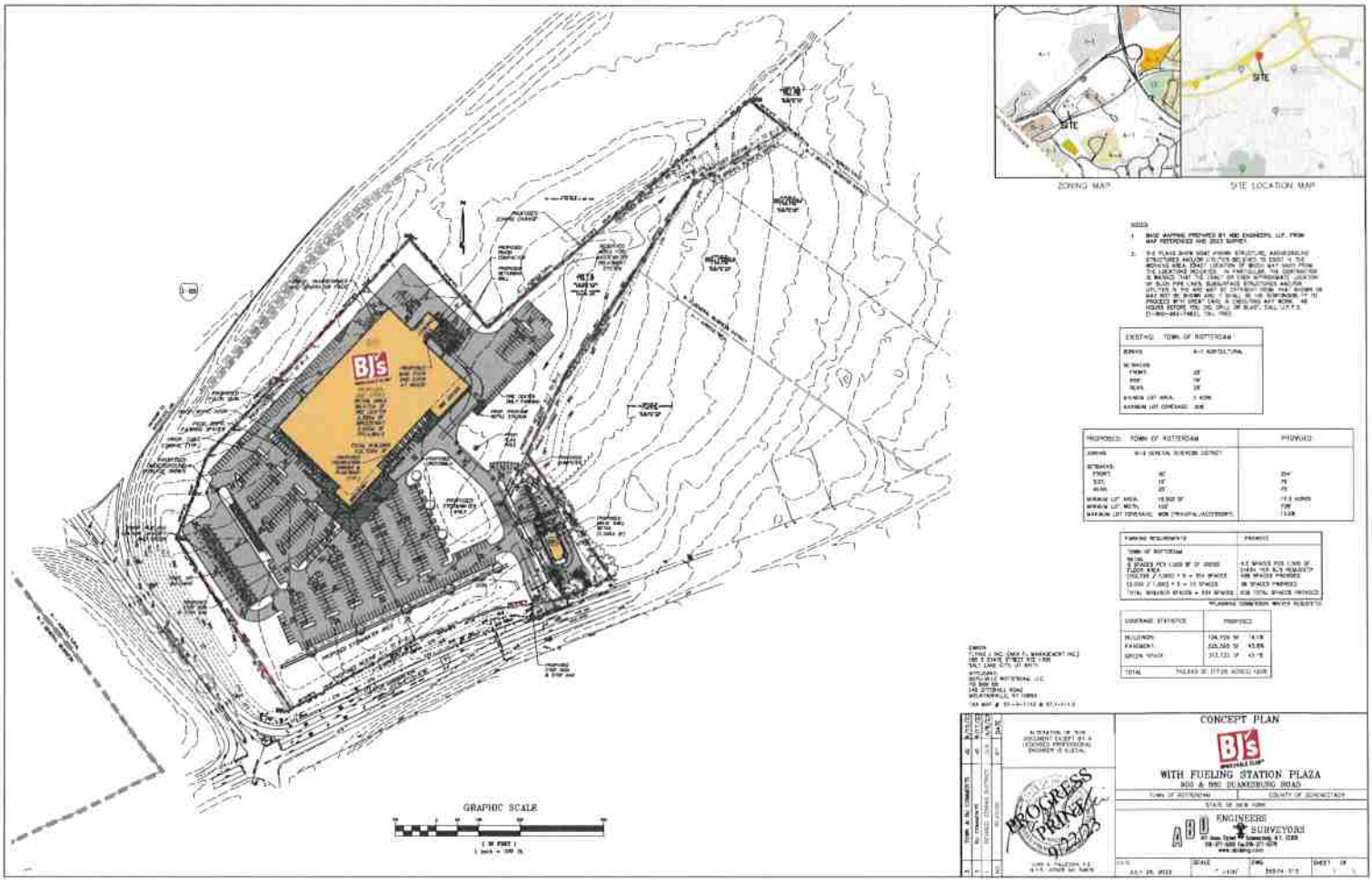
A. Concept Plan

B. Traffic Volume Data

C. LOS Definitions

D. Capacity Analysis Worksheets

Attachment A – Concept Plan


ZONING MAP
SITE LOCATION MAP
GRAPHIC SCALE
CONCEPT PLAN
WITH FUELING STATION PLAZA
900 & 990 DUANESBURG ROAD
TOWN OF ROTTERDAM
COUNTY OF SCHENECTADY
STATE OF NEW YORK
ABD ENGINEERS & SURVEYORS
PROGRESS PRINT
9/23/25

Attachment B – Traffic Volume Data

11594-1
42.782047, -74.026447
2023-09-14

SUMMARY	
Project	VHB
Project Code	11594
Site Name	11594-1
Legs and Movements	All Processed Legs & Movements
Bin Size	15.0
Start Time	07:00
End Time	17:45
Location	11594-1
Latitude and Longitude	42.782047, -74.026447

	START	END	PHF
AM PEAK	2023-09-14 07:00:00	2023-09-14 08:00:00	0.89
PM PEAK	2023-09-14 16:15:00	2023-09-14 17:15:00	0.97

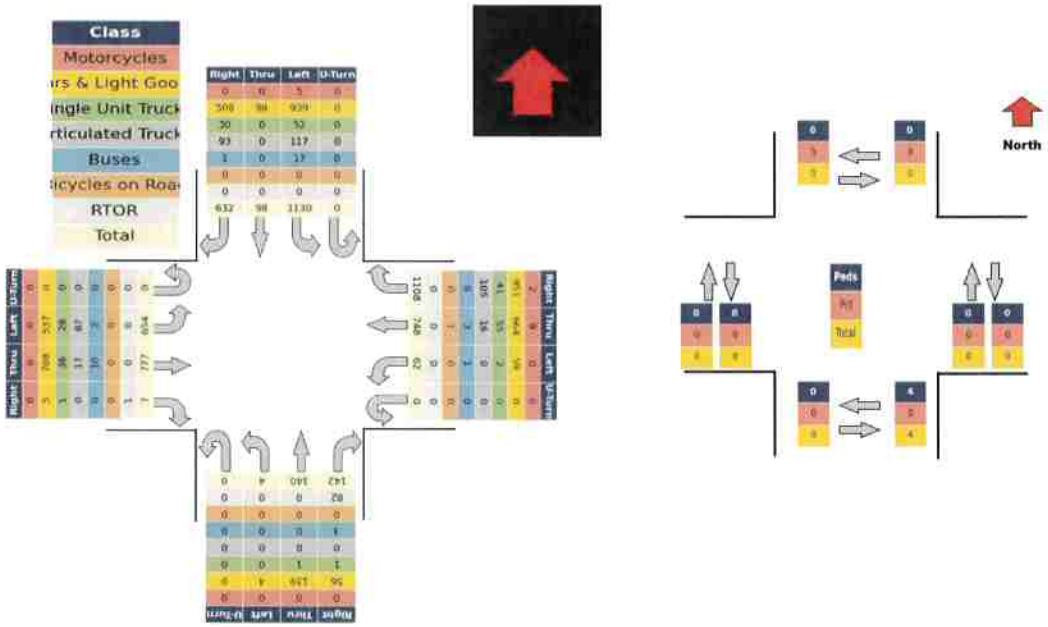
Forced Peak PM	2023-09-14 16:00:00	2023-09-14 17:00:00	0.97



11594-1
42.782047, -74.026447
2023-09-14

TRI-STATE TRAFFIC DATA

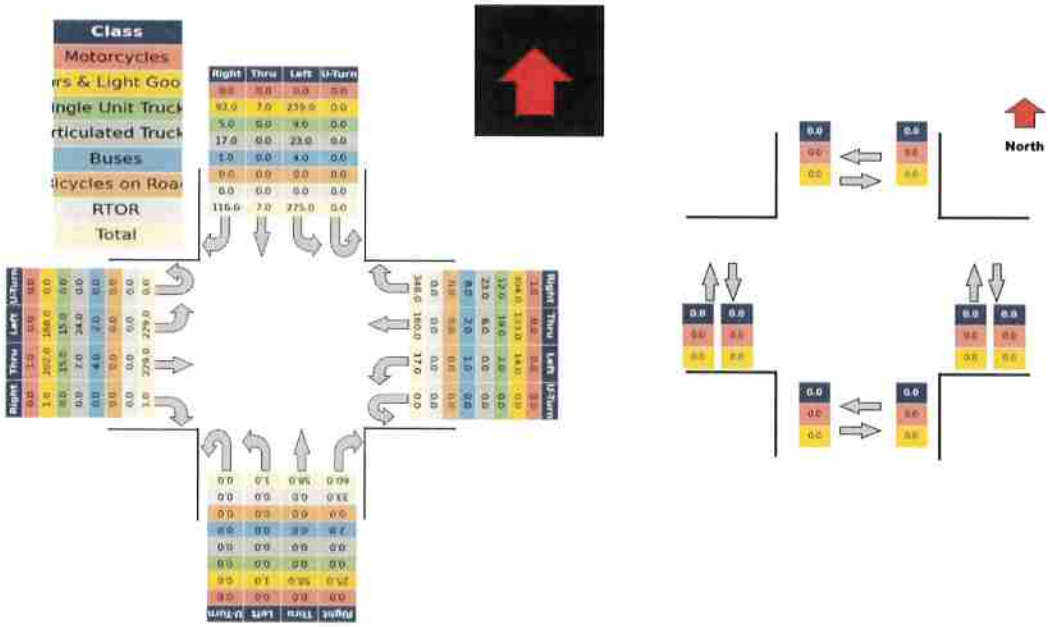
Turning Movement Data Plot



11594-1
42.782047, -74.026447
2023-09-14

TRI-STATE TRAFFIC DATA

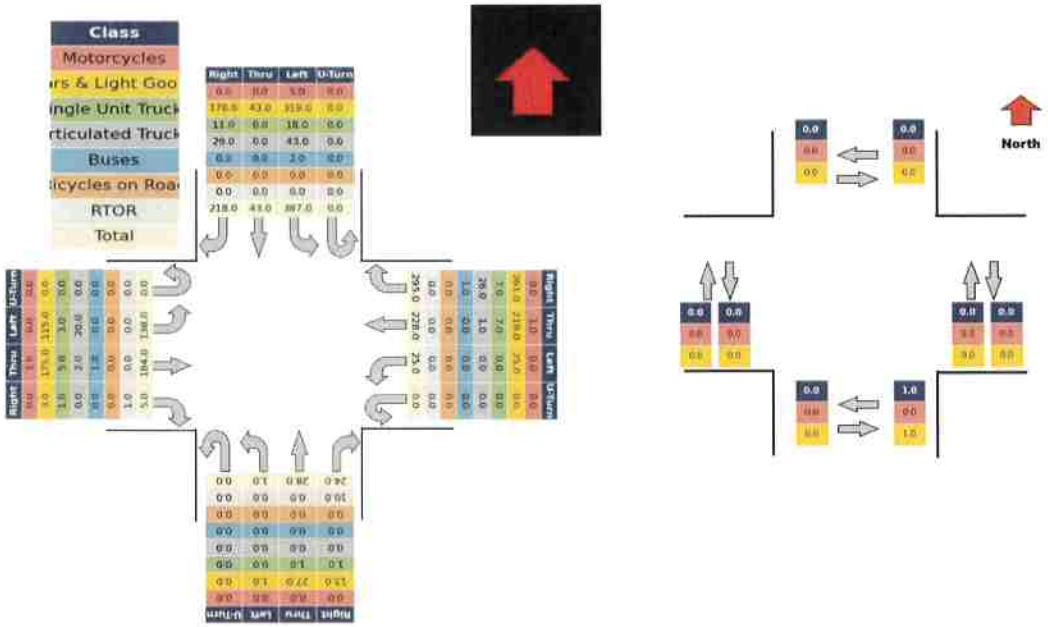
AM Peak Turning Movement Data Summary



11594-1
42.782047, -74.026447
2023-09-14

TRI-STATE TRAFFIC DATA

PM Peak Turning Movement Data Summary



11594-1
42.782047, -74.026447
2023-09-14

TRI-STATE TRAFFIC DATA

RTOR

Leg	Becker Road						Duanesburg Rd						Becker Road						Duanesburg Rd					
Start Time	U-Turn	Left	Thru	Right	Peds CCW_A	Peds ACW_A	Right	U-Turn	Left	Thru	Peds CCW_B	Peds ACW_B	Thru	Right	U-Turn	Left	Peds CCW_C	Peds ACW_C	Left	Thru	Right	U-Turn	Peds CCW_D	Peds ACW_D
07:00	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	8.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
07:15	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	14.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
07:30	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	9.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
07:45	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:00	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:15	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	5.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:30	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	10.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:45	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	3.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
16:00	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	8.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
16:15	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
16:30	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
16:45	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	5.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0
17:00	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17:15	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	10.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17:30	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17:45	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	93.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0

11594-1
42.782047, -74.026447
2023-09-14

TRI-STATE TRAFFIC DATA

Total Volume Class Breakdown

Leg	Becker Road							Queensbury Rd							Becker Road							Queensbury Rd							
Start Time	U-Turn	Left	Thru	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Left	Thru	app Total_B	Peds CCW B	Peds ACW B	Thru	Right	U-Turn	Left	app Total_C	Peds CCW C	Peds ACW C	Left	Thru	Right	U-Turn	app Total_D	Peds CCW D	Peds ACW D	Int Total
07:00:00	0	75	6	22	97	0	0	85	6	2	32	119	0	0	7	9	0	1	17	0	0	52	49	0	0	101	0	0	334
07:15:00	0	72	1	33	107	0	0	94	0	5	36	135	0	0	15	22	0	0	47	0	0	63	83	0	0	146	0	0	434
07:30:00	0	80	3	35	98	0	0	112	0	9	58	179	0	0	20	13	0	0	33	0	0	50	62	0	0	112	0	0	419
07:45:00	0	87	3	28	98	0	0	87	0	4	34	125	0	0	16	6	0	0	22	0	0	66	35	1	0	101	0	0	324
08:00:00	0	42	1	31	74	0	0	55	0	1	29	84	0	0	9	4	0	0	13	0	0	37	57	0	0	94	0	0	262
08:15:00	0	54	3	22	79	0	0	57	0	0	29	86	0	0	16	5	0	1	22	0	0	49	50	0	0	99	0	0	285
08:30:00	0	48	2	28	78	0	0	48	0	0	42	90	0	0	9	13	0	0	22	0	0	36	38	0	0	74	0	0	264
08:45:00	0	43	2	17	62	0	0	46	0	3	26	74	0	0	12	5	0	0	18	0	0	32	37	0	0	69	0	0	220
16:00:00	0	75	11	52	138	0	0	85	0	0	75	160	0	0	3	8	0	0	11	0	3	30	51	0	0	90	0	0	404
16:15:00	0	79	10	52	141	0	0	98	0	0	81	135	0	0	9	7	0	0	16	0	0	33	55	2	0	90	0	0	382
16:30:00	0	157	7	50	184	0	0	78	0	5	56	139	0	0	7	5	0	0	12	0	1	37	48	1	0	94	0	0	398
16:45:00	0	135	13	81	178	0	0	88	0	3	36	127	0	0	9	9	0	1	19	0	0	25	38	1	0	64	0	0	388
17:00:00	0	96	13	35	144	0	0	96	0	8	53	148	0	0	4	3	0	0	7	0	0	43	45	1	0	89	0	0	408
17:15:00	0	79	8	49	136	0	0	89	0	2	43	115	0	0	3	12	0	0	15	0	0	32	58	0	0	90	0	0	354
17:30:00	0	73	13	35	140	0	0	80	0	8	34	120	0	0	2	6	0	1	9	0	0	35	42	1	0	78	0	0	347
17:45:00	0	54	10	44	108	0	0	48	0	3	63	111	0	0	3	5	0	0	10	0	0	25	35	0	0	60	0	0	289
Grand Total	0	1330	98	632	1960	0	0	1358	0	62	748	1918	0	0	148	142	0	4	294	0	4	694	777	7	0	1478	0	0	5652
approach %	0	80	5	33	99	0	0	97	0	3	39	99	0	0	48	49	0	1	98	0	0	46	54	0	0	99	0	0	394
Total %	0	23	1	11	33	0	0	23	0	1	13	34	0	0	3	2	0	0	5	0	0	11	14	0	0	25	0	0	100
Motorcycles	0	5	0	2	8	0	0	3	0	0	9	11	0	0	0	0	0	0	0	0	0	0	8	0	0	8	0	0	32
Motorcycles %	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Cars & Light Goods	0	979	98	308	1543	0	0	951	0	59	664	1674	0	0	139	98	0	4	199	0	0	537	708	5	0	1250	0	0	4666
Cars & Light Goods %	0	83	100	80	83	0	0	86	0	95	89	87	0	0	89	39	0	100	88	0	0	82	91	71	0	84	0	0	84
Single Unit Trucks	0	52	0	36	92	0	0	41	0	2	55	98	0	0	1	1	0	0	2	0	0	28	38	1	0	85	0	0	247
Single Unit Trucks %	0	4	0	4	4	0	0	2	0	3	7	5	0	0	0	0	0	0	0	0	0	4	4	14	0	4	0	0	4
Articulated Trucks	0	117	0	93	210	0	0	109	0	0	18	121	0	0	0	0	0	0	0	0	0	87	17	0	0	104	0	0	435
Articulated Trucks %	0	10	0	14	11	0	0	9	0	0	3	6	0	0	0	0	0	0	0	0	0	13	2	0	0	7	0	0	7
Buses	0	17	0	1	18	0	0	9	0	1	3	13	0	0	0	3	0	0	3	0	0	2	10	0	0	12	0	0	46
Buses %	0	1	0	0	0	0	0	0	0	1	0	0	0	0	0	2	0	0	1	0	0	0	1	0	0	0	0	0	0
Bicycles on Road	0	0	0	0	0	0	0	0	0	0	1	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1
Bicycles on Road %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
RTOR	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	82	0	0	82	0	0	0	0	1	0	1	0	0	83
RTOR %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	57	0	0	28	0	0	0	0	14	0	1	0	0	1
Peds	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	4	0	0	0	0	0	0	0	0
Peds %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	100	0	0	0	0	0	0	0	0
Ped	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	4	0	0	0	0	0	0	0	0
Ped %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	100	0	0	0	0	0	0	0	0

11594-1
42.782047, -74.026447
2023-09-14

TRI-STATE TRAFFIC DATA

Peak AM Class Breakdown

Leg	Becker Road							Duanesburg Rd							Becker Road							Duanesburg Rd							
Start Time	U-Turn	Left	Thru	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Left	Thru	app Total_B	Peds CCW B	Peds ACW B	Thru	Right	U-Turn	Left	app Total_C	Peds CCW C	Peds ACW C	Left	Thru	Right	U-Turn	app Total_D	Peds CCW D	Peds ACW D	Int Total
07:00:00	0.0	75.0	0.0	22.0	97.0	0.0	0.0	85.0	0.0	2.0	32.0	119.0	0.0	0.0	7.0	9.0	0.0	1.0	17.0	0.0	0.0	52.0	48.0	0.0	0.0	101.0	0.0	0.0	334.0
07:15:00	0.0	73.0	1.0	33.0	107.0	0.0	0.0	84.0	0.0	5.0	36.0	125.0	0.0	0.0	15.0	32.0	0.0	0.0	47.0	0.0	0.0	62.0	83.0	0.0	0.0	145.0	0.0	0.0	424.0
07:30:00	0.0	95.0	3.0	35.0	98.0	0.0	0.0	112.0	0.0	8.0	58.0	178.0	0.0	0.0	20.0	13.0	0.0	0.0	33.0	0.0	0.0	50.0	62.0	0.0	0.0	112.0	0.0	0.0	419.0
07:45:00	0.0	97.0	3.0	26.0	96.0	0.0	0.0	97.0	0.0	4.0	34.0	135.0	0.0	0.0	16.0	6.0	0.0	0.0	22.0	0.0	0.0	85.5	35.0	1.0	0.0	101.0	0.0	0.0	324.0
Grand Total	0.0	275.0	7.0	116.0	398.0	0.0	0.0	348.0	0.0	17.0	160.0	525.0	0.0	0.0	58.0	60.0	0.0	1.0	119.0	0.0	0.0	229.0	228.0	1.0	0.0	459.0	0.0	0.0	1501.0
approach %	0.0	69.0	1.8	29.0	99.0	0.0	0.0	66.0	0.0	3.0	30.0	99.0	0.0	0.0	48.9	50.0	0.0	0.8	99.0	0.0	0.0	49.8	49.8	0.0	0.0	99.0	0.0	0.0	394.0
Total %	0.0	18.32	0.47	7.73	26.53	0.0	0.0	23.19	0.0	1.13	10.66	34.99	0.0	0.0	3.86	4.0	0.0	0.07	7.93	0.0	0.0	15.26	15.19	0.07	0.0	30.58	0.0	0.0	100.0
Motorcycles	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	1.0	0.0	0.0	2.0
Motorcycles %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.28	0.0	0.0	0.0	0.19	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.44	0.0	0.0	0.22	0.0	0.0	0.13
Cars & Light Goods	0.0	259.0	7.0	93.0	359.0	0.0	0.0	304.0	0.0	14.0	133.0	451.0	0.0	0.0	56.0	25.0	0.0	1.0	84.0	0.0	0.0	199.0	202.0	1.0	0.0	391.0	0.0	0.0	1293.0
Cars & Light Goods %	0.0	94.91	100.0	80.17	90.19	0.0	0.0	87.36	0.0	82.35	83.13	85.9	0.0	0.0	100.0	41.67	0.0	100.0	70.59	0.0	0.0	82.1	88.21	100.0	0.0	85.19	0.0	0.0	86.28
Single Unit Trucks	0.0	9.0	0.0	5.0	14.0	0.0	0.0	12.0	0.0	2.0	19.0	33.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	15.0	15.0	0.0	0.0	30.0	0.0	0.0	77.0
Single Unit Trucks %	0.0	3.27	0.0	4.31	3.52	0.0	0.0	3.45	0.0	11.76	11.88	6.29	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	6.55	6.55	0.0	0.0	6.54	0.0	0.0	5.13
Articulated Trucks	0.0	23.0	0.0	17.0	40.0	0.0	0.0	23.0	0.0	0.0	8.0	29.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	24.0	7.0	0.0	0.0	31.0	0.0	0.0	100.0
Articulated Trucks %	0.0	8.36	0.0	14.66	10.05	0.0	0.0	6.61	0.0	0.0	3.75	5.52	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	10.48	3.06	0.0	0.0	6.75	0.0	0.0	6.66
Buses	0.0	4.0	0.0	1.0	5.0	0.0	0.0	8.0	0.0	1.0	2.0	11.0	0.0	0.0	0.0	2.0	0.0	0.0	2.0	0.0	0.0	2.0	4.0	0.0	0.0	6.0	0.0	0.0	24.0
Buses %	0.0	1.45	0.0	0.86	1.26	0.0	0.0	2.3	0.0	5.88	1.25	2.1	0.0	0.0	0.0	3.33	0.0	0.0	1.68	0.0	0.0	0.87	1.75	0.0	0.0	1.31	0.0	0.0	1.6
Bicycles on Road	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Bicycles on Road %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
RTOR	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	33.0	0.0	0.0	33.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	33.0
RTOR %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	55.0	0.0	0.0	27.73	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.2
Peds	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Peds %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Pcl	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Pcl %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PHF	0.0	0.92	0.58	0.83	0.93	0.0	0.0	0.78	0.0	0.71	0.88	0.75	0.0	0.0	0.72	0.47	0.0	0.25	0.63	0.0	0.0	0.88	0.69	0.25	0.0	0.79	0.0	0.0	0.69

11594-1
42.782047, -74.026447
2023-09-14

TRI-STATE TRAFFIC DATA

Forced Peak PM Class Breakdown

Leg	Becker Road							Duanesburg Rd							Becker Road							Duanesburg Rd							
Start Time	U-Turn	Left	Thru	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Left	Thru	app Total_B	Peds CCW B	Peds ACW B	Thru	Right	U-Turn	Left	app Total_C	Peds CCW C	Peds ACW C	Left	Thru	Right	U-Turn	app Total_D	Peds CCW D	Peds ACW D	Int Total
15:00:00	0.0	75.0	11.0	52.0	138.0	0.0	0.0	85.0	0.0	5.0	75.0	165.0	0.0	0.0	3.0	8.0	0.0	0.0	11.0	0.0	0.0	39.0	51.0	0.0	0.0	90.0	0.0	0.0	404.0
15:15:00	0.0	79.0	10.0	52.0	141.0	0.0	0.0	86.0	0.0	8.0	81.0	175.0	0.0	0.0	8.0	7.0	0.0	0.0	15.0	0.0	0.0	33.0	50.0	2.0	0.0	85.0	0.0	0.0	382.0
15:30:00	0.0	107.0	7.0	50.0	164.0	0.0	0.0	75.0	0.0	5.0	58.0	138.0	0.0	0.0	7.0	5.0	0.0	0.0	12.0	0.0	1.0	37.0	46.0	1.0	0.0	84.0	0.0	0.0	398.0
15:45:00	0.0	106.0	13.0	61.0	179.0	0.0	0.0	88.0	0.0	3.0	36.0	127.0	0.0	0.0	8.0	8.0	0.0	1.0	18.0	0.0	0.0	25.0	38.0	1.0	0.0	64.0	0.0	0.0	388.0
Grand Total	0.0	366.0	41.0	215.0	622.0	0.0	0.0	294.0	0.0	21.0	250.0	565.0	0.0	0.0	27.0	28.0	0.0	1.0	57.0	0.0	1.0	134.0	185.0	4.0	0.0	323.0	0.0	0.0	1572.0
approach %	0.0	58.9	6.6	34.6	39.6	0.0	0.0	52.0	0.0	3.7	44.3	35.9	0.0	0.0	47.4	49.1	0.0	1.8	3.6	0.0	0.0	41.5	57.3	1.2	0.0	20.5	0.0	0.0	
Total %	0.0	23.28	2.61	13.69	39.57	0.0	0.0	18.7	0.0	1.34	15.9	35.94	0.0	0.0	1.72	1.84	0.0	0.06	3.63	0.0	0.06	8.52	12.09	0.25	0.0	20.57	0.0	0.0	100.0
Motorcycles	0.0	2.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	2.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	1.0	0.0	0.0	5.0
Motorcycles %	0.0	0.55	0.0	0.0	0.32	0.0	0.0	0.0	0.0	0.0	0.8	0.35	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.55	0.0	0.0	0.3	0.0	0.0	0.32
Cars & Light Goods	0.0	306.0	41.0	181.0	528.0	0.0	0.0	257.0	0.0	21.0	237.0	515.0	0.0	0.0	26.0	14.0	0.0	1.0	41.0	0.0	0.0	114.0	178.0	2.0	0.0	295.0	0.0	0.0	1378.0
Cars & Light Goods %	0.0	83.61	100.0	84.19	84.89	0.0	0.0	87.41	0.0	100.0	94.8	91.15	0.0	0.0	96.3	48.28	0.0	100.0	71.93	0.0	0.0	85.07	94.21	50.0	0.0	88.24	0.0	0.0	87.72
Single Unit Trucks	0.0	16.0	0.0	0.0	23.0	0.0	0.0	8.0	0.0	0.0	9.0	15.0	0.0	0.0	1.0	1.0	0.0	0.0	2.0	0.0	0.0	1.0	6.0	1.0	0.0	8.0	0.0	0.0	50.0
Single Unit Trucks %	0.0	4.37	0.0	4.19	4.02	0.0	0.0	2.04	0.0	0.0	3.6	2.65	0.0	0.0	3.7	3.45	0.0	0.0	3.51	0.0	0.0	0.75	3.19	25.0	0.0	2.44	0.0	0.0	3.18
Articulated Trucks	0.0	36.0	0.0	26.0	61.0	0.0	0.0	30.0	0.0	0.0	2.0	32.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	19.0	1.0	0.0	0.0	20.0	0.0	0.0	113.0
Articulated Trucks %	0.0	9.84	0.0	11.63	9.81	0.0	0.0	10.2	0.0	0.0	0.8	5.66	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	14.18	0.53	0.0	0.0	6.1	0.0	0.0	7.19
Buses	0.0	6.0	0.0	0.0	6.0	0.0	0.0	1.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	3.0	0.0	0.0	3.0	0.0	0.0	10.0
Buses %	0.0	1.64	0.0	0.0	0.96	0.0	0.0	0.34	0.0	0.0	0.0	0.18	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.58	0.0	0.0	0.91	0.0	0.0	0.64
Bicycles on Road	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Bicycles on Road %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
HTOR	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	14.0	0.0	0.0	14.0	0.0	0.0	0.0	0.0	1.0	0.0	1.0	0.0	0.0	15.0
HTOR %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	48.28	0.0	0.0	24.56	0.0	0.0	0.0	0.0	25.0	0.0	0.3	0.0	0.0	0.95
Peds	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	4.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Peds %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Ped	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Ped %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PHF	0.0	0.98	0.79	0.88	0.87	0.0	0.0	0.86	0.0	0.88	0.83	0.84	0.0	0.0	0.75	0.81	0.0	0.25	0.79	0.0	0.33	0.88	0.84	0.5	0.0	0.81	0.0	0.0	0.87

11594-1
42.782047, -74.026447
2023-09-16

TRI-STATE TRAFFIC DATA

SUMMARY	
Project	VHB
Project Code	11594
Site Name	11594-1
Legs and Movements	All Processed Legs & Movements
Bin Size	15.0
Start Time	11:00
End Time	12:45
Location	11594-1
Latitude and Longitude	42.782047, -74.026447

	START	END	PHF
AM PEAK	2023-09-16 11:00:00	2023-09-16 12:00:00	0.97
PM PEAK	2023-09-16 12:00:00	2023-09-16 13:00:00	0.9

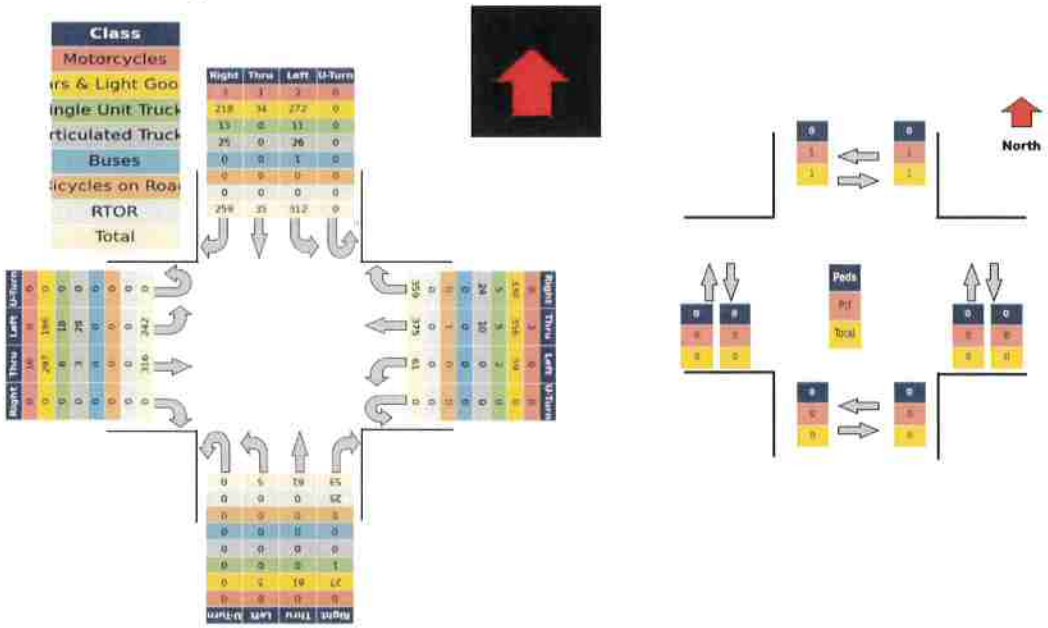
Forced Peak PM	2023-09-16 12:00:00	2023-09-16 13:00:00	0.9



11594-1
42.782047, -74.026447
2023-09-16

TRI-STATE TRAFFIC DATA

Turning Movement Data Plot



11594-1
42.782047, -74.026447
2023-09-16

TRI-STATE TRAFFIC DATA

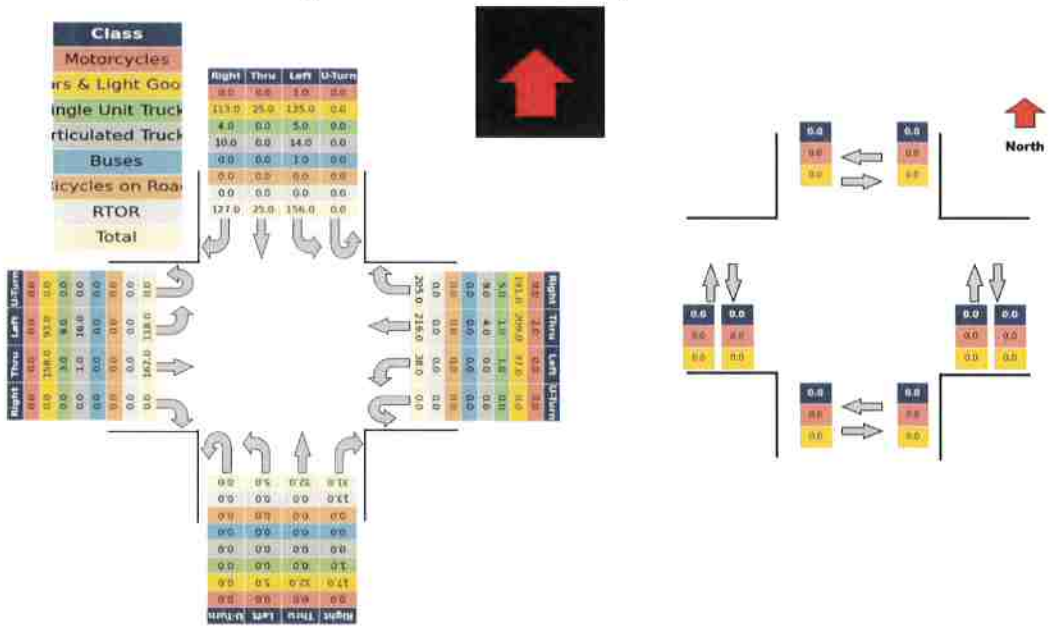
Forced Peak PM Class Breakdown

Leg	Becker Road							Duanesburg Rd							Becker Road							Duanesburg Rd							
Start Time	U-Turn	Left	Thru	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Left	Thru	app Total_B	Peds CCW B	Peds ACW B	Thru	Right	U-Turn	Left	app Total_C	Peds CCW C	Peds ACW C	Left	Thru	Right	U-Turn	app Total_D	Peds CCW D	Peds ACW D	Int Total
12:00:00	0.0	30.0	0.0	30.0	72.0	0.0	0.0	43.0	0.0	5.0	51.0	99.0	0.0	0.0	5.0	19.0	0.0	2.0	17.0	0.0	0.0	26.0	32.0	0.0	0.0	90.0	0.0	0.0	246.0
12:15:00	0.0	46.0	8.0	28.0	82.0	0.0	0.0	62.0	0.0	13.0	65.0	139.0	0.0	0.0	11.0	5.0	0.0	1.0	17.0	0.0	0.0	31.0	40.0	0.0	0.0	71.0	0.0	0.0	309.0
12:30:00	0.0	39.0	10.0	35.0	84.0	0.0	0.0	58.0	0.0	14.0	51.0	123.0	0.0	0.0	6.0	11.0	0.0	1.0	20.0	0.0	0.0	29.0	43.0	0.0	0.0	72.0	0.0	0.0	299.0
12:45:00	0.0	32.0	4.0	34.0	70.0	0.0	0.0	42.0	0.0	7.0	49.0	98.0	0.0	0.0	8.0	5.0	0.0	1.0	14.0	0.0	0.0	30.0	47.0	0.0	0.0	77.0	0.0	0.0	259.0
Grand Total	0.0	156.0	25.0	127.0	308.0	0.0	0.0	205.0	0.0	39.0	216.0	459.0	0.0	0.0	32.0	31.0	0.0	5.0	68.0	0.0	0.0	116.0	162.0	0.0	0.0	290.0	0.0	0.0	1113.0
approach %	0.0	50.0	8.0	41.0	99.0	0.0	0.0	44.0	0.0	8.5	47.0	99.0	0.0	0.0	47.0	45.0	0.0	7.0	99.0	0.0	0.0	42.0	57.0	0.0	0.0	99.0	0.0	0.0	395.0
Total %	0.0	13.99	2.24	11.39	27.62	0.0	0.0	18.39	0.0	3.41	19.37	41.17	0.0	0.0	2.87	2.78	0.0	0.45	6.1	0.0	0.0	10.4	14.53	0.0	0.0	25.11	0.0	0.0	100.0
Motorcycles	0.0	1.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	2.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	3.0
Motorcycles %	0.0	0.64	0.0	0.0	0.32	0.0	0.0	0.0	0.0	0.0	0.93	0.44	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.27
Cars & Light Goods	0.0	135.0	25.0	113.0	273.0	0.0	0.0	191.0	0.0	37.0	209.0	437.0	0.0	0.0	32.0	17.0	0.0	5.0	54.0	0.0	0.0	93.0	158.0	0.0	0.0	251.0	0.0	0.0	1015.0
Cars & Light Goods %	0.0	86.54	100.0	88.98	88.64	0.0	0.0	93.17	0.0	97.37	96.76	95.21	0.0	0.0	100.0	54.84	0.0	100.0	79.41	0.0	0.0	79.91	97.53	0.0	0.0	86.64	0.0	0.0	91.03
Single Unit Trucks	0.0	5.0	0.0	4.0	9.0	0.0	0.0	5.0	0.0	1.0	1.0	7.0	0.0	0.0	0.0	1.0	0.0	0.0	1.0	0.0	0.0	0.0	3.0	0.0	0.0	12.0	0.0	0.0	29.0
Single Unit Trucks %	0.0	3.21	0.0	3.15	2.93	0.0	0.0	2.44	0.0	2.63	0.46	1.53	0.0	0.0	0.0	3.23	0.0	0.0	1.47	0.0	0.0	7.93	1.85	0.0	0.0	4.29	0.0	0.0	2.6
Articulated Trucks	0.0	14.0	0.0	10.0	24.0	0.0	0.0	9.0	0.0	0.0	4.0	13.0	0.0	0.0	0.0	9.0	0.0	0.0	0.0	0.0	0.0	16.0	1.0	0.0	0.0	17.0	0.0	0.0	54.0
Articulated Trucks %	0.0	8.97	0.0	7.87	7.79	0.0	0.0	4.39	0.0	0.0	1.85	2.83	0.0	0.0	0.0	9.0	0.0	0.0	0.0	0.0	0.0	13.56	0.62	0.0	0.0	5.07	0.0	0.0	4.84
Buses	0.0	1.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0
Buses %	0.0	0.64	0.0	0.0	0.32	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.09
Bicycles on Road	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Bicycles on Road %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
HTOR	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	13.0	0.0	0.0	13.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	13.0
HTOR %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	41.94	0.0	0.0	19.12	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.17
Peds	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Peds %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Pcl	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Pcl %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PHF	0.0	0.85	0.62	0.91	0.83	0.0	0.0	0.83	0.0	0.68	0.83	0.83	0.0	0.0	0.73	0.7	0.0	0.62	0.85	0.0	0.0	0.85	0.84	0.0	0.0	0.91	0.0	0.0	0.9

11594-1
42.782047, -74.026447
2023-09-16

TRI-STATE TRAFFIC DATA

PM Peak Turning Movement Data Summary



11594-2
42.778296, -74.038518
2023-09-14

SUMMARY	
Project	VHB
Project Code	11594
Site Name	11594-2
Legs and Movements	All Processed Legs & Movements
Bin Size	15.0
Start Time	07:00
End Time	17:45
Location	11594-2
Latitude and Longitude	42.778296, -74.038518

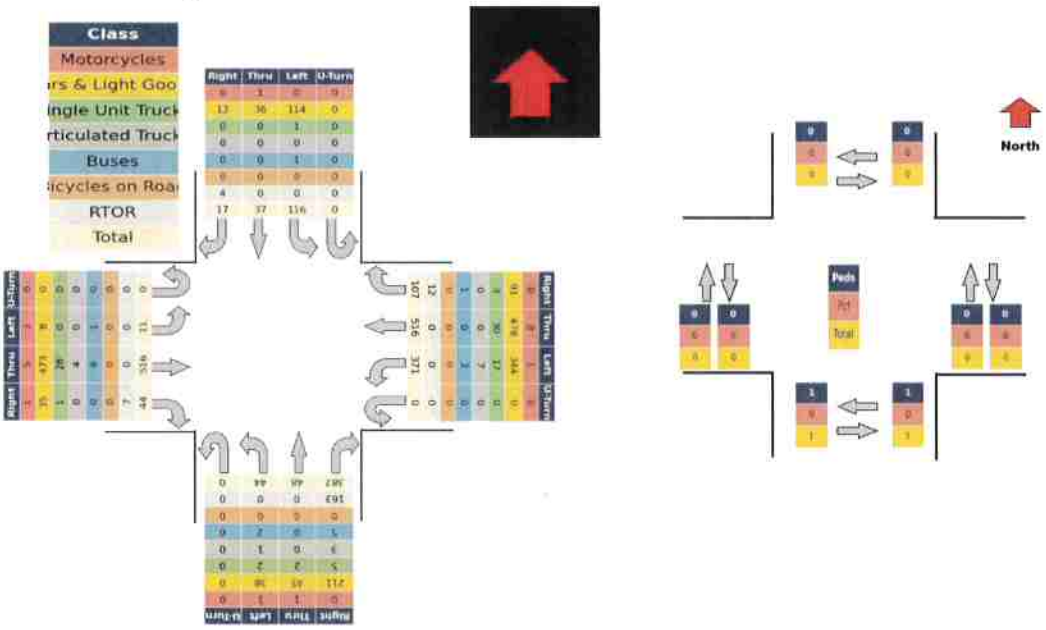
	START	END	PHF
AM PEAK	**2023-09-14 07:00:00**	**2023-09-14 08:00:00**	**0.89**
PM PEAK	**2023-09-14 16:00:00**	**2023-09-14 17:00:00**	**0.92**



11594-2
42.778296, -74.038518
2023-09-14

TRI-STATE TRAFFIC DATA

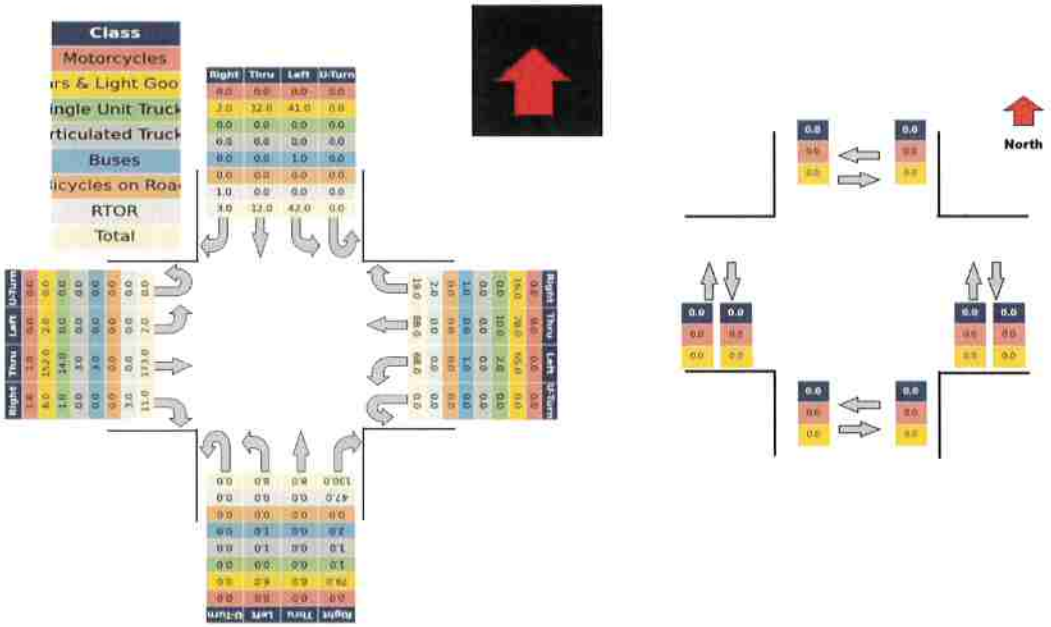
Turning Movement Data Plot



11594-2
42.778296, -74.038518
2023-09-14

TRI-STATE TRAFFIC DATA

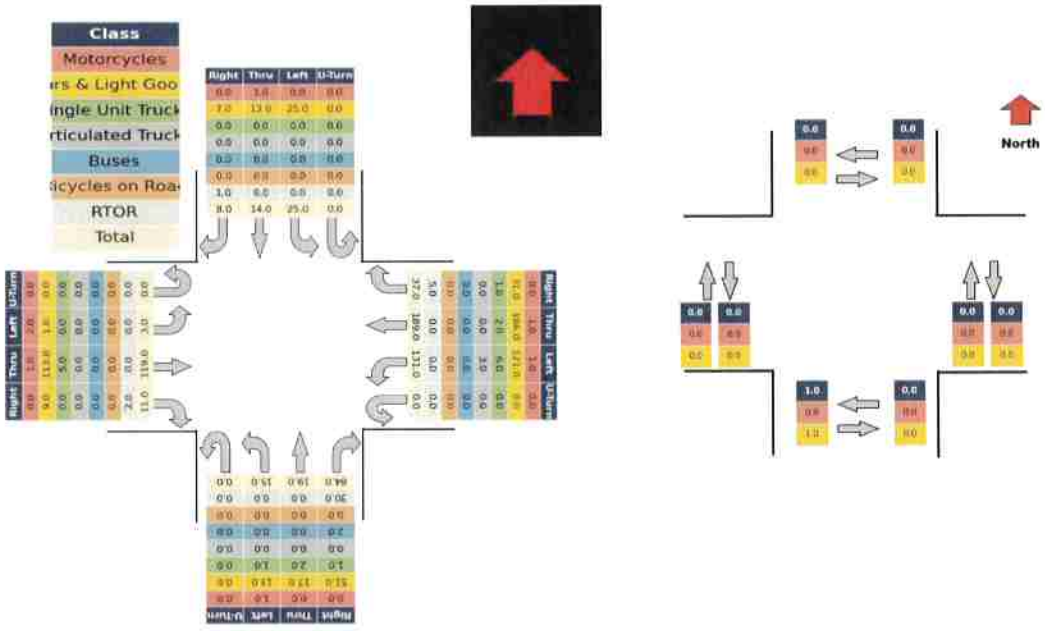
AM Peak Turning Movement Data Summary



11594-2
42.778296, -74.038518
2023-09-14

TRI-STATE TRAFFIC DATA

PM Peak Turning Movement Data Summary



11594-2
42.778296, -74.038518
2023-09-14

TRI-STATE TRAFFIC DATA

RTOR

Leg	Pengburn Rd						Duanesburg Rd						Pengburn Rd						Duanesburg Rd					
Start Time	U-Turn	Left	Thru	Right	Peds CCW_A	Peds ACW_A	Right	U-Turn	Left	Thru	Peds CCW_B	Peds ACW_B	Thru	Right	U-Turn	Left	Peds CCW_C	Peds ACW_C	Left	Thru	Right	U-Turn	Peds CCW_D	Peds ACW_D
07:00	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	11.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
07:15	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	9.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0
07:30	0.0	0.0	0.0	1.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	13.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
07:45	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	14.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	0.0	0.0
08:00	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	15.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:15	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	10.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:30	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	7.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:45	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	11.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
09:00	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	8.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
09:15	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	7.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0
09:30	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	7.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
09:45	0.0	0.0	0.0	1.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	8.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0
17:00	0.0	0.0	0.0	1.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	12.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0
17:15	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	15.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17:30	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	14.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17:45	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	8.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0
Total	0.0	0.0	0.0	0.0	0.0	0.0	13.0	0.0	0.0	0.0	0.0	0.0	0.0	193.0	0.0	0.0	0.0	0.0	0.0	0.0	7.0	0.0	0.0	0.0

11594-2
42.778296, -74.038518
2023-09-14

TRI-STATE TRAFFIC DATA

Total Volume Class Breakdown

Leg	Pengborn Rd							Duanesburg Rd							Pengborn Rd							Duanesburg Rd							
Start Time	U-Turn	Left	Thru	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Left	Thru	app Total_B	Peds CCW B	Peds ACW B	Thru	Right	U-Turn	Left	app Total_C	Peds CCW C	Peds ACW C	Left	Thru	Right	U-Turn	app Total_D	Peds CCW D	Peds ACW D	Int Total
07:00:00	0	10	4	0	14	0	0	4	0	13	12	29	0	0	2	28	0	0	30	0	0	0	53	4	0	57	0	0	129
07:15:00	0	21	2	2	25	0	0	4	0	14	26	44	0	0	3	47	0	2	52	0	0	0	36	1	0	37	0	0	158
07:30:00	0	5	2	1	8	0	0	8	0	20	24	52	0	0	1	29	0	4	34	0	0	0	46	2	0	48	0	0	149
07:45:00	0	9	3	0	8	0	0	8	0	14	20	45	0	0	2	28	0	0	30	0	0	2	36	4	0	44	0	0	128
08:00:00	0	5	2	0	7	0	0	8	0	19	15	42	0	0	0	32	0	4	36	0	0	0	36	2	0	38	0	0	123
08:15:00	0	10	1	1	12	0	0	3	0	16	11	30	0	0	4	30	0	3	37	0	0	2	34	3	0	39	0	0	118
08:30:00	0	11	1	1	13	0	0	5	0	18	22	45	0	0	0	16	0	2	17	0	1	1	24	0	0	25	0	0	100
08:45:00	0	3	0	0	3	0	0	3	0	13	22	38	0	0	0	15	0	4	19	0	0	0	36	2	0	38	0	0	98
16:00:00	0	10	2	2	14	0	0	10	0	34	55	100	0	0	5	30	0	2	37	0	0	0	27	0	0	27	0	0	178
16:15:00	0	9	0	0	14	0	0	2	0	32	48	82	0	0	5	18	0	4	27	1	0	0	30	7	0	37	0	0	160
16:30:00	0	3	3	2	8	0	0	6	0	34	46	86	0	0	4	21	0	4	29	0	0	3	34	3	0	40	0	0	156
16:45:00	0	3	4	4	11	0	0	16	0	30	40	86	0	0	5	15	0	5	25	0	0	0	28	1	0	29	0	0	151
17:00:00	0	10	1	3	13	0	0	13	0	32	41	86	0	0	4	25	0	2	31	0	0	1	25	4	0	30	0	0	160
17:15:00	0	4	4	1	9	0	0	5	0	24	41	70	0	0	3	28	0	1	30	0	0	2	33	6	0	41	0	0	150
17:30:00	0	6	1	0	7	0	0	7	0	20	47	74	0	0	6	23	0	2	30	0	0	0	16	1	0	17	0	0	128
17:45:00	0	5	1	1	7	0	0	7	0	30	40	77	0	0	4	8	0	3	15	0	0	0	26	4	0	34	0	0	118
Grand Total	0	116	27	17	170	0	0	107	0	371	518	994	0	0	48	397	0	44	479	1	1	11	518	44	0	571	0	0	2214
approach %	0	68	21	10	39	0	0	19	0	37	51	99	0	0	10	80	0	9	99	0	0	1	90	7	0	98	0	0	394
Total %	0	3	1	0	7	0	0	4	0	16	23	44	0	0	2	17	0	1	21	0	0	0	23	1	0	25	0	0	100
Motorcycles	0	0	1	0	1	0	0	0	0	1	0	1	0	0	1	0	0	1	2	0	0	2	5	1	0	8	0	0	20
Motorcycles %	0	0	2	0	0	0	0	0	0	0	1	0	0	0	3	0	0	2	5	0	0	18	0	2	0	1	0	0	0
Cars & Light Goods	0	114	38	13	163	0	0	91	0	344	479	913	0	0	45	211	0	38	294	0	0	6	473	35	0	518	0	0	1988
Cars & Light Goods %	0	98	97	76	95	0	0	85	0	92	93	91	0	0	93	54	0	86	61	0	0	72	91	79	0	90	0	0	90
Single Unit Trucks	0	1	0	0	1	0	0	3	0	17	30	50	0	0	2	6	0	2	8	0	0	0	28	1	0	29	0	0	89
Single Unit Trucks %	0	0	0	0	0	0	0	2	0	4	5	5	0	0	4	1	0	4	1	0	0	0	5	2	0	5	0	0	4
Articulated Trucks	0	0	0	0	0	0	0	0	0	7	0	7	0	0	0	3	0	1	4	0	0	0	4	0	0	4	0	0	15
Articulated Trucks %	0	0	0	0	0	0	0	0	0	1	0	1	0	0	0	0	0	2	0	0	0	0	0	0	0	0	0	0	0
Buses	0	1	0	0	1	0	0	1	0	2	0	3	0	0	0	5	0	3	7	0	0	1	6	0	0	7	0	0	18
Buses %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	4	1	0	0	9	1	0	0	1	0	0	0
Bicycles on Road	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bicycles on Road %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
HTORI	0	0	0	4	4	0	0	12	0	0	0	12	0	0	0	183	0	0	183	0	0	0	0	7	0	7	0	0	196
HTORI %	0	0	0	23	2	0	0	11	0	0	0	1	0	0	0	43	0	0	34	0	0	0	0	15	0	1	0	0	0
Peds	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	1	0	0	0	0	0	0	0	0
Peds %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	100	0	0	0	0	0	0	0	0	0
Pol	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Pol %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

11594-2
42.778296, -74.038518
2023-09-14

TRI-STATE TRAFFIC DATA

Peak AM Class Breakdown

Leg	Pengborn Rd							Duanesburg Rd							Pengborn Rd							Duanesburg Rd							
Start Time	U-Turn	Left	Thru	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Left	Thru	app Total_B	Peds CCW B	Peds ACW B	Thru	Right	U-Turn	Left	app Total_C	Peds CCW C	Peds ACW C	Left	Thru	Right	U-Turn	app Total_D	Peds CCW D	Peds ACW D	Int Total
07:00:00	0.0	10.0	4.0	0.0	14.0	0.0	0.0	4.0	0.0	12.0	12.0	28.0	0.0	0.0	2.0	25.0	0.0	2.0	30.0	0.0	0.0	0.0	93.0	4.0	0.0	97.0	0.0	0.0	129.0
07:15:00	0.0	21.0	2.0	2.0	25.0	0.0	0.0	4.0	0.0	14.0	26.0	44.0	0.0	0.0	3.0	47.0	0.0	2.0	52.0	0.0	0.0	0.0	36.0	1.0	0.0	37.0	0.0	0.0	158.0
07:30:00	0.0	5.0	3.0	1.0	9.0	0.0	0.0	6.0	0.0	26.0	24.0	56.0	0.0	0.0	1.0	29.0	0.0	4.0	34.0	0.0	0.0	0.0	48.0	2.0	0.0	48.0	0.0	0.0	149.0
07:45:00	0.0	6.0	3.0	0.0	9.0	0.0	0.0	0.0	0.0	14.0	26.0	40.0	0.0	0.0	2.0	28.0	0.0	0.0	30.0	0.0	0.0	2.0	36.0	4.0	0.0	44.0	0.0	0.0	128.0
Grand Total	0.0	42.0	12.0	3.0	57.0	0.0	0.0	18.0	0.0	66.0	88.0	176.0	0.0	0.0	8.0	130.0	0.0	8.0	146.0	0.0	0.0	2.0	173.0	11.0	0.0	186.0	0.0	0.0	564.0
approach %	0.0	73.0	21.0	5.0	99.0	0.0	0.0	10.0	0.0	36.0	50.0	96.0	0.0	0.0	5.0	89.0	0.0	5.0	99.0	0.0	0.0	1.0	93.0	5.0	0.0	99.0	0.0	0.0	395.0
Total %	0.0	7.45	2.13	0.53	10.11	0.0	0.0	3.37	0.0	12.06	15.6	31.03	0.0	0.0	1.42	23.05	0.0	1.42	25.89	0.0	0.0	0.35	30.67	1.95	0.0	32.95	0.0	0.0	100.0
Motorcycles	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	1.0	0.0	2.0	0.0	0.0	2.0
Motorcycles %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.58	0.09	0.0	1.08	0.0	0.0	0.35
Cars & Light Goods	0.0	41.0	12.0	2.0	55.0	0.0	0.0	18.0	0.0	66.0	75.0	159.0	0.0	0.0	8.0	79.0	0.0	6.0	93.0	0.0	0.0	2.0	152.0	9.0	0.0	163.0	0.0	0.0	467.0
Cars & Light Goods %	0.0	97.62	100.0	66.67	96.49	0.0	0.0	94.21	0.0	95.59	88.64	90.86	0.0	0.0	100.0	60.77	0.0	75.0	83.7	0.0	0.0	100.0	87.84	64.65	0.0	88.02	0.0	0.0	82.8
Single Unit Trucks	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	10.0	12.0	0.0	0.0	0.0	1.0	0.0	0.0	1.0	0.0	0.0	0.0	14.0	1.0	0.0	15.0	0.0	0.0	28.0
Single Unit Trucks %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.94	11.36	6.86	0.0	0.0	0.0	0.77	0.0	0.0	0.68	0.0	0.0	0.0	8.09	8.06	0.0	8.06	0.0	0.0	4.96
Articulated Trucks	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	1.0	2.0	0.0	0.0	0.0	3.0	0.0	0.0	3.0	0.0	0.0	5.0
Articulated Trucks %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.77	0.0	12.5	1.37	0.0	0.0	0.0	1.73	0.0	0.0	1.61	0.0	0.0	0.89
Buses	0.0	1.0	0.0	0.0	1.0	0.0	0.0	1.0	0.0	1.0	0.0	2.0	0.0	0.0	0.0	2.0	0.0	1.0	3.0	0.0	0.0	0.0	3.0	0.0	0.0	3.0	0.0	0.0	8.0
Buses %	0.0	2.38	0.0	0.0	1.75	0.0	0.0	5.26	0.0	1.47	0.0	1.14	0.0	0.0	0.0	1.54	0.0	12.5	2.05	0.0	0.0	0.0	1.73	0.0	0.0	1.61	0.0	0.0	1.8
Bicycles on Road	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Bicycles on Road %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
RTOR	0.0	0.0	0.0	1.0	1.0	0.0	0.0	2.0	0.0	0.0	0.0	2.0	0.0	0.0	0.0	47.0	0.0	0.0	47.0	0.0	0.0	0.0	0.0	3.0	0.0	3.0	0.0	0.0	53.0
RTOR %	0.0	0.0	0.0	33.33	1.75	0.0	0.0	10.53	0.0	0.0	0.0	1.14	0.0	0.0	0.0	36.15	0.0	0.0	32.19	0.0	0.0	0.0	0.0	27.27	0.0	1.61	0.0	0.0	9.4
Peds	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Peds %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PM	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PM %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PHF	0.0	0.5	0.75	0.38	0.57	0.0	0.0	0.75	0.0	0.83	0.85	0.75	0.0	0.0	0.67	0.89	0.0	0.5	0.7	0.0	0.0	0.25	0.82	0.69	0.0	0.82	0.0	0.0	0.89

11594-2
42.778296, -74.038518
2023-09-14

TRI-STATE TRAFFIC DATA

Peak PM Class Breakdown

Leg	Penghurn Rd							Dunnebarg Rd							Penghurn Rd							Dunnebarg Rd							
Start Time	U-Turn	Left	Thru	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Left	Thru	app Total_B	Peds CCW B	Peds ACW B	Thru	Right	U-Turn	Left	app Total_C	Peds CCW C	Peds ACW C	Left	Thru	Right	U-Turn	app Total_D	Peds CCW D	Peds ACW D	Int Total
16:00:00	0.0	10.0	2.0	2.0	14.0	0.0	0.0	10.0	0.0	35.0	55.0	100.0	0.0	0.0	5.0	30.0	0.0	2.0	37.0	0.0	0.0	0.0	27.0	0.0	0.0	27.0	0.0	0.0	178.0
16:15:00	0.0	9.0	5.0	0.0	14.0	0.0	0.0	2.0	0.0	32.0	48.0	82.0	0.0	0.0	5.0	18.0	0.0	4.0	27.0	1.0	0.0	0.0	35.0	7.0	0.0	37.0	0.0	0.0	160.0
16:30:00	0.0	3.0	3.0	2.0	8.0	0.0	0.0	8.0	0.0	34.0	46.0	88.0	0.0	0.0	4.0	21.0	0.0	4.0	29.0	0.0	0.0	3.0	34.0	3.0	0.0	40.0	0.0	0.0	166.0
16:45:00	0.0	3.0	4.0	4.0	11.0	0.0	0.0	16.0	0.0	30.0	40.0	86.0	0.0	0.0	5.0	15.0	0.0	5.0	25.0	0.0	0.0	0.0	28.0	1.0	0.0	29.0	0.0	0.0	151.0
Grand Total	0.0	25.0	14.0	8.0	47.0	0.0	0.0	37.0	0.0	131.0	189.0	357.0	0.0	0.0	19.0	84.0	0.0	15.0	118.0	1.0	0.0	3.0	119.0	11.0	0.0	133.0	0.0	0.0	655.0
approach %	0.0	53.2	29.8	17.0	99.0	0.0	0.0	15.6	0.0	36.0	52.9	99.0	0.0	0.0	16.0	71.0	0.0	12.9	99.0	0.0	0.0	2.3	89.5	8.3	0.0	99.0	0.0	0.0	393.0
Total %	0.0	3.82	2.14	1.22	7.18	0.0	0.0	5.65	0.0	20.0	28.85	54.5	0.0	0.0	2.9	12.83	0.3	2.29	18.02	0.15	0.0	0.46	18.17	1.68	0.0	20.31	0.0	0.0	100.0
Motorcycles	0.0	0.0	1.0	0.0	1.0	0.0	0.0	0.0	0.0	1.0	1.0	2.0	0.0	0.0	0.0	0.0	0.0	1.0	1.0	0.0	0.0	2.0	1.0	0.0	0.0	3.0	0.0	0.0	7.0
Motorcycles %	0.0	0.0	7.14	0.0	2.13	0.0	0.0	0.0	0.0	0.79	0.53	0.56	0.0	0.0	0.0	0.0	0.0	6.67	0.85	0.0	0.0	66.67	0.84	0.0	0.0	2.26	0.0	0.0	1.07
Cars & Light Goods	0.0	25.0	13.0	7.0	45.0	0.0	0.0	31.0	0.0	121.0	188.0	330.0	0.0	0.0	17.0	81.0	0.0	13.0	81.0	0.0	0.0	1.0	113.0	9.0	0.0	123.0	0.0	0.0	587.0
Cars & Light Goods %	0.0	100.0	92.86	87.5	95.74	0.0	0.0	83.78	0.0	92.37	99.41	94.68	0.0	0.0	89.47	89.71	0.0	86.67	98.54	0.0	0.0	33.33	94.96	81.82	0.0	92.48	0.0	0.0	89.62
Single Unit Trucks	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	6.0	2.0	9.0	0.0	0.0	2.0	1.0	0.0	1.0	4.0	0.0	0.0	0.0	5.0	0.0	0.0	5.0	0.0	0.0	18.0
Single Unit Trucks %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.7	0.0	4.58	1.06	2.52	0.0	0.0	10.53	1.19	0.0	6.67	3.39	0.0	0.0	0.0	4.2	0.0	0.0	3.76	0.0	0.0	2.75
Articulated Trucks	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	3.0	0.0	3.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	3.0
Articulated Trucks %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.29	0.0	0.84	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.46
Buses	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0
Buses %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.38	0.0	0.0	1.69	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.31
Bicycles on Road	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Bicycles on Road %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
HTOR	0.0	0.0	0.0	1.0	1.0	0.0	0.0	3.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	30.0	0.0	0.0	30.0	0.0	0.0	0.0	0.0	2.0	0.0	2.0	0.0	0.0	36.0
HTOR %	0.0	0.0	0.0	12.5	2.13	0.0	0.0	13.51	0.0	0.0	0.0	1.4	0.0	0.0	0.0	35.71	0.0	0.0	25.42	0.0	0.0	0.0	0.0	18.18	0.0	1.5	0.0	0.0	5.8
Peds	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Peds %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	100.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Ped	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Ped %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PHF	0.0	0.62	0.7	0.5	0.94	0.0	0.0	0.58	0.0	0.94	0.88	0.89	0.0	0.0	0.95	0.7	0.0	0.75	0.8	0.25	0.0	0.25	0.88	0.39	0.0	0.83	0.0	0.0	0.82

11594-2
42.778296, -74.038518
2023-09-16

SUMMARY	
Project	VHB
Project Code	11594
Site Name	11594-2
Legs and Movements	All Processed Legs & Movements
Bin Size	15.0
Start Time	11:00
End Time	12:45
Location	11594-2
Latitude and Longitude	42.778296, -74.038518

	START	END	PHF
AM PEAK	2023-09-16 11:00:00	2023-09-16 12:00:00	0.83
PM PEAK	2023-09-16 12:00:00	2023-09-16 13:00:00	0.88

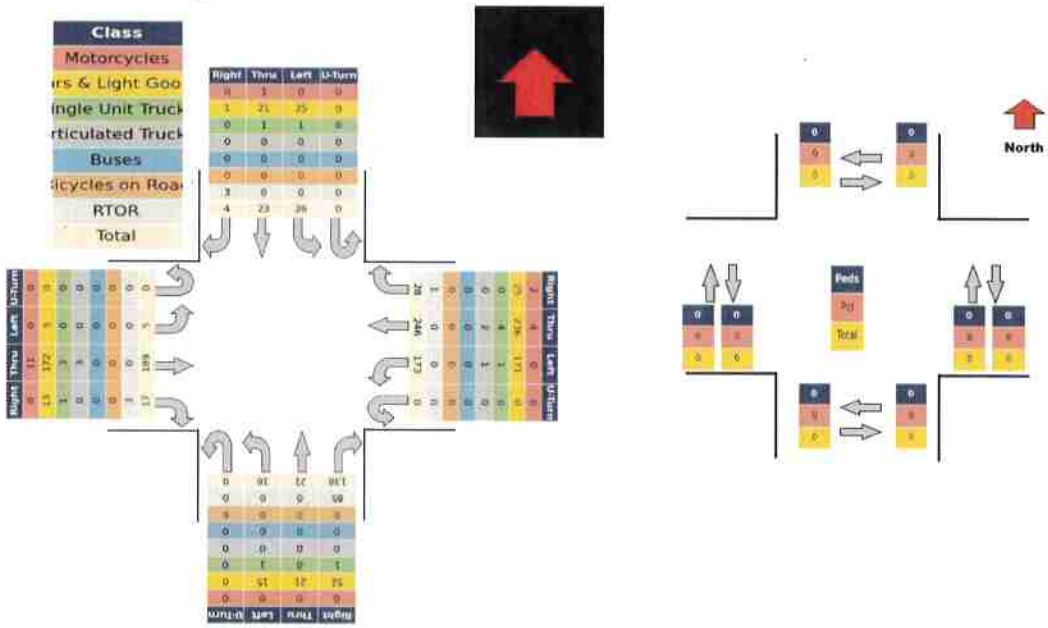
Forced Peak PM	2023-09-16 12:00:00	2023-09-16 13:00:00	0.88



11594-2
42.778296, -74.038518
2023-09-16

TRI-STATE TRAFFIC DATA

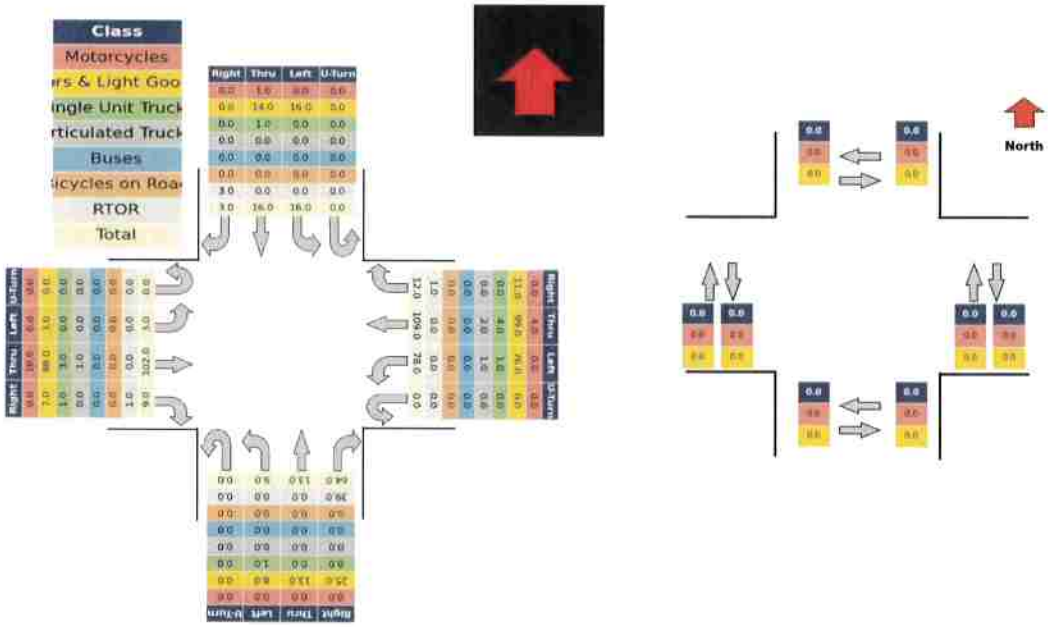
Turning Movement Data Plot



11594-2
42.778296, -74.038518
2023-09-16

TRI-STATE TRAFFIC DATA

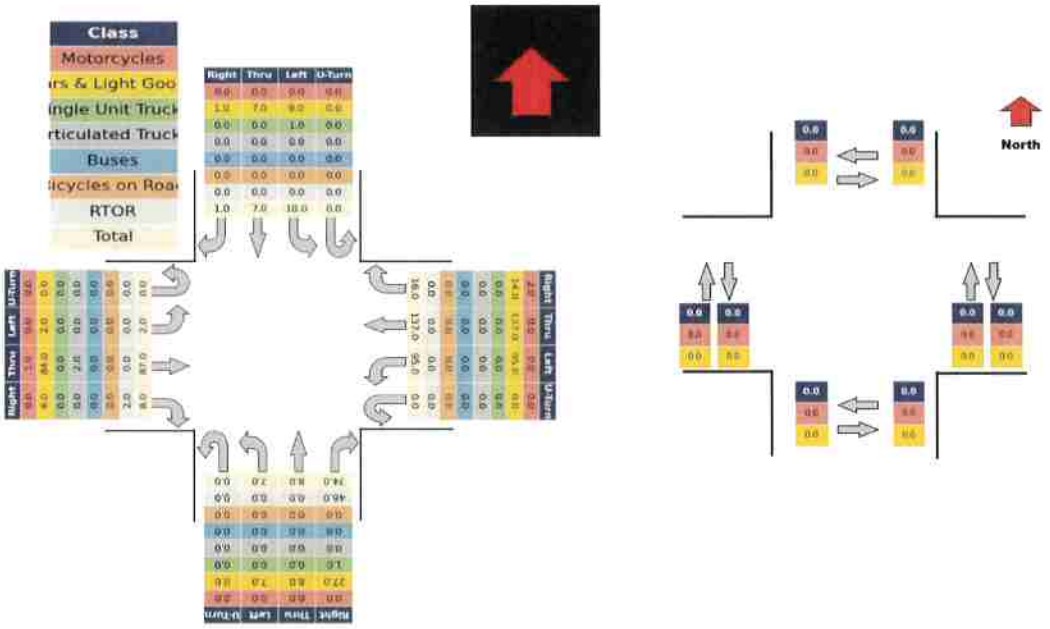
AM Peak Turning Movement Data Summary



11594-2
42.778296, -74.038518
2023-09-16

TRI-STATE TRAFFIC DATA

PM Peak Turning Movement Data Summary



11594-2
42.778296, -74.038518
2023-09-16

TRI-STATE TRAFFIC DATA

RTOR

Leg	Pengburn Rd						Duanesburg Rd						Pengburn Rd						Duanesburg Rd					
Start Time	U-Turn	Left	Thru	Right	Peds CCW_A	Peds ACW_A	Right	U-Turn	Left	Thru	Peds CCW_B	Peds ACW_B	Thru	Right	U-Turn	Left	Peds CCW_C	Peds ACW_C	Left	Thru	Right	U-Turn	Peds CCW_D	Peds ACW_D
11:00	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	12.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0
11:15	0.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	11.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
11:30	0.0	0.0	0.0	0.0	0.0	0.0	0.0	3.0	0.0	0.0	0.0	0.0	0.0	9.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
11:45	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	7.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
12:00	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	12.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0
12:15	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	10.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0
12:30	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	9.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
12:45	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	15.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Total	0.0	0.0	0.0	3.0	0.0	0.0	1.0	3.0	0.0	0.0	0.0	0.0	0.0	85.0	0.0	0.0	0.0	0.0	0.0	0.0	3.0	0.0	0.0	0.0

11594-2
42.778296, -74.038518
2023-09-16

TRI-STATE TRAFFIC DATA

Total Volume Class Breakdown

Leg	Pengburn Rd							Queensbury Rd							Pengburn Rd							Queensbury Rd							
Start Time	U-Turn	Left	Thru	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Left	Thru	app Total_B	Peds CCW B	Peds ACW B	Thru	Right	U-Turn	Left	app Total_C	Peds CCW C	Peds ACW C	Left	Thru	Right	U-Turn	app Total_D	Peds CCW D	Peds ACW D	Int Total
11:00:00	0	3	7	1	11	0	0	4	0	13	23	40	0	0	1	20	0	2	23	0	0	1	18	4	0	23	0	0	97
11:15:00	0	6	1	2	9	0	0	4	0	14	25	43	0	0	3	15	0	2	20	0	0	1	28	2	0	29	0	0	103
11:30:00	0	2	3	0	5	0	0	3	0	17	27	44	0	0	5	16	0	2	23	0	0	0	28	2	0	31	0	0	103
11:45:00	0	5	5	3	10	0	0	4	0	22	34	70	0	0	4	13	0	3	20	0	0	1	29	1	0	31	0	0	131
12:00:00	0	3	3	0	6	0	0	2	0	21	35	58	0	0	2	18	0	2	22	0	0	1	23	2	0	26	0	0	111
12:15:00	0	2	3	0	5	0	0	4	0	29	36	69	0	0	1	13	0	0	14	0	0	0	17	3	0	20	0	0	108
12:30:00	0	0	2	1	3	0	0	4	0	19	34	57	0	0	0	18	0	2	18	0	0	1	20	0	0	27	0	0	105
12:45:00	0	0	0	0	0	0	0	0	0	20	32	52	0	0	0	27	0	3	30	0	0	0	21	3	0	24	0	0	128
Grand Total	0	26	23	4	53	0	0	26	0	173	246	447	0	0	21	135	0	15	173	0	0	5	164	17	0	211	0	0	886
approach %	0	49	43	7	99	0	0	6	0	39	55	99	0	0	12	78	0	9	99	2	0	2	88	8	0	99	0	0	396
Total %	0	2	2	0	5	0	0	3	0	19	27	50	0	0	2	15	0	1	19	0	0	0	21	1	0	23	0	0	100
Motorcycles	0	0	1	0	1	0	0	2	0	0	4	6	0	0	0	0	0	0	0	0	0	0	11	0	0	11	0	0	18
Motorcycles %	0	0	4	0	1	0	0	7	0	0	1	1	0	0	0	0	0	0	0	0	0	0	5	0	0	5	0	0	2
Cars & Light Goods	0	25	21	1	47	0	0	25	0	171	236	432	0	0	21	52	0	15	88	0	0	5	172	13	0	190	0	0	757
Cars & Light Goods %	0	96	91	25	89	0	0	96	0	99	96	97	0	0	100	37	0	93	50	0	0	100	91	76	0	90	0	0	85
Single Unit Trucks	0	1	1	0	2	0	0	0	0	1	4	5	0	0	0	1	0	1	2	0	0	0	3	1	0	4	0	0	12
Single Unit Trucks %	0	3	4	0	3	0	0	0	0	0	1	1	0	0	0	0	0	6	1	0	0	0	1	5	0	1	0	0	1
Articulated Trucks	0	0	0	0	0	0	0	0	0	1	2	3	0	0	0	0	0	0	0	0	0	0	3	0	0	3	0	0	6
Articulated Trucks %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	1	0	0	0
Buses	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Buses %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bicycles on Road	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bicycles on Road %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
RTOR	0	0	0	3	3	0	0	1	0	0	0	1	0	0	0	80	0	0	80	0	0	0	0	3	0	3	0	0	82
RTOR %	0	0	0	75	5	0	0	3	0	0	0	0	0	0	0	61	0	0	46	0	0	0	0	17	0	1	0	0	16
Peds	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Peds %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Ped	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Ped %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

11594-2
42.778296, -74.038518
2023-09-16

TRI-STATE TRAFFIC DATA

Forced Peak PM Class Breakdown

Leg	Pangburn Rd							Duanesburg Rd							Pangburn Rd							Duanesburg Rd							
Start Time	U-Turn	Left	Thru	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Left	Thru	app Total_B	Peds CCW B	Peds ACW B	Thru	Right	U-Turn	Left	app Total_C	Peds CCW C	Peds ACW C	Left	Thru	Right	U-Turn	app Total_D	Peds CCW D	Peds ACW D	Int Total
12:00:00	0.0	3.0	2.0	0.0	5.0	0.0	0.0	2.0	0.0	21.0	33.0	56.0	0.0	0.0	2.0	18.0	0.0	2.0	22.0	0.0	0.0	1.0	23.0	2.0	0.0	26.0	0.0	0.0	111.0
12:15:00	0.0	2.0	3.0	0.0	5.0	0.0	0.0	4.0	0.0	20.0	36.0	60.0	0.0	0.0	1.0	13.0	0.0	0.0	14.0	0.0	0.0	0.0	17.0	3.0	0.0	20.0	0.0	0.0	108.0
12:30:00	0.0	0.0	2.0	1.0	3.0	0.0	0.0	4.0	0.0	18.0	34.0	57.0	0.0	0.0	0.0	18.0	0.0	2.0	19.0	0.0	0.0	1.0	26.0	0.0	0.0	27.0	0.0	0.0	106.0
12:45:00	0.0	5.0	0.0	0.0	5.0	0.0	0.0	6.0	0.0	26.0	32.0	64.0	0.0	0.0	5.0	27.0	0.0	3.0	35.0	0.0	0.0	0.0	21.0	3.0	0.0	24.0	0.0	0.0	128.0
Grand Total	0.0	10.0	7.0	1.0	18.0	0.0	0.0	16.0	0.0	85.0	137.0	238.0	0.0	0.0	8.0	76.0	0.0	7.0	89.0	0.0	0.0	2.0	87.0	8.0	0.0	97.0	0.0	0.0	453.0
approach %	0.0	55.6	38.9	5.6	3.96	0.0	0.0	6.7	0.0	35.7	57.6	52.54	0.0	0.0	8.9	85.4	0.0	7.9	19.65	0.0	0.0	2.1	89.7	8.2	0.0	21.41	0.0	0.0	100.0
Total %	0.0	2.21	1.55	0.22	3.96	0.0	0.0	3.53	0.0	21.07	30.31	54.97	0.0	0.0	1.77	16.57	0.0	1.55	19.69	0.0	0.0	0.44	19.25	1.77	0.0	21.48	0.0	0.0	100.0
Motorcycles	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	1.0	0.0	0.0	3.0
Motorcycles %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	12.5	0.0	0.0	0.0	0.81	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.15	0.0	0.0	1.03	0.0	0.0	0.66
Cars & Light Goods	0.0	9.0	7.0	1.0	17.0	0.0	0.0	14.0	0.0	85.0	137.0	236.0	0.0	0.0	8.0	27.0	0.0	7.0	42.0	0.0	0.0	2.0	84.0	8.0	0.0	92.0	0.0	0.0	387.0
Cars & Light Goods %	0.0	90.0	100.0	100.0	94.44	0.0	0.0	87.5	0.0	100.0	100.0	99.19	0.0	0.0	100.0	36.49	0.0	100.0	47.19	0.0	0.0	100.0	96.55	75.0	0.0	94.85	0.0	0.0	87.83
Single Unit Trucks	0.0	1.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0
Single Unit Trucks %	0.0	10.0	0.0	0.0	5.56	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.35	0.0	0.0	1.12	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.44
Articulated Trucks	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	0.0	2.0	0.0	0.0	2.0
Articulated Trucks %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	2.3	0.0	0.0	2.06	0.0	0.0	0.44
Buses	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Buses %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Bicycles on Road	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Bicycles on Road %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
RTOR	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	46.0	0.0	0.0	46.0	0.0	0.0	0.0	0.0	2.0	0.0	2.0	0.0	0.0	48.0
RTOR %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	52.14	0.0	0.0	51.69	0.0	0.0	0.0	0.0	25.0	0.0	2.06	0.0	0.0	10.82
Peds	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Peds %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Ped	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Ped %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PHF	0.0	0.5	0.58	0.25	0.9	0.0	0.0	0.67	0.0	0.82	0.95	0.9	0.0	0.0	0.4	0.66	0.0	0.58	0.64	0.0	0.0	0.5	0.64	0.67	0.0	0.9	0.0	0.0	0.88

11594-3
42.787634, -74.010445
2023-09-14

SUMMARY	
Project	VHB
Project Code	11594
Site Name	11594-3
Legs and Movements	All Processed Legs & Movements
Bin Size	15.0
Start Time	07:00
End Time	17:45
Location	11594-3
Latitude and Longitude	42.787634, -74.010445

	START	END	PHF
AM PEAK	2023-09-14 07:00:00	2023-09-14 08:00:00	0.81
PM PEAK	2023-09-14 16:30:00	2023-09-14 17:30:00	0.94

Forced Peak PM	2023-09-14 16:00:00	2023-09-14 17:00:00	0.94

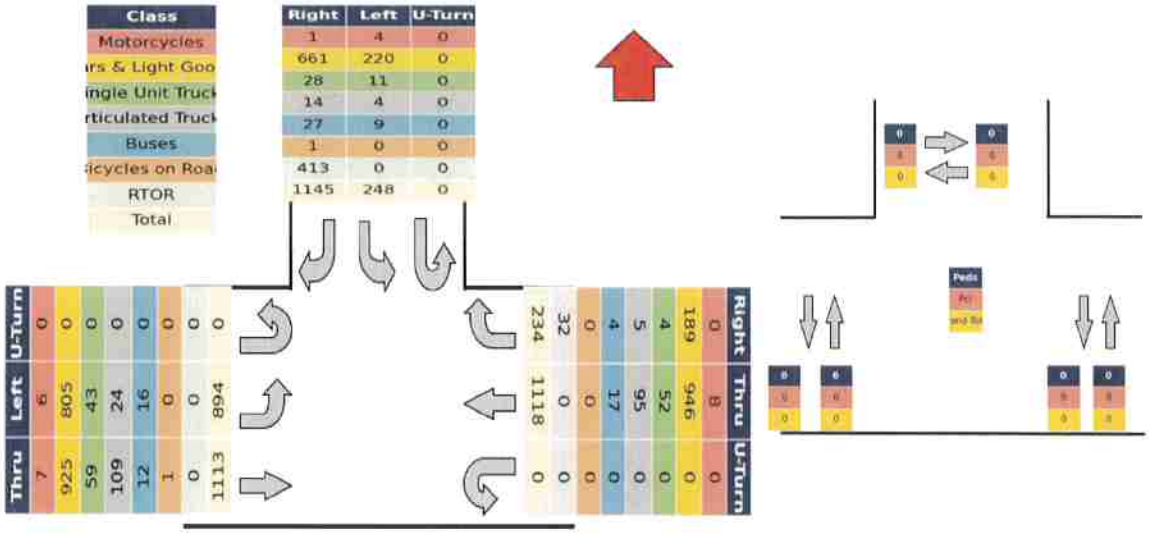


11594-3
42.787634, -74.010445
2023-09-14

TRI-STATE TRAFFIC DATA

Turning Movement Data Plot

Class	Right	Left	U-Turn
Motorcycles	1	4	0
rs & Light Goo	661	220	0
ingle Unit Truck	28	11	0
rticulated Truck	14	4	0
Buses	27	9	0
icycles on Roa	1	0	0
RTOR	413	0	0
Total	1145	248	0

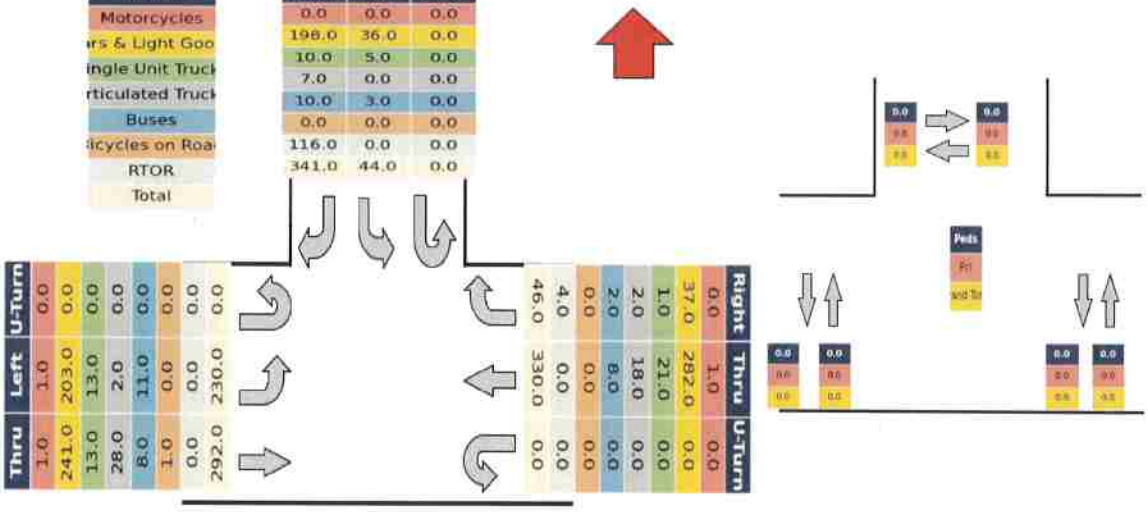


11594-3
42.787634, -74.010445
2023-09-14

TRI-STATE TRAFFIC DATA

AM Peak Turning Movement Data Summary

Class	Right	Left	U-Turn
Motorcycles	0.0	0.0	0.0
rs & Light Goo	196.0	36.0	0.0
ingle Unit Truck	10.0	5.0	0.0
rticulated Truck	7.0	0.0	0.0
Buses	10.0	3.0	0.0
icycles on Roa	0.0	0.0	0.0
RTOR	116.0	0.0	0.0
Total	341.0	44.0	0.0

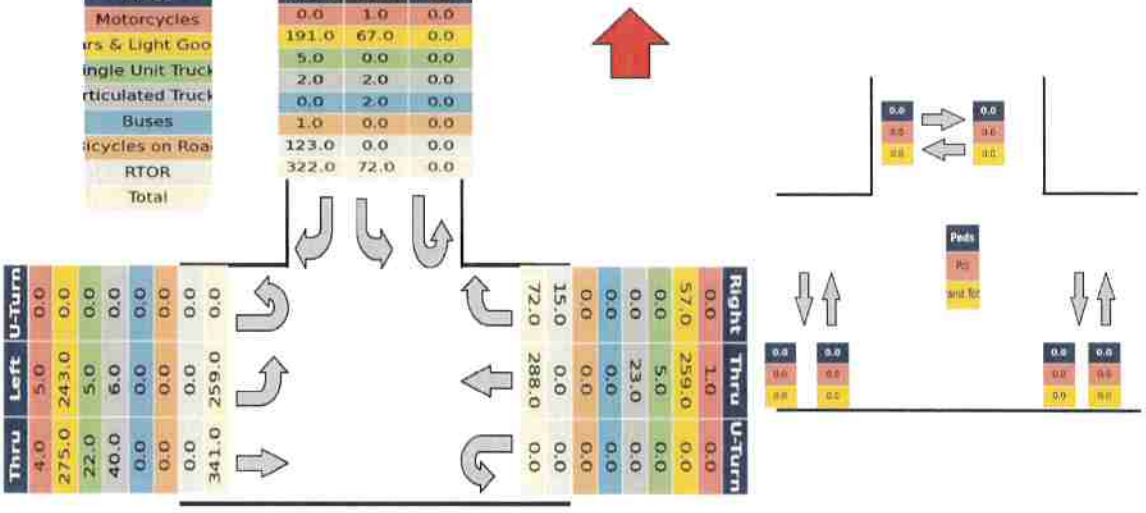


11594-3
42.787634, -74.010445
2023-09-14

TRI-STATE TRAFFIC DATA

PM Peak Turning Movement Data Summary

Class	Right	Left	U-Turn
Motorcycles	0.0	1.0	0.0
rs & Light Goo	191.0	67.0	0.0
ingle Unit Truck	5.0	0.0	0.0
rticulated Truck	2.0	2.0	0.0
Buses	0.0	2.0	0.0
icycles on Roa	1.0	0.0	0.0
RTOR	123.0	0.0	0.0
Total	322.0	72.0	0.0



11594-3
42.787634, -74.010445
2023-09-14

TRI-STATE TRAFFIC DATA

RTOR

Leg	Burdeck St					Duanesburg Rd					Duanesburg Rd				
Start Time	U-Turn	Left	Right	Peds CCW_A	Peds ACW_A	Right	U-Turn	Thru	Peds CCW_B	Peds ACW_B	Left	Thru	U-Turn	Peds CCW_C	Peds ACW_C
07:00	0.0	0.0	23.0	0.0	0.0	2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
07:15	0.0	0.0	41.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
07:30	0.0	0.0	40.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
07:45	0.0	0.0	12.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:00	0.0	0.0	18.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:15	0.0	0.0	18.0	0.0	0.0	3.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:30	0.0	0.0	17.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
08:45	0.0	0.0	21.0	0.0	0.0	3.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
15:00	0.0	0.0	30.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
15:15	0.0	0.0	29.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
15:30	0.0	0.0	27.0	0.0	0.0	4.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
15:45	0.0	0.0	25.0	0.0	0.0	4.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17:00	0.0	0.0	34.0	0.0	0.0	3.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17:15	0.0	0.0	37.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17:30	0.0	0.0	16.0	0.0	0.0	4.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17:45	0.0	0.0	22.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Total	0.0	0.0	413.0	0.0	0.0	32.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

11594-3
42.787634, -74.010445
2023-09-14

TRI-STATE TRAFFIC DATA

Total Volume Class Breakdown

Leg	Burdock St						Duanesburg Rd						Duanesburg Rd						
Start Time	U-Turn	Left	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Thru	app Total_B	Peds CCW B	Peds ACW B	Left	Thru	U-Turn	app Total_C	Peds CCW C	Peds ACW C	Int Total
07:00:00	0	13	78	91	0	0	11	0	77	88	0	0	41	44	0	85	0	0	264
07:15:00	0	15	133	148	0	0	7	0	117	124	0	0	54	72	0	126	0	0	398
07:30:00	0	9	89	98	0	0	14	0	82	96	0	0	99	103	0	152	0	0	296
07:45:00	0	9	50	59	0	0	14	0	84	98	0	0	55	74	0	129	0	0	255
08:00:00	0	9	39	48	0	0	11	0	46	57	0	0	51	54	0	105	0	0	210
08:15:00	0	18	61	77	0	0	12	0	38	50	0	0	35	58	0	93	0	0	220
08:30:00	0	14	51	65	0	0	10	0	30	40	0	0	49	45	0	94	0	0	206
08:45:00	0	9	58	67	0	0	15	0	55	70	0	0	52	51	0	103	0	0	240
16:00:00	0	31	80	111	0	0	14	0	110	124	0	0	58	60	0	118	0	0	354
16:15:00	0	15	64	79	0	0	20	0	88	108	0	0	61	77	0	138	0	0	325
16:30:00	0	17	81	108	0	0	18	0	58	76	0	0	67	81	0	148	0	0	331
16:45:00	0	22	71	93	0	0	22	0	67	89	0	0	51	93	0	144	0	0	326
17:00:00	0	17	72	89	0	0	17	0	90	107	0	0	75	86	0	161	0	0	358
17:15:00	0	16	88	104	0	0	17	0	72	89	0	0	66	79	0	145	0	0	338
17:30:00	0	15	67	82	0	0	20	0	67	87	0	0	47	63	0	110	0	0	279
17:45:00	0	24	61	85	0	0	14	0	59	73	0	0	54	69	0	123	0	0	281
Grand Total	0	248	1145	1393	0	0	234	0	1118	1352	0	0	894	1113	0	2007	0	0	4752
approach %	0	17	82	98	0	0	17	0	82	99	0	0	44	55	0	99	0	0	297
Total %	0	5	24	29	0	0	4	0	23	28	0	0	19	23	0	42	0	0	100
Motorcycles	0	4	1	5	0	0	0	0	8	8	0	0	6	7	0	13	0	0	26
Motorcycles %	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Cars & Light Goods	0	220	661	881	0	0	189	0	946	1135	0	0	603	825	0	1730	0	0	3746
Cars & Light Goods %	0	88	57	63	0	0	80	0	84	83	0	0	90	83	0	86	0	0	79
Single Unit Trucks	0	11	28	39	0	0	4	0	62	66	0	0	43	59	0	102	0	0	197
Single Unit Trucks %	0	4	2	3	0	0	1	0	4	4	0	0	6	5	0	5	0	0	4
Articulated Trucks	0	4	14	18	0	0	5	0	95	100	0	0	24	109	0	133	0	0	251
Articulated Trucks %	0	1	1	1	0	0	2	0	8	7	0	0	3	9	0	6	0	0	5
Buses	0	9	27	36	0	0	4	0	17	21	0	0	16	12	0	28	0	0	85
Buses %	0	3	2	2	0	0	1	0	1	1	0	0	1	1	0	1	0	0	1
Bicycles on Road	0	0	1	1	0	0	0	0	0	0	0	0	0	1	0	1	0	0	2
Bicycles on Road %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
RTOR	0	0	413	413	0	0	32	0	0	32	0	0	0	0	0	0	0	0	445
RTOR %	0	0	36	29	0	0	13	0	0	2	0	0	0	0	0	0	0	0	9
Peds	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Peds %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Pet	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Pet %	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

11594-3
42.787634, -74.010445
2023-09-14

TRI-STATE TRAFFIC DATA

Peak AM Class Breakdown

Leg	Burdeck St						Duanesburg Rd						Duanesburg Rd						
Start Time	U-Turn	Left	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Thru	app Total_B	Peds CCW B	Peds ACW B	Left	Thru	U-Turn	app Total_C	Peds CCW C	Peds ACW C	Int Total
07:00:00	0.0	13.0	78.0	91.0	0.0	0.0	11.0	0.0	77.0	88.0	0.0	0.0	41.0	44.0	0.0	85.0	0.0	0.0	264.0
07:15:00	0.0	15.0	133.0	148.0	0.0	0.0	7.0	0.0	117.0	124.0	0.0	0.0	54.0	72.0	0.0	126.0	0.0	0.0	398.0
07:30:00	0.0	0.0	86.0	86.0	0.0	0.0	14.0	0.0	82.0	96.0	0.0	0.0	80.0	102.0	0.0	182.0	0.0	0.0	364.0
07:45:00	0.0	0.0	50.0	50.0	0.0	0.0	14.0	0.0	54.0	68.0	0.0	0.0	55.0	74.0	0.0	129.0	0.0	0.0	255.0
Grand Total	0.0	44.0	341.0	385.0	0.0	0.0	46.0	0.0	330.0	376.0	0.0	0.0	230.0	292.0	0.0	522.0	0.0	0.0	1283.0
approach %	0.0	11.4	88.6	89.8	0.0	0.0	12.2	0.0	87.8	89.8	0.0	0.0	44.1	55.9	0.0	89.9	0.0	0.0	297.5
Total %	0.0	3.42	26.58	30.01	0.0	0.0	3.59	0.0	25.72	29.31	0.0	0.0	17.93	22.78	0.0	40.68	0.0	0.0	100.0
Motorcycles	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	1.0	0.0	0.0	1.0	1.0	0.0	2.0	0.0	0.0	3.0
Motorcycles %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.3	0.27	0.0	0.0	0.43	0.34	0.0	0.38	0.0	0.0	0.23
Cars & Light Goods	0.0	36.0	198.0	234.0	0.0	0.0	37.0	0.0	282.0	319.0	0.0	0.0	203.0	241.0	0.0	444.0	0.0	0.0	997.0
Cars & Light Goods %	0.0	81.82	58.06	60.78	0.0	0.0	80.43	0.0	85.45	84.84	0.0	0.0	88.26	82.53	0.0	85.06	0.0	0.0	77.71
Single Unit Trucks	0.0	5.0	10.0	15.0	0.0	0.0	1.0	0.0	21.0	22.0	0.0	0.0	13.0	13.0	0.0	26.0	0.0	0.0	63.0
Single Unit Trucks %	0.0	11.36	2.93	3.9	0.0	0.0	2.17	0.0	6.36	5.85	0.0	0.0	5.65	4.45	0.0	4.98	0.0	0.0	4.91
Articulated Trucks	0.0	0.0	7.0	7.0	0.0	0.0	2.0	0.0	18.0	20.0	0.0	0.0	2.0	28.0	0.0	30.0	0.0	0.0	57.0
Articulated Trucks %	0.0	0.0	2.05	1.82	0.0	0.0	4.35	0.0	5.45	5.32	0.0	0.0	0.87	9.59	0.0	5.75	0.0	0.0	4.44
Buses	0.0	3.0	10.0	13.0	0.0	0.0	2.0	0.0	8.0	10.0	0.0	0.0	11.0	8.0	0.0	19.0	0.0	0.0	42.0
Buses %	0.0	6.82	2.93	3.38	0.0	0.0	4.35	0.0	2.42	2.66	0.0	0.0	4.78	2.74	0.0	3.64	0.0	0.0	3.27
Bicycles on Road	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	1.0	0.0	0.0	1.0
Bicycles on Road %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.34	0.0	0.19	0.0	0.0	0.08
RTOR	0.0	0.0	116.0	116.0	0.0	0.0	4.0	0.0	0.0	4.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	120.0
RTOR %	0.0	0.0	34.03	30.13	0.0	0.0	8.7	0.0	0.0	1.06	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	9.35
Peds	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Peds %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Pcl	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Pcl %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PHF	0.0	0.73	0.84	0.85	0.0	0.0	0.82	0.0	0.71	0.76	0.0	0.0	0.72	0.72	0.0	0.72	0.0	0.0	0.91

11594-3
42.787634, -74.010445
2023-09-14

Forced Peak PM Class Breakdown

Leg	Burdeck St						Duanesburg Rd						Duanesburg Rd						
Start Time	U-Turn	Left	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Thru	app Total_B	Peds CCW B	Peds ACW B	Left	Thru	U-Turn	app Total_C	Peds CCW C	Peds ACW C	Int Total
16:00:00	0.0	31.0	80.0	111.0	0.0	0.0	14.0	0.0	110.0	124.0	0.0	0.0	98.0	83.0	0.0	119.0	0.0	0.0	354.0
16:15:00	0.0	18.0	84.0	79.0	0.0	0.0	20.0	0.0	86.0	106.0	0.0	0.0	91.0	77.0	0.0	136.0	0.0	0.0	323.0
16:30:00	0.0	17.0	91.0	108.0	0.0	0.0	19.0	0.0	99.0	75.0	0.0	0.0	87.0	81.0	0.0	146.0	0.0	0.0	331.0
16:45:00	0.0	22.0	71.0	93.0	0.0	0.0	33.0	0.0	87.0	89.0	0.0	0.0	91.0	93.0	0.0	144.0	0.0	0.0	326.0
Grand Total	0.0	89.0	306.0	391.0	0.0	0.0	72.0	0.0	322.0	394.0	0.0	0.0	235.0	314.0	0.0	549.0	0.0	0.0	1334.0
approach %	0.0	21.0	78.0	99.0	0.0	0.0	18.0	0.0	81.0	99.0	0.0	0.0	42.0	57.0	0.0	99.0	0.0	0.0	297.0
Total %	0.0	6.37	22.94	29.31	0.0	0.0	5.4	0.0	24.14	29.54	0.0	0.0	17.62	23.54	0.0	41.15	0.0	0.0	100.0
Motorcycles	0.0	1.0	1.0	2.0	0.0	0.0	0.0	0.0	1.0	1.0	0.0	0.0	2.0	1.0	0.0	3.0	0.0	0.0	6.0
Motorcycles %	0.0	1.18	0.33	0.51	0.0	0.0	0.0	0.0	0.31	0.25	0.0	0.0	0.85	0.32	0.0	0.55	0.0	0.0	0.45
Cars & Light Goods	0.0	79.0	183.0	262.0	0.0	0.0	61.0	0.0	291.0	352.0	0.0	0.0	223.0	266.0	0.0	489.0	0.0	0.0	1103.0
Cars & Light Goods %	0.0	92.94	59.8	67.01	0.0	0.0	84.72	0.0	90.37	89.34	0.0	0.0	94.47	84.71	0.0	89.09	0.0	0.0	82.91
Single Unit Trucks	0.0	0.0	5.0	5.0	0.0	0.0	0.0	0.0	6.0	6.0	0.0	0.0	5.0	17.0	0.0	22.0	0.0	0.0	33.0
Single Unit Trucks %	0.0	0.0	1.63	1.28	0.0	0.0	0.0	0.0	1.86	1.52	0.0	0.0	2.13	5.41	0.0	4.01	0.0	0.0	2.47
Articulated Trucks	0.0	3.0	3.0	6.0	0.0	0.0	2.0	0.0	23.0	24.0	0.0	0.0	6.0	30.0	0.0	35.5	0.0	0.0	65.5
Articulated Trucks %	0.0	3.53	0.98	1.53	0.0	0.0	2.78	0.0	6.93	6.09	0.0	0.0	2.13	9.55	0.0	6.38	0.0	0.0	4.87
Buses	0.0	2.0	3.0	5.0	0.0	0.0	0.0	0.0	2.0	2.0	0.0	0.0	1.0	0.0	0.0	1.0	0.0	0.0	8.0
Buses %	0.0	2.35	0.65	1.28	0.0	0.0	0.0	0.0	0.62	0.51	0.0	0.0	0.43	0.0	0.0	0.18	0.0	0.0	0.6
Bicycles on Road	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Bicycles on Road %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
RTOR	0.0	0.0	111.0	111.0	0.0	0.0	9.0	0.0	0.0	9.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	120.0
RTOR %	0.0	0.0	36.27	28.39	0.0	0.0	12.5	0.0	0.0	2.28	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	9.0
Peds	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Peds %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Pcl	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Pcl %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PHF	0.0	0.69	0.84	0.88	0.0	0.0	0.82	0.0	0.73	0.79	0.0	0.0	0.88	0.84	0.0	0.83	0.0	0.0	0.94

11594-3
42.787634, -74.010445
2023-09-16

SUMMARY	
Project	VHB
Project Code	11594
Site Name	11594-3
Legs and Movements	All Processed Legs & Movements
Bin Size	15.0
Start Time	11:00
End Time	12:45
Location	11594-3
Latitude and Longitude	42.787634, -74.010445

	START	END	PHF
AM PEAK	2023-09-16 11:00:00	2023-09-16 12:00:00	0.95
PM PEAK	2023-09-16 12:00:00	2023-09-16 13:00:00	0.8

Forced Peak PM	2023-09-16 12:00:00	2023-09-16 13:00:00	0.8

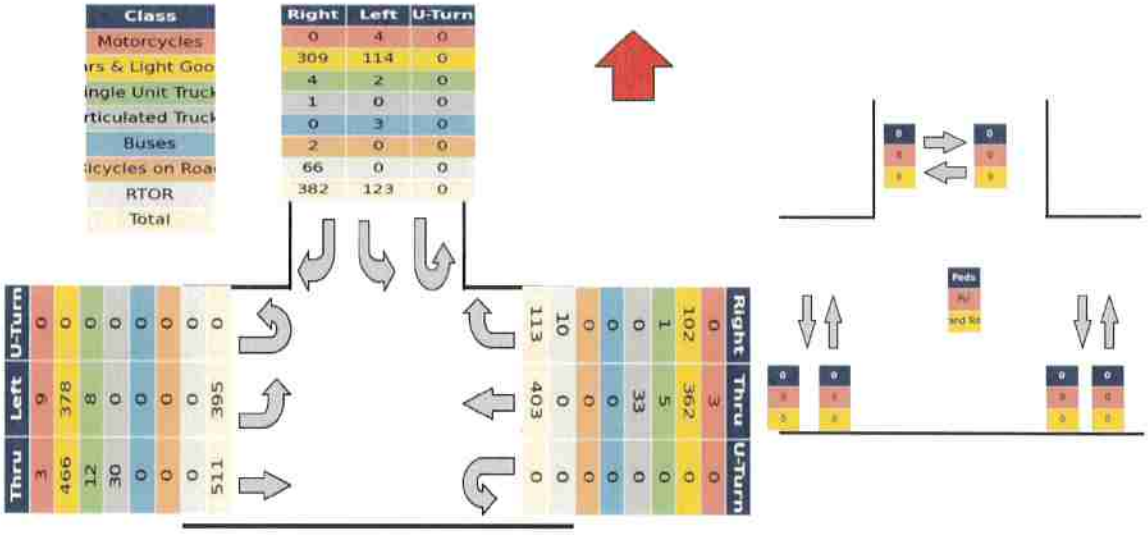


11594-3
42.787634, -74.010445
2023-09-16

TRI-STATE TRAFFIC DATA

Turning Movement Data Plot

Class	Right	Left	U-Turn
Motorcycles	0	4	0
rs & Light Goo	309	114	0
ingle Unit Truck	4	2	0
rticulated Truck	1	0	0
Buses	0	3	0
icycles on Roa	2	0	0
RTOR	66	0	0
Total	382	123	0

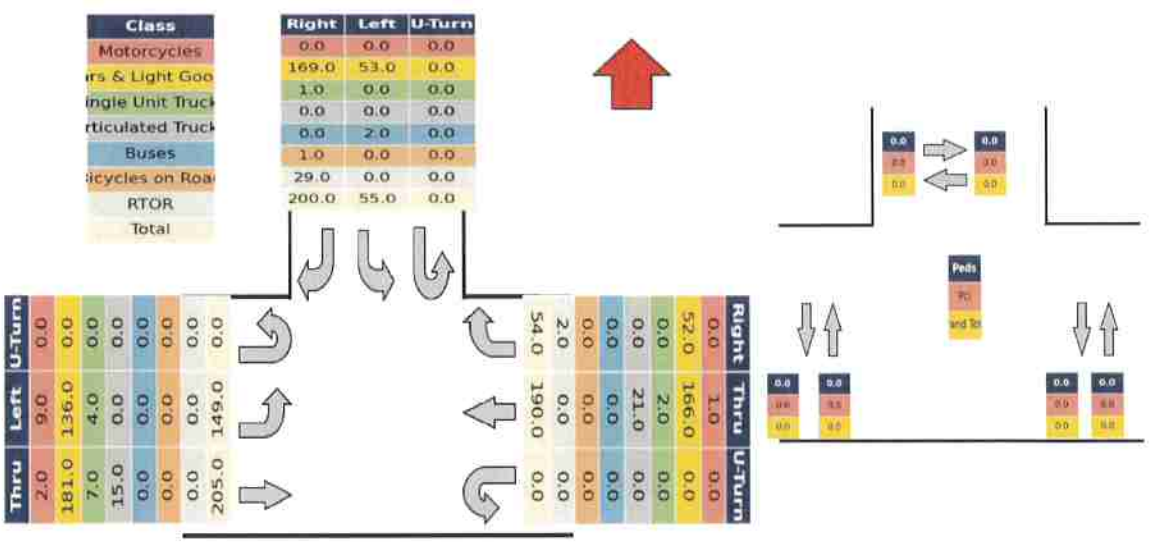


11594-3
42.787634, -74.010445
2023-09-16

TRI-STATE TRAFFIC DATA

AM Peak Turning Movement Data Summary

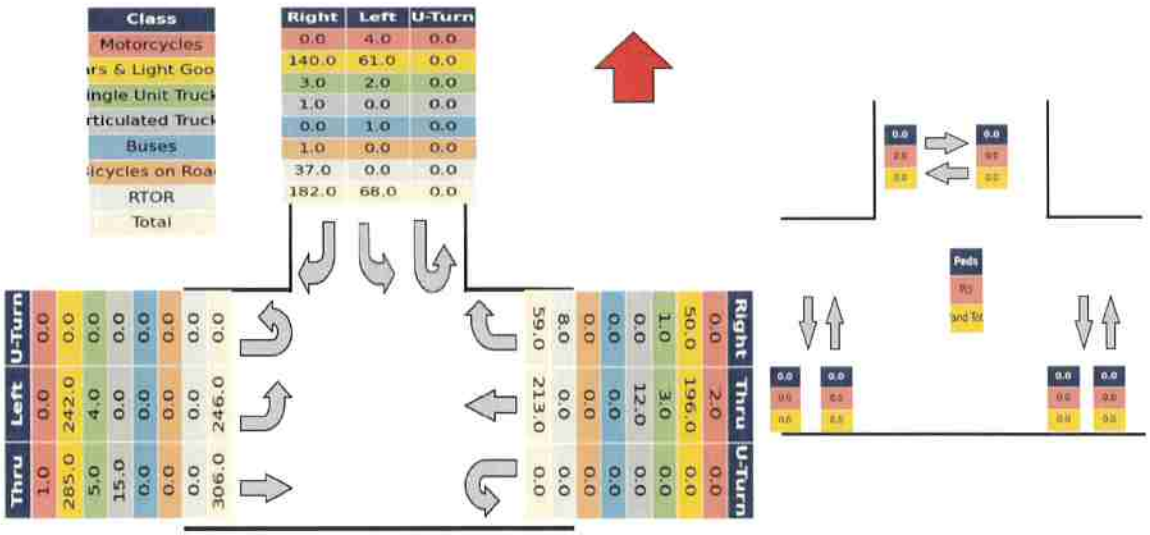
Class	Right	Left	U-Turn
Motorcycles	0.0	0.0	0.0
rs & Light Goo	169.0	53.0	0.0
ingle Unit Truck	1.0	0.0	0.0
rticulated Truck	0.0	0.0	0.0
Buses	0.0	2.0	0.0
icycles on Roa	1.0	0.0	0.0
RTOR	29.0	0.0	0.0
Total	200.0	55.0	0.0



11594-3
42.787634, -74.010445
2023-09-16

TRI-STATE TRAFFIC DATA

PM Peak Turning Movement Data Summary



11594-3
42.787634, -74.010445
2023-09-16

TRI-STATE TRAFFIC DATA

Forced Peak PM Class Breakdown

Leg	Burdock St						Duanesburg Rd						Duanesburg Rd						
Start Time	U-Turn	Left	Right	app Total_A	Peds CCW A	Peds ACW A	Right	U-Turn	Thru	app Total_B	Peds CCW B	Peds ACW B	Left	Thru	U-Turn	app Total_C	Peds CCW C	Peds ACW C	Int Total
12:00:00	0.0	22.0	52.0	74.0	0.0	0.0	15.0	0.0	59.0	74.0	0.0	0.0	47.0	90.0	0.0	97.0	0.0	0.0	345.0
12:15:00	0.0	10.0	38.0	48.0	0.0	0.0	15.0	0.0	64.0	79.0	0.0	0.0	87.0	132.0	0.0	219.0	0.0	0.0	334.0
12:30:00	0.0	21.0	51.0	72.0	0.0	0.0	30.0	0.0	42.0	62.0	0.0	0.0	57.0	84.0	0.0	141.0	0.0	0.0	275.0
12:45:00	0.0	15.0	43.0	58.0	0.0	0.0	9.0	0.0	58.0	67.0	0.0	0.0	55.0	40.0	0.0	95.0	0.0	0.0	220.0
Grand Total	0.0	68.0	182.0	250.0	0.0	0.0	68.0	0.0	213.0	272.0	0.0	0.0	246.0	306.0	0.0	552.0	0.0	0.0	1074.0
approach %	0.0	27.2	72.8	89.0	0.0	0.0	21.0	0.0	79.0	99.0	0.0	0.0	44.6	55.4	0.0	99.6	0.0	0.0	297.0
Total %	0.0	6.33	16.95	23.28	0.0	0.0	6.49	0.0	19.83	25.33	0.0	0.0	22.91	28.49	0.0	51.4	0.0	0.0	100.0
Motorcycles	0.0	4.0	0.0	4.0	0.0	0.0	0.0	0.0	3.0	3.0	0.0	0.0	0.0	1.0	0.0	1.0	0.0	0.0	7.0
Motorcycles %	0.0	5.88	0.0	1.6	0.0	0.0	0.0	0.0	0.94	1.74	0.0	0.0	0.0	0.33	0.0	0.18	0.0	0.0	0.65
Cars & Light Goods	0.0	61.0	140.0	201.0	0.0	0.0	90.0	0.0	196.0	286.0	0.0	0.0	242.0	285.0	0.0	527.0	0.0	0.0	974.0
Cars & Light Goods %	0.0	89.71	76.92	80.4	0.0	0.0	94.75	0.0	92.02	90.44	0.0	0.0	98.37	93.14	0.0	95.47	0.0	0.0	90.69
Single Unit Trucks	0.0	2.0	3.0	5.0	0.0	0.0	1.0	0.0	3.0	4.0	0.0	0.0	4.0	5.0	0.0	9.0	0.0	0.0	18.0
Single Unit Trucks %	0.0	2.94	1.65	2.0	0.0	0.0	1.89	0.0	1.41	1.47	0.0	0.0	1.63	1.63	0.0	1.63	0.0	0.0	1.68
Articulated Trucks	0.0	0.0	1.0	1.0	0.0	0.0	0.0	0.0	13.0	13.0	0.0	0.0	0.0	15.0	0.0	15.0	0.0	0.0	28.0
Articulated Trucks %	0.0	0.0	0.55	0.4	0.0	0.0	0.0	0.0	5.63	4.41	0.0	0.0	0.0	4.9	0.0	2.72	0.0	0.0	2.61
Buses	0.0	1.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0
Buses %	0.0	1.47	0.0	0.4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.09
Bicycles on Road	0.0	0.0	1.0	1.0	0.0	0.0	0.0	0.5	0.0	1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	1.0
Bicycles on Road %	0.0	0.0	0.55	0.4	0.0	0.0	0.0	0.9	0.0	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.09
RTOR	0.0	0.0	37.0	37.0	0.0	0.0	8.0	0.0	0.0	8.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	45.0
RTOR %	0.0	0.0	20.33	14.8	0.0	0.0	13.56	0.0	0.0	2.94	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	4.19
Peds	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Peds %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PoI	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PoI %	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
PHF	0.0	0.77	0.88	0.84	0.0	0.0	0.74	0.0	0.8	0.82	0.0	0.0	0.71	0.58	0.0	0.83	0.0	0.0	0.8

Attachment C – LOS Definitions

Level of Service Definitions

Signal Controlled Intersections

The evaluation criteria used to analyze signalized intersections is based on the procedures set forth in the latest version of the *Highway Capacity Manual* (HCM)[1].

The level of service (LOS) of a signalized intersection can be characterized for the entire intersection, each intersection approach, and each lane group. Control delay alone is used to characterize LOS for the entire intersection or an approach. Control delay and volume-to-capacity ratio are used to characterize LOS for a lane group. Delay quantifies the increase in travel time due to traffic signal control. It is also a measure of driver discomfort and fuel consumption. The volume-to-capacity ratio quantifies the degree to which a phase's capacity is utilized by a lane group.

The levels of service range between level of service A (relatively congestion-free) and level of service F (congested).

Level of service A – This level is typically assigned when the volume-to-capacity ratio is low and either progression is exceptionally favorable or the cycle length is very short. If LOS A is the result of favorable progression, most vehicles arrive during the green indication and travel through the intersection without stopping.

Level of service B – This level is typically assigned when the volume-to-capacity ratio is low and either progression is highly favorable or the cycle length is short. More vehicles stop than with LOS A.

Level of service C – This level is typically assigned when progression is favorable or the cycle length is moderate. Individual *cycle failures* (i.e., one or more queued vehicles are not able to depart as a result of insufficient capacity during the cycle) may begin to appear at this level. The number of vehicles stopping is significant, although many vehicles still pass through the intersection without stopping.

Level of service D – This level is typically assigned when the volume-to-capacity ratio is high and either progression is ineffective, or the cycle length is long. Many vehicles stop and individual cycle failures are noticeable.

Level of service E - This level is typically assigned when the volume-to-capacity ratio is high, progression is unfavorable, and the cycle length is long. Individual cycle failures are frequent.

[1] Highway Capacity Manual, 6th Edition, Transportation Research Board, Washington D.C., 2016.

Level of Service F - This level is typically assigned when the volume-to-capacity ratio is very high, progression is very poor, and the cycle length is long. Most cycles fail to clear the queue.

A lane group can incur a delay less than 80 s/veh when the volume-to-capacity ratio exceeds 1.0. This condition typically occurs when the cycle length is short, the signal progression is favorable, or both. As a result, both the delay and volume-to-capacity ratio are considered when lane group LOS is established. A ratio of 1.0 or more indicates cycle capacity is fully utilized and represents failure from a capacity perspective (just as delay in excess of 80 s/veh represents failure from a delay perspective).

The following lists the LOS thresholds established for motorized vehicle mode at a signalized intersection.

CONTROL DELAY (s/veh)	LOS by Volume-to-Capacity Ratio[a]	
	≤1.0	≥1.0
≤10	A	F
>10-20	B	F
>20-35	C	F
>35-55	D	F
>55-80	E	F
>80	F	F

[a] For approach-based and intersection wide assessments, LOS is defined solely by control delay.

Two Way Stop Controlled Intersections

The evaluation criteria used to analyze Two-Way Stop Controlled (TWSC) intersections is based on the procedures set forth in the latest version of the *Highway Capacity Manual* (HCM)[1].

Level of service (LOS) for a TWSC intersection is determined by the computed or measured control delay. For motor vehicles, LOS is determined for each minor street movement (or shared movement), as well as the major -street left turns, by using the criteria given in the Table below. LOS is not defined for the intersection as a whole or for major-street approaches for three primary reasons: (a) major-street through vehicles are assumed to experience zero delay; (b) the disproportionate number of major-street through vehicles at a typical TWSC intersection skews the weighted average of all movements, resulting in a very low overall average delay for all vehicles; and (c) the resulting low delay can mask LOS deficiencies for minor movements. LOS F is assigned to a movement if its volume-to-capacity ratio exceeds 1.0, regardless of the control delay.

The LOS criteria for TWSC intersections differ somewhat from the criteria for signalized intersections, primarily because user perceptions differ among transportation facility types. The expectation is that a signalized intersection is designed to carry higher traffic volumes and will present greater delay than an unsignalized intersection. Unsignalized intersections are also associated with more uncertainty for users, as delays are less predictable than they are at signals.

The levels of service range between level of service A (relatively congestion-free) and level of service F (very congested).

The following thresholds are used to determine TWSC levels of service:

CONTROL DELAY (s/veh)	LOS by Volume-to-Capacity Ratio[a]	
	v/c≤1.0	v/c≥1.0
≤10	A	F
>10-15	B	F
>15-25	C	F
>25-35	D	F
>35-50	E	F
>50	F	F

[a] The LOS criteria apply to each lane on a given approach and to each approach on the minor street. LOS is not calculated for major-street approaches or for the intersection as a whole.

Attachment D – Capacity Analysis Worksheets

1: Becker Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2023 Existing
AM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	229	229	1	17	160	348	1	58	60	275	7	116
Future Volume (veh/h)	229	229	1	17	160	348	1	58	60	275	7	116
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1806	1826	1900	1884	1826	1767	1976	1976	1930	1752	1900	1663
Adj Flow Rate, veh/h	257	257	1	19	180	0	1	65	30	309	8	0
Peak Hour Factor	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89
Percent Heavy Veh, %	11	5	0	6	5	9	0	0	3	10	0	16
Cap, veh/h	333	965	4	407	462		62	385	176	528	11	
Arrive On Green	0.19	0.53	0.53	0.25	0.25	0.00	0.30	0.30	0.30	0.30	0.30	0.00
Sat Flow, veh/h	1720	1818	7	1129	1826	1497	3	1282	584	1357	35	1409
Grp Volume(v), veh/h	257	0	258	19	180	0	96	0	0	317	0	0
Grp Sat Flow(s),veh/h/ln	1720	0	1825	1129	1826	1497	1870	0	0	1392	0	1409
Q Serve(g_s), s	8.4	0.0	4.6	0.8	4.8	0.0	0.0	0.0	0.0	9.7	0.0	0.0
Cycle Q Clear(g_c), s	8.4	0.0	4.6	0.8	4.8	0.0	2.2	0.0	0.0	11.9	0.0	0.0
Prop In Lane	1.00		0.00	1.00		1.00	0.01		0.31	0.97		1.00
Lane Grp Cap(c), veh/h	333	0	969	407	462		623	0	0	538	0	
V/C Ratio(X)	0.77	0.00	0.27	0.05	0.39		0.15	0.00	0.00	0.59	0.00	
Avail Cap(c_a), veh/h	1160	0	1230	883	1231		1320	0	0	1260	0	
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	22.7	0.0	7.6	16.8	18.4	0.0	15.3	0.0	0.0	18.4	0.0	0.0
Incr Delay (d2), s/veh	5.3	0.0	0.2	0.1	0.8	0.0	0.0	0.0	0.0	2.2	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	3.5	0.0	1.4	0.2	1.9	0.0	0.9	0.0	0.0	3.5	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	28.0	0.0	7.8	16.9	19.1	0.0	15.3	0.0	0.0	20.6	0.0	0.0
LnGrp LOS	C	A	A	B	B		B	A	A	C	A	
Approach Vol, veh/h		515			199			96			317	
Approach Delay, s/veh		17.9			18.9			15.3			20.6	
Approach LOS		B			B			B			C	
Timer - Assigned Phs		2		4	5	6		8				
Phs Duration (G+Y+Rc), s		36.5		22.8	16.5	20.0		22.8				
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0		5.0				
Max Green Setting (Gmax), s		40.0		50.0	40.0	40.0		40.0				
Max Q Clear Time (g_c+I1), s		6.6		13.9	10.4	6.8		4.2				
Green Ext Time (p_c), s		2.1		3.9	1.3	1.5		0.3				

Intersection Summary	
HCM 6th Ctrl Delay	18.6
HCM 6th LOS	B

Notes

Unsignalized Delay for [WBR, SBR] is excluded from calculations of the approach delay and intersection delay.

2: Pangburn Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2023 Existing
AM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	2	173	11	68	88	19	8	8	130	42	12	3
Future Volume (veh/h)	2	173	11	68	88	19	8	8	130	42	12	3
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1900	1856	1900	1841	1737	1826	1530	1900	1870	1870	1900	1900
Adj Flow Rate, veh/h	2	194	9	76	99	19	9	9	93	47	13	2
Peak Hour Factor	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89
Percent Heavy Veh, %	0	3	0	4	11	5	25	0	2	2	0	0
Cap, veh/h	119	853	39	374	427	69	137	22	171	342	60	7
Arrive On Green	0.49	0.49	0.49	0.49	0.49	0.49	0.13	0.13	0.13	0.13	0.13	0.13
Sat Flow, veh/h	4	1755	81	435	878	143	88	175	1362	1096	482	53
Grp Volume(v), veh/h	205	0	0	194	0	0	111	0	0	62	0	0
Grp Sat Flow(s),veh/h/ln	1839	0	0	1456	0	0	1625	0	0	1631	0	0
Q Serve(g_s), s	0.0	0.0	0.0	0.0	0.0	0.0	0.7	0.0	0.0	0.0	0.0	0.0
Cycle Q Clear(g_c), s	2.0	0.0	0.0	2.0	0.0	0.0	2.0	0.0	0.0	0.9	0.0	0.0
Prop In Lane	0.01		0.04	0.39		0.10	0.08		0.84	0.76		0.03
Lane Grp Cap(c), veh/h	1012	0	0	870	0	0	330	0	0	409	0	0
V/C Ratio(X)	0.20	0.00	0.00	0.22	0.00	0.00	0.34	0.00	0.00	0.15	0.00	0.00
Avail Cap(c_a), veh/h	2793	0	0	2224	0	0	1434	0	0	1377	0	0
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	4.6	0.0	0.0	4.6	0.0	0.0	12.7	0.0	0.0	12.2	0.0	0.0
Incr Delay (d2), s/veh	0.1	0.0	0.0	0.2	0.0	0.0	0.2	0.0	0.0	0.1	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	0.1	0.0	0.0	0.1	0.0	0.0	0.5	0.0	0.0	0.3	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	4.7	0.0	0.0	4.8	0.0	0.0	12.9	0.0	0.0	12.3	0.0	0.0
LnGrp LOS	A	A	A	A	A	A	B	A	A	B	A	A
Approach Vol, veh/h		205			194			111			62	
Approach Delay, s/veh		4.7			4.8			12.9			12.3	
Approach LOS		A			A			B			B	
Timer - Assigned Phs		2		4		6		8				
Phs Duration (G+Y+Rc), s		21.0		9.9		21.0		9.9				
Change Period (Y+Rc), s		6.0		6.0		6.0		6.0				
Max Green Setting (Gmax), s		45.0		25.0		45.0		25.0				
Max Q Clear Time (g_c+I1), s		4.0		2.9		4.0		4.0				
Green Ext Time (p_c), s		1.5		0.1		1.6		0.3				
Intersection Summary												
HCM 6th Ctrl Delay			7.1									
HCM 6th LOS			A									

3: Duanesburg Road & Burdeck Street
HCM 6th Signalized Intersection Summary

2023 Existing
AM Peak Hour

Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Volume (veh/h)	230	292	330	46	44	341
Future Volume (veh/h)	230	292	330	46	44	341
Initial Q (Qb), veh	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00			1.00	1.00	1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No	No		No	
Adj Sat Flow, veh/h/ln	1811	1722	1781	1767	1796	1826
Adj Flow Rate, veh/h	284	360	407	52	54	278
Peak Hour Factor	0.81	0.81	0.81	0.81	0.81	0.81
Percent Heavy Veh, %	6	12	8	9	7	5
Cap, veh/h	526	1139	686	88	200	347
Arrive On Green	0.11	0.66	0.44	0.44	0.12	0.12
Sat Flow, veh/h	1725	1722	1548	198	1711	1547
Grp Volume(v), veh/h	284	360	0	459	54	278
Grp Sat Flow(s),veh/h/ln	1725	1722	0	1746	1711	1547
Q Serve(g_s), s	0.0	4.0	0.0	9.0	1.3	2.8
Cycle Q Clear(g_c), s	0.0	4.0	0.0	9.0	1.3	2.8
Prop In Lane	1.00			0.11	1.00	1.00
Lane Grp Cap(c), veh/h	526	1139	0	774	200	347
V/C Ratio(X)	0.54	0.32	0.00	0.59	0.27	0.80
Avail Cap(c_a), veh/h	1296	1717	0	1741	1327	1366
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	15.1	3.3	0.0	9.5	18.2	16.5
Incr Delay (d2), s/veh	0.3	0.2	0.0	1.0	0.3	1.6
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	2.3	0.5	0.0	2.5	0.5	0.2
Unsig. Movement Delay, s/veh						
LnGrp Delay(d),s/veh	15.4	3.5	0.0	10.5	18.4	18.2
LnGrp LOS	B	A	A	B	B	B
Approach Vol, veh/h		644	459		332	
Approach Delay, s/veh		8.8	10.5		18.2	
Approach LOS		A	B		B	
Timer - Assigned Phs		2		4	5	6
Phs Duration (G+Y+Rc), s		34.9		10.3	9.9	25.0
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0
Max Green Setting (Gmax), s		45.0		35.0	25.0	45.0
Max Q Clear Time (g_c+I1), s		6.0		4.8	2.0	11.0
Green Ext Time (p_c), s		3.3		0.6	0.4	4.4
Intersection Summary						
HCM 6th Ctrl Delay			11.5			
HCM 6th LOS			B			

1: Becker Road & Duanesburg Road — 2024 No Build
HCM 6th Signalized Intersection Summary — AM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	230	233	1	17	161	362	1	58	60	305	7	116
Future Volume (veh/h)	230	233	1	17	161	362	1	58	60	305	7	116
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1806	1826	1900	1884	1826	1767	1976	1976	1930	1752	1900	1663
Adj Flow Rate, veh/h	258	262	1	19	181	0	1	65	30	343	8	0
Peak Hour Factor	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89
Percent Heavy Veh, %	11	5	0	6	5	9	0	0	3	10	0	16
Cap, veh/h	331	928	4	383	436		59	424	193	560	10	
Arrive On Green	0.19	0.51	0.51	0.24	0.24	0.00	0.33	0.33	0.33	0.33	0.33	0.00
Sat Flow, veh/h	1720	1818	7	1124	1826	1497	3	1282	584	1352	32	1409
Grp Volume(v), veh/h	258	0	263	19	181	0	96	0	0	351	0	0
Grp Sat Flow(s),veh/h/ln	1720	0	1825	1124	1826	1497	1870	0	0	1383	0	1409
Q Serve(g_s), s	9.0	0.0	5.2	0.8	5.3	0.0	0.0	0.0	0.0	11.7	0.0	0.0
Cycle Q Clear(g_c), s	9.0	0.0	5.2	0.8	5.3	0.0	2.3	0.0	0.0	14.0	0.0	0.0
Prop In Lane	1.00		0.00	1.00		1.00	0.01		0.31	0.98		1.00
Lane Grp Cap(c), veh/h	331	0	931	383	436		676	0	0	570	0	
V/C Ratio(X)	0.78	0.00	0.28	0.05	0.42		0.14	0.00	0.00	0.62	0.00	
Avail Cap(c_a), veh/h	1095	0	1161	830	1162		1246	0	0	1189	0	
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	24.1	0.0	8.8	18.5	20.2	0.0	14.9	0.0	0.0	18.5	0.0	0.0
Incr Delay (d2), s/veh	5.6	0.0	0.2	0.1	0.9	0.0	0.0	0.0	0.0	2.3	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	3.8	0.0	1.7	0.2	2.1	0.0	0.9	0.0	0.0	4.5	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	29.7	0.0	9.0	18.6	21.1	0.0	14.9	0.0	0.0	20.8	0.0	0.0
LnGrp LOS	C	A	A	B	C		B	A	A	C	A	
Approach Vol, veh/h		521			200			96			351	
Approach Delay, s/veh		19.3			20.9			14.9			20.8	
Approach LOS		B			C			B			C	
Timer - Assigned Phs		2		4	5	6		8				
Phs Duration (G+Y+Rc), s		37.1		25.8	17.1	20.0		25.8				
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0		5.0				
Max Green Setting (Gmax), s		40.0		50.0	40.0	40.0		40.0				
Max Q Clear Time (g_c+I1), s		7.2		16.0	11.0	7.3		4.3				
Green Ext Time (p_c), s		2.2		4.8	1.3	1.5		0.4				

Intersection Summary

HCM 6th Ctrl Delay	19.6
HCM 6th LOS	B

Notes

Unsignalized Delay for [WBR, SBR] is excluded from calculations of the approach delay and intersection delay.

2: Pangburn Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2024 No Build
AM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations		↕			↕			↕			↕	
Traffic Volume (veh/h)	2	176	11	68	89	19	8	8	130	42	12	3
Future Volume (veh/h)	2	176	11	68	89	19	8	8	130	42	12	3
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1900	1856	1900	1841	1737	1826	1530	1900	1870	1870	1900	1900
Adj Flow Rate, veh/h	2	198	9	76	100	19	9	9	93	47	13	2
Peak Hour Factor	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89
Percent Heavy Veh, %	0	3	0	4	11	5	25	0	2	2	0	0
Cap, veh/h	119	854	38	372	429	69	137	22	171	342	60	7
Arrive On Green	0.49	0.49	0.49	0.49	0.49	0.49	0.13	0.13	0.13	0.13	0.13	0.13
Sat Flow, veh/h	3	1757	79	432	882	142	88	175	1362	1096	482	53
Grp Volume(v), veh/h	209	0	0	195	0	0	111	0	0	62	0	0
Grp Sat Flow(s),veh/h/ln	1840	0	0	1456	0	0	1625	0	0	1631	0	0
Q Serve(g_s), s	0.0	0.0	0.0	0.0	0.0	0.0	0.7	0.0	0.0	0.0	0.0	0.0
Cycle Q Clear(g_c), s	2.0	0.0	0.0	2.0	0.0	0.0	2.0	0.0	0.0	0.9	0.0	0.0
Prop In Lane	0.01		0.04	0.39		0.10	0.08		0.84	0.76		0.03
Lane Grp Cap(c), veh/h	1012	0	0	870	0	0	330	0	0	409	0	0
V/C Ratio(X)	0.21	0.00	0.00	0.22	0.00	0.00	0.34	0.00	0.00	0.15	0.00	0.00
Avail Cap(c_a), veh/h	2793	0	0	2222	0	0	1434	0	0	1377	0	0
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	4.6	0.0	0.0	4.6	0.0	0.0	12.7	0.0	0.0	12.2	0.0	0.0
Incr Delay (d2), s/veh	0.1	0.0	0.0	0.2	0.0	0.0	0.2	0.0	0.0	0.1	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	0.1	0.0	0.0	0.1	0.0	0.0	0.5	0.0	0.0	0.3	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	4.7	0.0	0.0	4.8	0.0	0.0	12.9	0.0	0.0	12.3	0.0	0.0
LnGrp LOS	A	A	A	A	A	A	B	A	A	B	A	A
Approach Vol, veh/h		209			195			111			62	
Approach Delay, s/veh		4.7			4.8			12.9			12.3	
Approach LOS		A			A			B			B	
Timer - Assigned Phs		2		4		6		8				
Phs Duration (G+Y+Rc), s		21.0		9.9		21.0		9.9				
Change Period (Y+Rc), s		6.0		6.0		6.0		6.0				
Max Green Setting (Gmax), s		45.0		25.0		45.0		25.0				
Max Q Clear Time (g_c+I1), s		4.0		2.9		4.0		4.0				
Green Ext Time (p_c), s		1.6		0.1		1.6		0.3				
Intersection Summary												
HCM 6th Ctrl Delay			7.1									
HCM 6th LOS			A									

3: Duanesburg Road & Burdeck Street
HCM 6th Signalized Intersection Summary

2024 No Build
AM Peak Hour

Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Volume (veh/h)	236	320	340	47	47	347
Future Volume (veh/h)	236	320	340	47	47	347
Initial Q (Qb), veh	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00			1.00	1.00	1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No	No		No	
Adj Sat Flow, veh/h/ln	1811	1722	1781	1767	1796	1826
Adj Flow Rate, veh/h	291	395	420	53	58	285
Peak Hour Factor	0.81	0.81	0.81	0.81	0.81	0.81
Percent Heavy Veh, %	6	12	8	9	7	5
Cap, veh/h	512	1133	683	86	208	354
Arrive On Green	0.11	0.66	0.44	0.44	0.12	0.12
Sat Flow, veh/h	1725	1722	1551	196	1711	1547
Grp Volume(v), veh/h	291	395	0	473	58	285
Grp Sat Flow(s),veh/h/ln	1725	1722	0	1746	1711	1547
Q Serve(g_s), s	0.0	4.6	0.0	9.4	1.4	3.0
Cycle Q Clear(g_c), s	0.0	4.6	0.0	9.4	1.4	3.0
Prop In Lane	1.00			0.11	1.00	1.00
Lane Grp Cap(c), veh/h	512	1133	0	769	208	354
V/C Ratio(X)	0.57	0.35	0.00	0.61	0.28	0.80
Avail Cap(c_a), veh/h	1277	1707	0	1731	1319	1359
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	15.6	3.4	0.0	9.7	18.1	16.5
Incr Delay (d2), s/veh	0.4	0.3	0.0	1.1	0.3	1.6
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	2.4	0.6	0.0	2.6	0.5	4.8
Unsig. Movement Delay, s/veh						
LnGrp Delay(d),s/veh	16.0	3.7	0.0	10.9	18.4	18.2
LnGrp LOS	B	A	A	B	B	B
Approach Vol, veh/h		686	473		343	
Approach Delay, s/veh		8.9	10.9		18.2	
Approach LOS		A	B		B	
Timer - Assigned Phs		2		4	5	6
Phs Duration (G+Y+Rc), s		34.9		10.5	9.9	25.0
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0
Max Green Setting (Gmax), s		45.0		35.0	25.0	45.0
Max Q Clear Time (g_c+I1), s		6.6		5.0	2.0	11.4
Green Ext Time (p_c), s		3.7		0.6	0.4	4.6
Intersection Summary						
HCM 6th Ctrl Delay			11.7			
HCM 6th LOS			B			

1: Becker Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2024 Build
AM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	230	246	1	17	172	398	1	58	60	349	7	116
Future Volume (veh/h)	230	246	1	17	172	398	1	58	60	349	7	116
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1806	1826	1900	1884	1826	1767	1976	1976	1930	1752	1900	1663
Adj Flow Rate, veh/h	258	276	1	19	193	0	1	65	30	392	8	0
Peak Hour Factor	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89
Percent Heavy Veh, %	11	5	0	6	5	9	0	0	3	10	0	16
Cap, veh/h	327	889	3	356	409		55	464	211	594	10	
Arrive On Green	0.19	0.49	0.49	0.22	0.22	0.00	0.36	0.36	0.36	0.36	0.36	0.00
Sat Flow, veh/h	1720	1818	7	1110	1826	1497	3	1283	584	1348	28	1409
Grp Volume(v), veh/h	258	0	277	19	193	0	96	0	0	400	0	0
Grp Sat Flow(s),veh/h/ln	1720	0	1825	1110	1826	1497	1870	0	0	1375	0	1409
Q Serve(g_s), s	9.6	0.0	6.1	0.9	6.1	0.0	0.0	0.0	0.0	14.9	0.0	0.0
Cycle Q Clear(g_c), s	9.6	0.0	6.1	0.9	6.1	0.0	2.3	0.0	0.0	17.2	0.0	0.0
Prop In Lane	1.00		0.00	1.00		1.00	0.01		0.31	0.98		1.00
Lane Grp Cap(c), veh/h	327	0	892	356	409		731	0	0	604	0	
V/C Ratio(X)	0.79	0.00	0.31	0.05	0.47		0.13	0.00	0.00	0.66	0.00	
Avail Cap(c_a), veh/h	1028	0	1091	771	1091		1171	0	0	1116	0	
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	25.8	0.0	10.3	20.5	22.5	0.0	14.4	0.0	0.0	18.8	0.0	0.0
Incr Delay (d2), s/veh	6.0	0.0	0.3	0.1	1.2	0.0	0.0	0.0	0.0	2.7	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	4.1	0.0	2.1	0.2	2.5	0.0	0.9	0.0	0.0	5.1	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	31.8	0.0	10.6	20.6	23.7	0.0	14.4	0.0	0.0	21.5	0.0	0.0
LnGrp LOS	C	A	B	C	C		B	A	A	C	A	
Approach Vol, veh/h		535			212			96			400	
Approach Delay, s/veh		20.8			23.4			14.4			21.5	
Approach LOS		C			C			B			C	
Timer - Assigned Phs		2		4	5	6		8				
Phs Duration (G+Y+Rc), s		37.7		29.2	17.7	20.0		29.2				
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0		5.0				
Max Green Setting (Gmax), s		40.0		50.0	40.0	40.0		40.0				
Max Q Clear Time (g_c+I1), s		8.1		19.2	11.6	8.1		4.3				
Green Ext Time (p_c), s		2.3		5.0	1.3	1.6		0.3				

Intersection Summary	
HCM 6th Ctrl Delay	21.0
HCM 6th LOS	C

Notes

Unsignalized Delay for [WBR, SBR] is excluded from calculations of the approach delay and intersection delay.

2: Pangburn Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2024 Build
AM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations		↕			↕			↕			↕	
Traffic Volume (veh/h)	2	183	11	73	95	19	8	8	136	42	12	3
Future Volume (veh/h)	2	183	11	73	95	19	8	8	136	42	12	3
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1900	1856	1900	1841	1737	1826	1530	1900	1870	1870	1900	1900
Adj Flow Rate, veh/h	2	206	9	82	107	19	9	9	100	47	13	2
Peak Hour Factor	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89	0.89
Percent Heavy Veh, %	0	3	0	4	11	5	25	0	2	2	0	0
Cap, veh/h	119	854	37	374	427	64	136	21	175	343	63	7
Arrive On Green	0.48	0.48	0.48	0.48	0.48	0.48	0.13	0.13	0.13	0.13	0.13	0.13
Sat Flow, veh/h	3	1761	76	437	881	132	82	166	1377	1089	496	53
Grp Volume(v), veh/h	217	0	0	208	0	0	118	0	0	62	0	0
Grp Sat Flow(s),veh/h/ln	1840	0	0	1450	0	0	1625	0	0	1639	0	0
Q Serve(g_s), s	0.0	0.0	0.0	0.0	0.0	0.0	0.8	0.0	0.0	0.0	0.0	0.0
Cycle Q Clear(g_c), s	2.1	0.0	0.0	2.2	0.0	0.0	2.1	0.0	0.0	0.9	0.0	0.0
Prop In Lane	0.01		0.04	0.39		0.09	0.08		0.85	0.76		0.03
Lane Grp Cap(c), veh/h	1010	0	0	865	0	0	332	0	0	413	0	0
V/C Ratio(X)	0.21	0.00	0.00	0.24	0.00	0.00	0.36	0.00	0.00	0.15	0.00	0.00
Avail Cap(c_a), veh/h	2788	0	0	2208	0	0	1430	0	0	1370	0	0
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	4.7	0.0	0.0	4.7	0.0	0.0	12.7	0.0	0.0	12.2	0.0	0.0
Incr Delay (d2), s/veh	0.2	0.0	0.0	0.2	0.0	0.0	0.2	0.0	0.0	0.1	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	0.1	0.0	0.0	0.1	0.0	0.0	0.5	0.0	0.0	0.3	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	4.8	0.0	0.0	4.9	0.0	0.0	12.9	0.0	0.0	12.2	0.0	0.0
LnGrp LOS	A	A	A	A	A	A	B	A	A	B	A	A
Approach Vol, veh/h		217			208			118			62	
Approach Delay, s/veh		4.8			4.9			12.9			12.2	
Approach LOS		A			A			B			B	

Timer - Assigned Phs	2		4		6		8					
Phs Duration (G+Y+Rc), s	21.0		9.9		21.0		9.9					
Change Period (Y+Rc), s	6.0		6.0		6.0		6.0					
Max Green Setting (Gmax), s	45.0		25.0		45.0		25.0					
Max Q Clear Time (g_c+I1), s	4.1		2.9		4.2		4.1					
Green Ext Time (p_c), s	1.7		0.1		1.7		0.3					

Intersection Summary												
HCM 6th Ctrl Delay		7.2										
HCM 6th LOS		A										

3: Duanesburg Road & Burdeck Street
HCM 6th Signalized Intersection Summary

2024 Build
AM Peak Hour

Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Volume (veh/h)	256	356	383	47	47	371
Future Volume (veh/h)	256	356	383	47	47	371
Initial Q (Qb), veh	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00			1.00	1.00	1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No	No		No	
Adj Sat Flow, veh/h/ln	1811	1722	1781	1767	1796	1826
Adj Flow Rate, veh/h	316	440	473	53	58	315
Peak Hour Factor	0.81	0.81	0.81	0.81	0.81	0.81
Percent Heavy Veh, %	6	12	8	9	7	5
Cap, veh/h	457	1107	676	76	243	383
Arrive On Green	0.11	0.64	0.43	0.43	0.14	0.14
Sat Flow, veh/h	1725	1722	1573	176	1711	1547
Grp Volume(v), veh/h	316	440	0	526	58	315
Grp Sat Flow(s),veh/h/ln	1725	1722	0	1750	1711	1547
Q Serve(g_s), s	0.2	5.7	0.0	11.4	1.4	4.0
Cycle Q Clear(g_c), s	0.2	5.7	0.0	11.4	1.4	4.0
Prop In Lane	1.00			0.10	1.00	1.00
Lane Grp Cap(c), veh/h	457	1107	0	752	243	383
V/C Ratio(X)	0.69	0.40	0.00	0.70	0.24	0.82
Avail Cap(c_a), veh/h	1202	1666	0	1692	1287	1328
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	17.4	4.0	0.0	10.8	17.7	16.5
Incr Delay (d2), s/veh	0.7	0.3	0.0	1.7	0.2	1.7
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	2.7	0.9	0.0	3.4	0.5	0.2
Unsig. Movement Delay, s/veh						
LnGrp Delay(d),s/veh	18.1	4.3	0.0	12.5	17.9	18.2
LnGrp LOS	B	A	A	B	B	B
Approach Vol, veh/h		756	526		373	
Approach Delay, s/veh		10.1	12.5		18.2	
Approach LOS		B	B		B	
Timer - Assigned Phs		2		4	5	6
Phs Duration (G+Y+Rc), s		34.9		11.6	9.9	25.0
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0
Max Green Setting (Gmax), s		45.0		35.0	25.0	45.0
Max Q Clear Time (g_c+I1), s		7.7		6.0	2.2	13.4
Green Ext Time (p_c), s		4.2		0.6	0.4	5.2

Intersection Summary	
HCM 6th Ctrl Delay	12.7
HCM 6th LOS	B

Intersection						
Int Delay, s/veh	3					

Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Vol, veh/h	100	554	487	120	99	100
Future Vol, veh/h	100	554	487	120	99	100
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Free	Free	Free	Free	Stop	Stop
RT Channelized	-	None	-	None	-	None
Storage Length	200	-	-	-	0	85
Veh in Median Storage, #	-	0	0	-	2	-
Grade, %	-	0	0	-	0	-
Peak Hour Factor	92	92	92	92	92	92
Heavy Vehicles, %	0	7	8	0	0	0
Mvmt Flow	109	602	529	130	108	109

Major/Minor	Major1		Major2		Minor2	
Conflicting Flow All	659	0	-	0	1414	594
Stage 1	-	-	-	-	594	-
Stage 2	-	-	-	-	820	-
Critical Hdwy	4.1	-	-	-	6.4	6.2
Critical Hdwy Stg 1	-	-	-	-	5.4	-
Critical Hdwy Stg 2	-	-	-	-	5.4	-
Follow-up Hdwy	2.2	-	-	-	3.5	3.3
Pot Cap-1 Maneuver	939	-	-	-	153	509
Stage 1	-	-	-	-	555	-
Stage 2	-	-	-	-	436	-
Platoon blocked, %			-	-		
Mov Cap-1 Maneuver	939	-	-	-	135	509
Mov Cap-2 Maneuver	-	-	-	-	334	-
Stage 1	-	-	-	-	491	-
Stage 2	-	-	-	-	436	-

Approach	EB	WB	SB
HCM Control Delay, s	1.4	0	17.4
HCM LOS			C

Minor Lane/Major Mvmt	EBL	EBT	WBT	WBR	SBLn1	SBLn2
Capacity (veh/h)	939	-	-	-	334	509
HCM Lane V/C Ratio	0.116	-	-	-	0.322	0.214
HCM Control Delay (s)	9.3	-	-	-	20.8	14
HCM Lane LOS	A	-	-	-	C	B
HCM 95th %tile Q(veh)	0.4	-	-	-	1.4	0.8

1: Becker Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2023 Existing
PM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	134	190	4	21	250	294	1	27	29	366	41	215
Future Volume (veh/h)	134	190	4	21	250	294	1	27	29	366	41	215
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	0.99		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1760	1870	1900	1976	1885	1737	1976	1976	1976	1737	1900	1722
Adj Flow Rate, veh/h	138	196	3	22	258	0	1	28	16	377	42	0
Peak Hour Factor	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97
Percent Heavy Veh, %	14	2	0	0	1	11	0	0	0	11	0	12
Cap, veh/h	243	852	13	412	451		61	448	248	597	54	
Arrive On Green	0.15	0.46	0.46	0.24	0.24	0.00	0.38	0.38	0.38	0.38	0.38	0.00
Sat Flow, veh/h	1676	1837	28	1242	1885	1472	6	1189	660	1295	144	1459
Grp Volume(v), veh/h	138	0	199	22	258	0	45	0	0	419	0	0
Grp Sat Flow(s),veh/h/ln	1676	0	1865	1242	1885	1472	1855	0	0	1439	0	1459
Q Serve(g_s), s	4.8	0.0	4.0	0.9	7.6	0.0	0.0	0.0	0.0	15.0	0.0	0.0
Cycle Q Clear(g_c), s	4.8	0.0	4.0	0.9	7.6	0.0	1.0	0.0	0.0	15.9	0.0	0.0
Prop In Lane	1.00		0.02	1.00		1.00	0.02		0.36	0.90		1.00
Lane Grp Cap(c), veh/h	243	0	865	412	451		757	0	0	651	0	
V/C Ratio(X)	0.57	0.00	0.23	0.05	0.57		0.06	0.00	0.00	0.64	0.00	
Avail Cap(c_a), veh/h	1069	0	1189	907	1202		1238	0	0	1249	0	
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	25.0	0.0	10.1	18.5	21.0	0.0	12.5	0.0	0.0	17.0	0.0	0.0
Incr Delay (d2), s/veh	2.9	0.0	0.2	0.1	1.6	0.0	0.0	0.0	0.0	2.3	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	1.9	0.0	1.4	0.2	3.2	0.0	0.4	0.0	0.0	5.1	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	27.9	0.0	10.3	18.6	22.7	0.0	12.5	0.0	0.0	19.3	0.0	0.0
LnGrp LOS	C	A	B	B	C		B	A	A	B	A	
Approach Vol, veh/h		337			280			45			419	
Approach Delay, s/veh		17.5			22.3			12.5			19.3	
Approach LOS		B			C			B			B	
Timer - Assigned Phs		2		4	5	6		8				
Phs Duration (G+Y+Rc), s		34.1		28.6	14.1	20.0		28.6				
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0		5.0				
Max Green Setting (Gmax), s		40.0		50.0	40.0	40.0		40.0				
Max Q Clear Time (g_c+I1), s		6.0		17.9	6.8	9.6		3.0				
Green Ext Time (p_c), s		1.6		5.7	0.6	2.2		0.1				

Intersection Summary	
HCM 6th Ctrl Delay	19.3
HCM 6th LOS	B

Notes

Unsignalized Delay for [WBR, SBR] is excluded from calculations of the approach delay and intersection delay.

2: Pangburn Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2023 Existing
PM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations		↔			↔			↔			↔	
Traffic Volume (veh/h)	3	119	11	131	189	37	15	19	84	25	14	8
Future Volume (veh/h)	3	119	11	131	189	37	15	19	84	25	14	8
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1900	1900	1900	1870	1900	1900	1900	1900	1870	1900	1900	1900
Adj Flow Rate, veh/h	3	129	10	142	205	35	16	21	58	27	15	8
Peak Hour Factor	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92
Percent Heavy Veh, %	0	0	0	2	0	0	0	0	2	0	0	0
Cap, veh/h	125	850	65	387	508	74	163	49	116	269	75	31
Arrive On Green	0.49	0.49	0.49	0.49	0.49	0.49	0.12	0.12	0.12	0.12	0.12	0.12
Sat Flow, veh/h	8	1731	132	459	1034	151	214	426	1004	755	647	267
Grp Volume(v), veh/h	142	0	0	382	0	0	95	0	0	50	0	0
Grp Sat Flow(s),veh/h/ln	1871	0	0	1644	0	0	1645	0	0	1669	0	0
Q Serve(g_s), s	0.0	0.0	0.0	0.9	0.0	0.0	0.9	0.0	0.0	0.0	0.0	0.0
Cycle Q Clear(g_c), s	1.3	0.0	0.0	4.2	0.0	0.0	1.6	0.0	0.0	0.8	0.0	0.0
Prop In Lane	0.02		0.07	0.37		0.09	0.17		0.61	0.54		0.16
Lane Grp Cap(c), veh/h	1039	0	0	969	0	0	328	0	0	375	0	0
V/C Ratio(X)	0.14	0.00	0.00	0.39	0.00	0.00	0.29	0.00	0.00	0.13	0.00	0.00
Avail Cap(c_a), veh/h	2858	0	0	2523	0	0	1471	0	0	1440	0	0
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	4.3	0.0	0.0	5.0	0.0	0.0	12.6	0.0	0.0	12.3	0.0	0.0
Incr Delay (d2), s/veh	0.1	0.0	0.0	0.4	0.0	0.0	0.2	0.0	0.0	0.1	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	0.1	0.0	0.0	0.2	0.0	0.0	0.4	0.0	0.0	0.2	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	4.4	0.0	0.0	5.3	0.0	0.0	12.8	0.0	0.0	12.3	0.0	0.0
LnGrp LOS	A	A	A	A	A	A	B	A	A	B	A	A
Approach Vol, veh/h		142			382			95			50	
Approach Delay, s/veh		4.4			5.3			12.8			12.3	
Approach LOS		A			A			B			B	
Timer - Assigned Phs		2		4		6		8				
Phs Duration (G+Y+Rc), s		21.0		9.5		21.0		9.5				
Change Period (Y+Rc), s		6.0		6.0		6.0		6.0				
Max Green Setting (Gmax), s		45.0		25.0		45.0		25.0				
Max Q Clear Time (g_c+I1), s		3.3		2.8		6.2		3.6				
Green Ext Time (p_c), s		1.0		0.1		3.3		0.2				
Intersection Summary												
HCM 6th Ctrl Delay			6.7									
HCM 6th LOS			A									

3: Duanesburg Road & Burdeck Street
HCM 6th Signalized Intersection Summary

2023 Existing
PM Peak Hour

Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Volume (veh/h)	235	314	322	72	85	306
Future Volume (veh/h)	235	314	322	72	85	306
Initial Q (Qb), veh	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00			1.00	1.00	1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No	No		No	
Adj Sat Flow, veh/h/ln	1856	1752	1796	1856	1811	1870
Adj Flow Rate, veh/h	250	334	343	61	90	195
Peak Hour Factor	0.94	0.94	0.94	0.94	0.94	0.94
Percent Heavy Veh, %	3	10	7	3	6	2
Cap, veh/h	582	1169	665	118	188	342
Arrive On Green	0.11	0.67	0.45	0.45	0.11	0.11
Sat Flow, veh/h	1767	1752	1485	264	1725	1585
Grp Volume(v), veh/h	250	334	0	404	90	195
Grp Sat Flow(s),veh/h/ln	1767	1752	0	1749	1725	1585
Q Serve(g_s), s	0.0	3.5	0.0	7.4	2.2	0.1
Cycle Q Clear(g_c), s	0.0	3.5	0.0	7.4	2.2	0.1
Prop In Lane	1.00			0.15	1.00	1.00
Lane Grp Cap(c), veh/h	582	1169	0	784	188	342
V/C Ratio(X)	0.43	0.29	0.00	0.52	0.48	0.57
Avail Cap(c_a), veh/h	1382	1766	0	1763	1353	1413
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	12.9	3.1	0.0	8.8	18.7	15.6
Incr Delay (d2), s/veh	0.2	0.2	0.0	0.7	0.7	0.6
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	1.6	0.4	0.0	2.0	0.8	0.1
Unsig. Movement Delay, s/veh						
LnGrp Delay(d),s/veh	13.1	3.2	0.0	9.6	19.4	16.2
LnGrp LOS	B	A	A	A	B	B
Approach Vol, veh/h		584	404		285	
Approach Delay, s/veh		7.5	9.6		17.2	
Approach LOS		A	A		B	
Timer - Assigned Phs		2		4	5	6
Phs Duration (G+Y+Rc), s		34.8		9.9	9.8	25.0
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0
Max Green Setting (Gmax), s		45.0		35.0	25.0	45.0
Max Q Clear Time (g_c+I1), s		5.5		4.2	2.0	9.4
Green Ext Time (p_c), s		3.0		0.4	0.3	3.8
Intersection Summary						
HCM 6th Ctrl Delay			10.3			
HCM 6th LOS			B			

1: Becker Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2024 No Build
PM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	134	191	4	21	254	325	1	27	29	382	41	216
Future Volume (veh/h)	134	191	4	21	254	325	1	27	29	382	41	216
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	0.99		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1760	1870	1900	1976	1885	1737	1976	1976	1976	1737	1900	1722
Adj Flow Rate, veh/h	138	197	3	22	262	0	1	28	20	394	42	0
Peak Hour Factor	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97
Percent Heavy Veh, %	14	2	0	0	1	11	0	0	0	11	0	12
Cap, veh/h	239	836	13	403	441		59	421	292	611	54	
Arrive On Green	0.14	0.45	0.45	0.23	0.23	0.00	0.39	0.39	0.39	0.39	0.39	0.00
Sat Flow, veh/h	1676	1837	28	1241	1885	1472	5	1083	751	1295	138	1459
Grp Volume(v), veh/h	138	0	200	22	262	0	49	0	0	436	0	0
Grp Sat Flow(s),veh/h/ln	1676	0	1865	1241	1885	1472	1839	0	0	1434	0	1459
Q Serve(g_s), s	4.9	0.0	4.2	0.9	7.9	0.0	0.0	0.0	0.0	15.9	0.0	0.0
Cycle Q Clear(g_c), s	4.9	0.0	4.2	0.9	7.9	0.0	1.1	0.0	0.0	17.0	0.0	0.0
Prop In Lane	1.00		0.01	1.00		1.00	0.02		0.41	0.90		1.00
Lane Grp Cap(c), veh/h	239	0	849	403	441		773	0	0	665	0	
V/C Ratio(X)	0.58	0.00	0.24	0.05	0.59		0.06	0.00	0.00	0.66	0.00	
Avail Cap(c_a), veh/h	1047	0	1165	887	1177		1203	0	0	1219	0	
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	25.6	0.0	10.7	19.1	21.8	0.0	12.3	0.0	0.0	17.0	0.0	0.0
Incr Delay (d2), s/veh	3.1	0.0	0.2	0.1	1.8	0.0	0.0	0.0	0.0	2.4	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	2.0	0.0	1.5	0.2	3.3	0.0	0.4	0.0	0.0	5.4	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	28.8	0.0	10.9	19.2	23.6	0.0	12.3	0.0	0.0	19.4	0.0	0.0
LnGrp LOS	C	A	B	B	C		B	A	A	B	A	
Approach Vol, veh/h		338			284			49			436	
Approach Delay, s/veh		18.2			23.3			12.3			19.4	
Approach LOS		B			C			B			B	
Timer - Assigned Phs		2		4	5	6		8				
Phs Duration (G+Y+Rc), s		34.1		29.9	14.1	20.0		29.9				
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0		5.0				
Max Green Setting (Gmax), s		40.0		50.0	40.0	40.0		40.0				
Max Q Clear Time (g_c+I1), s		6.2		19.0	6.9	9.9		3.1				
Green Ext Time (p_c), s		1.6		5.9	0.6	2.2		0.2				

Intersection Summary	
HCM 6th Ctrl Delay	19.7
HCM 6th LOS	B

Notes

Unsignalized Delay for [WBR, SBR] is excluded from calculations of the approach delay and intersection delay.

2: Pangburn Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2024 No Build
PM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations		↕			↕			↕			↕	
Traffic Volume (veh/h)	3	120	11	131	192	37	15	19	84	25	14	8
Future Volume (veh/h)	3	120	11	131	192	37	15	19	84	25	14	8
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1900	1900	1900	1870	1900	1900	1900	1900	1870	1900	1900	1900
Adj Flow Rate, veh/h	3	130	10	142	209	35	16	21	58	27	15	8
Peak Hour Factor	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92
Percent Heavy Veh, %	0	0	0	2	0	0	0	0	2	0	0	0
Cap, veh/h	124	851	64	384	513	73	163	49	116	269	75	31
Arrive On Green	0.49	0.49	0.49	0.49	0.49	0.49	0.12	0.12	0.12	0.12	0.12	0.12
Sat Flow, veh/h	8	1732	131	453	1044	149	214	426	1004	755	647	267
Grp Volume(v), veh/h	143	0	0	386	0	0	95	0	0	50	0	0
Grp Sat Flow(s),veh/h/ln	1871	0	0	1647	0	0	1645	0	0	1669	0	0
Q Serve(g_s), s	0.0	0.0	0.0	0.9	0.0	0.0	0.9	0.0	0.0	0.0	0.0	0.0
Cycle Q Clear(g_c), s	1.3	0.0	0.0	4.2	0.0	0.0	1.6	0.0	0.0	0.8	0.0	0.0
Prop In Lane	0.02		0.07	0.37		0.09	0.17		0.61	0.54		0.16
Lane Grp Cap(c), veh/h	1039	0	0	970	0	0	328	0	0	375	0	0
V/C Ratio(X)	0.14	0.00	0.00	0.40	0.00	0.00	0.29	0.00	0.00	0.13	0.00	0.00
Avail Cap(c_a), veh/h	2858	0	0	2526	0	0	1471	0	0	1440	0	0
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	4.3	0.0	0.0	5.0	0.0	0.0	12.6	0.0	0.0	12.3	0.0	0.0
Incr Delay (d2), s/veh	0.1	0.0	0.0	0.4	0.0	0.0	0.2	0.0	0.0	0.1	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	0.1	0.0	0.0	0.3	0.0	0.0	0.4	0.0	0.0	0.2	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	4.4	0.0	0.0	5.4	0.0	0.0	12.8	0.0	0.0	12.3	0.0	0.0
LnGrp LOS	A	A	A	A	A	A	B	A	A	B	A	A
Approach Vol, veh/h		143			386			95			50	
Approach Delay, s/veh		4.4			5.4			12.8			12.3	
Approach LOS		A			A			B			B	
Timer - Assigned Phs		2		4		6		8				
Phs Duration (G+Y+Rc), s		21.0		9.5		21.0		9.5				
Change Period (Y+Rc), s		6.0		6.0		6.0		6.0				
Max Green Setting (Gmax), s		45.0		25.0		45.0		25.0				
Max Q Clear Time (g_c+I1), s		3.3		2.8		6.2		3.6				
Green Ext Time (p_c), s		1.0		0.1		3.4		0.2				
Intersection Summary												
HCM 6th Ctrl Delay			6.7									
HCM 6th LOS			A									

3: Duanesburg Road & Burdeck Street
HCM 6th Signalized Intersection Summary

2024 No Build
PM Peak Hour

Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Volume (veh/h)	242	326	350	75	86	313
Future Volume (veh/h)	242	326	350	75	86	313
Initial Q (Qb), veh	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00			1.00	1.00	1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No	No		No	
Adj Sat Flow, veh/h/ln	1856	1752	1796	1856	1811	1870
Adj Flow Rate, veh/h	257	347	372	64	91	202
Peak Hour Factor	0.94	0.94	0.94	0.94	0.94	0.94
Percent Heavy Veh, %	3	10	7	3	6	2
Cap, veh/h	559	1169	669	115	188	343
Arrive On Green	0.11	0.67	0.45	0.45	0.11	0.11
Sat Flow, veh/h	1767	1752	1493	257	1725	1585
Grp Volume(v), veh/h	257	347	0	436	91	202
Grp Sat Flow(s),veh/h/ln	1767	1752	0	1750	1725	1585
Q Serve(g_s), s	0.0	3.7	0.0	8.2	2.2	0.3
Cycle Q Clear(g_c), s	0.0	3.7	0.0	8.2	2.2	0.3
Prop In Lane	1.00			0.15	1.00	1.00
Lane Grp Cap(c), veh/h	559	1169	0	784	188	343
V/C Ratio(X)	0.46	0.30	0.00	0.56	0.48	0.59
Avail Cap(c_a), veh/h	1358	1765	0	1763	1352	1412
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	13.8	3.1	0.0	9.1	18.7	15.7
Incr Delay (d2), s/veh	0.2	0.2	0.0	0.9	0.7	0.6
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	1.8	0.4	0.0	2.2	0.8	2.7
Unsig. Movement Delay, s/veh						
LnGrp Delay(d),s/veh	14.0	3.3	0.0	10.0	19.4	16.3
LnGrp LOS	B	A	A	A	B	B
Approach Vol, veh/h		604	436		293	
Approach Delay, s/veh		7.9	10.0		17.3	
Approach LOS		A	A		B	
Timer - Assigned Phs		2		4	5	6
Phs Duration (G+Y+Rc), s		34.8		9.9	9.8	25.0
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0
Max Green Setting (Gmax), s		45.0		35.0	25.0	45.0
Max Q Clear Time (g_c+I1), s		5.7		4.2	2.0	10.2
Green Ext Time (p_c), s		3.1		0.5	0.3	4.2
Intersection Summary						
HCM 6th Ctrl Delay			10.6			
HCM 6th LOS			B			

1: Becker Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2024 Build
PM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	134	206	4	21	270	377	1	27	29	434	41	216
Future Volume (veh/h)	134	206	4	21	270	377	1	27	29	434	41	216
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	0.99		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1760	1870	1900	1976	1885	1737	1976	1976	1976	1737	1900	1722
Adj Flow Rate, veh/h	138	212	3	22	278	0	1	28	20	447	42	0
Peak Hour Factor	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97
Percent Heavy Veh, %	14	2	0	0	1	11	0	0	0	11	0	12
Cap, veh/h	228	789	11	375	415		56	459	318	654	52	
Arrive On Green	0.14	0.43	0.43	0.22	0.22	0.00	0.42	0.42	0.42	0.42	0.42	0.00
Sat Flow, veh/h	1676	1840	26	1224	1885	1472	5	1083	751	1305	123	1459
Grp Volume(v), veh/h	138	0	215	22	278	0	49	0	0	489	0	0
Grp Sat Flow(s),veh/h/ln	1676	0	1866	1224	1885	1472	1839	0	0	1427	0	1459
Q Serve(g_s), s	5.3	0.0	5.1	1.0	9.2	0.0	0.0	0.0	0.0	19.3	0.0	0.0
Cycle Q Clear(g_c), s	5.3	0.0	5.1	1.0	9.2	0.0	1.1	0.0	0.0	20.3	0.0	0.0
Prop In Lane	1.00		0.01	1.00		1.00	0.02		0.41	0.91		1.00
Lane Grp Cap(c), veh/h	228	0	801	375	415		834	0	0	706	0	
V/C Ratio(X)	0.61	0.00	0.27	0.06	0.67		0.06	0.00	0.00	0.69	0.00	
Avail Cap(c_a), veh/h	983	0	1094	823	1106		1131	0	0	1143	0	
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	1.00	1.00	1.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	27.7	0.0	12.6	21.1	24.3	0.0	11.6	0.0	0.0	17.0	0.0	0.0
Incr Delay (d2), s/veh	3.7	0.0	0.3	0.1	2.7	0.0	0.0	0.0	0.0	2.6	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	2.2	0.0	1.9	0.3	4.0	0.0	0.4	0.0	0.0	6.4	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	31.4	0.0	12.8	21.2	27.0	0.0	11.6	0.0	0.0	19.6	0.0	0.0
LnGrp LOS	C	A	B	C	C		B	A	A	B	A	
Approach Vol, veh/h		353			300			49			489	
Approach Delay, s/veh		20.1			26.6			11.6			19.6	
Approach LOS		C			C			B			B	
Timer - Assigned Phs		2		4	5	6		8				
Phs Duration (G+Y+Rc), s		34.3		33.9	14.3	20.0		33.9				
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0		5.0				
Max Green Setting (Gmax), s		40.0		50.0	40.0	40.0		40.0				
Max Q Clear Time (g_c+I1), s		7.1		22.3	7.3	11.2		3.1				
Green Ext Time (p_c), s		1.7		6.6	0.6	2.4		0.2				

Intersection Summary	
HCM 6th Ctrl Delay	21.2
HCM 6th LOS	C

Notes

Unsignalized Delay for [WBR, SBR] is excluded from calculations of the approach delay and intersection delay.

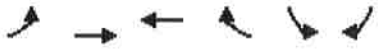
2: Pangburn Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2024 Build
PM Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations		↔			↔			↔			↔	
Traffic Volume (veh/h)	3	128	11	139	200	37	15	19	91	25	14	8
Future Volume (veh/h)	3	128	11	139	200	37	15	19	91	25	14	8
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1900	1900	1900	1870	1900	1900	1900	1900	1870	1900	1900	1900
Adj Flow Rate, veh/h	3	139	10	151	217	35	16	21	66	27	15	8
Peak Hour Factor	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92	0.92
Percent Heavy Veh, %	0	0	0	2	0	0	0	0	2	0	0	0
Cap, veh/h	124	853	60	388	506	70	159	47	125	269	79	32
Arrive On Green	0.49	0.49	0.49	0.49	0.49	0.49	0.12	0.12	0.12	0.12	0.12	0.12
Sat Flow, veh/h	8	1741	123	462	1033	142	194	397	1053	743	664	268
Grp Volume(v), veh/h	152	0	0	403	0	0	103	0	0	50	0	0
Grp Sat Flow(s),veh/h/ln	1872	0	0	1638	0	0	1643	0	0	1675	0	0
Q Serve(g_s), s	0.0	0.0	0.0	1.3	0.0	0.0	0.9	0.0	0.0	0.0	0.0	0.0
Cycle Q Clear(g_c), s	1.4	0.0	0.0	4.6	0.0	0.0	1.8	0.0	0.0	0.8	0.0	0.0
Prop In Lane	0.02		0.07	0.37		0.09	0.16		0.64	0.54		0.16
Lane Grp Cap(c), veh/h	1036	0	0	963	0	0	331	0	0	380	0	0
V/C Ratio(X)	0.15	0.00	0.00	0.42	0.00	0.00	0.31	0.00	0.00	0.13	0.00	0.00
Avail Cap(c_a), veh/h	2852	0	0	2504	0	0	1464	0	0	1431	0	0
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	4.3	0.0	0.0	5.1	0.0	0.0	12.7	0.0	0.0	12.2	0.0	0.0
Incr Delay (d2), s/veh	0.1	0.0	0.0	0.4	0.0	0.0	0.2	0.0	0.0	0.1	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	0.1	0.0	0.0	0.3	0.0	0.0	0.4	0.0	0.0	0.2	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	4.4	0.0	0.0	5.5	0.0	0.0	12.9	0.0	0.0	12.3	0.0	0.0
LnGrp LOS	A	A	A	A	A	A	B	A	A	B	A	A
Approach Vol, veh/h		152			403			103			50	
Approach Delay, s/veh		4.4			5.5			12.9			12.3	
Approach LOS		A			A			B			B	
Timer - Assigned Phs		2		4		6		8				
Phs Duration (G+Y+Rc), s		21.0		9.6		21.0		9.6				
Change Period (Y+Rc), s		6.0		6.0		6.0		6.0				
Max Green Setting (Gmax), s		45.0		25.0		45.0		25.0				
Max Q Clear Time (g_c+I1), s		3.4		2.8		6.6		3.8				
Green Ext Time (p_c), s		1.1		0.1		3.6		0.3				
Intersection Summary												
HCM 6th Ctrl Delay			6.8									
HCM 6th LOS			A									

3: Duanesburg Road & Burdeck Street
HCM 6th Signalized Intersection Summary

2024 Build
PM Peak Hour



Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Volume (veh/h)	272	378	403	75	86	343
Future Volume (veh/h)	272	378	403	75	86	343
Initial Q (Qb), veh	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00			1.00	1.00	1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No	No		No	
Adj Sat Flow, veh/h/ln	1856	1752	1796	1856	1811	1870
Adj Flow Rate, veh/h	289	402	429	64	91	234
Peak Hour Factor	0.94	0.94	0.94	0.94	0.94	0.94
Percent Heavy Veh, %	3	10	7	3	6	2
Cap, veh/h	519	1168	682	102	189	346
Arrive On Green	0.11	0.67	0.45	0.45	0.11	0.11
Sat Flow, veh/h	1767	1752	1527	228	1725	1585
Grp Volume(v), veh/h	289	402	0	493	91	234
Grp Sat Flow(s),veh/h/ln	1767	1752	0	1755	1725	1585
Q Serve(g_s), s	0.0	4.4	0.0	9.7	2.2	1.2
Cycle Q Clear(g_c), s	0.0	4.4	0.0	9.7	2.2	1.2
Prop In Lane	1.00			0.13	1.00	1.00
Lane Grp Cap(c), veh/h	519	1168	0	784	189	346
V/C Ratio(X)	0.56	0.34	0.00	0.63	0.48	0.68
Avail Cap(c_a), veh/h	1314	1761	0	1764	1348	1411
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	15.4	3.2	0.0	9.5	18.7	16.0
Incr Delay (d2), s/veh	0.3	0.2	0.0	1.2	0.7	0.9
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	2.3	0.5	0.0	2.7	0.8	3.4
Unsig. Movement Delay, s/veh						
LnGrp Delay(d),s/veh	15.7	3.5	0.0	10.7	19.4	16.9
LnGrp LOS	B	A	A	B	B	B
Approach Vol, veh/h		691	493		325	
Approach Delay, s/veh		8.6	10.7		17.6	
Approach LOS		A	B		B	
Timer - Assigned Phs		2		4	5	6
Phs Duration (G+Y+Rc), s		34.9		9.9	9.9	25.0
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0
Max Green Setting (Gmax), s		45.0		35.0	25.0	45.0
Max Q Clear Time (g_c+I1), s		6.4		4.2	2.0	11.7
Green Ext Time (p_c), s		3.8		0.5	0.4	4.8

Intersection Summary	
HCM 6th Ctrl Delay	11.2
HCM 6th LOS	B

4: Duanesburg Road & Proposed Driveway
HCM 6th TWSC

2024 Build
PM Peak Hour

Intersection						
Int Delay, s/veh	4.2					
Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Vol, veh/h	117	553	538	144	132	129
Future Vol, veh/h	117	553	538	144	132	129
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Free	Free	Free	Free	Stop	Stop
RT Channelized	-	None	-	None	-	None
Storage Length	200	-	-	-	0	85
Veh in Median Storage, #	-	0	0	-	2	-
Grade, %	-	0	0	-	0	-
Peak Hour Factor	92	92	92	92	92	92
Heavy Vehicles, %	0	8	5	0	0	0
Mvmt Flow	127	601	585	157	143	140

Major/Minor	Major1		Major2		Minor2	
Conflicting Flow All	742	0	-	0	1519	664
Stage 1	-	-	-	-	664	-
Stage 2	-	-	-	-	855	-
Critical Hdwy	4.1	-	-	-	6.4	6.2
Critical Hdwy Stg 1	-	-	-	-	5.4	-
Critical Hdwy Stg 2	-	-	-	-	5.4	-
Follow-up Hdwy	2.2	-	-	-	3.5	3.3
Pot Cap-1 Maneuver	874	-	-	-	~ 132	464
Stage 1	-	-	-	-	516	-
Stage 2	-	-	-	-	420	-
Platoon blocked, %		-	-	-		
Mov Cap-1 Maneuver	874	-	-	-	~ 113	464
Mov Cap-2 Maneuver	-	-	-	-	308	-
Stage 1	-	-	-	-	441	-
Stage 2	-	-	-	-	420	-

Approach	EB	WB	SB
HCM Control Delay, s	1.7	0	21.4
HCM LOS			C

Minor Lane/Major Mvmt	EBL	EBT	WBT	WBR	SBLn1	SBLn2
Capacity (veh/h)	874	-	-	-	308	464
HCM Lane V/C Ratio	0.146	-	-	-	0.466	0.302
HCM Control Delay (s)	9.8	-	-	-	26.5	16.1
HCM Lane LOS	A	-	-	-	D	C
HCM 95th %tile Q(veh)	0.5	-	-	-	2.3	1.3

Notes

~: Volume exceeds capacity $: Delay exceeds 300s +: Computation Not Defined *: All major volume in platoon

1: Becker Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2023 Existing
SAT Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	118	162	0	38	216	205	5	32	31	156	25	127
Future Volume (veh/h)	118	162	0	38	216	205	5	32	31	156	25	127
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1760	1885	1900	1976	1870	1841	1976	1976	1976	1752	1900	1737
Adj Flow Rate, veh/h	131	180	0	42	240	0	6	36	20	173	28	0
Peak Hour Factor	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90
Percent Heavy Veh, %	14	1	0	0	2	4	0	0	0	10	0	11
Cap, veh/h	287	1102	0	543	580		95	248	124	404	43	
Arrive On Green	0.17	0.58	0.00	0.31	0.31	0.00	0.21	0.21	0.21	0.21	0.21	0.00
Sat Flow, veh/h	1676	1885	0	1272	1870	1560	63	1188	596	1269	207	1472
Grp Volume(v), veh/h	131	180	0	42	240	0	62	0	0	201	0	0
Grp Sat Flow(s),veh/h/ln	1676	1885	0	1272	1870	1560	1847	0	0	1476	0	1472
Q Serve(g_s), s	3.4	2.1	0.0	1.1	4.9	0.0	0.0	0.0	0.0	4.5	0.0	0.0
Cycle Q Clear(g_c), s	3.4	2.1	0.0	1.1	4.9	0.0	1.3	0.0	0.0	5.9	0.0	0.0
Prop In Lane	1.00		0.00	1.00		1.00	0.10		0.32	0.86		1.00
Lane Grp Cap(c), veh/h	287	1102	0	543	580		467	0	0	447	0	
V/C Ratio(X)	0.46	0.16	0.00	0.08	0.41		0.13	0.00	0.00	0.45	0.00	
Avail Cap(c_a), veh/h	1386	1558	0	1200	1546		1585	0	0	1621	0	
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	18.0	4.6	0.0	11.9	13.2	0.0	15.7	0.0	0.0	17.3	0.0	0.0
Incr Delay (d2), s/veh	1.6	0.1	0.0	0.1	0.7	0.0	0.0	0.0	0.0	1.5	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	1.2	0.5	0.0	0.3	1.7	0.0	0.5	0.0	0.0	2.0	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	19.6	4.7	0.0	12.0	13.9	0.0	15.7	0.0	0.0	18.9	0.0	0.0
LnGrp LOS	B	A	A	B	B		B	A	A	B	A	
Approach Vol, veh/h		311			282			62			201	
Approach Delay, s/veh		11.0			13.6			15.7			18.9	
Approach LOS		B			B			B			B	
Timer - Assigned Phs		2		4	5	6		8				
Phs Duration (G+Y+Rc), s		33.3		15.1	13.3	20.0		15.1				
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0		5.0				
Max Green Setting (Gmax), s		40.0		50.0	40.0	40.0		40.0				
Max Q Clear Time (g_c+I1), s		4.1		7.9	5.4	6.9		3.3				
Green Ext Time (p_c), s		1.4		2.6	0.6	2.2		0.2				

Intersection Summary	
HCM 6th Ctrl Delay	14.0
HCM 6th LOS	B

Notes

Unsignalized Delay for [WBR, SBR] is excluded from calculations of the approach delay and intersection delay.

2: Pangburn Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2023 Existing
SAT Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations		↕			↕			↕			↕	
Traffic Volume (veh/h)	2	87	8	95	137	16	7	8	74	10	7	1
Future Volume (veh/h)	2	87	8	95	137	16	7	8	74	10	7	1
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1900	1870	1900	1900	1900	1900	1900	1900	1900	1900	1900	1900
Adj Flow Rate, veh/h	2	99	7	108	156	18	8	9	32	11	8	1
Peak Hour Factor	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88
Percent Heavy Veh, %	0	2	0	0	0	0	0	0	0	0	0	0
Cap, veh/h	129	885	62	421	550	55	164	22	80	259	49	6
Arrive On Green	0.51	0.51	0.51	0.51	0.51	0.51	0.07	0.07	0.07	0.07	0.07	0.07
Sat Flow, veh/h	7	1719	120	486	1069	106	271	305	1083	919	669	84
Grp Volume(v), veh/h	108	0	0	282	0	0	49	0	0	20	0	0
Grp Sat Flow(s),veh/h/ln	1845	0	0	1661	0	0	1658	0	0	1672	0	0
Q Serve(g_s), s	0.0	0.0	0.0	0.0	0.0	0.0	0.5	0.0	0.0	0.0	0.0	0.0
Cycle Q Clear(g_c), s	0.9	0.0	0.0	2.5	0.0	0.0	0.8	0.0	0.0	0.3	0.0	0.0
Prop In Lane	0.02		0.06	0.38		0.06	0.16		0.65	0.55		0.05
Lane Grp Cap(c), veh/h	1076	0	0	1026	0	0	265	0	0	314	0	0
V/C Ratio(X)	0.10	0.00	0.00	0.27	0.00	0.00	0.18	0.00	0.00	0.06	0.00	0.00
Avail Cap(c_a), veh/h	2960	0	0	2677	0	0	1538	0	0	1544	0	0
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	3.6	0.0	0.0	4.0	0.0	0.0	12.9	0.0	0.0	12.6	0.0	0.0
Incr Delay (d2), s/veh	0.1	0.0	0.0	0.2	0.0	0.0	0.1	0.0	0.0	0.0	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	0.0	0.0	0.0	0.1	0.0	0.0	0.2	0.0	0.0	0.1	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	3.7	0.0	0.0	4.2	0.0	0.0	13.0	0.0	0.0	12.7	0.0	0.0
LnGrp LOS	A	A	A	A	A	A	B	A	A	B	A	A
Approach Vol, veh/h		108			282			49			20	
Approach Delay, s/veh		3.7			4.2			13.0			12.7	
Approach LOS		A			A			B			B	
Timer - Assigned Phs		2		4		6		8				
Phs Duration (G+Y+Rc), s		21.0		8.1		21.0		8.1				
Change Period (Y+Rc), s		6.0		6.0		6.0		6.0				
Max Green Setting (Gmax), s		45.0		25.0		45.0		25.0				
Max Q Clear Time (g_c+I1), s		2.9		2.3		4.5		2.8				
Green Ext Time (p_c), s		0.8		0.0		2.3		0.1				
Intersection Summary												
HCM 6th Ctrl Delay			5.4									
HCM 6th LOS			A									

3: Duanesburg Road & Burdeck Street
HCM 6th Signalized Intersection Summary

2023 Existing
SAT Peak Hour

Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Volume (veh/h)	246	306	213	59	68	182
Future Volume (veh/h)	246	306	213	59	68	182
Initial Q (Qb), veh	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00			1.00	1.00	1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No	No		No	
Adj Sat Flow, veh/h/ln	1900	1826	1811	1900	1885	1885
Adj Flow Rate, veh/h	308	382	266	64	85	181
Peak Hour Factor	0.80	0.80	0.80	0.80	0.80	0.80
Percent Heavy Veh, %	0	5	6	0	1	1
Cap, veh/h	651	1221	631	152	193	347
Arrive On Green	0.11	0.67	0.45	0.45	0.11	0.11
Sat Flow, veh/h	1810	1826	1411	339	1795	1598
Grp Volume(v), veh/h	308	382	0	330	85	181
Grp Sat Flow(s),veh/h/ln	1810	1826	0	1750	1795	1598
Q Serve(g_s), s	0.0	3.9	0.0	5.7	2.0	0.0
Cycle Q Clear(g_c), s	0.0	3.9	0.0	5.7	2.0	0.0
Prop In Lane	1.00			0.19	1.00	1.00
Lane Grp Cap(c), veh/h	651	1221	0	783	193	347
V/C Ratio(X)	0.47	0.31	0.00	0.42	0.44	0.52
Avail Cap(c_a), veh/h	1465	1838	0	1761	1406	1426
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	11.9	3.1	0.0	8.4	18.7	15.5
Incr Delay (d2), s/veh	0.2	0.2	0.0	0.5	0.6	0.5
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	1.9	0.4	0.0	1.5	0.7	0.0
Unsig. Movement Delay, s/veh						
LnGrp Delay(d),s/veh	12.1	3.3	0.0	8.9	19.3	15.9
LnGrp LOS	B	A	A	A	B	B
Approach Vol, veh/h		690	330		266	
Approach Delay, s/veh		7.3	8.9		17.0	
Approach LOS		A	A		B	
Timer - Assigned Phs		2		4	5	6
Phs Duration (G+Y+Rc), s		34.9		9.8	9.9	25.0
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0
Max Green Setting (Gmax), s		45.0		35.0	25.0	45.0
Max Q Clear Time (g_c+I1), s		5.9		4.0	2.0	7.7
Green Ext Time (p_c), s		3.5		0.4	0.4	3.0
Intersection Summary						
HCM 6th Ctrl Delay			9.7			
HCM 6th LOS			A			

1: Becker Road & Duanesburg Road — 2024 No Build
HCM 6th Signalized Intersection Summary — SAT Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	118	163	0	38	217	210	5	32	31	162	25	127
Future Volume (veh/h)	118	163	0	38	217	210	5	32	31	162	25	127
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1760	1885	1900	1976	1870	1841	1976	1976	1976	1752	1900	1737
Adj Flow Rate, veh/h	131	181	0	42	241	0	6	36	20	180	28	0
Peak Hour Factor	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90
Percent Heavy Veh, %	14	1	0	0	2	4	0	0	0	10	0	11
Cap, veh/h	285	1093	0	538	575		94	256	128	412	43	
Arrive On Green	0.17	0.58	0.00	0.31	0.31	0.00	0.22	0.22	0.22	0.22	0.22	0.00
Sat Flow, veh/h	1676	1885	0	1271	1870	1560	62	1189	596	1274	198	1472
Grp Volume(v), veh/h	131	181	0	42	241	0	62	0	0	208	0	0
Grp Sat Flow(s),veh/h/ln	1676	1885	0	1271	1870	1560	1847	0	0	1472	0	1472
Q Serve(g_s), s	3.4	2.2	0.0	1.2	5.0	0.0	0.0	0.0	0.0	4.8	0.0	0.0
Cycle Q Clear(g_c), s	3.4	2.2	0.0	1.2	5.0	0.0	1.3	0.0	0.0	6.1	0.0	0.0
Prop In Lane	1.00		0.00	1.00		1.00	0.10		0.32	0.87		1.00
Lane Grp Cap(c), veh/h	285	1093	0	538	575		478	0	0	454	0	
V/C Ratio(X)	0.46	0.17	0.00	0.08	0.42		0.13	0.00	0.00	0.46	0.00	
Avail Cap(c_a), veh/h	1374	1545	0	1189	1533		1572	0	0	1605	0	
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	18.2	4.8	0.0	12.1	13.4	0.0	15.5	0.0	0.0	17.3	0.0	0.0
Incr Delay (d2), s/veh	1.6	0.1	0.0	0.1	0.7	0.0	0.0	0.0	0.0	1.5	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	1.3	0.5	0.0	0.3	1.8	0.0	0.5	0.0	0.0	2.1	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	19.9	4.9	0.0	12.2	14.1	0.0	15.6	0.0	0.0	18.8	0.0	0.0
LnGrp LOS	B	A	A	B	B		B	A	A	B	A	
Approach Vol, veh/h		312			283			62			208	
Approach Delay, s/veh		11.2			13.8			15.6			18.8	
Approach LOS		B			B			B			B	
Timer - Assigned Phs		2		4	5	6		8				
Phs Duration (G+Y+Rc), s		33.3		15.5	13.3	20.0		15.5				
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0		5.0				
Max Green Setting (Gmax), s		40.0		50.0	40.0	40.0		40.0				
Max Q Clear Time (g_c+I1), s		4.2		8.1	5.4	7.0		3.3				
Green Ext Time (p_c), s		1.4		2.7	0.6	2.2		0.2				

Intersection Summary

HCM 6th Ctrl Delay	14.2
HCM 6th LOS	B

Notes

Unsignalized Delay for [WBR, SBR] is excluded from calculations of the approach delay and intersection delay.

2: Pangburn Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2024 No Build
SAT Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations		↔			↔			↔			↔	
Traffic Volume (veh/h)	2	88	8	95	137	16	7	8	74	10	7	1
Future Volume (veh/h)	2	88	8	95	137	16	7	8	74	10	7	1
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1900	1870	1900	1900	1900	1900	1900	1900	1900	1900	1900	1900
Adj Flow Rate, veh/h	2	100	7	108	156	17	8	9	41	11	8	1
Peak Hour Factor	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88
Percent Heavy Veh, %	0	2	0	0	0	0	0	0	0	0	0	0
Cap, veh/h	128	879	61	419	548	51	158	21	94	264	54	7
Arrive On Green	0.51	0.51	0.51	0.51	0.51	0.51	0.08	0.08	0.08	0.08	0.08	0.08
Sat Flow, veh/h	7	1720	119	488	1072	100	226	258	1168	922	671	84
Grp Volume(v), veh/h	109	0	0	281	0	0	58	0	0	20	0	0
Grp Sat Flow(s),veh/h/ln	1845	0	0	1661	0	0	1652	0	0	1677	0	0
Q Serve(g_s), s	0.0	0.0	0.0	0.0	0.0	0.0	0.7	0.0	0.0	0.0	0.0	0.0
Cycle Q Clear(g_c), s	0.9	0.0	0.0	2.5	0.0	0.0	1.0	0.0	0.0	0.3	0.0	0.0
Prop In Lane	0.02		0.06	0.38		0.06	0.14		0.71	0.55		0.05
Lane Grp Cap(c), veh/h	1068	0	0	1018	0	0	272	0	0	325	0	0
V/C Ratio(X)	0.10	0.00	0.00	0.28	0.00	0.00	0.21	0.00	0.00	0.06	0.00	0.00
Avail Cap(c_a), veh/h	2939	0	0	2657	0	0	1522	0	0	1528	0	0
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	3.7	0.0	0.0	4.1	0.0	0.0	12.8	0.0	0.0	12.6	0.0	0.0
Incr Delay (d2), s/veh	0.1	0.0	0.0	0.2	0.0	0.0	0.1	0.0	0.0	0.0	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	0.0	0.0	0.0	0.1	0.0	0.0	0.2	0.0	0.0	0.1	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	3.8	0.0	0.0	4.3	0.0	0.0	13.0	0.0	0.0	12.6	0.0	0.0
LnGrp LOS	A	A	A	A	A	A	B	A	A	B	A	A
Approach Vol, veh/h		109			281			58			20	
Approach Delay, s/veh		3.8			4.3			13.0			12.6	
Approach LOS		A			A			B			B	
Timer - Assigned Phs		2		4		6		8				
Phs Duration (G+Y+Rc), s		21.0		8.4		21.0		8.4				
Change Period (Y+Rc), s		6.0		6.0		6.0		6.0				
Max Green Setting (Gmax), s		45.0		25.0		45.0		25.0				
Max Q Clear Time (g_c+I1), s		2.9		2.3		4.5		3.0				
Green Ext Time (p_c), s		0.8		0.0		2.3		0.1				
Intersection Summary												
HCM 6th Ctrl Delay			5.6									
HCM 6th LOS			A									

3: Duanesburg Road & Burdeck Street
HCM 6th Signalized Intersection Summary

2024 No Build
SAT Peak Hour

Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Volume (veh/h)	247	314	218	59	69	182
Future Volume (veh/h)	247	314	218	59	69	182
Initial Q (Qb), veh	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00			1.00	1.00	1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No	No		No	
Adj Sat Flow, veh/h/ln	1900	1826	1811	1900	1885	1885
Adj Flow Rate, veh/h	309	392	272	63	86	181
Peak Hour Factor	0.80	0.80	0.80	0.80	0.80	0.80
Percent Heavy Veh, %	0	5	6	0	1	1
Cap, veh/h	648	1221	636	147	193	347
Arrive On Green	0.11	0.67	0.45	0.45	0.11	0.11
Sat Flow, veh/h	1810	1826	1422	329	1795	1598
Grp Volume(v), veh/h	309	392	0	335	86	181
Grp Sat Flow(s),veh/h/ln	1810	1826	0	1752	1795	1598
Q Serve(g_s), s	0.0	4.1	0.0	5.8	2.0	0.0
Cycle Q Clear(g_c), s	0.0	4.1	0.0	5.8	2.0	0.0
Prop In Lane	1.00			0.19	1.00	1.00
Lane Grp Cap(c), veh/h	648	1221	0	784	193	347
V/C Ratio(X)	0.48	0.32	0.00	0.43	0.44	0.52
Avail Cap(c_a), veh/h	1462	1838	0	1763	1405	1425
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	12.1	3.1	0.0	8.4	18.7	15.4
Incr Delay (d2), s/veh	0.2	0.2	0.0	0.5	0.6	0.5
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	1.9	0.5	0.0	1.6	0.8	0.0
Unsig. Movement Delay, s/veh						
LnGrp Delay(d),s/veh	12.3	3.3	0.0	9.0	19.3	15.9
LnGrp LOS	B	A	A	A	B	B
Approach Vol, veh/h		701	335		267	
Approach Delay, s/veh		7.3	9.0		17.0	
Approach LOS		A	A		B	
Timer - Assigned Phs		2		4	5	6
Phs Duration (G+Y+Rc), s		34.9		9.8	9.9	25.0
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0
Max Green Setting (Gmax), s		45.0		35.0	25.0	45.0
Max Q Clear Time (g_c+I1), s		6.1		4.0	2.0	7.8
Green Ext Time (p_c), s		3.6		0.4	0.4	3.0
Intersection Summary						
HCM 6th Ctrl Delay			9.7			
HCM 6th LOS			A			

1: Becker Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2024 Build
SAT Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations												
Traffic Volume (veh/h)	118	188	0	38	244	301	5	32	31	249	25	127
Future Volume (veh/h)	118	188	0	38	244	301	5	32	31	249	25	127
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1760	1885	1900	1976	1870	1841	1976	1976	1976	1752	1900	1737
Adj Flow Rate, veh/h	131	209	0	42	271	0	6	36	20	277	28	0
Peak Hour Factor	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90	0.90
Percent Heavy Veh, %	14	1	0	0	2	4	0	0	0	10	0	11
Cap, veh/h	264	984	0	470	511		90	352	176	512	39	
Arrive On Green	0.16	0.52	0.00	0.27	0.27	0.00	0.30	0.30	0.30	0.30	0.30	0.00
Sat Flow, veh/h	1676	1885	0	1239	1870	1560	62	1189	596	1307	132	1472
Grp Volume(v), veh/h	131	209	0	42	271	0	62	0	0	305	0	0
Grp Sat Flow(s),veh/h/ln	1676	1885	0	1239	1870	1560	1847	0	0	1439	0	1472
Q Serve(g_s), s	3.9	3.3	0.0	1.4	6.8	0.0	0.0	0.0	0.0	8.9	0.0	0.0
Cycle Q Clear(g_c), s	3.9	3.3	0.0	1.4	6.8	0.0	1.3	0.0	0.0	10.2	0.0	0.0
Prop In Lane	1.00		0.00	1.00		1.00	0.10		0.32	0.91		1.00
Lane Grp Cap(c), veh/h	264	984	0	470	511		618	0	0	551	0	
V/C Ratio(X)	0.50	0.21	0.00	0.09	0.53		0.10	0.00	0.00	0.55	0.00	
Avail Cap(c_a), veh/h	1222	1374	0	1035	1364		1402	0	0	1416	0	
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	21.1	7.0	0.0	15.0	16.9	0.0	14.1	0.0	0.0	17.1	0.0	0.0
Incr Delay (d2), s/veh	2.0	0.2	0.0	0.1	1.2	0.0	0.0	0.0	0.0	1.9	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	1.5	1.0	0.0	0.4	2.6	0.0	0.5	0.0	0.0	3.3	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	23.2	7.2	0.0	15.1	18.2	0.0	14.1	0.0	0.0	18.9	0.0	0.0
LnGrp LOS	C	A	A	B	B		B	A	A	B	A	
Approach Vol, veh/h		340			313			62			305	
Approach Delay, s/veh		13.4			17.7			14.1			18.9	
Approach LOS		B			B			B			B	
Timer - Assigned Phs		2		4	5	6		8				
Phs Duration (G+Y+Rc), s		33.6		21.2	13.6	20.0		21.2				
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0		5.0				
Max Green Setting (Gmax), s		40.0		50.0	40.0	40.0		40.0				
Max Q Clear Time (g_c+I1), s		5.3		12.2	5.9	8.8		3.3				
Green Ext Time (p_c), s		1.7		4.1	0.6	2.5		0.2				

Intersection Summary

HCM 6th Ctrl Delay	16.4
HCM 6th LOS	B

Notes

Unsignalized Delay for [WBR, SBR] is excluded from calculations of the approach delay and intersection delay.

2: Pangburn Road & Duanesburg Road
HCM 6th Signalized Intersection Summary

2024 Build
SAT Peak Hour

Movement	EBL	EBT	EBR	WBL	WBT	WBR	NBL	NBT	NBR	SBL	SBT	SBR
Lane Configurations		↔			↔			↔			↔	
Traffic Volume (veh/h)	2	101	8	108	151	16	7	8	86	10	7	1
Future Volume (veh/h)	2	101	8	108	151	16	7	8	86	10	7	1
Initial Q (Qb), veh	0	0	0	0	0	0	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00		1.00	1.00		1.00	1.00		1.00	1.00		1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No			No			No			No	
Adj Sat Flow, veh/h/ln	1900	1870	1900	1900	1900	1900	1900	1900	1900	1900	1900	1900
Adj Flow Rate, veh/h	2	115	7	123	172	17	8	9	55	11	8	1
Peak Hour Factor	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88	0.88
Percent Heavy Veh, %	0	2	0	0	0	0	0	0	0	0	0	0
Cap, veh/h	126	879	53	423	534	45	149	20	111	265	67	8
Arrive On Green	0.51	0.51	0.51	0.51	0.51	0.51	0.09	0.09	0.09	0.09	0.09	0.09
Sat Flow, veh/h	6	1738	104	501	1056	90	161	222	1242	853	753	85
Grp Volume(v), veh/h	124	0	0	312	0	0	72	0	0	20	0	0
Grp Sat Flow(s),veh/h/ln	1848	0	0	1647	0	0	1625	0	0	1691	0	0
Q Serve(g_s), s	0.0	0.0	0.0	0.0	0.0	0.0	1.0	0.0	0.0	0.0	0.0	0.0
Cycle Q Clear(g_c), s	1.1	0.0	0.0	2.9	0.0	0.0	1.2	0.0	0.0	0.3	0.0	0.0
Prop In Lane	0.02		0.06	0.39		0.05	0.11		0.76	0.55		0.05
Lane Grp Cap(c), veh/h	1058	0	0	1002	0	0	280	0	0	340	0	0
V/C Ratio(X)	0.12	0.00	0.00	0.31	0.00	0.00	0.26	0.00	0.00	0.06	0.00	0.00
Avail Cap(c_a), veh/h	2914	0	0	2609	0	0	1500	0	0	1505	0	0
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00	1.00	0.00	0.00
Uniform Delay (d), s/veh	3.9	0.0	0.0	4.3	0.0	0.0	12.9	0.0	0.0	12.4	0.0	0.0
Incr Delay (d2), s/veh	0.1	0.0	0.0	0.2	0.0	0.0	0.2	0.0	0.0	0.0	0.0	0.0
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	0.0	0.0	0.0	0.1	0.0	0.0	0.3	0.0	0.0	0.1	0.0	0.0
Unsig. Movement Delay, s/veh												
LnGrp Delay(d),s/veh	4.0	0.0	0.0	4.6	0.0	0.0	13.0	0.0	0.0	12.4	0.0	0.0
LnGrp LOS	A	A	A	A	A	A	B	A	A	B	A	A
Approach Vol, veh/h		124			312			72			20	
Approach Delay, s/veh		4.0			4.6			13.0			12.4	
Approach LOS		A			A			B			B	

Timer - Assigned Phs	2		4		6		8					
Phs Duration (G+Y+Rc), s	21.0		8.7		21.0		8.7					
Change Period (Y+Rc), s	6.0		6.0		6.0		6.0					
Max Green Setting (Gmax), s	45.0		25.0		45.0		25.0					
Max Q Clear Time (g_c+I1), s	3.1		2.3		4.9		3.2					
Green Ext Time (p_c), s	0.9		0.0		2.6		0.2					

Intersection Summary												
HCM 6th Ctrl Delay		5.9										
HCM 6th LOS		A										

3: Duanesburg Road & Burdeck Street
HCM 6th Signalized Intersection Summary

2024 Build
SAT Peak Hour



Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Volume (veh/h)	300	404	306	59	69	232
Future Volume (veh/h)	300	404	306	59	69	232
Initial Q (Qb), veh	0	0	0	0	0	0
Ped-Bike Adj(A_pbT)	1.00			1.00	1.00	1.00
Parking Bus, Adj	1.00	1.00	1.00	1.00	1.00	1.00
Work Zone On Approach		No	No		No	
Adj Sat Flow, veh/h/ln	1900	1826	1811	1900	1885	1885
Adj Flow Rate, veh/h	375	505	382	63	86	243
Peak Hour Factor	0.80	0.80	0.80	0.80	0.80	0.80
Percent Heavy Veh, %	0	5	6	0	1	1
Cap, veh/h	566	1219	676	111	197	351
Arrive On Green	0.11	0.67	0.45	0.45	0.11	0.11
Sat Flow, veh/h	1810	1826	1516	250	1795	1598
Grp Volume(v), veh/h	375	505	0	445	86	243
Grp Sat Flow(s),veh/h/ln	1810	1826	0	1766	1795	1598
Q Serve(g_s), s	0.0	5.7	0.0	8.4	2.0	1.3
Cycle Q Clear(g_c), s	0.0	5.7	0.0	8.4	2.0	1.3
Prop In Lane	1.00			0.14	1.00	1.00
Lane Grp Cap(c), veh/h	566	1219	0	787	197	351
V/C Ratio(X)	0.66	0.41	0.00	0.57	0.44	0.69
Avail Cap(c_a), veh/h	1374	1831	0	1771	1400	1423
HCM Platoon Ratio	1.00	1.00	1.00	1.00	1.00	1.00
Upstream Filter(I)	1.00	1.00	0.00	1.00	1.00	1.00
Uniform Delay (d), s/veh	15.1	3.4	0.0	9.2	18.7	16.1
Incr Delay (d2), s/veh	0.5	0.3	0.0	0.9	0.6	0.9
Initial Q Delay(d3),s/veh	0.0	0.0	0.0	0.0	0.0	0.0
%ile BackOfQ(50%),veh/ln	8.0	0.7	0.0	2.3	0.8	3.6
Unsig. Movement Delay, s/veh						
LnGrp Delay(d),s/veh	15.6	3.7	0.0	10.1	19.3	17.0
LnGrp LOS	B	A	A	B	B	B
Approach Vol, veh/h		880	445		329	
Approach Delay, s/veh		8.8	10.1		17.6	
Approach LOS		A	B		B	
Timer - Assigned Phs		2		4	5	6
Phs Duration (G+Y+Rc), s		35.0		9.9	10.0	25.0
Change Period (Y+Rc), s		5.0		5.0	5.0	5.0
Max Green Setting (Gmax), s		45.0		35.0	25.0	45.0
Max Q Clear Time (g_c+I1), s		7.7		4.0	2.0	10.4
Green Ext Time (p_c), s		5.0		0.5	0.5	4.2
Intersection Summary						
HCM 6th Ctrl Delay			10.9			
HCM 6th LOS			B			

4: Duanesburg Road & Proposed Driveway
HCM 6th TWSC

2024 Build
SAT Peak Hour

Intersection						
Int Delay, s/veh	8.7					
Movement	EBL	EBT	WBT	WBR	SBL	SBR
Lane Configurations						
Traffic Vol, veh/h	191	278	412	190	222	170
Future Vol, veh/h	191	278	412	190	222	170
Conflicting Peds, #/hr	0	0	0	0	0	0
Sign Control	Free	Free	Free	Free	Stop	Stop
RT Channelized	-	None	-	None	-	None
Storage Length	200	-	-	-	0	85
Veh in Median Storage, #	-	0	0	-	2	-
Grade, %	-	0	0	-	0	-
Peak Hour Factor	92	92	92	92	92	92
Heavy Vehicles, %	0	5	3	0	0	0
Mvmt Flow	208	302	448	207	241	185

Major/Minor	Major1		Major2		Minor2	
Conflicting Flow All	655	0	-	0	1270	552
Stage 1	-	-	-	-	552	-
Stage 2	-	-	-	-	718	-
Critical Hdwy	4.1	-	-	-	6.4	6.2
Critical Hdwy Stg 1	-	-	-	-	5.4	-
Critical Hdwy Stg 2	-	-	-	-	5.4	-
Follow-up Hdwy	2.2	-	-	-	3.5	3.3
Pot Cap-1 Maneuver	942	-	-	-	~ 187	537
Stage 1	-	-	-	-	581	-
Stage 2	-	-	-	-	487	-
Platoon blocked, %		-	-	-		
Mov Cap-1 Maneuver	942	-	-	-	~ 146	537
Mov Cap-2 Maneuver	-	-	-	-	343	-
Stage 1	-	-	-	-	453	-
Stage 2	-	-	-	-	487	-

Approach	EB	WB	SB
HCM Control Delay, s	4	0	27.5
HCM LOS			D

Minor Lane/Major Mvmt	EBL	EBT	WBT	WBR	SBLn1	SBLn2
Capacity (veh/h)	942	-	-	-	343	537
HCM Lane V/C Ratio	0.22	-	-	-	0.704	0.344
HCM Control Delay (s)	9.9	-	-	-	37	15.2
HCM Lane LOS	A	-	-	-	E	C
HCM 95th %tile Q(veh)	0.8	-	-	-	5.1	1.5

Notes

~: Volume exceeds capacity $: Delay exceeds 300s +: Computation Not Defined *: All major volume in platoon

To: Tiffany Marsh
GDP Lville Rotterdam, LLC
145 Otterkill Road
PO Box 55
Mountainville, NY 10953

Date: 11/13/2024

Project #: 22286.00

From: Wendy Holsberger, PE, PTOE, RSP1

Re: Preliminary Construction Cost Estimate

Overview

The intent of this memo is to provide a preliminary construction cost estimate for the construction of a new pedestrian crossing across Duanesburg Road (NY Route 7) on the westerly approach of the Duanesburg Road at Sabre Drive intersection.

Scope of Work

- New curb ramps on both sides of Duanesburg Road (assumes no right-of-way costs)
- Roadway striping modifications, including crosswalk striping, stop bar relocation, etc.
- A new pedestrian signal, with push buttons and countdown timers and necessary updates to the existing traffic signal (assumes that the existing signal controller can handle the additional wiring for the pedestrian signal)
- Incidentals including survey work and traffic control for the work zone

Preliminary Construction Cost Estimate

A preliminary construction cost estimate was prepared utilizing the New York State Department of Transportation Preliminary Cost Estimate Tool. The total preliminary estimated construction cost for the pedestrian crossing is $46,000, which includes a 15% contingency.

Schalmont
CENTRAL SCHOOL DISTRICT

District Office
4 Sabre Drive, Schenectady, NY 12306
Phone: 518-355-9200 | Fax: 518-355-9203

Dr. Thomas B. Reardon, *Superintendent of Schools*, Ext. 4001

November 16, 2023

Mr. Peter Comenzo, Senior Planner
Town of Rotterdam
1100 Sunrise Boulevard
Schenectady, NY 12306

Dear Mr. Comenzo:

Based on the preliminary plans for the construction of a BJ's Wholesale Club across the street from the Schalmont Central School District Secondary Campus, it would be most beneficial if a crosswalk at the light and sidewalk west to the proposed entrance could be installed as part of the project.

Such installation would provide assurance that any students, staff, or community members walking to and from our campus to this location would have the means of safely crossing Route 7. Considering the increase in traffic, one can expect due to this construction, I would consider this crosswalk a necessity.

If you have any questions, please don't hesitate to contact me.

Sincerely,

Dr. Thomas B. Reardon, Ed.D.
Superintendent of Schools

RECEIVED
NOV 21 2023
TOWN OF ROTTERDAM
PUBLIC WORKS

ZONING COORDINATION REFERRAL

SCHENECTADY COUNTY DEPT. OF ECONOMIC DEVELOPMENT & PLANNING

Recommendations shall be made within 30 days after receipt of a full statement of the proposed action.

For Use By SCDEDP

Received 11-9-23
Case No. B-16-23
Returned 11-28-23

FROM: ☑ Legislative Body ☐ Zoning Board of Appeals ☐ Planning Board

Municipality: Rotterdam

TO: Schenectady County Department of Economic Development and Planning
Schaffer Heights, 107 Nott Terrace, Suite 303
Schenectady, NY 12308

(tel.) 386-2225
(fax) 382-5539

Received
Schenectady County
NOV 09 2023
Economic Development
and Planning Dept.

ACTION:
☐ Zoning Code/Law Amendment
☐ Zoning Map Amendment
☐ Subdivision Review
☐ Site Plan Review
☐ Special Permit
☐ Use Variance
☐ Area Variance
☑ Other (specify) COZ

PUBLIC HEARING OR MEETING DATE: December 13, 2023

SUBJECT:

Change of Zone request on± 17.3 acres from Agricultural (A-1) to General Business (B-2). The 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).

REQUIRED ENCLOSURES:
1. Public hearing notice & copy of the application.
2. Map of property affected. (Including Tax Map I.D. number if available)
3. Completed environmental assessment form and all other materials required by the referring body in order to make its determination of significance pursuant to the state environmental quality review act.

1. This zoning case is forwarded to your office for review in compliance with Sections 239-l, 239-m and 239-n of Article 12-B of the General Municipal Law, New York State.

2. This material is sent to you for review and recommendation because the property affected by the proposed action is located within 500 feet of the following:

☐ the boundary of any city, village or town;
☐ the boundary of any existing or proposed County or State park or other recreation area;
☐ the right-of-way of any existing or proposed County or State parkway, thruway, expressway, road or highway;
☐ the existing or proposed right-of-way of any stream or drainage channel owned by the County or for which the County has established channel lines;
☐ the existing or proposed boundary of any County or State-owned land on which a public building or institution is situated;
☐ the boundary of a farm operation located in an agricultural district, as defined by Article 25-AA of the agriculture and markets law. The referral requirement of this subparagraph shall not apply to the granting of area variances.

SUBMITTED BY:

Name: Joanne Schillaci Title: Zoning Officer

Address: 1100 Sunrise Blvd., Schenectady, New York 12306

E-mail: jschillaci@rotterdamny.org Phone: 518-355-7575 ext. 332

Joanne Schillaci
Signature

Date: 11/1/23

PLANNING & ZONING COORDINATION REFERRAL

Case No. R-16-23 Applicant GDP Ville Rotterdam, LLC

Referring Officer Joanne Schillaci Municipality Rotterdam

Considerations: Regarding a 17.3 acre vacant parcel, requesting a change in zone from Agricultural (A-1) to General Business (B-2) to construct a 102,500 SF BJ's Wholesale Club with 16 fuel pumps and a 2,000 SF retail building with drive thru. Located on the northeasterly corner of the I-88 access ramp and Duanesburg Road (SR 7) intersection. Access is proposed to SR 7. Municipal water and individual septic is proposed.

RECOMMENDATION

Receipt of zoning referral is acknowledged on November 9, 2023. Please be advised that the undersigned Commissioner of Economic Development and Planning of the County of Schenectady (having under the Schenectady County Charter the powers and duties of a County Planning Board) has reviewed the proposed action stated on the opposite side of this form and makes the following recommendations:

☐ ***Approve of the proposal.**

☑ **Defer to local consideration (No significant county-wide or inter-community impact)**

☐ **Modify/Conditionally Approve.** Conditions:

☐ **Advisory Note:**

☐ **Disapprove.** Reason:

*A recommendation of approval should not be interpreted that the County has reviewed all local concerns and/or endorses the project; rather the proposed action has met certain County considerations.

Section 239-m of the general Municipal Law requires that within 30 days after final action, the referring body shall file a report of the final action it has taken with the Schenectady County Department of Economic Development and Planning.. A referring body which acts contrary to a recommendation of modification or disapproval of a proposed action shall set forth the reasons for the contrary action in such report.

11/20/23
Date

Ray Gillen, Commissioner
Economic Development and Planning

NEW YORK STATE OF OPPORTUNITY. | Thruway Authority

KATHY HOCHUL
Governor

JOANNE M. MAHONEY
Chair

FRANK G. HOARE
Acting Executive Director

November 29, 2023

RECEIVED
DEC 04 2023
TOWN OF ROTTERDAM
PUBLIC WORKS

Peter Comenzo, Senior Planner
Department of Public Works
John F. Kirvin Government Center
1100 Sunrise Blvd.
Rotterdam, NY 12306

Re: Town of Rotterdam – SEQRA Lead Agency Status
Change of Zoning Request from Agricultural to General Business – 880 and 900 Duanesburg Road, Rotterdam, NY

Dear Mr. Comenzo:

The New York State Thruway Authority (Authority) concurs with the Town of Rotterdam's request to serve as the Lead Agency for State Environmental Quality Review Act for the above referenced Project.

The Town provided the Authority the available project information, for which we have the following comments:

The Stormwater Pollution and Prevention Plan for the project must be developed in accordance with the NYS DEC's Stormwater Management Design Manual and demonstrate no additional stormwater will be directed to the NYSTA right of way. The existing drainage patterns should remain.

The Authority appreciates being involved in the design development for this proposal to ensure there will be no adverse impacts to the Thruway system. The Authority will be providing comments on any subsequent design plans or other information, once available. Please submit any future correspondence directly to: Gary Raylinsky, Gary.Ralinsky@thruway.ny.gov

Sincerely,

Phil Serafino, Director
Albany Division

Peter Comenzo

From: Wendy Holsberger <wholsberger@VHB.com>
Sent: Wednesday, December 13, 2023 3:39 PM
To: Peter Comenzo; Ryan Trunko (rtrunko@gpinet.com); Michael Wieszchowski (mwieszchowski@gpinet.com)
Cc: Alanna Moran; Tiffany Marsh; mslevin@slevinlawfirm.com; Luigi Palleschi
Subject: FW: [External] RE: BJ's Wholesale Club - Rotterdam
Attachments: 22286.00 Traffic Evaluation Rotterdam Retail.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Good afternoon Peter and GPI team- Please see the below message from NYSDOT regarding their review of the traffic study and conceptual approval of the site access with a modification to a single lane exiting the site.

Please let us know if you have questions.

Wendy

RECEIVED
DEC 13 2023
TOWN OF ROTTERDAM
PUBLIC WORKS

Wendy Holsberger, PE, PTOE
Managing Director, Long Island & Albany

P 518.389.3638
M 518.257.0427
www.vhb.com

100 Motor Parkway
Suite 350
Hauppauge NY 11788-5120

This communication and any attachments to this are confidential and intended only for the recipient(s). Any other use, dissemination, copying, or disclosure of this communication is strictly prohibited. If you have received this communication in error, please notify us and destroy it immediately. VHB Engineering, Surveying, Landscape Architecture and Geology, P.C. is not responsible for any undetectable alteration, transmission error, conversion, media degradation, software error, or interference with this transmission.

VHB Engineering, Surveying, Landscape Architecture and Geology, P.C. | info@vhb.com

From: Tedesco, Gaetano (DOT) <Gaetano.Tedesco@dot.ny.gov>
Sent: Wednesday, December 13, 2023 2:53 PM
To: Alanna Moran <amoran@VHB.com>
Cc: Wendy Holsberger <wholsberger@VHB.com>
Subject: [External] RE: BJ's Wholesale Club - Rotterdam

Alanna-

After our review of the of the attached Traffic Evaluation for the proposed BJ's Wholesale we conceptual approve of a single full access driveway location. The methodology, trip generation estimates, and trip distribution percentages seem reasonable. We agree with the conclusions of the study that the proposed development will not have a significant impact on the surrounding highway system and that minimal mitigation is required. One change we would like to see is a single exit lane rather than two lanes exiting the site.

We agree that the vegetation along the site frontage should be cleared and maintained a minimum of 14.5 feet back from the travel way to maintain good sight lines.

We approve the conceptual plan and are good with moving on to Stage 2 of the PERM 33-com.

Please feel free to reach out if you have any questions.

Thanks
Guy

Gaetano Tedesco, P.E.
Regional Permit Engineer, Region 1

New York State Department of Transportation
Region One – Traffic
50 Wolf Rd., Albany, NY 12232
(518) 457-9934 | Gaetano.Tedesco@dot.ny.gov

From: Alanna Moran <amoran@VHB.com>
Sent: Thursday, November 9, 2023 7:42 PM
To: Tedesco, Gaetano (DOT) <Gaetano.Tedesco@dot.ny.gov>
Cc: Wendy Holsberger <wholsberger@VHB.com>
Subject: BJ's Wholesale Club - Rotterdam

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Guy,

Attached are the traffic evaluation and stage 1 of the Perm 33-COM for the proposed BJ's Wholesale Club with fueling positions located in the northeast quadrant of the Rt 7 (Duanesburg Rd)/I-88 access intersection in the Town of Rotterdam. The project includes a roughly 100ksf BJ's, 16 fueling positions, and a 2.2ksf outparcel for a coffee shop or quick serve restaurant. We looked at the weekday AM and PM and Saturday midday peak hours for analysis. A few things to note:

- The Town has hired GPI as a third party reviewer for the site SEQR and traffic analysis.
- The site will be served by a single full access driveway. Per VHB recommendations, the driveway was moved as far east as practicable while still providing good on-site circulation prior to submission to the Town.
- The analysis includes a queue evaluation to review potential interactions between the I-88 access signal controlled intersection and the proposed site driveway.
- The site driveway approach is recommended to provide two lanes exiting (left-turn lane and right-turn lane) and one lane entering. Rt 7 in front of the site provides one lane eastbound, one lane westbound, and a center two-way left-turn lane.
- The project requires a zoning change. The Town Board zoning change public hearing is scheduled for December 13. We expect comments from GPI prior to the 13th.
- We hope for a positive recommendation from the Town Board to be in front of the planning board mid-January.

Feel free to reach out with any questions. I expect that you'll need to run this through the signals group since the site driveway is about 700 feet east of the existing Rt 7/I-88 Access intersection. Happy to sit down and discuss the project with the Town, GPI, and NYSDOT.

Thanks,

Alanna Moran, PE
Senior Traffic Project Manager
Albany Office
Licensed in NY

P 518.389.3639
M 518.321.1319
www.vhb.com

100 Great Oaks Boulevard
Suite 118
Albany NY 12203-7924

This communication and any attachments to this are confidential and intended only for the recipient(s). Any other use, dissemination, copying, or disclosure of this communication is strictly prohibited. If you have received this communication in error, please notify us and destroy it immediately. VHB Engineering, Surveying, Landscape Architecture and Geology, P.C. is not responsible for any undetectable alteration, transmission error, conversion, media degradation, software error, or interference with this transmission.

VHB Engineering, Surveying, Landscape Architecture and Geology, P.C. | info@vhb.com

United States Department of the Interior

FISH AND WILDLIFE SERVICE
New York Ecological Services Field Office
3817 Luker Road
Cortland, NY 13045-9385
Phone: (607) 753-9334 Fax: (607) 753-9699
Email Address: fw5es_nyfo@fws.gov

RECEIVED
DEC 13 2023
TOWN OF ROTTERDAM
PUBLIC WORKS

In Reply Refer To:
Project code: 2024-0005047
Project Name: 900 & 880 Duanesburg Road

October 16, 2023

Federal Action Agency (if applicable):

Subject: Record of project representative's no effect determination for '900 & 880 Duanesburg Road'

Dear Jackie Pitts:

This letter records your determination using the Information for Planning and Consultation (IPaC) system provided to the U.S. Fish and Wildlife Service (Service) on October 16, 2023, for '900 & 880 Duanesburg Road' (here forward, Project). This project has been assigned Project Code 2024-0005047 and all future correspondence should clearly reference this number. **Please carefully review this letter.**

Ensuring Accurate Determinations When Using IPaC

The Service developed the IPaC system and associated species' determination keys in accordance with the Endangered Species Act of 1973 (ESA; 87 Stat. 884, as amended; 16 U.S.C. 1531 et seq.) and based on a standing analysis. All information submitted by the Project proponent into IPaC must accurately represent the full scope and details of the Project.

Failure to accurately represent or implement the Project as detailed in IPaC or the Northern Long-eared Bat Rangewide Determination Key (Dkey), invalidates this letter. ***Answers to certain questions in the DKey commit the project proponent to implementation of conservation measures that must be followed for the ESA determination to remain valid.***

Determination for the Northern Long-Eared Bat

Based upon your IPaC submission and a standing analysis, your project has reached the determination of "No Effect" on the northern long-eared bat. To make a no effect determination, the full scope of the proposed project implementation (action) should not have any effects (either positive or negative), to a federally listed species or designated critical habitat. Effects of the action are all consequences to listed species or critical habitat that are caused by the proposed

action, including the consequences of other activities that are caused by the proposed action. A consequence is caused by the proposed action if it would not occur but for the proposed action and it is reasonably certain to occur. Effects of the action may occur later in time and may include consequences occurring outside the immediate area involved in the action. (See § 402.17).

Under Section 7 of the ESA, if a federal action agency makes a no effect determination, no consultation with the Service is required (ESA §7). If a proposed Federal action may affect a listed species or designated critical habitat, formal consultation is required except when the Service concurs, in writing, that a proposed action "is not likely to adversely affect" listed species or designated critical habitat [50 CFR §402.02, 50 CFR§402.13].

Other Species and Critical Habitat that May be Present in the Action Area

The IPaC-assisted determination for the northern long-eared bat does not apply to the following ESA-protected species and/or critical habitat that also may occur in your Action area:

- Monarch Butterfly *Danaus plexippus* Candidate

You may coordinate with our Office to determine whether the Action may affect the animal species listed above and, if so, how they may be affected.

Next Steps

Based upon your IPaC submission, your project has reached the determination of "No Effect" on the northern long-eared bat. If there are no updates on listed species, no further consultation/ coordination for this project is required with respect to the northern long-eared bat. However, the Service recommends that project proponents re-evaluate the Project in IPaC if: 1) the scope, timing, duration, or location of the Project changes (includes any project changes or amendments); 2) new information reveals the Project may impact (positively or negatively) federally listed species or designated critical habitat; or 3) a new species is listed, or critical habitat designated. If any of the above conditions occurs, additional coordination with the Service should take place to ensure compliance with the Act.

If you have any questions regarding this letter or need further assistance, please contact the New York Ecological Services Field Office and reference Project Code 2024-0005047 associated with this Project.

Action Description
You provided to IPaC the following name and description for the subject Action.

1. Name

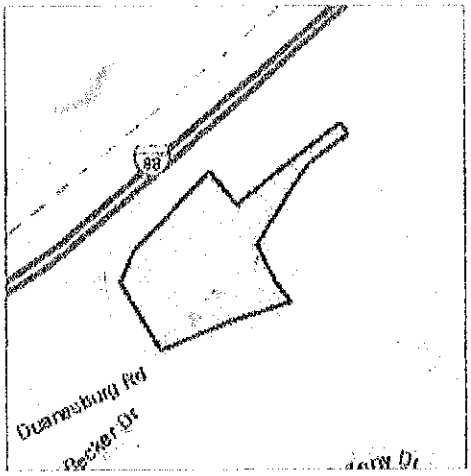
900 & 880 Duanesburg Road

2. Description

The following description was provided for the project '900 & 880 Duanesburg Road':

> The proposed project includes a commercial development of BJ's Wholesale Club, with a fueling station plaza, a proposed drive-thru restaurant, associated travel lanes, parking areas, stormwater management areas, with associated utility installation.

The approximate location of the project can be viewed in Google Maps: https://www.google.com/maps/@42.784240249999996,-74.02447231105904,14z



DETERMINATION KEY RESULT

Based on the information you provided, you have determined that the Proposed Action will have no effect on the Endangered northern long-eared bat (Myotis septentrionalis). Therefore, no consultation with the U.S. Fish and Wildlife Service pursuant to Section 7(a)(2) of the Endangered Species Act of 1973 (87 Stat. 884, as amended 16 U.S.C. 1531 *et seq.*) is required for those species.

QUALIFICATION INTERVIEW

1. Does the proposed project include, or is it reasonably certain to cause, intentional take of the northern long-eared bat or any other listed species?

   Note: Intentional take is defined as take that is the intended result of a project. Intentional take could refer to research, direct species management, surveys, and/or studies that include intentional handling/encountering, harassment, collection, or capturing of any individual of a federally listed threatened, endangered or proposed species?

   No

2. The proposed action does not intersect an area where the northern long-eared bat is likely to occur, based on the information available to U.S. Fish and Wildlife Service as of the most recent update of this key. If you have data that indicates that northern long-eared bats are likely to be present in the action area, answer "NO" and continue through the key.

   Do you want to make a no effect determination?

   Yes

PROJECT QUESTIONNAIRE

IPAC USER CONTACT INFORMATION

Agency: Private Entity
Name: Jackie Pitts
Address: 988 Route 146
City: Clifton Park
State: NY
Zip: 12065
Email jpitts@gvglandsurveyors.com
Phone: 5183830634

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Fish and Wildlife, New York Natural Heritage Program
625 Broadway, Fifth Floor, Albany, NY 12233-4757
P: (518) 402-8935 | F: (518) 402-8925
www.dec.ny.gov

November 30, 2023

Jackie Pitts
Gilbert VanGuilder Land Surveyor, PLLC
988 Route 146
Clifton Park, NY 12065

RECEIVED
DEC 13 2023
TOWN OF ROTTERDAM
PUBLIC WORKS

Re: 900 & 880 Duanesburg Rd Development
County: Schenectady Town/City: Rotterdam

Dear Jackie Pitts:

In response to your recent request, we have reviewed the New York Natural Heritage Program database with respect to the above project.

We have no records of rare or state-listed animals or plants, or significant natural communities at the project site or in its immediate vicinity.

The absence of data does not necessarily mean that rare or state-listed species, significant natural communities, or other significant habitats do not exist on or adjacent to the proposed site. Rather, our files currently do not contain information that indicates their presence. For most sites, comprehensive field surveys have not been conducted. We cannot provide a definitive statement on the presence or absence of all rare or state-listed species or significant natural communities. Depending on the nature of the project and the conditions at the project site, further information from on-site surveys or other resources may be required to fully assess impacts on biological resources.

This response applies only to known occurrences of rare or state-listed animals and plants, significant natural communities, and other significant habitats maintained in the Natural Heritage database. Your project may require additional review or permits; for information regarding other permits that may be required under state law for regulated areas or activities (e.g., regulated wetlands), please contact the NYS DEC Region 4 Office, Division of Environmental Permits, at dep.r4@dec.ny.gov.

Sincerely,

Heidi Krahling
Environmental Review Specialist
New York Natural Heritage Program

812

NEW YORK STATE OF OPPORTUNITY. | Department of Transportation

KATHY HOCHUL
Governor

MARIE THERESE DOMINGUEZ
Commissioner

MICHAEL G. ARTHUR, P.E.
Regional Director

December 15, 2023

RECEIVED

DEC 19 2023

TOWN OF ROTTERDAM
PUBLIC WORKS

Mr. Peter Comenzo, Planner
Town of Rotterdam
Department of Public Works
1100 Sunrise Boulevard
Rotterdam, NY 12306

Re: SEQR: N/A
Rotterdam BJ's Wholesale Club
Property Address Line 1
Property Address Line 2

Dear Mr. Comenzo:

The New York State Department of Transportation has reviewed the SEQR documentation received per the correspondence dated **November 9, 2023,** and offers the following:

1. The NYSDOT acknowledges the **Town of Rotterdam Planning Board** will be designated as the Lead Agency for this environmental review. NYSDOT believes we are an **Involved** agency under SEQR.

2. The Town's 2022 Comprehensive plan considers Routes 7 and Interstate 88 "key transportation corridors", which the proposed project abuts. Given the sprawl development patterns on the western side of Interstate 90 in the town, further development in the area is expected and with that, additional users on state-maintained roads. The Comprehensive Plan further recognizes that the Route 7 corridor "lacks continuous pedestrian infrastructure". It is acknowledged that the egress location was moved further east to accommodate the turning lane onto Becker Road to access Interstate 88 from a previously submitted site plan in August 2023, but would suggest it be moved further east for improved site line given the volume of traffic and turning lane location.

   The proposed large commercial development and zoning change abuts the State Right of Way on multiple sides. Given the hydrology in the area the site is within the Municipal Separate Storm Sewer System (MS4) in a corridor prone to flooding. With three streams in the area and a culvert, storm water runoff inundating the roads and culvert is a concern. We suggest maximizing bioretention basins wherever possible, as appropriate.

3. It should be noted there are several CDTA bus stops serving the 351 route less than a mile east on Route 7. Additional pedestrian and bicycle users from the numerous housing developments, Middle and High School, and library neighboring the site should also be considered. The site plan includes an unspecified restaurant with drive through, which could potentially be a large draw for younger bicycle/pedestrian users given that the Middle and High School is across the street from the proposed development. It suggested that a signalized crosswalk be placed at the entrance to the Middle and Highschool across Route 7 installed and sidewalk from the crosswalk/School to the BJs and proposed restaurant with drive through to accommodate pedestrians.

   As the area has sparse bicycle and pedestrian facilities, any future development should consider implementing bicycle and pedestrian facilities as well as consider formally adopting Complete Streets policies to better accommodate and plan for bicycle and pedestrian users, improving linkages between community generators and fostering multimodal transportation options. It is also suggested that cross access easements to consolidate future curb cuts for future developments be considered in this corridor.

4. NYSDOT has received the site plans, SEQR application, and zoning change application.

5. Please note that NYSDOT does not allow new development to discharge stormwater into the highway stormwater management system.

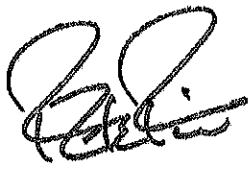
6. A NYSDOT Highway Work Permit (PERM 33-com) will be necessary for any work within the State right-of-way along Route 7.

7. In anticipation of the Highway Work Permit, a Traffic Impact Study may be required.

8. A PERM 32 NYSDOT permit application will be required for any utility work in the NYSDOT right-of-way. Please submit documentation the Town will take ownership of any proposed utilities in NYSDOT right-of-way.

If you have any questions pertaining to the Utility Permit process or requirements, please contact Matt Haggerty at Matt.Haggerty@dot.ny.gov or (518) 461-3669. For questions about the Highway Work Permit process and requirements, contact Guy Tedesco, Regional Permit Engineer (Gaetano.Tedesco@dot.ny.gov or 518-457-9934).

Sincerely,



Robert E. Rice Jr, P.E.
Regional Program and Planning Manager

cc: Guy Tedesco, Region 1 Traffic
Matt Haggerty, Region 1 Construction
Chad Corbett, Region 1 Schenectady County
Tanya Thorne, Region 1 Design

Schalmont
CENTRAL SCHOOL DISTRICT

District Office
4 Sabre Drive, Schenectady, NY 12306
Phone: 518-355-9200 | Fax: 518-355-9203

Dr. Thomas B. Reardon, *Superintendent of Schools*, Ext. 4001

October 17, 2024

RECEIVED
OCT 23 2024
TOWN OF ROTTERDAM
PUBLIC WORKS

Rotterdam Planning/Town Board
C/O Mr. Peter Comenzo
1100 Sunrise Boulevard
Schenectady, NY 12306

Dear. Mr. Comenzo:

Thank you for your diligence by involving the Schalmont Central School District in the planning phase for the potential construction of the BJ's Wholesale Club and any businesses associated with the construct of this plaza.

As discussed, we are fully supportive of progress and commerce, but, with a campus of 1100 students and almost 200 staff literally "down the road" from this proposed complex, we do anticipate pedestrian traffic going to and from school to maximize the offerings in these buildings (particularly the proposed fast food restaurant).

In recognition that these structures will draw walking traffic, we respectfully request those parties involved in the approval/construction of this plaza consider the following:

+ The installation of sidewalks from the plaza to the Schalmont Central School District secondary campus, which will allow for safe walking of students and staff who might leave and return to the campus during regular and off-school hours.

+ A clear, lighted crosswalk that would allow for individuals to safely cross Route 7 to the side of the plaza should they choose to walk.

+ Appropriate signage/flashing lights to remind vehicles (especially trucks) that might be traveling to this new establishment that they are within close proximity to school, and should drive as they would whenever they are in close proximity to a school zone.

If you have any further questions, please don't hesitate to let me know. Once again, we appreciate the input.

Sincerely,

Dr. Thomas B. Reardon, Ed.D.
Superintendent of Schools

NEW YORK STATE OF OPPORTUNITY. Department of Transportation

KATHY HOCHUL
Governor

MARIE THERESE DOMINGUEZ
Commissioner

MICHAEL G. ARTHUR, P.E.
Regional Director

May 22, 2024

Mr. Peter Comenzo
Town of Rotterdam
1100 Sunrise Blvd.
Rotterdam, NY 12306

Re: BJ's Wholesale
900 & 880 Duanesburg Road
Town of Rotterdam
Schenectady Co.

Dear Mr. Comenzo:

As I'm sure you're aware the Department is in the process of working with VHB to secure a Perm 33-com for access to the proposed BJ's site along Duanesburg Road (Route 7). At this point the proposed site plans are under detailed review with the Department. Once our review is completed and all comments have been addressed, we see no major issues that will deter us from issuing a permit.

As the Department has been made aware the permit is on the critical path for obtaining a building permit through the Town, we would like to ask that you accept this letter in the interim until the permit has been issued so that the building permit will not be held up.

Please contact me If you have any questions or would like to discuss this further.

Sincerely,

Guy Tedesco, P.E.
Regional Permit Engineer

Cc: File
W. Holsberger – VHB
A. Moran - VHB

New York State
Parks, Recreation and
Historic Preservation

KATHY HOCHUL
Governor

ERIK KULLESEID
Commissioner

October 16, 2023

David Moyer
Birchwood Archaeological Services, Inc.
131 Marion Avenue
PO Box 333
Gilbertsville, NY 13776

Re: DEC
BJ's Wholesale Club Development
900 Duanesburg Rd, Rotterdam, NY 12306
23PR08371

Dear David Moyer:

Thank you for requesting the comments of the Division for Historic Preservation of the Office of Parks, Recreation and Historic Preservation (OPRHP). We have reviewed the submitted materials in accordance with the New York State Historic Preservation Act of 1980 (section 14.09 of the New York Parks, Recreation and Historic Preservation Law). These comments are those of the Division for Historic Preservation and relate only to Historic/Cultural resources. They do not include potential environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the State Environmental Quality Review Act (New York Environmental Conservation Law Article 8) and its implementing regulations (6NYCRR Part 617).

OPRHP has reviewed the Phase I Archaeological Survey Report prepared for this project (September 2023; 23SR00553). No archaeological sites were identified by the survey. Therefore, it is the opinion of the OPRHP that no properties, including archaeological and/or historic resources, listed in or eligible for the New York State and National Registers of Historic Places will be impacted by this project.

If you have any questions, I can be reached at Jessica.Schreyer@parks.ny.gov.

Sincerely,

Jessica E. Schreyer

Jessica Schreyer
Historic Preservation Program Analyst - Archaeologist

United States Department of the Interior

FISH AND WILDLIFE SERVICE
New York Ecological Services Field Office
3817 Luker Road
Cortland, NY 13045-9385
Phone: (607) 753-9334 Fax: (607) 753-9699
Email Address: fw5es_nyfo@fws.gov

In Reply Refer To:
Project code: 2024-0005047
Project Name: 900 & 880 Duanesburg Road

October 16, 2023

Federal Action Agency (if applicable):

Subject: Record of project representative's no effect determination for '900 & 880 Duanesburg Road'

Dear Jackie Pitts:

This letter records your determination using the Information for Planning and Consultation (IPaC) system provided to the U.S. Fish and Wildlife Service (Service) on October 16, 2023, for '900 & 880 Duanesburg Road' (here forward, Project). This project has been assigned Project Code 2024-0005047 and all future correspondence should clearly reference this number. **Please carefully review this letter.**

Ensuring Accurate Determinations When Using IPaC

The Service developed the IPaC system and associated species' determination keys in accordance with the Endangered Species Act of 1973 (ESA; 87 Stat. 884, as amended; 16 U.S.C. 1531 et seq.) and based on a standing analysis. All information submitted by the Project proponent into IPaC must accurately represent the full scope and details of the Project.

Failure to accurately represent or implement the Project as detailed in IPaC or the Northern Long-eared Bat Rangewide Determination Key (Dkey), invalidates this letter. ***Answers to certain questions in the DKey commit the project proponent to implementation of conservation measures that must be followed for the ESA determination to remain valid.***

Determination for the Northern Long-Eared Bat

Based upon your IPaC submission and a standing analysis, your project has reached the determination of "No Effect" on the northern long-eared bat. To make a no effect determination, the full scope of the proposed project implementation (action) should not have any effects (either positive or negative), to a federally listed species or designated critical habitat. Effects of the action are all consequences to listed species or critical habitat that are caused by the proposed

action, including the consequences of other activities that are caused by the proposed action. A consequence is caused by the proposed action if it would not occur but for the proposed action and it is reasonably certain to occur. Effects of the action may occur later in time and may include consequences occurring outside the immediate area involved in the action. (See § 402.17).

Under Section 7 of the ESA, if a federal action agency makes a no effect determination, no consultation with the Service is required (ESA §7). If a proposed Federal action may affect a listed species or designated critical habitat, formal consultation is required except when the Service concurs, in writing, that a proposed action "is not likely to adversely affect" listed species or designated critical habitat [50 CFR §402.02, 50 CFR§402.13].

Other Species and Critical Habitat that May be Present in the Action Area

The IPaC-assisted determination for the northern long-eared bat does not apply to the following ESA-protected species and/or critical habitat that also may occur in your Action area:

- Monarch Butterfly *Danaus plexippus* Candidate

You may coordinate with our Office to determine whether the Action may affect the animal species listed above and, if so, how they may be affected.

Next Steps

Based upon your IPaC submission, your project has reached the determination of "No Effect" on the northern long-eared bat. If there are no updates on listed species, no further consultation/ coordination for this project is required with respect to the northern long-eared bat. However, the Service recommends that project proponents re-evaluate the Project in IPaC if: 1) the scope, timing, duration, or location of the Project changes (includes any project changes or amendments); 2) new information reveals the Project may impact (positively or negatively) federally listed species or designated critical habitat; or 3) a new species is listed, or critical habitat designated. If any of the above conditions occurs, additional coordination with the Service should take place to ensure compliance with the Act.

If you have any questions regarding this letter or need further assistance, please contact the New York Ecological Services Field Office and reference Project Code 2024-0005047 associated with this Project.

Action Description
You provided to IPaC the following name and description for the subject Action.

1. Name

900 & 880 Duanesburg Road

2. Description

The following description was provided for the project '900 & 880 Duanesburg Road':

> The proposed project includes a commercial development of BJ's Wholesale Club, with a fueling station plaza, a proposed drive-thru restaurant, associated travel lanes, parking areas, stormwater management areas, with associated utility installation.

The approximate location of the project can be viewed in Google Maps: https://www.google.com/maps/@42.784240249999996,-74.02447231105904,14z



DETERMINATION KEY RESULT

Based on the information you provided, you have determined that the Proposed Action will have no effect on the Endangered northern long-eared bat (Myotis septentrionalis). Therefore, no consultation with the U.S. Fish and Wildlife Service pursuant to Section 7(a)(2) of the Endangered Species Act of 1973 (87 Stat. 884, as amended 16 U.S.C. 1531 *et seq.*) is required for those species.

QUALIFICATION INTERVIEW

1. Does the proposed project include, or is it reasonably certain to cause, intentional take of the northern long-eared bat or any other listed species?

   Note: Intentional take is defined as take that is the intended result of a project. Intentional take could refer to research, direct species management, surveys, and/or studies that include intentional handling/encountering, harassment, collection, or capturing of any individual of a federally listed threatened, endangered or proposed species?

   No

2. The proposed action does not intersect an area where the northern long-eared bat is likely to occur, based on the information available to U.S. Fish and Wildlife Service as of the most recent update of this key. If you have data that indicates that northern long-eared bats are likely to be present in the action area, answer "NO" and continue through the key.

   Do you want to make a no effect determination?

   Yes

PROJECT QUESTIONNAIRE

IPAC USER CONTACT INFORMATION

Agency: Private Entity
Name: Jackie Pitts
Address: 988 Route 146
City: Clifton Park
State: NY
Zip: 12065
Email jpitts@gvglandsurveyors.com
Phone: 5183830634

Schalmont
CENTRAL SCHOOL DISTRICT

District Office
4 Sabre Drive, Schenectady, NY 12306
Phone: 518-355-9200 | Fax: 518-355-9203

Dr. Thomas B. Reardon, *Superintendent of Schools*, Ext. 4001

November 21, 2024

RECEIVED
NOV 26 2024
TOWN OF ROTTERDAM
PUBLIC WORKS

Mr. Peter Comenzo, Senior Planner
Town of Rotterdam
1100 Sunrise Boulevard
Schenectady, NY 12306

To Whom It May Concern:

As an addendum to the letter I sent on October 17, 2024, regarding the potential construction of a BJ's Wholesale Club and retail shop on Route 7, while our initial letter indicated the desire for sidewalks, we would be amenable to the developer making a donation to cover the design and construction costs for the appropriate traffic/crosswalk as it pertains to our secondary campus. We have reviewed the proposal of the developer and would be supportive of this pathway, logistics forthcoming.

Sincerely,

Thomas B. Reardon, Ed.D.
Superintendent of Schools

RECEIVED
NOV 26 2024
TOWN OF ROTTERDAM
PUBLIC WORKS

SLEVIN & ASSOCIATES PLLC

ATTORNEYS AND COUNSELORS AT LAW
1826 WESTERN AVENUE
ALBANY • NEW YORK • 12203
TEL: (518) 449-3125
FAX: (518) 449-4798

December 2, 2024

Peter Comenzo - Senior Planner
Town of Rotterdam
1100 Sunrise Boulevard
Rotterdam, NY 12306

Re: GDP LVille Rotterdam, LLC
880-900 Duanesburg Road, Town of Rotterdam

Dear Mr. Comenzo:

Thank you for sharing the additional comments of the Schalmont School District Board concerning the outstanding questions the Board has regarding the Waste Water Treatment Facilities proposed for the new BJ's Wholesale Club Project in the Town of Rotterdam.

The questions were directed to the Consultants who have worked on the plans for the Project. Stantec Engineering has developed the Wastewater Treatment Facility in conjunction with Luigi Palleschi of ABD Engineers. As you know, those plans have also been reviewed by the Town Designated Engineers, Greeman Peterson.

The Storm and collected Water flow from the Project site, including any flows from the wastewater Treatment facility, will be REDUCED from the current peak rate of flow off the site, in accordance with the Storm Water Pollution Prevention Plan ("SWPPP") that has been submitted for the Project. The SWPPP conforms to all applicable requirements of the NYS Department of Environmental Conservation ("NYSDEC") for management of storm water flows. Conformity with these requirements has been certified by the design engineers and verified by the TDE Engineers.

The Wastewater Treatment Facility ("WWT Facilities") will produce treated effluent that will meet or exceed the requisite standards under the NYSDEC requirements and will substantially exceed the treatment that would be available through a septic system. This discharge is also collected and managed as part of the onsite SWPPP storm water system. The Project Sponsor will contract with H2O Innovation Operation & Maintenance, LLC (the "Operator"), who operates over 600 facilities spanning 13 states, as part of the Project to monitor, on an ongoing basis, with monthly reporting, the water quality of the effluent and to provide for ongoing maintenance of the system at all times during Project operations. Attached to this letter as Exhibit "A" are the protocols for the testing and monitoring required pursuant to the Contract for operation and maintenance of the WWT Facilities. In addition, more specific

responses to the recent comments from the School District were provided by the WWT Facility Design Engineer, which responses are provided as Exhibit "B" to this letter.

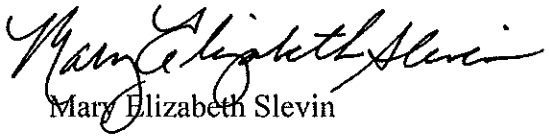
Copies of the generated Testing and Monitoring Reports can be made available to the Town if requested. The Company providing the monitoring of the system has substantial experience in this field, providing the same or similar services in over 600 facilities spanning 13 states for municipalities and private owners, and will work with the Town during initial and ongoing operation to confirm that the system is maintained and operated with in the requisite operational parameters.

We hope this information is of assistance to the Town and the School District in better understanding the plans for this Project. If there are any additional questions, please let us know.

Thank you for your time and consideration of this Project.

Very Truly Yours,

SLEVIN & ASSOCIATES PLLC



Mary Elizabeth Slevin

Cc: Luigi Palleschi, P.E.
Louis Murray
Tiffany Marsh

EXHIBIT "A"

Testing and Monitoring Protocols for WWT Facilities

1. SCOPE OF SERVICES - OPERATOR

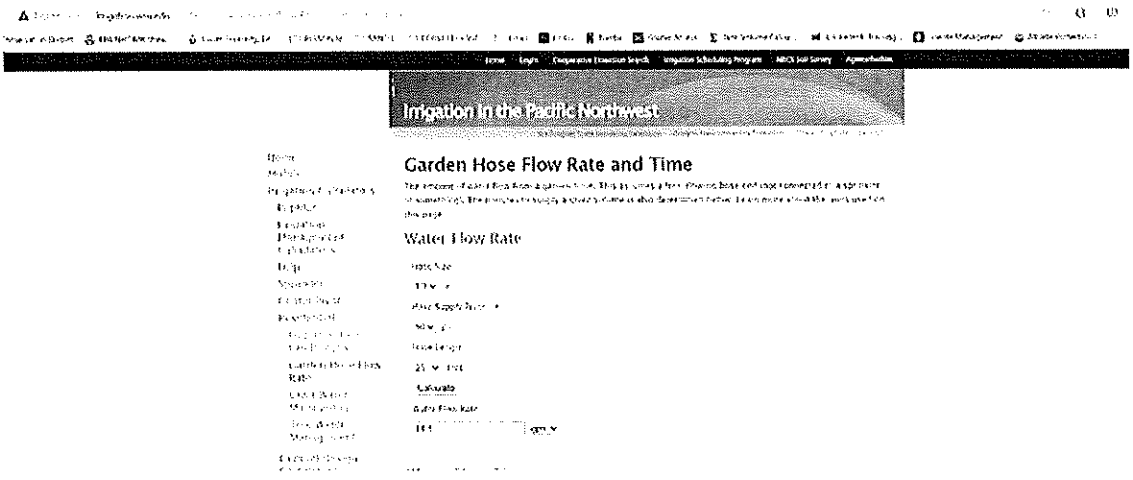
During the Term of this Agreement, Operator shall:
1.1. Hire, train and employ New York State Department of Environmental Conservation certified 2A Chief Operator to fulfill NYSDEC Chief Operator requirements (TOGS) and a sufficient number of employees to staff and operate the Project to provide continuing efficient and timely service in the operation and maintenance of the wastewater treatment systems serving the Owner.
1.2. Provide sufficient staff that will meet certification requirements of the State of New York and provide Labor and Benefits Costs to all employees assigned on a full-time basis to the Project.
1.3. Prepare all Federal and State regulatory wastewater permit reports and submit these to Owner and the appropriate State and Federal agencies.
1.4. Provide assistance to the Owner's engineering staff or consultants in review of any proposed project rehabilitation plans for the utilities.
1.5. Document all repair parts and expenses incurred on behalf of the Owner. All current purchasing policies and procedures of the Owner will remain in place. In addition, Operator shall update the Owner monthly on the cost-to-date of repair parts and supplies for budgetary purposes.
1.6. Perform other professional management services as directed by the Owner. Such services must be pre-authorized by the Owner and additional compensation to the Operator will be negotiated on a case-by-case basis.
1.7. Pay for and/or cover all of the Direct Costs as identified in part 1 of Appendix B for water and/or wastewater treatment plants and facilities. All other costs related to the Project will be the responsibility of the Owner.
1.8. Provide process sampling and laboratory analysis for the wastewater facility at a frequency sufficient to meet permit requirements. In the event that analysis requirements change, it is agreed upon that the Owner will provide for payment of those costs.
1.9. Perform in-house benchtop monitoring of:
1.9.1. pH, settleability, temperature, MCRT, MLSS, NH3, Microscopic Analysis
1.10. Complete and catalog all preventative maintenance items as per the manufacturer's recommendation on all facility treatment equipment. Operator shall create ands maintain a preventative maintenance program.
1.11. Hire, train and employ an Area Manager to organize, oversee and implement; facility audits, capital expense planning, budget planning, chemical and biological process control and sludge management.
1.12. Recommend, coordinate and supervise any other work or services performed by independent contractors, professional engineers or other industry professionals.

EXHIBIT "B"

Additional Information for Responses to School District Comments

1. They are equally as concerned about increased water flow just as they are wastewater, smell, potential contamination, and signage.

   Wastewater Flow: The treatment facility is designed to handle 10,000 gallons per day and has a flow equalization basin that spreads this out over the course of 24 hours each day. This equates to a flow rate of 6.9 gallons per minute processing through the system at its designed capacity. By comparison this flow rate is about half of a ½" garden hose flow rate at 50psi which is calculated to be approximately 14.1 gallons per minute. For reference I have included an image of the garden hose calculator used for this calculation.



   Odor: The treatment facility is buried and covered to aid in the containment of any odor. In addition to the facility being buried an active odor control system was included in the design of the facility that will ensure that odors are contained in the facility.

   Potential Contamination: The system is designed with an effluent filter to remove any potential remaining suspended solids, and prior to leaving the treatment facility the effluent is disinfected with chlorine and then de-chlorinated to be discharged to the Bio-Retention structure.

   Signage: The quality of the effluent leaving the treatment facility will meet or exceed the NYDEC Intermittent stream quality. A sign indicating as such could be installed at the outfall of the pipe located at the Bio-Retention basin on the BJs Property.

2. A septic tank, while expensive, isn't a possibility?

During the Geotechnical investigation, an infiltration study was performed on the site, and it was concluded that infiltration of effluent water was not a viable option. The proposed treatment facility provides a significantly higher level of treatment than a septic tank can produce.

3. If #2 truly isn't possible outside of cost, the Board would need some legal assurances (not just promises) from the builder that there would be frequent oversight, a system of notifying us if the purifiers failed, monthly water reports, at the very minimum for them to consider endorsing this. Still a stretch but they won't endorse a letter as we currently stand.

The treatment facility will be operated by a licensed operator in accordance with NYDEC, 6 NYCRR Part 750 – State Pollutant Discharge Elimination System (SPEDES) Permit, Subpart 750-2 – Operating in Accordance with a SPDES Permit as well as 6 NYCRR Part 650 – Qualifications of Operators of Wastewater Treatment Plants.

Subpart 650 – Qualifications of Operators of Wastewater Treatment Plants

s 650.1 – Purpose, Applicability and Exemptions

s 650.4 – Certified Operators Required.

Subpart 750-2 specifically discusses the following items:

Subpart 750-2.4 – Operator and Permitee Liability

Subpart 750-2.5 – Routine Monitoring, recording, and reporting

Subpart 750-2.8 – Disposal system operation and quality control

Since the facility will be operated under the minimum of the above statutory regulations, there is a responsibility by the owner and operator to meet the minimum requirements set forth in the permit.

Peter Comenzo

From: Reardon, Thomas <treardon@schalmont.net>
Sent: Wednesday, December 4, 2024 5:36 PM
To: Peter Comenzo; Angelo Santabarbara; John O'Donnell
Subject: Responses to Waste/Stormwater Questions

Greetings, Peter,
Thank you for passing along the answers to the questions regarding how the waste/stormwater would be handled by the pending construction. The responses were forwarded to the Board as well. At this point, hearing nothing more from the DEC regarding our participation in this project, we have nothing more to address at present time.

With Gratitude,
Tom

--

Dr. Thomas B. Reardon, Ed.D.
Superintendent of Schools
Schalmont Central School District
4 Sabre Drive
Schenectady, New York 12306
518-355-9200 x4001
treardon@schalmont.net

RESOLUTION NO. 479.24

TO ENACT LOCAL LAW NO. 24 OF 2024; TO AMEND CHAPTER 270, ZONING, OF THE TOWN CODE, RELATING TO A CHANGE OF ZONE REQUEST ON ±17.3 ACRES FROM AGRICULTURAL (A-1) TO GENERAL BUSINESS (B-2) LOCATED AT 900 & 880 DUANESBURG ROAD

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board hereby enacts Introductory Local Law No. 24 of 2024.

SECTION 2. The enactment of Introductory Local Law No. 24 of 2024 shall be revoked and void, and the previous zoning restrictions shall apply, under the following circumstances:

A) The commencement of construction of the improvements described in any site plan approved by the Town of Rotterdam Planning Commission for 900 & 880 Duanesburg Road has not begun within 24 months after the date of this resolution. The Town Board may extend the 24-month period by future resolution.

B) Substantial progress, as determined by the Town Board in its sole discretion, is not being made without undue interruption after construction has commenced. The Town shall take into account any force majeure (i.e. governmental action, pandemic, natural disaster, or acts of war) that may have caused any interruption of construction activity.

SECTION 3. 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 4. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 11, 2024

TO: Mollie Collins, Town Supervisor

FROM: Peter Comenzo – Senior Planner PC

TITLE OF REQUEST: Change of Zone request on ± 17.3 acres from Agricultural (A-1) to General Business (B-2).

TOWN BOARD MEETING: December 11, 2024

Background Information:

Owner: Flying J, Inc.
185 S. State Street, Suite 1300
Salt Lake City, Utah 84111

Applicant: GDPL Ville Rotterdam, LLC
145 Otterkill Road
Mountainville, NY 10953

Change of Zone request on± 17.3 acres from Agricultural (A-1) to General Business (B-2). The 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 ±2,500 square foot retail building with associated drive thru at 880 Duanesburg Road (Tax Map No. 57.7-1-1.2). Consideration also given to the related application for Special Permits and Site Plan Review and Water District Extension.

Evaluation/Analysis: Planning Commission issued a positive recommendation on September 19, 2023 on the Change of Zone request. Town Board held a public hearing on December 13, 2023 and closed the hearing at this meeting. Since that time, the applicant has been conducting environmental studies and analysis in order to complete the SEQR process so the Town Board would be in position to completed the review process and make a decision.

Recommendation(s): Town Board make a decision on the request once SEQR has been completed.

Attachment/Document(s): Application Materials
Planning Commission Report and Recommendation
Schenectady County 239-m Referral

Compliance with Purchasing Policy: N/A

Effect(s) on Existing Law(s): NYS Town Law Article 16
Proposed Local Law of the Year 2023

LEGISLATION WILL BE PREPARED BY: Supervisors Office

New York State Department of State
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231-0001
www.dos.ny.gov

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

☐ **County** ☐ **City** ☒ **Town** ☐ **Village**
(Select one:)

of Rotterdam

Local Law No. 24 **of the year 20**24

A local law To amend Chapter 270, Zoning, of the Town Code, relating to a change of zone request
(Insert Title)
on ±17.3 acres from Agricultural (A-1) to General Business (B-2) located at
900 & 880 Duanesburg Road.

Be it enacted by the Town Board **of the**
(Name of Legislative Body)

☐ **County** ☐ **City** ☒ **Town** ☐ **Village**
(Select one:)

of Rotterdam **as follows:**

See attached description of Land Proposed Zone Change

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 24 of 2024 of the ~~(County)(City)~~(Town)~~(Village)~~ of Rotterdam was duly passed by the Town Board on December 11 2024, in accordance with the applicable
(Name of Legislative Body)
provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)
(Name of Legislative Body)
(repassed after disapproval) by the _____ and was deemed duly adopted
(Elective Chief Executive Officer)*
on _____ 20☐☐, in accordance w ith the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)
(Name of Legislative Body)
(repassed after disapproval) by the _____ on _____ 20____.
(Elective Chief Executive Officer)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)
(Name of Legislative Body)
(repassed after disapproval) by the _____ on _____ 20____. Such local
(Elective Chief Executive Officer)*
law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)
I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ above.

_____
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: _____

****

TOWN OF ROTTERDAM CHANGE OF ZONE APPLICATION

Application Fee **$1,000**

Existing Zone Classification: A-1 Agricultural

Proposed Zone Classification: B-2 General Business

PART II
GENERAL INFORMATION

Legal Owner's Name: Flying J, Inc. (AKA FJ Management, Inc.)
Mailing Address: 185 S State Street, Suite 1300
City: Salt Lake City State: Utah Zip: 84111
Daytime Phone: _____ E-mail: _____

If applicant is not the owner, include written owner authorization for the below-designated contact to serve as representative.

Owner's Designated Contact: Luigi A. Palleschi, P.E., ABD Engineers & Surveyors, LLP

Mailing Address: 411 Union Street
City: Schenectady State: NY Zip: 12305
Daytime Phone: 518-377-0315 E-mail: luigi@abdeng.com
Project/Proposal Site Area: (Acres or sq. ft.) 17.3± Acres
Assessor Tax Parcel No.(s) of Site: 57-3-7.112 & 57.7-1-1.2
Adjacent Parcels Owned or Controlled and Tax Map Parcel No: (Acres or sq. ft.) N/A

Street Address of Proposed Site (if any): 900 and 880 Duanesburg Road (NYS Route 7)

Describe Existing Use(s) on Proposed Site: (commercial vacant, residential, buildings, well, sewer drainfield, etc.)
The land previously contained a barn structure. The remainder of the land (two parcels) is vacant.

School District: Schalmont Fire District: 6

Water Supply: Rotterdam

LEGAL INFORMATION

Location of Proposal Site: (General description by which direction and how far from roads and intersections and other community features)
On NYS Route 7 just east of I-88 on ramp.

Name of Public Road(s) Providing Access: NYS Route 7

Width of Property Fronting on the Existing Public Road in Linear Feet: 700±

Does the Proposal Have Access to an Arterial or Planned Arterial? (X) Yes ( ) No
Name(s) of Arterial Road(s): NYS Route 7 - Duanesburg Road

A legal description of the proposed site must be attached: (X) Yes ( ) No

A copy of the assessor's map of the proposed site must be attached: (X) Yes (X) No

A copy of the most current deed(s) of the proposed site must be attached: (X) Yes ( ) No

(All applications must contain a legal description that describes the exterior boundaries of the entire area to be rezoned. Please include the legal description for the entire area to be rezoned and also a copy of the assessor's map. A simple copy of the deed is not sufficient to process the change of zone request).

If you do not hold title to property, what is your interest in it? Contract Vendee

What factors support this rezone? (This may be provided on a separate sheet of paper if necessary)

The site fronts on NYS Route 7, which is a commercial corridor and is not suitable for agricultural use or those residential uses that are allowed. The site has access to water, gas, and other utilities. No public sewer available at this time so onsite septic system will be needed.

Does any City officer, employee or family member thereof have a financial interest (as defined by General Municipal Law Section 809) in this application? YES _____ NO X. If yes, a statement disclosing the name, residence, nature and extent of this interest must be filed with this application.

UTILITIES

Proposed Source of Water:
( ) Individual Wells (X) Public System ( ) Private Community System
( ) Other, please describe _____

Proposed Means of Sewage Disposal:
( ) Public Sewer ( ) Dry Sewer ( ) Community System (X) Septic Tank & Leachfield ( ) Other, please describe _____

PART III

****
SURVEYOR/ARCHITECT/ENGINEER VERIFICATION
****

I, the undersigned, a licensed land surveyor, architect, and/or engineer, have completed the information requested. The legal description has been prepared by me or under my supervision in accordance with the requirements of the Town of Rotterdam regulations and the laws of the State of New York.

Signed: _____ Date: July 25, 2023
Address: 411 Union Street, Schenectady, NY Phone: 518-377-0315
Zip: 12305



PLEASE AFFIX SURVEYOR/ARCHITECT/ENGINEER SEAL HERE

****

LEGAL OWNER SIGNATURE

****

(Signature of legal owner or representative as authorized by legal owner)

I, the undersigned, swear or affirm under penalty of perjury that the above responses are made truthfully and to the best of my knowledge.

I further swear or affirm that I am the owner of record of the area proposed for the previously identified land use action, or, if not the owner, attached herewith is written permission from the owner authorizing my actions on his/her behalf.

Name: Flying J, Inc.
Address: 185 S State Street, Suite 1300
Salt Lake City, UT

Signature of applicant or representative

Date:
Phone:
Zip: 84111

July 25, 2023
Date

NOTARY

STATE OF NEW YORK) ss:
COUNTY OF _____)

SUBSCRIBED AND SWORN to before me this 26 day of July, 2023

NOTARY SEAL

Notary Signature

PAUL M JONES
Notary Public, State of Utah
Commission # 727167
My Commission Expires
October 11, 2026

Notary Public in and for the State of ~~New York~~ Utah
Residing at: Cottonwood Heights, UT
My appointment expires: 10/11/2026

PLEASE AFFIX NOTARY SEAL HERE

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LETTER FROM PROPERTY OWNER GRANTING AUTHORIZATION TO ACT

A COPY OF THIS LETTER MUST BE SUBMITTED FOR EACH PROPERTY OWNER INVOLVED

I, Flying J, Inc., being duly sworn declare that I am the

(PROPERTY OWNER)

owner of the property involved in a proposed change of zone application request before the Town of Rotterdam for property known as parcel number (s):

Tax Parcel Number(s): 57-3-7.112 & 57.7-1-1.2

I hereby grant Luigi A. Palleschi, P.E., ABD Engineers & Surveyors, LLP and/or their agent(s) to act on my behalf.

I further declare that all statements, answers, and information herein submitted is in all respects true and correct to the best of my knowledge and belief.

Signature (Authorized Representative): Sheri Vaag, CFO

Date: July 26, 2023

NOTARY

STATE OF NEW YORK) ss:
COUNTY OF _____)
SUBSCRIBED AND SWORN to before me this 26th day of July, 2023

NOTARY SEAL

Notary Signature

PAUL M JONES
Notary Public, State of Utah
Commission # 727167
My Commission Expires
October 11, 2026

Notary Public in and for the State of ~~New York~~ Utah
Residing at: Cottonwood Heights, UT
My appointment expires: 10/11/2026

DESCRIPTION OF LAND

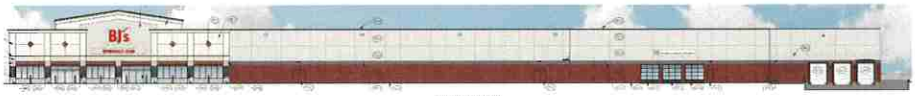
PROPOSED ZONE CHANGE

BEGINNING at a point in the northerly highway boundary of the Schenectady/Duanesburg state highway at its intersection with the division line between Lands Now or Formerly of Collier as described in Liber 1068 of Deeds at Page 832 on the east and Lands herein described on the west; thence running westerly along said northerly highway boundary of the Schenectady/Duanesburg state highway 716 Feet more or less to a point in the southeasterly highway boundary of Route 7 to Route 7 connector; thence northerly, easterly, southerly and easterly 2,527 Feet more or less to a point in the division line between the Lands Now or Formerly of Avery as described in Liber 1506 of Deeds at Page 256 on the east and the herein described parcel on the west; thence along said division line 113 Feet more or less to a point at the northeasterly corner of Lands Now or Formerly of Mastrianni as described in Liber 608 of Deeds at Page 478; thence westerly and southwesterly 1,022 Feet more or less to a point; thence southerly 349 Feet more or less to a point in the aforementioned northerly highway boundary of the Schenectady/Duanesburg state highway; thence along said northerly highway boundary of the Schenectady/Duanesburg state highway 124 Feet more or less to the point and place of beginning and containing 17.3 acres of land more or less.

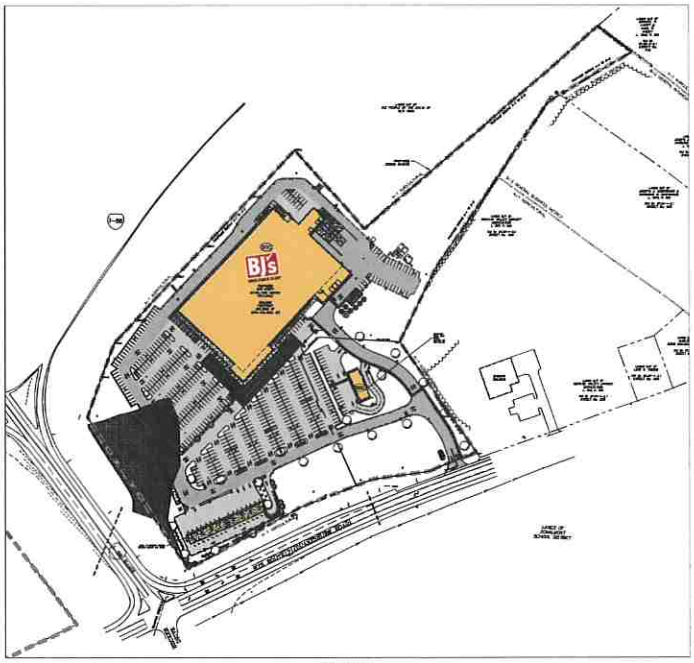
BJ'S WHOLESALE CLUB WITH FUELING STATION

SITE PLAN APPLICATION

900 & 880 DUANESBURG ROAD, TOWN OF ROTTERDAM, SCHNECTADY COUNTY, NEW YORK



BUILDING RENDER



SITE LAYOUT
1"=100'



ZONING MAP



SITE LOCATION MAP

SHEET INDEX:

1. COVER SHEET
2. OVERALL PLAN
3. LAYOUT & LANDSCAPING PLAN
4. LIGHTING PLAN
5. GRADING AND STORMWATER PLAN
6. UTILITIES PLAN
7. EROSION CONTROL PLAN
8. SITE DETAILS
9. BJ DETAILS-1
10. BJ DETAILS-2

PROPOSED: TOWN OF ROTTERDAM		PROVIDED
ZONING	B-2 GENERAL SERVICES DISTRICT	
BUILDING HEIGHT	40' MAX	46'-6" TO PARAPET
SETBACKS		
FRONT	30'	394'
SIDE	15'	82'
REAR	30'	87'
MINIMUM LOT AREA	15,000 SF	13.2 ACRES
MINIMUM LOT WIDTH	100'	556'
MAXIMUM LOT COVERAGE	80% (PRINCIPAL/ACCESSORY)	14%

EXISTING: TOWN OF ROTTERDAM	
ZONING	A-1 AGRICULTURAL
SETBACKS	
FRONT	50'
SIDE	15'
REAR	50'
MINIMUM LOT AREA	1 ACRE
MAXIMUM LOT COVERAGE	10%

TOTAL COVERAGE STATISTICS	PROPOSED
BUILDINGS	153,233 SF 14.5%
PAVEMENT	333,173 SF 43.5%
GREEN SPACE	277,571 SF 42.0%
TOTAL	743,946 SF (17.08 ACRES) 100%

PARKING REQUIREMENTS	PROVIDED
TOWN OF ROTTERDAM 1 SPACES PER 1,000 SQ FT GROSS FLOOR AREA (GFA) (INCLUDING MEZZANINE) = 137,000 SF / 1,000 SF x 5 = 637 SPACES 1 SPACES PER 1,000 SQ FT OF GFA (EXCLUDING MEZZANINE) = 100,000 SF / 1,000 SF x 20 = 43 SPACES TOTAL REQUIRED SPACES = 680 SPACES	545 SPACES FOR 1,000 SF (+5%) PER BJ'S REQUEST* 478 SPACES PROVIDED 55 SPACES PROVIDED 488 TOTAL SPACES PROVIDED

*PLANNING COMMISSION WAIVER REQUESTED

MAP REFERENCE:
MAP ENTITLED "ALTA/NSPS LAND TITLE SURVEY LANDS TO BE CONVEYED TO DUANESBURG ROAD PROPERTY OWNER, LLC" STREETS NOS. 880 AND 900 DUANESBURG ROAD" PREPARED BY ABD ENGINEERS & SURVEYORS, LLC, DATED JANUARY 18, 2024, LAST REVISED JANUARY 29, 2024.

OWNER:
DUANESBURG ROAD PROPERTY OWNER, LLC
ONE CAMPUS ROAD
SALT LAKE CITY, UT 84115

APPLICANT:
DUANESBURG ROTTERDAM, LLC
ONE CAMPUS ROAD
SALT LAKE CITY, UT 84115

TAX MAP # 65.-3-7.110 & 65.7-1-1.2

LEGEND

PROPOSED UNDERGROUND ELECTRICAL/CELL	CB	CATCH BASIN
PROPOSED FORCEMAIN LINE	MH	MANHOLE
PROPOSED SANITARY LINE	HH	HAND HOLE
FORCEMAIN LINE	RD	ROOF DRAIN
SANITARY LINE	DB	DRYWELL
	GV	GATE VALVE
	HYD	HYDRANT
	LP	LIGHT POLE
	RF	IRON PIN FOUND
	MB	MAILBOX
	WSO	WATER SHUTOFF
	CO	CLEANOUT
	BHL	BLOW HOLE/YARD LAMP
	OCS	OUTLET CONTROL STRUCTURE
		TEST PIT LOCATION

PROPOSED HEAVY DUTY PAVEMENT

PROPOSED STANDARD PAVEMENT

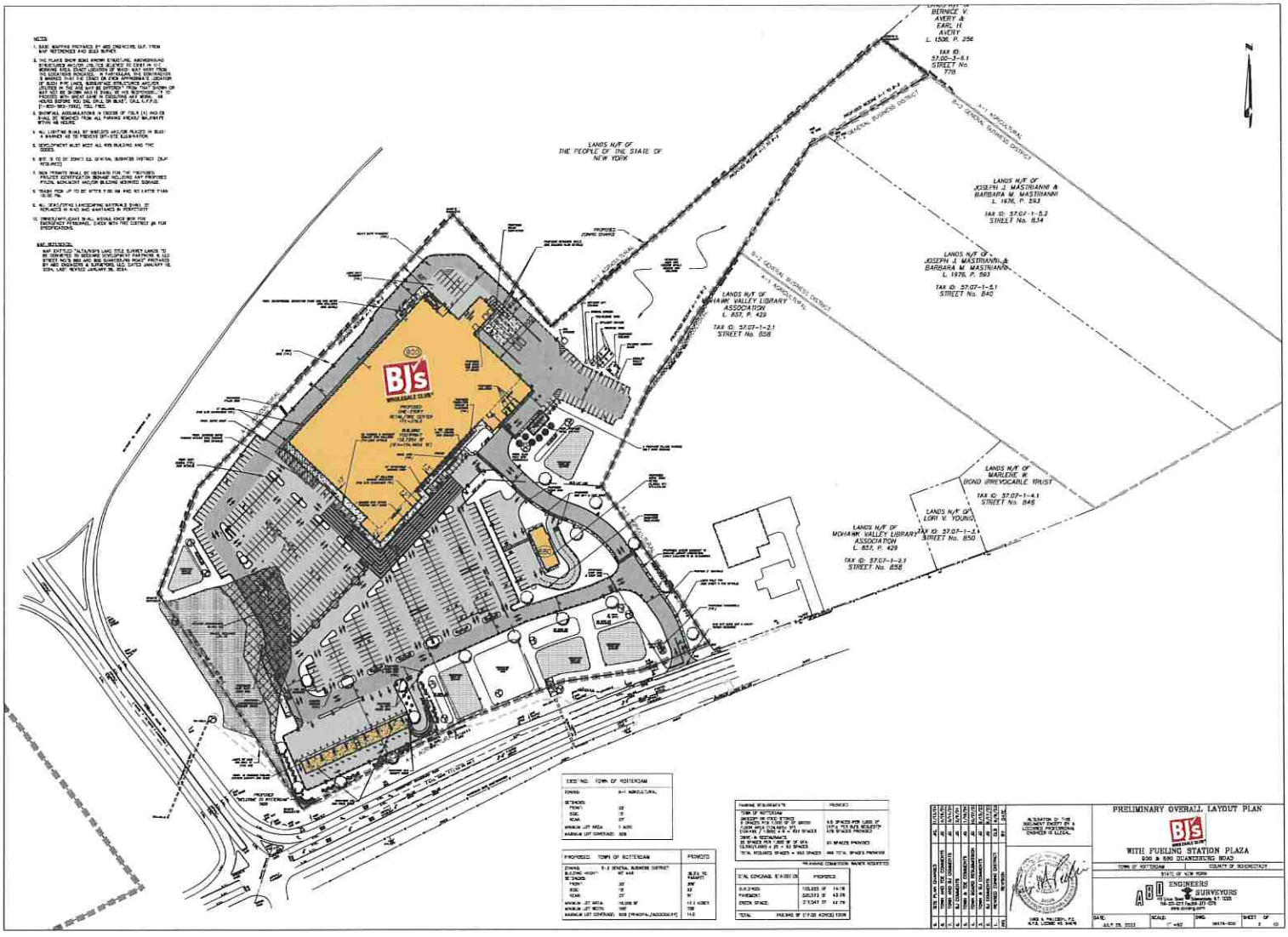
COVER SHEET

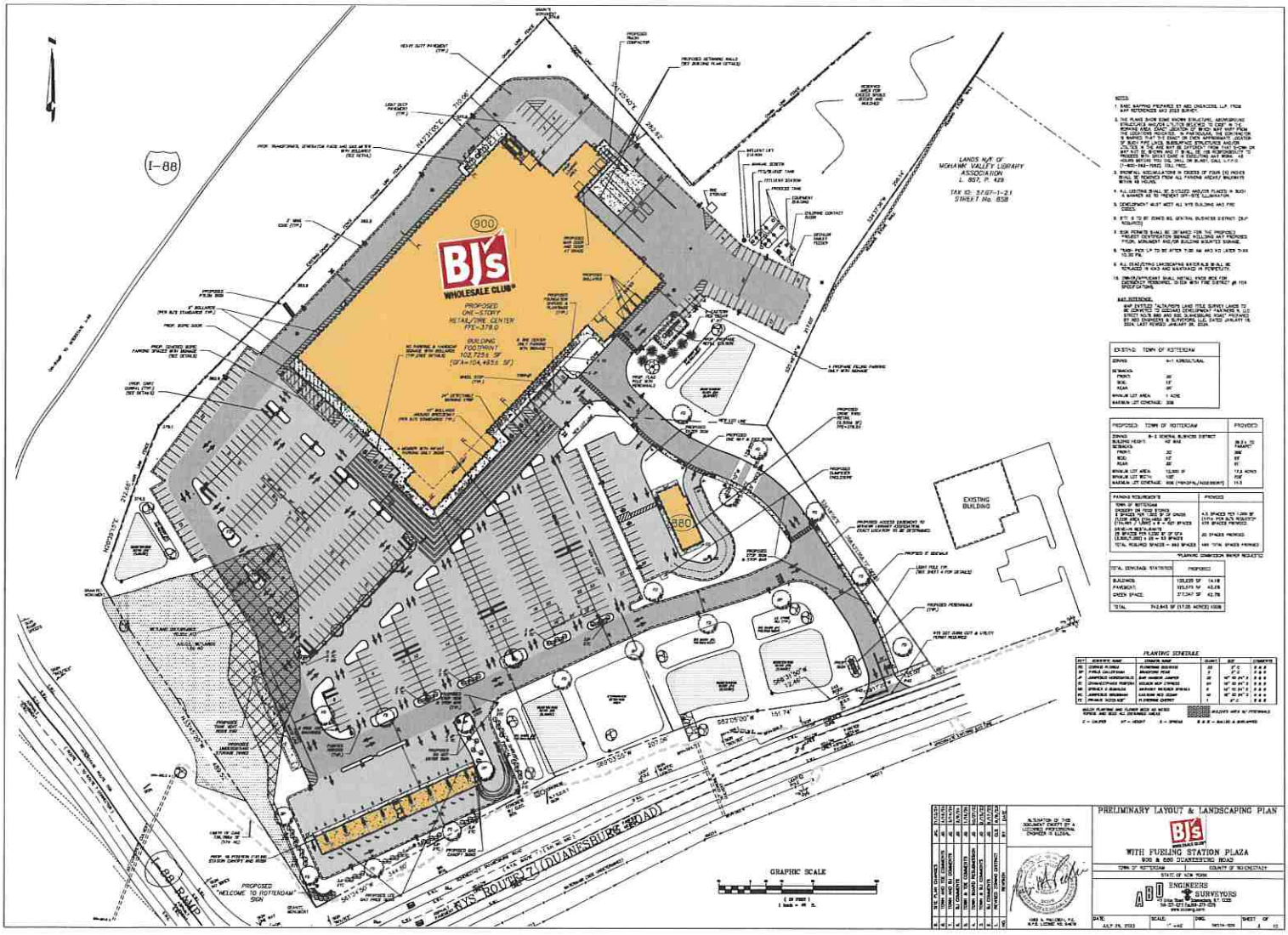
BJ'S WHOLESALE CLUB
WITH FUELING STATION PLAZA
900 & 880 DUANESBURG ROAD

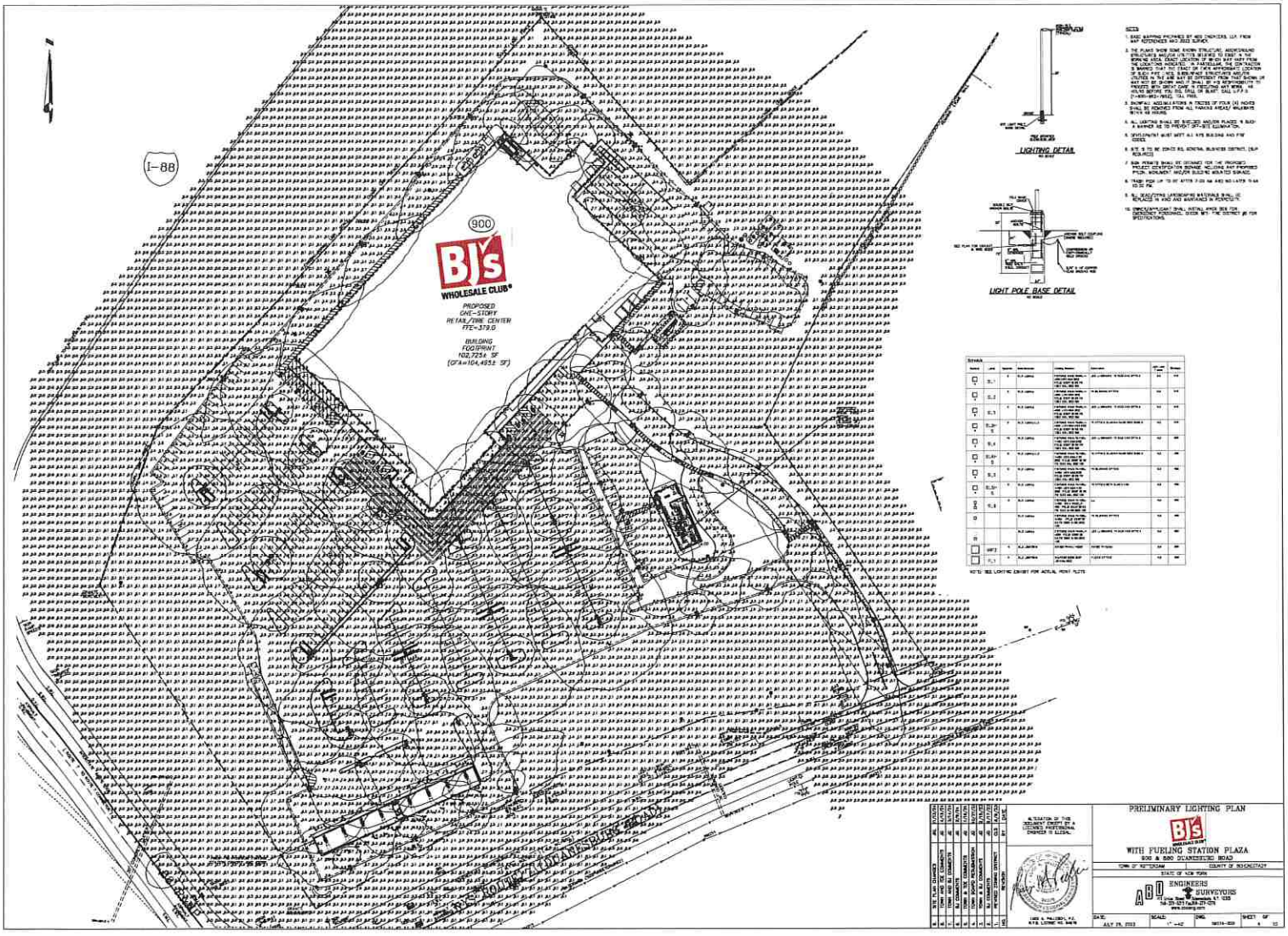
TOWN OF ROTTERDAM | COUNTY OF SCHENECTADY | STATE OF NEW YORK

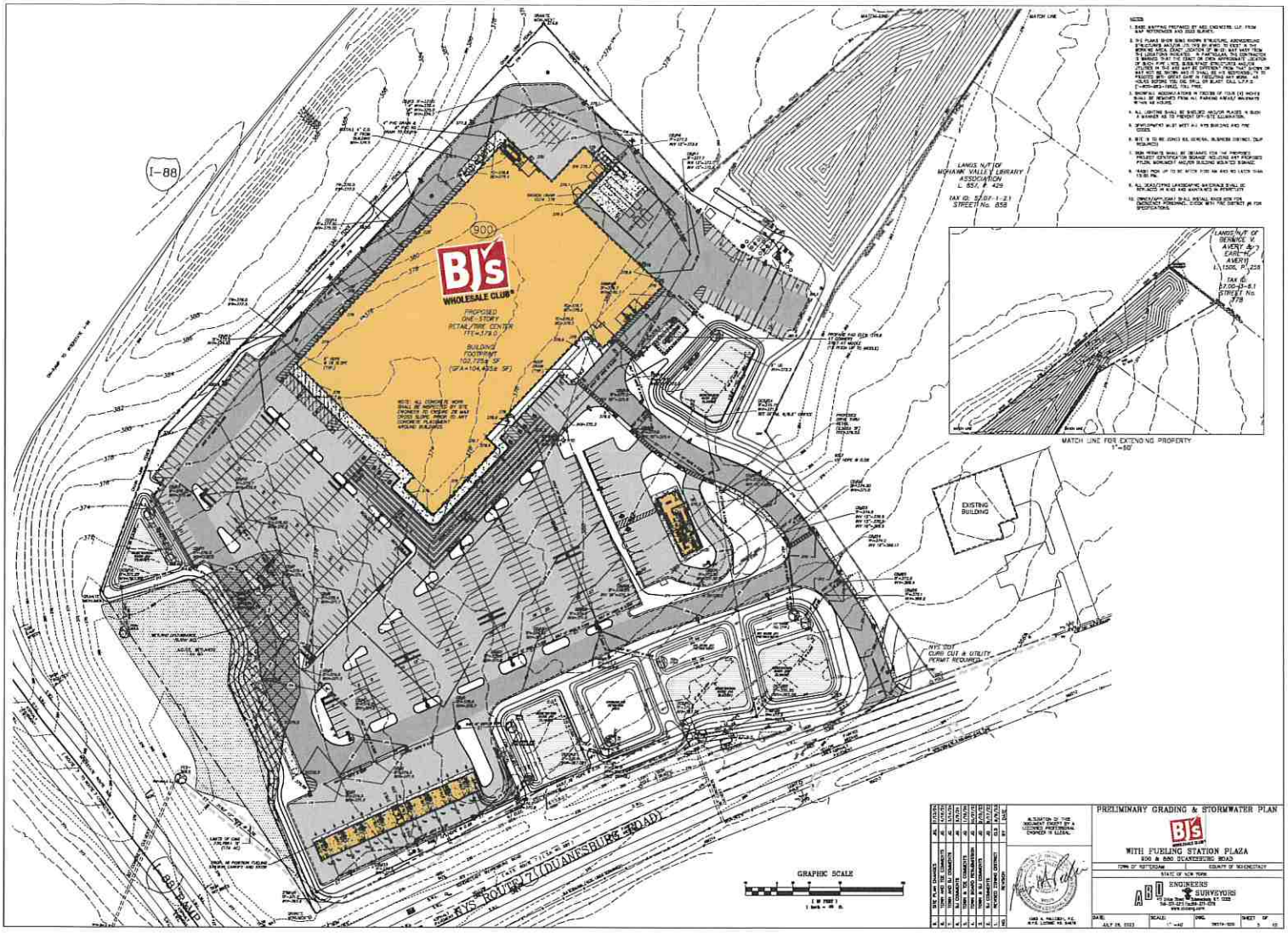
ABD ENGINEERS & SURVEYORS
1 John Street, Rotterdam, N.Y. 12306
518-374-4202 Fax 518-374-4208
www.abdeng.com

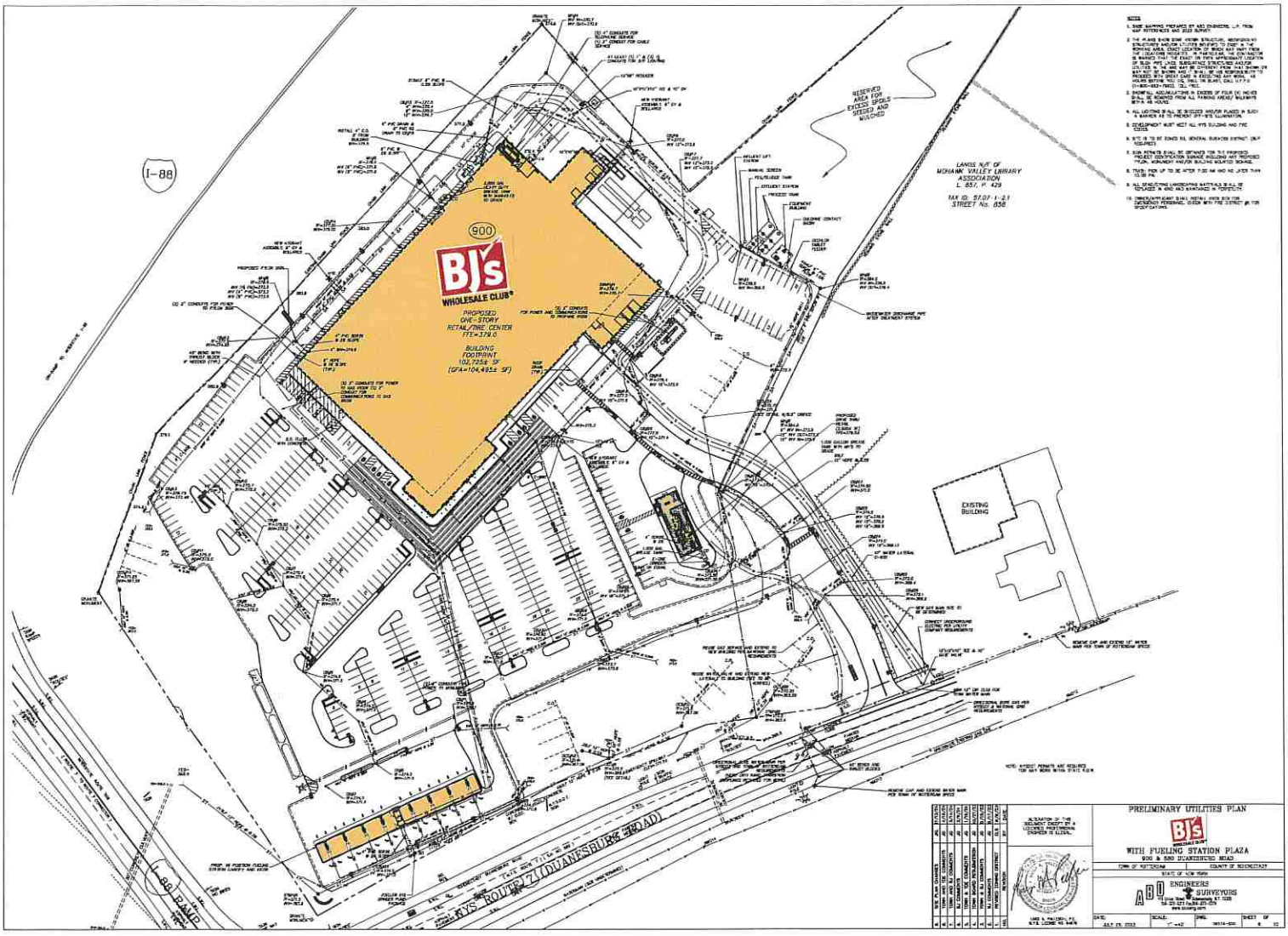
DATE: JULY 25, 2024 | SCALE: NO SCALE | DWG: 19074-100 | SHEET 1 OF 10

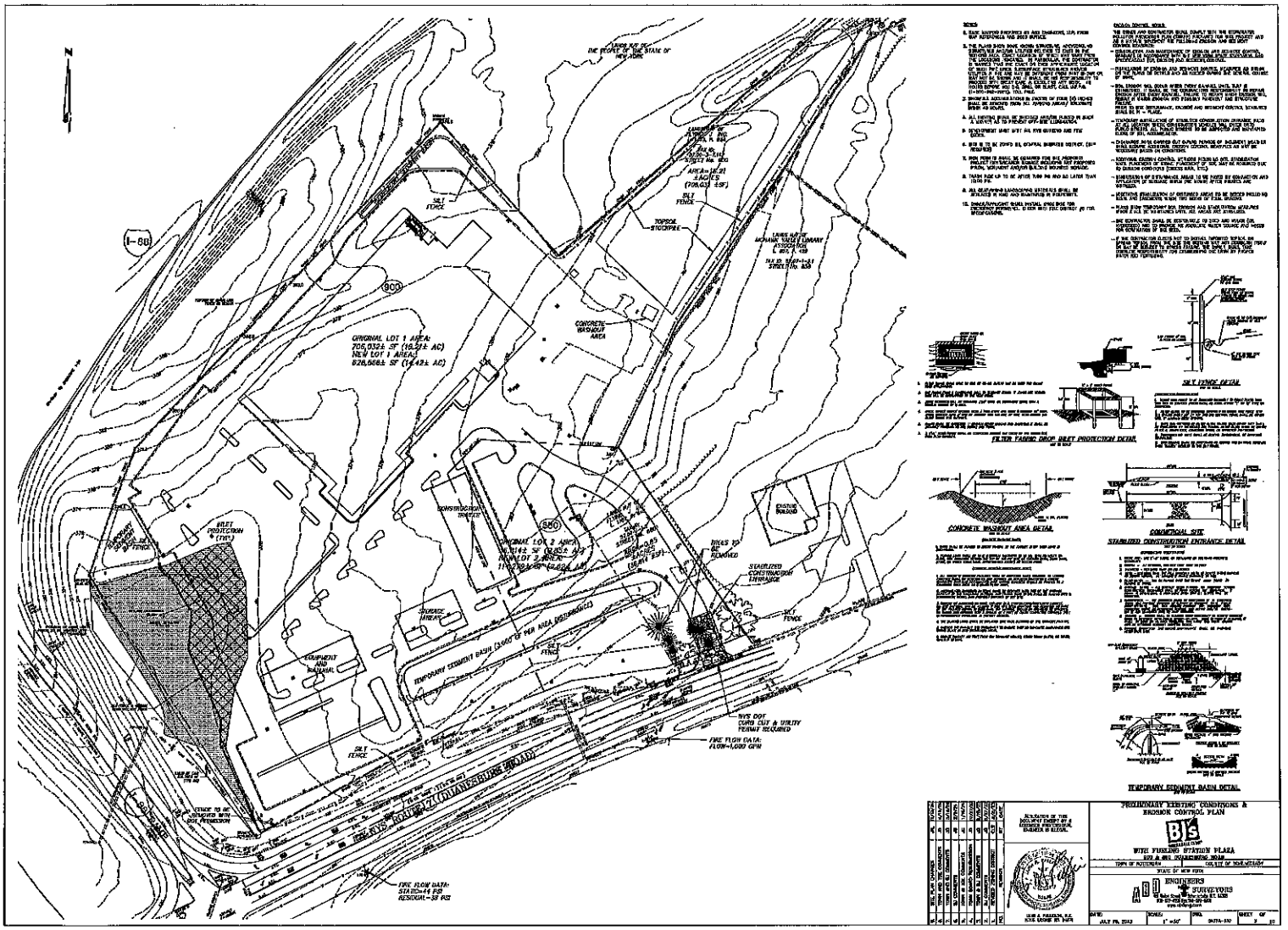

LANDS N/F OF
BERNICE V. AVERY & EARL H. AVERY
L. 1506, P. 256
TAX ID: 57.05-3-6.1
STREET No. 778
LANDS N/F OF
THE PEOPLE OF THE STATE OF NEW YORK
LANDS N/F OF
JOSEPH J. MASTRIANNI & BARBARA M. MASTRIANNI
L. 1976, P. 593
TAX ID: 57.07-1-5.2
STREET No. 834
LANDS N/F OF
JOSEPH J. MASTRIANNI & BARBARA M. MASTRIANNI
L. 1976, P. 593
TAX ID: 57.07-1-5.1
STREET No. 840
LANDS N/F OF
MOHAWK VALLEY LIBRARY ASSOCIATION
L. 857, P. 429
TAX ID: 57.07-1-2.1
STREET No. 858
LANDS N/F OF
MARLEIE W. BOND IRREVOCABLE TRUST
TAX ID: 57.07-1-4.1
STREET No. 846
LANDS N/F OF
LORI V. YOUNG
TAX ID: 57.07-1-3.1
STREET No. 850
LANDS N/F OF
MOHAWK VALLEY LIBRARY ASSOCIATION
L. 857, P. 429
TAX ID: 57.07-1-2.1
STREET No. 858
BJ's
PRELIMINARY OVERALL LAYOUT PLAN
BJ's
WITH FUELING STATION PLAZA
926 & 930 GUARDSMAN ROAD
TOWN OF ROTTERDAM
COUNTY OF SCHENECTADY
STATE OF NEW YORK
ENGINEERS
SURVEYORS
DATE: JULY 25, 2023
SCALE: 1" = 40'
DWG. NO.: 36574-609
SHEET OF

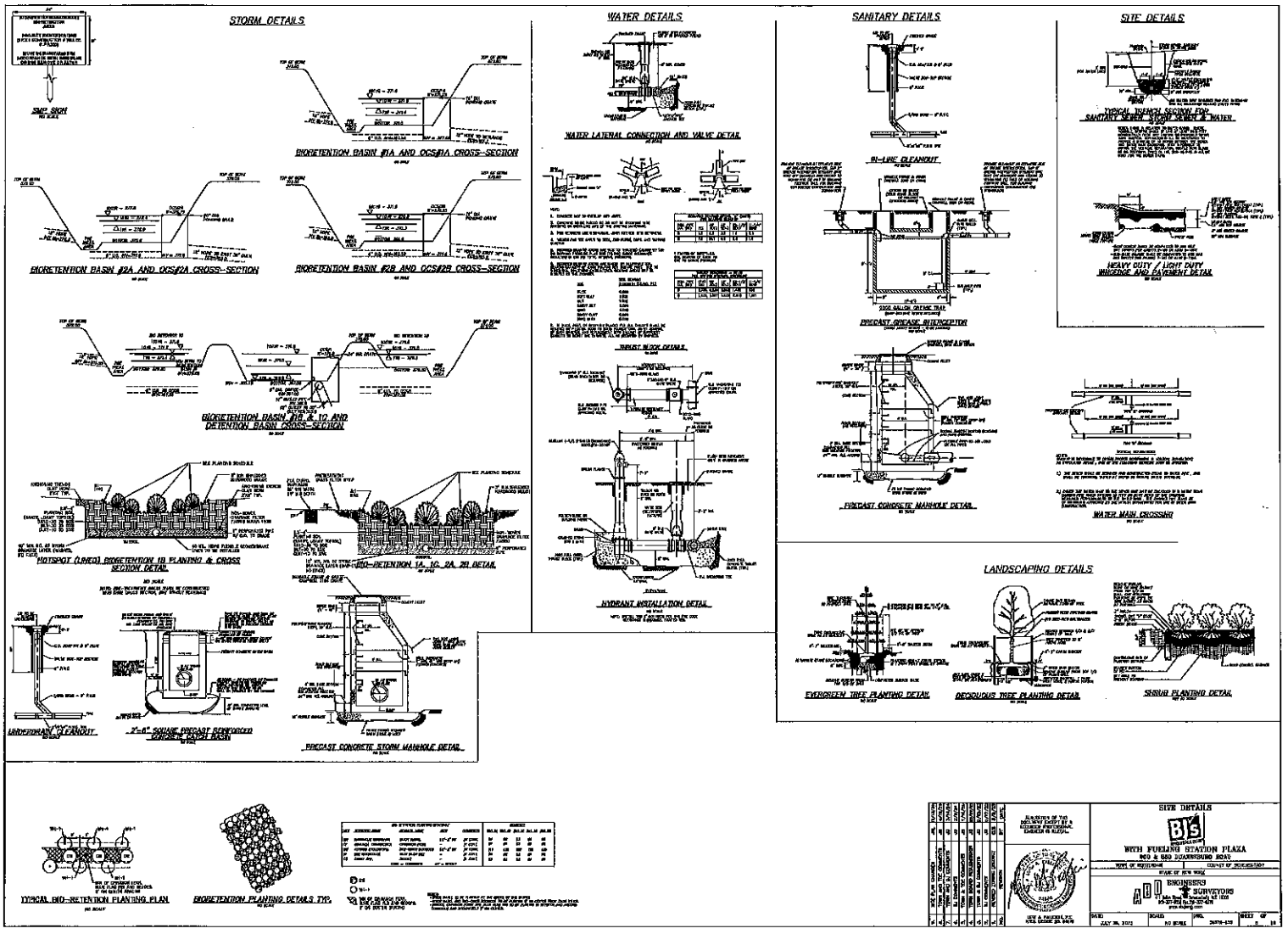

I-88
BJ's WHOLESALE CLUB
PROPOSED ONE-STORY METAL/CORE CENTER
BUILDING FOOTPRINT 102,725± SF
LANDS N/F OF MOHAWK VALLEY LIBRARY ASSOCIATION
EXISTING BUILDING
PROPOSED "WELCOME TO ROTTERDAM" SIGN
NYS ROUTE 7 (DUANESBURG ROAD)
GRAPHIC SCALE
PRELIMINARY LAYOUT & LANDSCAPING PLAN
WITH FUELING STATION PLAZA
930 & 880 DUANESBURG ROAD
ABD ENGINEERS & SURVEYORS

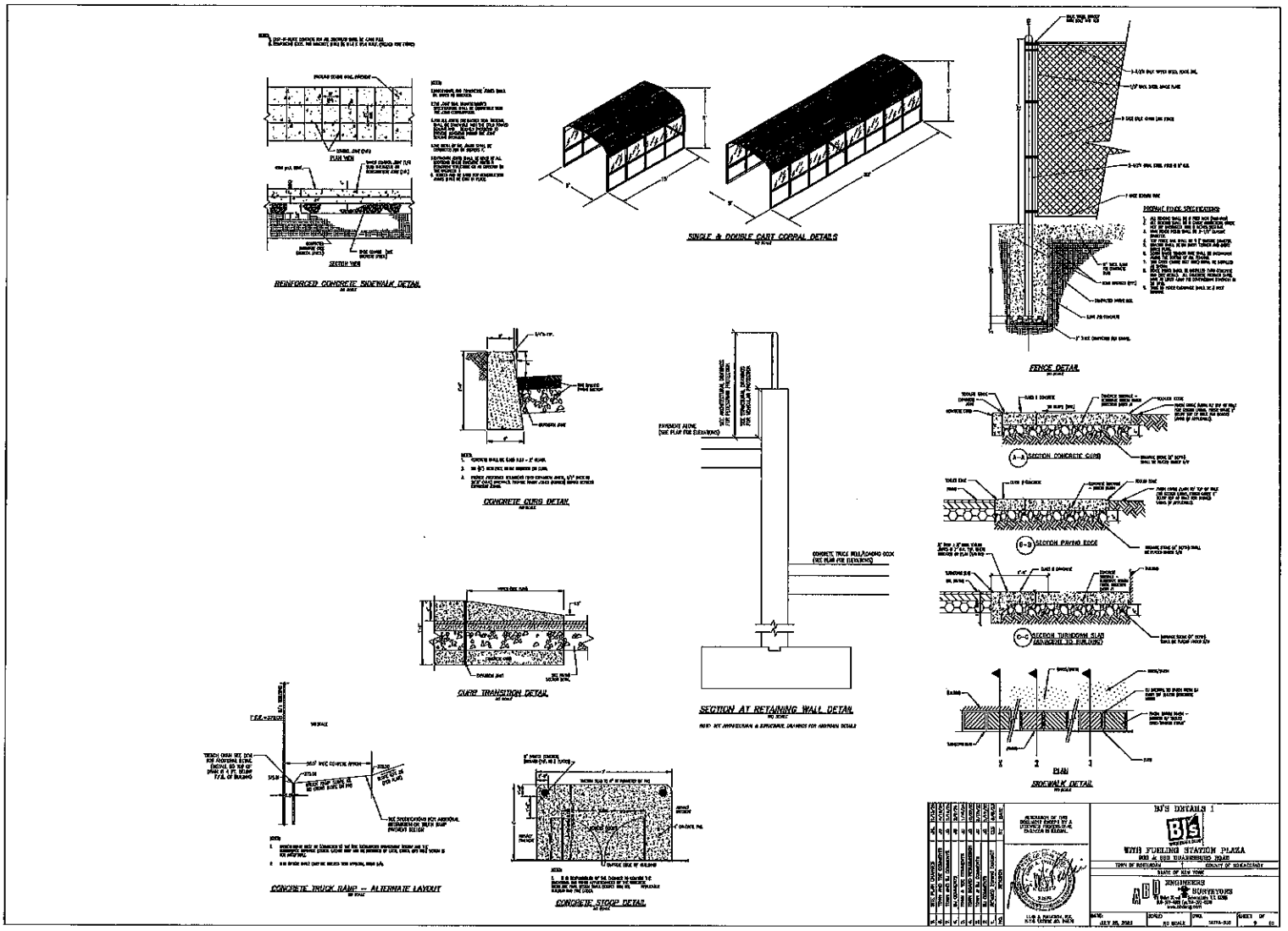

I-88
900
BJ's
WHOLESALE CLUB
PROPOSED
ONE-STORY
RETAIL/FUEL CENTER
FFE=379.0
BUILDING
FOOTPRINT
102,736± SF
(GFA=104,495± SF)
LIGHTING DETAIL
LIGHT POLE BASE DETAIL
PRELIMINARY LIGHTING PLAN
BJ's WHOLESALE CLUB
WITH FUELING STATION PLAZA
900 & 920 DUANESBURG ROAD
TOWN OF ROTTERDAM
COUNTY OF SCHENECTADY
STATE OF NEW YORK
ABD ENGINEERS & SURVEYORS
DATE: JULY 29, 2024
SCALE: 1" = 40'
DWG NO.: 19074-SDP
SHEET OF

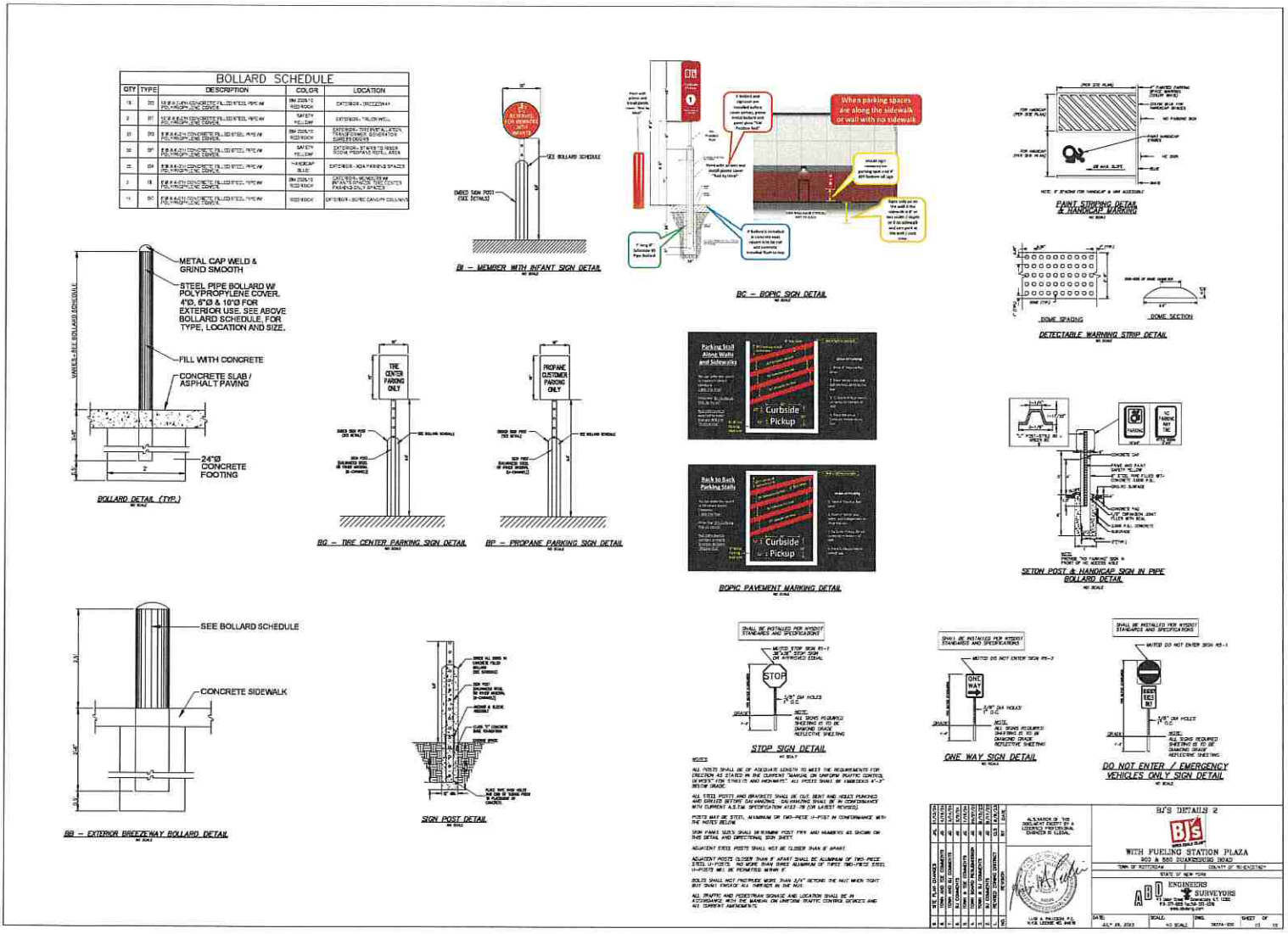

I-88
BJ's WHOLESALE CLUB
PROPOSED ONE-STORY RETAIL/TIRE CENTER
BUILDING FOOTPRINT
LANDS N/F OF MOHAWK VALLEY LIBRARY ASSOCIATION
LANDS N/F OF BENNETT V. AVERY & CARL J. AMERITI
EXISTING BUILDING
MATCH LINE FOR EXTENDING PROPERTY
NYS DOT CURB CUT & UTILITY PERMIT REQUIRED
NYS ROUTE 7 (DUANESBURG ROAD)
GRAPHIC SCALE
PRELIMINARY GRADING & STORMWATER PLAN
WITH FUELING STATION PLAZA
930 & 940 DUANESBURG ROAD
TOWN OF ROTTERDAM
COUNTY OF SCHENECTADY
STATE OF NEW YORK
ABD ENGINEERS & SURVEYORS


I-88
900
BJ's
WHOLESALE CLUB
PROPOSED ONE-STORY RETAIL/FUEL CENTER FFE=378.0
BUILDING FOOTPRINT 102,725± SF (GFA=104,485± SF)
RESERVED AREA FOR EXCESS SPOILS SEEDED AND MULCHED
LANDS N/F OF MOHAWK VALLEY LIBRARY ASSOCIATION L. 857, P. 429
TAX ID: 97.07-1-2.1
STREET No. 858
EXISTING BUILDING
NYS ROUTE 7 (DUANESBURG ROAD)
I-88 RAMP
PRELIMINARY UTILITIES PLAN
WITH FUELING STATION PLAZA
900 & 890 DUANESBURG ROAD
TOWN OF ROTTERDAM
COUNTY OF SCHENECTADY
STATE OF NEW YORK
ABD ENGINEERS & SURVEYORS
DATE: JULY 25, 2024
SCALE: 1" = 40'
DWG. NO.: 9614-001
SHEET OF 6 12


I-86
900
860
ORIGINAL LOT 1 AREA:
705,032± SF (16.51± AC)
NEW LOT 1 AREA:
626,668± SF (14.43± AC)
ORIGINAL LOT 2 AREA:
78,142 SF (1.85± AC)
NEW LOT 2 AREA:
156,506± SF (3.60± AC)
SILT FENCE
TOPSOIL STOCKPILE
CONCRETE WASHOUT AREA
CONSTRUCTION FENCE
STABILIZED CONSTRUCTION ENTRANCE
TEMPORARY SEDIMENT BASIN (SHALLOW WET AREA WETLANDS)
EQUIPMENT AND MATERIAL STORAGE AREA
INLET PROTECTION (TYP.)
NYS DOT CURB CUT & UTILITY PERMIT REQUIRED
FIRE FLOW DATA:
FLOW=1,000 GPM
FIRE FLOW DATA:
STATIC=46 PSI
RESIDUAL=38 PSI
ROUTE 67 (QUAKERBRIDGE ROAD)
SILT FENCE DETAIL
FILTER FABRIC DROP INLET PROTECTION DETAIL
CONCRETE WASHOUT AREA DETAIL
COMMERCIAL SITE
STABILIZED CONSTRUCTION ENTRANCE DETAIL
TEMPORARY SEDIMENT BASIN DETAIL
PRELIMINARY EXISTING CONDITIONS & EROSION CONTROL PLAN
BJ'S WHOLESALE CLUB
WITH FUELING STATION PLAZA
TOWN OF PUTNAM
COUNTY OF NORTHUMBERLAND
STATE OF NEW YORK
ENGINEERS
SURVEYORS
JULY 29, 2022
1" = 50'
SHEET OF


STORM DETAILS
WATER DETAILS
SANITARY DETAILS
SITE DETAILS
LANDSCAPING DETAILS
SMP SIGN
BIORETENTION BASIN #1A AND OCS#1A CROSS-SECTION
BIORETENTION BASIN #2A AND OCS#2A CROSS-SECTION
BIORETENTION BASIN #2B AND OCS#2B CROSS-SECTION
BIORETENTION BASIN #1B & 1C AND DETENTION BASIN CROSS-SECTION
HOTSPOT (TRIEX) BIORETENTION 1B PLANTING & CROSS SECTION DETAIL
BIO-RETENTION 1A, 1C, 2A, 2B DETAIL
UNDERDRAIN CLEANOUT
2'-6" SQUARE PRECAST REINFORCED CONCRETE CATCH BASIN
PRECAST CONCRETE STORM MANHOLE DETAIL
WATER LATERAL CONNECTION AND VALVE DETAIL
THRUST BLOCK DETAIL
HYDRANT INSTALLATION DETAIL
BI-LINE CLEANOUT
1000 GALLON GREASE TRAP
PRECAST GREASE INTERCEPTOR
PRECAST CONCRETE MANHOLE DETAIL
TYPICAL TRENCH SECTION FOR SANITARY SEWER, STORM SEWER & WATER
HEAVY DUTY / LIGHT DUTY MILLINGS AND PAVEMENT DETAIL
WATER MAIN CROSSING
EVERGREEN TREE PLANTING DETAIL
DECIDUOUS TREE PLANTING DETAIL
SHRUB PLANTING DETAIL
TYPICAL BIO-RETENTION PLANTING PLAN
BIORETENTION PLANTING DETAILS TYP.
SITE DETAILS
BIS
WITH FUELING STATION PLAZA
NO 6 RTE 9/ARMSTRONG ROAD
TOWN OF HOPEWELL
COUNTY OF DUTCHESS
STATE OF NEW YORK
ADD ENGINEERS SURVEYORS
JULY 26, 2021


REINFORCED CONCRETE SIDEWALK DETAIL
SINGLE & DOUBLE CART CORRAL DETAILS
FENCE DETAIL
CONCRETE CURB DETAIL
SECTION AT RETAINING WALL DETAIL
CURB TRANSITION DETAIL
SIDEWALK DETAIL
CONCRETE TRUCK RAMP -- ALTERNATE LAYOUT
CONCRETE STOOP DETAIL
BJ'S DETAILS 1
WITH FUELING STATION PLAZA
TOWN OF HAUPPAUGE
COUNTY OF SUFFOLK
STATE OF NEW YORK


BOLLARD SCHEDULE
QTY
TYPE
DESCRIPTION
COLOR
LOCATION
METAL CAP WELD & GRIND SMOOTH
STEEL PIPE BOLLARD W/ POLYPROPYLENE COVER. 4'0, 6'0 & 10'0 FOR EXTERIOR USE. SEE ABOVE BOLLARD SCHEDULE, FOR TYPE, LOCATION AND SIZE.
FILL WITH CONCRETE
CONCRETE SLAB / ASPHALT PAVING
24"Ø CONCRETE FOOTING
BOLLARD DETAIL (TYP.)
SEE BOLLARD SCHEDULE
EMBED SIGN POST (SEE DETAILS)
BI – MEMBER WITH INFANT SIGN DETAIL
When parking spaces are along the sidewalk or wall with no sidewalk
BC – BOPIC SIGN DETAIL
PAINT STRIPING DETAIL & HANDICAP MARKING
DOME SPACING
DOME SECTION
DETECTABLE WARNING STRIP DETAIL
TRE CENTER PARKING ONLY
PROPANE CUSTOMER PARKING ONLY
BG – TIRE CENTER PARKING SIGN DETAIL
BP – PROPANE PARKING SIGN DETAIL
Parking Stall Along Walks and Sidewalks
Curbside Pickup
Back to Back Parking Stalls
Curbside Pickup
BOPIC PAVEMENT MARKING DETAIL
SETON POST & HANDICAP SIGN IN PIPE BOLLARD DETAIL
SEE BOLLARD SCHEDULE
CONCRETE SIDEWALK
BB – EXTERIOR BREEZEWAY BOLLARD DETAIL
SIGN POST DETAIL
STOP
STOP SIGN DETAIL
ONE WAY
ONE WAY SIGN DETAIL
DO NOT ENTER
DO NOT ENTER / EMERGENCY VEHICLES ONLY SIGN DETAIL
BJ'S DETAILS 2
BJ'S WHOLESALE CLUB
WITH FUELING STATION PLAZA
900 & 920 GUARDHOUSE ROAD
TOWN OF ROTTERDAM
COUNTY OF SCHENECTADY
STATE OF NEW YORK
ENGINEERS
SURVEYORS

"A Nice Place to Live" "A Nice Place to Do Business"

Town of Rotterdam
Office of the Planning Commission

Thomas P. Yuille, Chairman
Peter J. Comenzo, Senior Planner

Telephone (518) 355-7575
Facsimile (518) 355-2725

Resolution Number PC28-2023
Moved by Mr. Miglucci seconded by Mr. Collins
Applicant: GDP Lville Rotterdam, LLC

Resolution Adopting a Report and Recommendation on the Change of Zone Request by GDP Lville Rotterdam, LLC

WHEREAS, the Town Board of the Town of Rotterdam ("Town Board") has received an application from GDP Lville Rotterdam, LLC ("Contract Vendee") for a Change of Zone from Agricultural (A-1) to General Business (B-2) on ±17.30 acres comprising two parcels of land known as 880 and 900 Duanesburg Road (Tax Parcel #57-3-7.112 and 57.7-1-1.2); and

WHEREAS, the Town Board referred the Change of Zone application to the Planning Commission on August 9, 2023 for a report and recommendation thereon; and

WHEREAS, the Applicant, through its representative, Luigi Palleshi with ABD Engineers and Surveyors, presented the Change of Zone application to the Planning Commission at its regularly scheduled meeting held on September 5, 2023; and

WHEREAS, the Planning Commission reviewed the proposed Change of Zone at its regularly scheduled meetings held on September 5, 2023 and September 19, 2023; and

WHEREAS, the Planning Commission has deliberated on the proposed Change of Zone;

NOW, THEREFORE, upon motion of Member Miglucci, seconded by Member Collins,

BE IT RESOLVED, by the Planning Commission of the Town of Rotterdam as follows:

1. The Planning Commission hereby adopts the following as its report on the proposed Change of Zone:

   The Change of Zone request concerns a total of ±17.30 acres consisting of two separate parcels located on the north side of Duanesburg Road immediately east of the entrance ramps to Interstate 88. The properties known as 880 and 900 Duanesburg Road are currently vacant and previously contained a single-family residential structure at 880 Duanesburg Road and a single-family residential home with a barn and associated outbuildings on 900 Duanesburg Road. These structures were demolished approximately 11 years ago. The Applicant seeks the change of zone to facilitate the construction of a new ±102,500 square foot BJs Wholesale Club with fuel pumps and a proposed ±2,000 square foot fast food restaurant. In addition to the proposed fueling facility proposed for this site, there are other fuel and convenience type facilities in the immediate vicinity. There is a recently constructed gas station/convenience store, liquor store, and a fast-food establishment (Wendys) located immediately to the west of the I-88 entrance and a truck stop fueling center with fast food (Pilot/Dunkin

Donuts/Subway) also located immediately to the west. There is an existing regional library facility located to the east. And additional properties to the east of these parcels in the vicinity of the site are currently zoned B-2 and contain retail businesses and a wellness center. Lands of the Schalmont Central School District are located to the south are primarily wetlands and the entrance to the school campus is located approximately 1000 feet east of the proposed entrance to the property to be rezoned.

Rezoning the parcel would expand the allowable uses to include, in addition to uses allowed in the B-1 zoning district, the following:

- Establishments for making, assembling or repairing articles, with all such activities and Storage located entirely within an enclosed building;
- Commercial health and recreation establishments;
- Wholesale business and storage conducted entirely within an enclosed building;
- Data processing and computer services;
- Motor vehicle repair shops (special use permit);
- Propane gas filling stations (special use permit);
- Car washes (special use permit);
- Dry-cleaning laundry facilities (special use permit);
- Mass transportation facilities (special use permit);
- Drive-in establishments (special use permit);
- Public utility or communications installations (special use permit);
- Hotels and motels (special use permit);
- Contractor's shops and equipment storage yards (special use permit);
- Veterinary hospitals (special use permit);
- Motor vehicle sales and rental establishments (special use permit);
- Motor vehicle fuel filling stations (special use permit); and
- Convenience stores (special use permit).

There would be a change in the required lot area and lot frontage; the current zoning requires a 1-acre minimum lot area with 150 feet of lot width. The proposed B-2 zoning district would require a minimum lot area of 15,000 square feet, with a minimum lot width of 100 feet.

2. Subject to the considerations set forth below in Paragraph 3, the Planning Commission hereby adopts a **positive recommendation** on the GDP Lville Rotterdam, LLC Change of Zone request for the following reasons: The proposed Change of Zone would permit the construction of the proposed ±102,500 square foot BJs Wholesale Club with fuel pumps and a proposed ±2,000 square foot fast food restaurant. In large part, the surrounding neighborhood is zoned General Business (B-2), and for the most part the area is developed commercially. Permitting a commercial development at this site meets the objectives of the Comprehensive Plan. This property has been identified as a key property for development in the western portion of town given its location immediately adjacent to the interstate entrance/exit. It was identified in the 2001 Comprehensive Plan and in various subsequent planning studies as being a commercial parcel that if designed correctly, could be of a benefit to the community.

The proposed Change of Zone would be consistent with the neighborhood and existing land use development in the area.

The property has retained its agricultural zoning as this property previously contained a large farmhouse and associated structures. The farm was bisected by the construction on Interstate 88 over fifty years ago. While the property remains zoned Agricultural, it is no longer a suitable zoning for the site as it is surrounded by other Commercial uses and is located at the major intersection of Duanesburg Road (NYS Route 7) and NYS Interstate-88.

3. This recommendation is subject to the following considerations:

   a. The applicant should prepare a traffic study and work in coordination with NYSDOT to address traffic impacts due to the location and high volume of traffic in the area of this highway interchange.
   b. Neither a positive recommendation by the Planning Commission, nor any rezoning action taken by the Town Board, should be construed as an approval or other favorable position concerning any proposed conceptual development plan. Any proposed development shall remain subject to full review by the Planning Commission and, as necessary, by the Zoning Board of Appeals.

Member	Aye	Nay	Absent
Thomas Yuille	X		
Mark DAlessandro	X		
Wayne Calder			**X**
Clark Collins	X		
Joseph Miglucci	X		
Lynn Flansburg	X		
Joseph Signore	X		

Peter J. Comenzo
Senior Planner

Thomas P. Yuille
Planning Commission Chairman

1. **GDP Lville Rotterdam, LLC (Contract Vendee) – 880 & 900 Duanesburg Road. Discussion on Report and Recommendation to the Town Board on a Change of Zone on ±17.30 acres from Agricultural (A-1) to General Business (B-2). Applicant is proposing construction of a ±102,500 square foot BJ's Wholesale Club with associated eight (8) island fueling station and a ±2,000 square foot retail building with drive thru. Engineer: ABD Engineers, LLP**

Mr. Palleschi: Good evening, Luigi Palleschi with ABD Engineers and Surveyors. Also with me tonight is the applicant with GDP and representative of the applicant as well.

We are here tonight to discuss 900 Duanesburg Road as well as 880 Duanesburg Road. I think most of you are familiar with this site. It is right at the intersection of the I-88 on ramp. To the east you have the library, to the southeast you have Schalmont Schools, over to the west you have the Pilot Truck Stop and across from that is the 7-11 Truck Stop. It is a good commercial corridor here for this property and for BJ's. We all know BJ's is currently in the Town of Rotterdam on Campbell Avenue. That site is over an Aquifer and cannot have gas and that has always been BJ's goal is to also provide gas to its members. When this property came up, they were interested not only to stay in Rotterdam and see if this site could work so, when they brought it to us, we prepared a conceptual site plan as you can see. This will allow them to not only to have gas but build a newer, bigger building and be in this area where you still have visibility being that you are at an intersection with commercial corridor that this has become.

880 is another parcel that is under contract. Both of these parcels are owned by Flying J. So, 880 is the smaller parcel and that would be proposed drive-thru fast-food establishment there. That would be coming off of the main drive off of Route 7. So, what we are proposing here is 102,500 square foot building. It will have the tire center, it will have the gas as I mentioned and it will have propane filling, everything you could ever need or want and similar to what is at the Campbell Avenue site. We are proposing a full curb cut off of Route 7 and we have over 500 parking spaces as laid out with landscaped islands and trees. There is municipal water on Route 7, so we would come in with a new water lateral to serve this. Obviously, the building would be fire sprinklered and we would have access around the entire building for Fire Protection and emergency vehicles. There is no public sewers near this site, as we all know, so we do have areas where we are proposing a wastewater treatment facility. So, BJ's has several facilities like this in all parts of the country and in New York of course and last week I was on a call with their engineer who designs these wastewater treatment facilities and they are pretty sophisticated and they are underground for the most part, but they will have a building structure because of how they aerate under the ground and then they need these blower systems and that building will be sort of back in this location here closer to I-88. We can always provide you the details on that. The facility would probably be around 10,000 gallons per day is our proposed use based on the New York State DEC standards for this size facility.

Storm water, so if you know the lay of the land the site does sit up higher on the easterly side of the site and it all rolls to the West towards the ramp. It is our vision to keep the building up high. Our driveway coming in off of Route 7 and the parking as close to the main entrances the building. And then on the low side we are proposing the storm water management system. Knowing the soils out there we are anticipating a bioretention stormwater practice so, I don't know if most of you are familiar with them but that provides additional plantings within the stormwater area which will obviously meet the DEC stormwater regulations. We do have some street trees lining the I-88 ramp as well as Route 7 to try to beautify this site.

Signage we are proposing 2 signs. It is important to have one right at the ramp in the northwest corner of the site. That would be a pylon sign you know to what you have across the way at the other truck stop facilities. Obviously with gas it is important to display the prices and then there is another one right on Route 7 right next to the main entrance and that would be a smaller sign. We can certainly provide those details as we move forward.

In the back is the loading dock for deliveries. Again, Providing ample turning movement for the tractor trailers and emergency vehicles to get all the way around the building. This has plenty of parking spaces and circulation throughout the site. It was brought to my attention with the team that where we had originally picked and proposed the main entrance, it was considered to possibly move that entrance further east as far away from the intersection as possible. So, late last

week I was able to do some sketches and I do think I can move that entrance as far east as possible. We know we have to work with DOT of course, because Route 7 is a state highway.

So, we can propose and show different sketches and work with DOT to get that driveway as far east as possible, however, what it will do is the drive-thru and restaurant would have to flip flop which isn't the end of the world. It does allow us to be more flexible with that tenant space because we really do not know what is going to go there yet but the vision is to have some sort of drive-thru establishment. So, looking at moving, that driveway east opens up a bigger pad for that out parcel as I call it and provide different connectivity between BJ's parking lot and that drive-thru facility.

Chairman Yuille: You would probably have to consolidate those two lots too.

Mr. Palleschi: either a consolidation or a lot line adjustment is what I was thinking. The first goal was can we fit it just on that parcel 880 and we did keeping it nice and narrow but with this consideration I think we can just flip flop and move the lines if that is what we want to do.

We are here tonight as you know we made application to the town board for a change of zone because this parcel is in an agricultural zone and like the other parcels for the truck stops that those were converted from this agricultural zone to a B-2 zone which allows the gas. We made the application to the town board so we are here to discuss this project with the Planning Commission And hope for that positive recommendation back to the town board but not only talking about the site plan stuff here, I think hopefully we all agree that it is very important to state that BJ's would love to stay in Rotterdam and only going from one location to the other for the gas and be part of this community still.

Just to kind of give you everything that I know, as far as traffic goes, we know that is going to be an item here to discuss VHB has been retained to do the traffic study. They have not done it yet because school is out. School starts this week so they are ready to go next week and get all the traffic data that they need with the school buses and we have copies of the traffic report that was done for the 7-11. So, they will be reviewing that and kind of coordinating it all together. It is a busy intersection but a lot of the residents that travel this would be happy that the BJ's is there and a lot of those trips would be pass by trips. Some would be new trips but a lot of pass by as well because of what is there on Route 7 already.

Further to the east there are two properties that area already zoned B-2, I don't know if most of you are familiar with that, but the one building there is the AAC Chiropractor and For the Love of Bacon. So, that property does go all the way back and it is B-2 zone and it does touch this property. So, as far as you know, the zoning in this area as B-2, you can see the trend from Pilot to 7-11 and what was already done on the easterly side of the site.

That is, it for right now and I will turn it over to the Board, if you have any questions, we are here to answer them.

Chairman Yuille: Mrs. Flansburg?

Mrs. Flansburg: For point of reference, do you happen to know the size of the current BJ's to know the difference between the current one.

Ms. Marsh: I'm going to see if I can find it really quick.

Mr. Palleschi: It's very similar. She is going to look up the square footage.

Mrs. Flansburg: Just so it kind of gives us an idea.

Mr. Palleschi: It's not doubling in size.

Mrs. Flansburg: Would it be similar to the store that is in Colonie, it seems like it's bigger but maybe it's just laid out differently. 500 parking spaces makes me say wow. Can we talk about banking spots for later? Does BJ's need 500 or is it based on just the way our code is and the size of the building.

Mr. Palleschi: It is per code and I am always in favor of banking these parking spaces.

Mrs. Flansburg: If you need them, they can be made available but that is a whole lot of gray area that may not be necessary.

Mr. Palleschi: We would definitely love to consider that if we can save pavement now and bank them for later, if they ever need them.

Mrs. Flansburg: Especially because you are converting, when we make our recommendation to the town board should it move from agricultural to B-2. Fueling station will there be diesel? Is it just regular people coming through?

Mr. Palleschi: It is my understanding it is only geared through the members. I do think there will be diesel because pick up trucks today are diesel.

Mrs. Flansburg: Will tractor trailers…

Mr. Palleschi: No tractor trailers. We need to get tractor trailers through the site for deliveries and also delivery the fuel but right by the station you will see the underground tanks that are proposed.

Mrs. Flansburg: Also, where the fuel is, it seems odd that it is in the back corner but that is how the one is in Colonie too. You have to get all the way into the site and all the way into the back. If you are banking some spaces having it be less dense with parking where cars are going to be fueling and driving off. That is my two cents worth. I think this is a great project. I'm glad they want to stay in Rotterdam. I think they tried do a fueling station at the top of the hill where the car wash is now years ago and it didn't work out and I'm glad this is a solution that hopefully will.

Chairman Yuille: Mr. Signore?

Mr. Signore: I think it's great. This is the type of development that I like to see. It's big in square footage and less impact on the infrastructure. For instance, an area like that I would rather see something like this then 300 homes in addition to the impact on the school with children. This is ideal when you have a big building that come in with a lot of square footage and pays a lot of taxes.

Chairman Yuille: Mr. Miglucci?

Mr. Miglucci: The trucks coming off of I-88 there, they will not have far to travel and we are not taking delivery trucks through the streets of Rotterdam. How many more employees will be hired for this? It looks like it's going to be a bigger operation.

Ms. Marsh: Tiffany Marsh with GDP Lville. There are 75 part-time employees in the store this size and 75 full-time so it's 150 altogether.

Mr. Miglucci: The BJ's that is here now, you're adding on a gas station and a tire facility so it's going to be more people.

Ms. Marsh: There is tire existing now. So, we are adding the gas station. So, for this size it is 75 and I will confirm the square footage, I'm sorry I can't find it quick enough, but I will confirm the square footage of the current and the employee count on the current store for you tomorrow.

Mr. Miglucci: I'm all set.

Chairman Yuille: Mr. Collins?

Mr. Collins: The only question that I have is on the fueling station is there enough room if someone comes in with a big fifth wheel to get around to get gas. That would be my only concern if they could swing the trailer around to get gas and we don't want them to get there and not be able to get gas and get out.

Mr. Palleschi: We are providing like 50' as your approach coming in and this is all geared up, it's all one-way. So, you would come in and you would exit facing the ramp and then you would move around.

Mr. Collins: There is enough room to make the loop?

Mr. Palleschi: Yes, 50' in the front and it looks like 35' on the back side to make that swing out.

Mr. Collins: That was my concern because I have a big fifth wheel.

Mr. Palleschi: The intent would be to get those fifth wheels through here and then back out.

Mr. Collins: I think it's a great project. I'm excited about it. That was my only concern, Mr. Chairman.

Chairman Yuille: Mr. Calder?

Mr. Calder: I hope it works out. Not only does it give us some more tax base over there but it also adds tax base to the building that is being left vacant down there where the BJ's is now. I think that is a plus for the town. I know that that corridor was really busy for a while because they are trying to enforce to keep the tractor trailers off of Route 7 because they were parking out there for the longest time and I know that they are enforcing it and making them move on so it's getting less and less congested which is good. That will add more but there is always a cost when it comes to getting something changed and something new. I like the project and I hope it works out. I really do. That is all that I have.

Chairman Yuille: Mr. D'Alessandro?

Mr. D'Alessandro: You answered the question about the gas and diesel and the store. Are you going to be selling that store. There is a lot of blight down there with Office Max closed up, Average Joe's going, the rental store next door gone, the mall being dead, that is all we are going to need is another empty store down there. Are you selling that?

Mr. Palleschi: BJ's doesn't own that building. It's owned by, I don't know who owns it, it's not owned by BJ's. They are just leasing that building and that land and that would be the same here when they move here.

Mr. D'Alessandro: That is all that I have.

Chairman Yuille: Are you sure about that Luigi? I thought Iovinella sold building a few years ago.

Mr. Palleschi: You are right, Iovinella sold it, but it is my understanding that they sold it to another company.

Chairman Yuille: Okay because they are not going to own this building either, this is going to be owned by your company, right?

Mr. Palleschi: Correct.

Chairman Yuille: Do you have anything else, Mr. D'Alessandro?

Mr. D'Alessandro: That's all that I have.

Chairman Yuille: That was one of the questions that I had is what they were going to do with the building but another company that has it.

Looking at this site would have been a better location for BJ's from day one, if it was available. At that time, it wasn't available. It's much better location for you and I think you will draw more traffic in off of the Thruway and I-88 and people going out that way. The one down next to the mall is tough and we looked at that for years.

The other question that I had was if you flip flop that restaurant to the other side then you are going to have to move that proposed stormwater area, correct?

Mr. Palleschi: Yes, we would. What that will do, I still need a certain surface area for the stormwater bioretention and then the rest may have to go underground, under the parking lot. That is something that is a tradeoff.

Chairman Yuille: I saw this note on the plan that said reserve area for water treatment system. I didn't realize you were going to have a water treatment system.

Mr. Palleschi: I didn't either until last week. So, BJ's and GDL, they use a company called Stantec which manufactures these types of systems and when I was on a conference call with them, it was interesting, I have some documents that I can share with everyone and they will design up to 100,000 per day or 50,000 gallons and one that they shared with me was about 10,000 gallons a day which is about what this is going to use. So, some of these facilities that they have used they have put in the middle of golf courses that not only serve the golf course but a bunch of homes that are surrounding the golf course where odor is important and you don't want it to smell. They have this unit and those are the questions that I asked and when he shared the details with me over the phone, I was actually impressed. Obviously, they have to work with DEC and get it approved and I reserved that area in case they need to pump it to some sort of leach field system. It will get treated and then there are 2 options, if you have the soils to let it go back in the ground or you have to treat it further it would be discharge. So, you could literally discharge it because what he is saying is after it goes through this treatment it is river quality. So, it was interesting as to how they were describing it and the information he sent so far. I have to get some more info from them but they do this all over for a lot of facilities for BJ's.

Chairman Yuille: When you think about Mohonasen for years up until a few years ago, they were always on septic and I believe Schalmont is on septic. They may be coming over and looking at your sites.

Mr. Collins: Will they have a grinder pump in there and everything?

Mr. Palleschi: There will be pumps to pump it into the system and then there is aerators, again, they are underground.

Mr. Collins: It is like a little treatment plant basically.

Mr. Palleschi: It is and these systems need to be in a grassed area because they will sit above grade and it's like a metal lid that you will see and then all of those are interconnected and it goes through, like the only unit you will really see is it looks like a little shed. Just a standard shed and that is where the blowers are.

Mr. Collins: The town has a lot of sewer and they don't really smell. They are odor controlled and you don't really know they are there.

Chairman Yuille: That is like what the Orenco systems were supposed to be like that at one point. They used them at ski resorts and that type of place.

Steve, do you have any questions or comments?

Mr. Valiquette: No, I think I will wait for the review of the traffic study before to making comments and same for the review of the wastewater treatment. That is, it.

Chairman Yuille: Mr. Comenzo?

Mr. Comenzo: No questions and just some comments that need to be coordinated with the attorney to discuss SEQR and some of the issues regarding the timing. So, this Board is going to obviously be making a report and recommendation and we are getting a little bit into the site plan and it sounds like some redesign that is going to have to occur. I did speak with folks at DOT yesterday and sent them the conceptual plan and they said basically the current access would not fly because the proposed the entrance right now is really where the turn lane to get onto I-88 starts and then the further we get away from that intersection obviously, will be looking for a left turn lane and I believe there is one right now that is kind of useless since there are no curb cuts in that area. The fact that they have VHB doing the traffic analysis and they are waiting for school to start, those will get addressed. Lynn brought up the issue with the parking so, our code when it was originally adopted there was not a BJ's where you had these warehouse clubs so there are 500 parking spots proposed. I'm sure BJ's knows how many parking spots based on the current facilities they have in the northeast, how many spots they actually need. So, the Planning Commission has the ability to waive those requirements obviously if you can demonstrate that you only need 300 or whatever the number is, you could work that into the redesign with the building.

You are not constrained by lot lines obviously so if you wanted to flip flop the other commercial building or they wanted to put it on the corner or wherever that would work those design issues you can get to now because there is no engineering right now at this point. The other thing is and this is just from utilizing the BJ's in Colonie there are a lot of people that go just for gas. When you look at this you really want to separate the traffic of people walking in and out with their carts and going into BJ's or possibly this fast-food restaurant and folks that are just going in for gas. I don't think you would want that traffic crossing the pedestrians that are coming in and out of the facility. I know the one in Colonie they have it in the far end but there is no main entrance nearby. I'm looking at this now and wondering how you get back there without getting into the mix with the folks with the carts. So, when you go back in and redesign the site, you might want to look at separating the traffic for the fast-food restaurant and then the gas pumps and try to separate it from the folks that utilize BJ's warehouse. You might be able to do that a lot easier with landscaped islands or something.

Mr. Palleschi: I've already played with shifting that driveway to the east and flip flopping so, with that in mind I'm sure we can come up with something.

Mr. Comenzo: It's early at this point and you still have to go to the Town Board and public hearing and SEQR and there will be some changes between now and when this Board sees it again. But I'm assuming you are looking to come back fairly quickly for a report and recommendation to get the ball rolling.

Mr. Signore: When are you looking to put a shovel in the ground? Spring?

Mr. Palleschi: Probably spring.

Chairman Yuille: They need to get a recommendation first, Joe, they need a zone change.

Mr. Palleschi: We can't start now.

Chairman Yuille: One thing that I have seen that they do and its hard to tell on that but they take those gas pumps and angle them. Like Stewart's did on theirs. It makes it a little easier, especially if you are going in one way and coming out. It might make them easier to get into, but with 50' you might have plenty of room.

Mr. Palleschi: I think we can massage that a little bit.

Chairman Yuille: We will not be doing a motion on that tonight, but we will get some of the information that we need.

Mr. Palleschi: So, what are the next steps. Obviously, we'll keep going with some of these edits to shifting the driveway easterly, work with VHB on the traffic data and then resubmit. This Board would like to hear that before making that recommendation to the Town Board.

Chairman Yuille: Yeah, but you wouldn't have to go through the whole presentation but…

Mr. Comenzo: I guess the question is how comfortable are you moving forward with a report and recommendation. You are not going to be the lead agency. That is going to be the Town Board. You will be an involved agency for SEQR but as far as what is required for traffic study and for all the other studies that will have to be done in terms of the SEQR review, it will not come back to you for a while. I think they are looking for a report and recommendation so that we can get that ball rolling.

Chairman Yuille: So are you suggesting we do that…

Mr. Comenzo: I don't know how long you want to wait. You'll get the traffic and study eventually and if you are not comfortable in making a report and recommendation until the board sees traffic data or if your comfortable deferring and then commenting on the SEQR process and getting the Town Board to do that work. Typically, the Planning Commission is the lead agency but, in this case, there is a change of zone involved and the Town Board needs to look at all those things. The one thing that I do want to mention and it's probably on your list is you probably want to get a TDE on board sooner rather than later because with SEQR component.

Ms. Slevin: Mary Beth Slevin here again, counsel for the applicant. What we would hope to be able to do is to focus on the issue before the Board right now which is the recommendation for the zoning change and that really focuses on the comprehensive plan and how the comprehensive plan contemplates what's being requested by the applicant. With respect to SEQR what we would hope to do is really separate that issue and make sure that the Board has the information that it needs to remain involved as an involved agency while we go through that process with the Town Board. To move forward with the recommendation on the zone change when the Board is comfortable and then to continue on with the work that needs to be done for SEQR to make sure that gets submitted to the Planning Commission, the Town Board and all other involved agencies and make sure we solicit everyone's comments on the data that is developed so it's a comprehensive review and that all comments are considered in the context of a final SEQR review. Just to give it some context.

Chairman Yuille: Let me see how the Board feels about voting on that tonight. Mark?

Mr. D'Alessandro: I'm fine.

Chairman Yuille: Mr. Calder?

Mr. Calder: Yes.

Mr. Comenzo: Tom, I don't think we are at that point yet. We don't have anything prepared.

Chairman Yuille: I thought that is what you just said.

Mr. Comenzo: What I am saying is do you want to see them in 2 weeks or in 2 months.

Chairman Yuille: "Inaudible…"

Mr. Collins: I thought you wanted to know if we were comfortable making the recommendation, Peter.

Mr. Comenzo: Would you be comfortable making a recommendation without them completing a traffic study that has been reviewed by DOT?

Mrs. Flansburg: Yes, but it sounds like there is going to be significant changes.

Mr. Palleschi: We are not here for site plan approval tonight. We understand that we have to make some modifications and we have to address DOT with whatever traffic comments that might come before this but I think the goal tonight would be to get back to the Town Board for the recommendation and if the Board feels comfortable with saying, from my understanding from every Board Member tonight is that you are in favor of this project which requires the change of zone, so, if you are would you feel comfortable to making that recommendation tonight and then we will go to the Town Board. Obviously, with the Town Board…

Chairman Yuille: We do not have the resolution to vote on it tonight. We can hold it for the next meeting.

Mr. Comenzo: If you are comfortable moving forward without having a completed traffic study, which is the biggest issue that I'm looking at, and making a report and recommendation, we can prepare something in the next 2 weeks and have them back in 2 weeks to vote on the draft report and recommendation. I do not have anything drafted tonight and that is why I wrote it up as a discussion on the report and recommendation. I think we wanted to figure out where the Board was on this and it sounds like the Board is favorable with the recommendation so we can work with the attorney and draft some custom language for you to look at prior to the next meeting.

Mr. Palleschi: The sooner the better. 2 weeks would be great.

Chairman Yuille: 2 weeks would be the 19th is our next meeting.

Mrs. Flansburg: Would you like a motion for the TDE.

Chairman Yuille: Yes. At this point, I would entertain a motion to allow the Chairman enter into an agreement for a TDE for this project.

Mrs. Flansburg: I will make that motion.

Chairman Yuille: Mrs. Flansburg made the motion. Do I have a second?

Mr. Signore: I'll second.

Chairman Yuille: Mr. Signore seconds the motion. Are there any questions? Please call the vote.

Marlo Carter: Mr. Collins?

Mr. Collins: Yes.

Marlo Carter: Mrs. Flansburg?

Mrs. Flansburg: Yes.

Marlo Carter: Mr. D'Alessandro?

Mr. D'Alessandro: Yes.

Marlo Carter: Mr. Calder?

Mr. Calder: Yes.

Marlo Carter: Mr. Signore?

Mr. Signore: Yes.

Marlo Carter: Mr. Miglucci?

Mr. Miglucci: Yes.

Marlo Carter: Chairman Yuille?

Chairman Yuille: Yes.

Motion carried.

Meeting adjourned at 9:06 p.m.

Motion to adjourn the meeting was made by Mr. Collins and Mr. Signore seconded the motion.

Next meeting scheduled for September 19, 2023

Respectfully Submitted,

Marlo L. Carter
Planning Commission Secretary

Verbatim Planning Commission Minutes of September 19, 2023

GDP Lville Rotterdam, LLC (Contract Vendee) – 880 & 900 Duanesburg Road. Discussion on Report and Recommendation to the Town Board on a Change of Zone on ±17.30 acres from Agricultural (A-1) to General Business (B-2). Applicant is proposing construction of a ±102,500 square foot BJ's Wholesale Club with associated eight (8) island fueling station and a ±2,000 square foot retail building with drive thru. Engineer: ABD Engineers, LLP

Chairman Yuille: Mr. Palleschi, can you give us an update on the project.

Mr. Palleschi: Good evening, Luigi Palleschi with ABD Engineers & Surveyors, here representing GDP Lville. They are here tonight. We were here before the Planning Commission back on September 5th and we presented this project in full detail. We listened to some of your comments in regard to possibly shifting that driveway connection off of Route 7 further east which we are working on the plan, I do have that shown up here, if anyone needs to see it a little closer. We can shift it. We shifted it about 100' further to the east which gets it out of that right turn lane. We are aware, obviously, that we have to work with DOT with that curb cut connection.

Now that school is in session, VHB, as I told you, is the traffic consultant for this project. They, I believe, are out there taking some data and they will producing a traffic study report when we get back, hopefully, to the Town Board.

Other thoughts from the last meeting was the amount of parking. I think we had over 500 parking spaces dedicated for BJ's. After speaking with BJ's, they gave us a comfortable number where they felt with their numbers 4.5 parking spaces per 1,000 square foot of gross so, that takes us just under 500 parking spaces so, what you see up here is less parking spaces. We do not have any banked right now. We are just proposing less parking spaces than what the Town Code requires but you can see what that did was increase the green space along the front and along the intersection right in front of BJ's in itself so, that's sort of helpful and I think this Planning Commission had recommended we look at how many parking spaces do we really need. None of us want to see a sea of asphalt and that also helps with the stormwater.

We are still massaging the in and out of the fueling facility. I know some of the members wanted to make sure that we can get certain fifth wheel vehicles in and out of there which we are working with BJ's fueling facility team as we speak. I know these are a lot of details that we don't really need to get into at this stage. We are simply here tonight to answer any more questions that you might have and hopefully this Planning Commission can grant a positive recommendation back to the Town Board for a change of zone from the agricultural district to B-2.

If there is anything else that I didn't cover from last meeting or if you thought anything more, we would be happy to answer them.

Chairman Yuille: Let me see if the members have anything. Mr. D'Alessandro, any questions?

Mr. D'Alessandro: I think that is a good fit for that area. I like it there. I think it's a bonus because you are going to put less traffic on the road with tractor trailers, getting off the Thruway and I-88, the deliveries will be a lot easier. You're not going through the Town. The only thing that I was looking at is maybe, in the future, I saw like a house there that had some wood, some foliage and everything the blocking the view. I'm just wondering if maybe, eventually, when you do it, I think it was like 848 Duanesburg Road that would maybe put a berm in there with some arborvitaes so they don't have to look at it. That is the only thing I would suggest. Other than that, I like the project.

Mr. Palleschi: It is hard to see on this. This is fairly wooded.

Mr. D'Alessandro: Are you going to leave that?

Mr. Palleschi: Yes. So, the Mohawk Library actually owns this parcel and that is fairly wooded and that will provide the buffer.

Mr. D'Alessandro: So, you are not going to clear cut it, then?

GDP Lville Rotterdam, LLC (Contract Vendee)
880 & 900 Duanesburg Road

Mr. Palleschi: That's correct.

Mr. D'Alessandro: Thank you, Mr. Chairman.

Chairman Yuille: Mr. Collins?

Mr. Collins: I think it's a good project and I think it's really good for the residents of the Town. If we lose BJ's down there, it's a good place to shop and you need businesses like this that help curb costs. I think it's a great location and I'm looking forward to having it go there. That is all that I have, Mr. Chairman.

Chairman Yuille: Mrs. Flansburg?

Mrs. Flansburg: Just one question that I think that I had last time and I think it was the other person that was with you though, the size of the current one in relation to…

Mr. Palleschi: The current BJ's store that is on Campbell Avenue is 115,000 square feet so, this will actually be slightly smaller at 102,750 square feet. It is slightly smaller. Every one of them, they are a little bit different in size. They actually have a smaller one but this is not the smallest.

Mrs. Flansburg: I think it's a good project and great area. I was a little hesitant as far as where the original entrance was going to be in relation to the entrance to I-88 and I-90, but I look forward to working with you guys through the rest of the project.

Chairman Yuille: Mr. Signore?

Mr. Signore: No comments. I'm good. I know you said there would be fewer parking spots, but in reality, let's just say you had 400, that would be 400 to 600 people at one time in BJ's. I go there a lot and I've never seen that many people and that parking lot is huge. You are not going to see 500 people in BJ's at any one time.

Mr. Palleschi: I would agree.

Chairman Yuille: Mr. Miglucci?

Mr. Miglucci: The BJ's presently now over by the mall, I believe she said there was approximately 150 employees. Is this going to create any new jobs.

Mr. Palleschi: I think those people will move over to here.

Mr. Miglucci: But will it create any additional jobs, do you know off hand?

Unidentified Male: In retail jobs it will probably be relatively close to a wash. There will be temporary construction jobs that we can get you the exact numbers and this will have something that come out for a lot of retailers in Covid where you order online and then go pick up so that is more of a warehouse type job and they are a little bit better paying jobs than someone who is retail use on the floor, the warehouse is a little bit of a better paying job.

Mr. Miglucci: If it creates one more job, I like it. That is all that I have, Mr. Chairman.

GDP Lville Rotterdam, LLC (Contract Vendee)
880 & 900 Duanesburg Road

Chairman Yuille: I agree with the Board Members. It fits the comp plan that was there and it is in line with all of the other commercial properties that are out there. Pilot and the one across the street from Pilot and I don't have a problem with it. It's a good use for the site. If that land was available, it probably should have gone there originally because we went through all kinds of problems trying to justify how they could put gas down there over the Aquifer and it was not allowed. I have no problems with it and I think it would be a good thing. There's going to be traffic but it's not like church when everyone comes out at once, you are going to get cars coming out little by little and cars going in one at a time. It's like Aldi's over here at the five corners. You see a few cars come out and you see a few cars go in. It's not a steady flow of traffic and I agree with Joe what he said about the parking. I don't think you need that number of parking and if you could adjust it so you could get a route into the gas station and get the cars away from where the pedestrians are walking would be probably be a good thing to look at.

Mr. Palleschi: We are working on that as we speak. We are working with the BJ's team as well. You could come in the main entrance, turn quickly left and then get all the way to gas and then they would exit the same way and of course, there would be signage and then right in front of the breezeway, BJ's has a protection zone where it would be striped and signage just for that reason.

Chairman Yuille: Mr. Comenzo, do you have anything to add?

Mr. Comenzo: We had a lengthy discussion at the last meeting looking at this project. I did circulate a draft resolution on Thursday to the Board members and I don't know if everyone looked at that. I did also send out the TDE contract. We are looking to hire Greenman Pedersen as the TDE. They have a few traffic engineers on staff and are familiar traffic design at that firm. I am still waiting to hear back from the developer in terns of getting that agreement signed.

Mr. Palleschi: I will follow up with them.

Mr. Comenzo: We do want to get them on Board before VHB goes out there and actually does set up their parameters of what we are going to want in terms of counts because we don't want to say you forgot and you should have done this and have to send them back out there. That is all I have. I have the draft resolution here.

Chairman Yuille: Ms. Heinel, do you have anything.

Ms. Heinel: Just one question and maybe it was covered in the last meeting and I was unfortunately sick the last meeting so I couldn't be here. What is going to happen with the old BJ's site?

Mr. Palleschi: We don't know. BJ's does not own the property. They lease so when this is built, they will simply move from here to there. The developer GDP is who will own the property here as well so, BJ's will lease it from that entity. So, we are not sure what will happen with the current BJ's site.

Ms. Heinel: Okay, that is all that I have.

Chairman Yuille: Anybody in the audience have a comment or question about the project? I will give you the opportunity to speak even though it is not a public hearing. At this point, I would entertain a motion for a positive recommendation to the Town Board.

Mr. Miglucci: I will make the motion.

Chairman Yuille: Mr. Miglucci made the motion. Do I have a second?

Mr. Collins: I'll second.

GDP Lville Rotterdam, LLC (Contract Vendee)
880 & 900 Duanesburg Road

Chairman Yuille: Mr. Collins seconds the motion. Are there any questions? Please call the vote.

Marlo Carter: Mr. Collins?

Mr. Collins: Yes.

Marlo Carter: Mrs. Flansburg?

Mrs. Flansburg: Yes.

Marlo Carter: Mr. D'Alessandro?

Mr. D'Alessandro: Yes.

Marlo Carter: Mr. Signore?

Mr. Signore: Yes.

Marlo Carter: Mr. Miglucci?

Mr. Miglucci: Yes.

Marlo Carter: Chairman Yuille?

Chairman Yuille: Yes.

Motion carried.

Chairman Yuille: If you could get us some information about the waste treatment. Either give me an address or email or website that I can go to. It caught my interest in that.

Mr. Collins: Is that like a package where they build them offsite and then just drop them in?

Mr. Palleschi: Yes, they are underground manholes and they have aerators in there and blowers. It is a sophisticated system but you only see a couple components sticking out of the ground.

Mr. Collins: Thanks.

PLANNING & ZONING COORDINATION REFERRAL

Case No. R-16-23

Applicant GDP Ville Rotterdam, LLC

Referring Officer Joanne Schillaci

Municipality Rotterdam

Considerations: Regarding a 17.3 acre vacant parcel, requesting a change in zone from Agricultural (A-1) to General Business (B-2) to construct a 102,500 SF BJ's Wholesale Club with 16 fuel pumps and a 2,000 SF retail building with drive thru. Located on the northeasterly corner of the I-88 access ramp and Duanesburg Road (SR 7) intersection. Access is proposed to SR 7. Municipal water and individual septic is proposed.

RECOMMENDATION

Receipt of zoning referral is acknowledged on November 9, 2023. Please be advised that the undersigned Commissioner of Economic Development and Planning of the County of Schenectady (having under the Schenectady County Charter the powers and duties of a County Planning Board) has reviewed the proposed action stated on the opposite side of this form and makes the following recommendations:

☐ ***Approve of the proposal.**

☑ **Defer to local consideration (No significant county-wide or inter-community impact)**

☐ **Modify/Conditionally Approve.** Conditions:

☐ **Advisory Note:**

☐ **Disapprove.** Reason:

*A recommendation of approval should not be interpreted that the County has reviewed all local concerns and/or endorses the project; rather the proposed action has met certain County considerations.

Section 239-m of the general Municipal Law requires that within 30 days after final action, the referring body shall file a report of the final action it has taken with the Schenectady County Department of Economic Development and Planning. A referring body which acts contrary to a recommendation of modification or disapproval of a proposed action shall set forth the reasons for the contrary action in such report.

11/20/23
Date

Ray Gillen, Commissioner
Economic Development and Planning

RESOLUTION NO. 480.24

TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH BUSPATROL AMERICA LLC FOR IMPLEMENTATION OF THE SCHOOL BUS STOP ARM ENFORCEMENT PROGRAM

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 Buspatrol America, LLC, located at 8560 Cinder Bed Road, Suite 100, Lorton, VA 22079, for the implementation of the School Bus Stop Arm Enforcement Program within the Town of Rotterdam, in a manner acceptable to the Town Attorney and the Town of Rotterdam.

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Schlag			
Gallucci			
Dodson			
Mastroianni			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE:	December 5, 2024
TO:	Town Board
FROM:	Ronald Schlag
TITLE OF REQUEST:	Bus Patrol Agreement
TOWN BOARD MEETING:	December 11 , 2024
Background Information:	The Town attorney prepared legislation to implement a local law for a school bus stop arm program. Public Hearing is being held on July 10, 2024, and the law was passed at the July 10th meeting as well.
Evaluation/Analysis:	Not stopping for a school bus with its stop arm and lighting enabled presents a safety risk to school age children and implementation of this program may be beneficial in addressing and analyzing the issue.
Recommendation(s):	Enter into an agreement with Bus Patrol.
Attachment/Document(s):	Agreement and Glenville's approved agreement for piggybacking.
Compliance with Purchasing Policy:	NA
Effect(s) on Existing Law(s):	§266B; Local Law 12
LEGISLATION WILL BE PREPARED BY:	Supervisors Office

AGREEMENT

between

BUSPATROL AMERICA LLC

and

THE TOWN OF ROTTERDAM

to use the agreement

TOWN OF GLENVILLE MASTER SERVICES AGREEMENT

for a

SCHOOL BUS STOP ARM ENFORCEMENT PROGRAM

By executing this Agreement to use the Master Services Agreement between BusPatrol America LLC and the Town of Glenville for a School Bus Stop Arm Enforcement Program (the "Agreement"), **THE TOWN OF ROTTERDAM**, with a mailing address of 1100 Sunrise Blvd., Rotterdam, NY 12306 (the "Town of Rotterdam") and **BUSPATROL AMERICA, LLC**., with its principal place of business at 8560 Cinder Bed Road, Suite 100, Lorton, VA 22079 ("Vendor" and/or "BusPatrol") agree to use the Master Service Agreement referred to as the Town of Glenville Contract (hereinafter "Glenville Contract" as the basis of the Agreement the for installation, maintenance and use of school bus photo violation monitoring systems.

WHEREAS 1174-a of the New York State Vehicle and Traffic Law (VTL) authorizes a county, town, city, or village located within a school district to adopt and amend a local law or ordinance establishing a demonstration program imposing monetary liability on the owner of a vehicle for a violation of Section 1174 of the VTL; and

WHEREAS the Town of Rotterdam adopted §266B ("Local Law 12") imposing owner liability for failure of a vehicle operator to stop for a school bus displaying a red visual signal and stop arm, as more particularly set forth in the Local Law;

WHEREAS BusPatrol provides, and the Town of Rotterdam desires to acquire, on behalf of participating school districts, a turn-key, web-based school bus photo violation monitoring system that can be used to capture images of vehicles operated in violation of Section 1174, issue citations to the owner of such vehicle when approved by an authorized City Enforcement Technician, and collect fines from the owner of such vehicle as authorized by Section 1174-a; and

WHEREAS Section 16.9 of the Glenville Contract, entitled Cooperative Purchasing / Multi-Agency Participation / Piggybacking, extends the terms and conditions of the Glenville Contract to any and all other agencies within the State of New York, as well as any other federal, state, municipal, county, or local governmental agency under the jurisdiction of the United States and its territories.

NOW THEREFORE, in consideration of the foregoing recitals, which are expressly incorporated herein, the mutual covenants and agreements set forth herein, and for other good and valuable

consideration, the receipt and sufficiency of which are hereby acknowledged, the Town of Rotterdam and BusPatrol agree as follows:

The foregoing recitals are true, correct and form an integral part of this Contract.

A. INCORPORATION BY ATTACHMENT AND REFERENCE. This Agreement shall include the following documents (attached hereto as Exhibit A):

1. The "Master Services Agreement between BusPatrol America, LLC and the Town of Glenville for a School Bus Stop Arm Enforcement Program" dated September 20, 2024.
2. BusPatrol's Proposal in Response to Request for Proposal for Stop Arm Surveillance / Camera System for Bus Fleet, dated March 20, 2024.
3. "Request for Proposal for Stop Arm Surveillance / Camera System for Bus Fleet" dated February 21, 2024.

All references to "the Town of Glenville" or "the Town" in the Glenville Contract (including Exhibits) are hereby replaced with "the Town of Rotterdam". In the event of any conflict or inconsistency between the items listed above, the conflict shall be resolved by giving precedence to the documents listed in the order above, with the earlier listed controlling over the latter.

B. TERM.

1. At the time of execution of this Agreement, the term of the Glenville Contract extends through and including five (5) years from the date the first Notice of Violation was issued through the BusPatrol System (subject to extension as set forth in Section 2.0 of the Glenville Contract).

2. The Initial Term of this Agreement shall commence on the date the Agreement is fully executed and shall terminate five (5) years from the date the first Notice of Violation is issued through the BusPatrol System, unless extended.

3. Upon expiration of the Initial Term, the Agreement may be extended for additional periods as described in the Glenville Contract, Section 2.0.

C. TIME OF PERFORMANCE OF SERVICES AND IMPLEMENTATION PLAN.

Upon full execution of this Agreement, BusPatrol agrees to commence the implementation of the Turnkey School Bus Infraction Detection System Safety Program, including the installation, operation and maintenance of the BusPatrol System, (as such term is defined in the Glenville Contract).

D. SIGNATURES.

A signed copy of this Agreement delivered by facsimile, email or other means of electronic transmission shall be deemed-to have the same legal force and effect as delivery of an original signed copy of this Agreement.

SIGNATURE PAGE FOLLOWS

IN WITNESS WHEREOF, the parties have duly executed this Agreement as of the date last set forth below to be effective as of the last date of signature below:

BUSPATROL AMERICA LLC	**THE TOWN OF ROTTERDAM**
_____	_____
By: Karoon Monfared	By:
Title: Chief Executive Officer	Title:
Date:	Date:

EXHIBIT A

1. The "Master Services Agreement between BusPatrol America, LLC and the Town of Glenville for a School Bus Stop Arm Enforcement Program" dated September 20, 2024.
2. BusPatrol's Proposal in Response to Request for Proposal for Stop Arm Surveillance / Camera System for Bus Fleet, dated March 20, 2024.
3. "Request for Proposal for Stop Arm Surveillance / Camera System for Bus Fleet" dated February 21, 2024.

MASTER SERVICES AGREEMENT

between

BUSPATROL AMERICA, LLC

and

THE TOWN OF GLENVILLE

for a

SCHOOL BUS STOP ARM ENFORCEMENT PROGRAM

This Master Services Agreement (the "Agreement") is hereby made and entered into by and between BusPatrol America, LLC with its principal place of business at 8560 Cinder Bed Road, Suite 100, Lorton, VA 22079 ("BusPatrol" or "Contractor"), and the Town of Glenville, located at 18 Glenridge Rd., Glenville, NY 12302 ("Town") (each a "Party" and together, the "Parties").

RECITALS

WHEREAS, Section 1174-a of the New York State Vehicle and Traffic Law (VTL) authorizes the governing body of a county, town, or village located within a school district to adopt and amend a local law or ordinance establishing a demonstration program imposing monetary liability on the owner of a vehicle for a violation of Section 1174 of the VTL; and

WHEREAS, Town adopted Town of Glenville Code § 255-13.2 ("Local Law") imposing owner liability for failure of a vehicle operator to Stop for a school bus displaying a red visual signal and stop-arm, as more particularly set forth in the Local Law; and

WHEREAS, the Local Law establishes fines for each violation as authorized by Section 1174-a of the VTL, and further authorizes the Town to cause to be installed and operated school bus photo violation monitoring systems on school buses owned or operated within Town, as more particularly set forth in the Local Law; and

WHEREAS, BusPatrol provides, and the Town desires to acquire, on behalf of Participating School Districts, a turn-key, web-based school bus photo violation monitoring system that can be used to capture images of vehicles operated in violation of Section 1174, issue citations to the owner of such vehicle when approved by an authorized Town Enforcement Technician, and collect fines from the owner of such vehicle as authorized by Section 1174-a; and

WHEREAS, the Town represents that it has the authority, in accordance with Section 1174-a and the Local Law, to enter into this Agreement with BusPatrol, and to establish the terms and conditions upon which Town may engage BusPatrol to install, maintain and operate school bus photo violation monitoring systems within Town; and

WHEREAS, Town has reviewed the business and financial terms of this Agreement and confirms that the said terms and conditions are beneficial to the public interest and enhanced safety and security for the children and community at large.

NOW THEREFORE, in consideration of the foregoing recitals, which are expressly incorporated herein, the mutual covenants and agreements set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Town and BusPatrol agree as follows:

The foregoing recitals are true and correct and form an integral part of this Agreement and are contractual.

AGREEMENT

1.0 DEFINITIONS. In this Agreement, the words and phrases below shall have the following meanings:

1.1 "**BusPatrol System**" means, collectively, all of the BusPatrol Equipment, BusPatrol Software, BusPatrol Intellectual Property and other tangible and intangible property relating thereto owned by BusPatrol that is installed, operated, and maintained by BusPatrol to operate the School Bus Stop Arm Program within Participating School Districts. The BusPatrol System will include all equipment and services necessary to operate the program.

1.2 "**BusPatrol Equipment**" includes any and all cameras, sensors, equipment, components, products, and other tangible property that comprise the BusPatrol System, including, but not limited to, the following:

1.2.1 **"Enforcement Cameras"** means the outward-facing cameras and other related equipment installed by BusPatrol on the exterior of a school bus to identify Violations of the Stop Arm Law.

1.2.2 "**Non-Enforcement Cameras**" means the cameras and other related equipment, including audio recording equipment, installed by BusPatrol on the school bus, if ordered by Participating School Districts through an Opt-In Agreement, to allow authorized personnel within the Participating School Districts to monitor student safety on board the bus.

1.3 "**BusPatrol Software**" means all computer software programs installed, operated, and maintained by BusPatrol to operate the School Bus Stop Arm Program within Participating School Districts, including, but not limited to, the BusPatrol OS, AlertBus application, Console application, as well as software documentation, and firmware embedded on BusPatrol Equipment. BusPatrol Software also includes third-party applications used by BusPatrol to deliver the services, including, but not limited to, optional third-party software applications ordered by Participating School Districts.

1.4 "Contested Violation" means a Notice of Violation issued through the BusPatrol system that is challenged by the owner of the vehicle before a Local Court in accordance with Section 1174-a of the NY VTL, and that results in payment of any fines or penalties directly to the Local Court.

1.5 **"Intellectual Property"** means, with respect to any person, any and all now known or hereafter known tangible and intangible (a) rights associated with works of authorship throughout the world including, but not limited to, copyrights, moral rights and mask-works, (b) trademark and trade name rights and similar rights, (c) trade secrets rights, (d) patents, designs, algorithms and other intellectual property rights, (e) all other intellectual and industrial property rights of every kind and nature throughout the universe and however designated, whether arising by operation of law, contract, license, or otherwise, and (f) all registrations, initial applications, renewals, extensions, continuations, divisions or reissues hereof now or hereafter in force (including any rights in any of the foregoing) of such person.

1.6 **"Town Enforcement Technician"** or **"Law Enforcement Agency"** means an individual (or individuals) employed by the Town who, upon being notified by BusPatrol, shall upon notification review data provided by BusPatrol, and upon review either certify or deny whether a violation has occurred and then return that information to BusPatrol for the issuance of a notice of violation.

1.7 **"Local Court"** means the court or traffic violations bureau having jurisdiction over traffic infractions where the violation occurred.

1.8 **"Non-Contested Violation"** means a Notice of Violation issued through the BusPatrol system that is not challenged by the owner of the vehicle and is paid directly to BusPatrol.

1.9 **"Notice of Violation"** means the notice of a School Bus Stop-Arm Violation, which is mailed or otherwise delivered by BusPatrol or its designated agent to the vehicle owner in respect to each School Bus Stop-Arm Violation.

1.10 **"Participating School District"** means a School District located within the Town that has entered into a formal, binding agreement with the Town, in accordance with the Stop Arm Law, to authorize the Town to contract with, or to ratify an existing contract with, BusPatrol for the installation, maintenance and use of school bus violation monitoring systems on school buses. Each Participating School District will execute an "Opt-In Agreement" documenting their execution of a formal binding agreement with the Town, and identifying, at a minimum, (1) total number of buses in the District to be outfitted, and (2) agreed-upon installation start date. A sample Opt-In Agreement is provided in Exhibit B.

1.11 **"Potential Violation"** means evidence of a potential School Bus Stop-Arm Violation that is collected by the BusPatrol System and provided to the Town Enforcement Technician or Law Enforcement Agency for final review and determination of a Violation, in accordance with the Stop Arm Law.

1.12 **"Program Revenue"** means a combination of (a) 90% of the fines and penalties from Contested Violations collected by a Local Court and transferred to Town by the State Comptroller in accordance with Section 1803 of the NY VTL; plus (b)

100% of the fines and penalties from Non-Contested Violations collected by BusPatrol.

1.13 **"School Bus Stop Arm Program"** means the administration, processes, and procedures by which the School Bus Stop Arm Violations are recorded, monitored, identified, processed, approved, distributed, enforced, collected, reported, adjudicated, appealed, and otherwise managed by BusPatrol, the Town and each Participating School District.

1.14 **"School Bus Stop Arm Violation"** (also sometimes "Violation") means determination of a Town Enforcement Technician or Law Enforcement Agency that a motor vehicle has been operated in violation of the Stop Arm Law.

1.15 **"Stop Arm Law"** means Section 1174-a of the New York Vehicle and Traffic Law and Town of Glenville Code § 255-13.2.

1.16 **"Violation Data"** means all electronic data collected by the Enforcement Cameras that contains information, including, but not limited to, pictures, video, GPS location, date, and time of Potential Violations.

2.0 **TERM.** This Agreement shall commence on the Effective Date and shall continue for a five (5) year period from the date the first Notice of Violation is issued through the BusPatrol System (the "Initial Term"). Upon expiration of the Initial Term, this Agreement shall be extended for an additional five (5) year term ("Extended Term") unless either Party shall notify the other in writing, at least 90 days prior to the expiration of the Initial Term, of its desire not to renew.

3.0 RELATIONSHIP OF THE PARTIES

3.1 Nothing in this Agreement shall create, or be deemed to create, a partnership, joint venture or the relationship of principal and agent or employer and employee between the Parties. The relationship between the Parties shall be that of independent contractors, and nothing contained in this Agreement shall create the relationship of principal and agent or otherwise permit either Party to incur any debts or liabilities or obligations on behalf of the other Party (except as specifically provided herein).

3.2 Each Party is acting independently of the other, and neither is an agent, servant, employee, or joint venture partner of the other. The Parties represent and warrant that they have, or will secure at their own expense, all personnel and consultants required to provide the services under this Agreement and have contracted, or will contract, with any necessary third-party vendors to provide the services in accordance with this Agreement. No officer or member of the governing body of the Town or Participating School District or BusPatrol shall participate in any decision relating to this Agreement that affects his or her personal interest, nor shall any such officer or member of the Town or Participating School Districts have any pecuniary interest in this Agreement or any part thereof.

4.0 SCOPE OF SERVICES/RESPONSIBILITIES OF THE PARTIES

Town hereby authorizes BusPatrol to act as the exclusive operator of the School Bus Stop Arm Program within the Town, for the purpose of enforcing the Stop Arm Law, for the duration of this Agreement and any extension or renewal thereof. In order to carry out the Program, each Party agrees to undertake the following responsibilities:

4.1 **Responsibilities of BusPatrol.** BusPatrol agrees to provide the following services:

4.1.1 Install, operate, and maintain the BusPatrol Equipment on 30 school buses operated by a Participating School District and/or their bus contractors;

4.1.2 Exercise commercially reasonable efforts to equip Participating School District's entire fleet of buses with the BusPatrol System within one hundred and eighty (180) days of the Effective Date, to the extent Town and Participating School District has fulfilled its obligations under this Agreement and to the extent commercially practical and mutually agreed by BusPatrol and the Participating School Districts. The number of buses shall be estimated by asset lists received by the School District, with a final count of installed buses certified by both BusPatrol and the Participating School District. The order of such installation of the BusPatrol Systems, if any, on Participating School District school buses will be determined by BusPatrol, in its reasonable discretion, which determination will be documented in a detailed Implementation Plan to be developed by BusPatrol based on various methods of research or survey data used by BusPatrol to determine the priority of Participating School District school bus routes that have a need for the installation of the BusPatrol Systems;

4.1.3 Provide implementation and ongoing services in accordance with a Service Level Agreement to be agreed on during implementation;

4.1.4 Provide training to appropriate Town and Participating School District personnel on the proper use of the BusPatrol Equipment;

4.1.5 Provide designated Town Enforcement Technicians or Law Enforcement Agency with access to Violation Data collected by the BusPatrol System in connection with Potential Violations, for the purpose of identifying Violations and approving the issuance of Notices of Violations for School Bus Stop-Arm Violations in accordance with applicable provisions of the Law;

4.1.6 Prepare Notices of Violations for School Bus Stop- Arm Violations, when reviewed and approved by a designated Town Enforcement Technician or Law Enforcement Agency in accordance with applicable provisions of the Stop Arm Law;

4.1.7 Mail Notices of Violation to owners of vehicles that have been operated in violation of the applicable provisions of the Stop Arm Law;

4.1.8 Collect any civil fines, penalties, and costs, including credit card processing fees, assessed for Violations of the Stop Arm Law. BusPatrol may charge a credit card processing fee to the Party making payment upon a ticket/citation, and may use any lawful means to collect any Violations that are not paid in a timely manner, including utilizing debt resolution agencies for delinquent violators;

4.1.9 Provide a web-based system for processing payments from Violations through the Alertbus web portal using BusPatrol's PCI compliant systems, FDIC-insured bank account, and third-party payment processor, to be disbursed in accordance with Article 5;

4.1.10 Provide monthly reports to the Town as set forth in Section 1174-a(m) of the New York Vehicle and Traffic Law;

4.1.11 Provide video footage, recorded images and other information required for purposes of enforcement of the law and in accordance with or required by the provisions of Section 1174-a. Such footage, images and other information shall not be made available to the Participating School District, but shall be forwarded to the Town Enforcement Technician in accordance with the procedures adopted by the Town to determine if there has been a violation and to enforce the penalties with respect thereto; and

4.1.12 Install Non-Enforcement Cameras and Equipment, if selected by a Participating School District in an Opt-In Agreement, at the same time that Stop Arm Enforcement Cameras are installed.

4.2 Responsibilities of the Town. The Town agrees to:

4.2.1 Provide BusPatrol with access to school buses, along with other reasonable assistance necessary for BusPatrol to install, operate and maintain the BusPatrol System. In the event Town does not own or operate school buses, Town shall endeavor to secure the right from Participating School Districts or any private school bus operator for BusPatrol to install, operate and maintain the BusPatrol system on such third-party school buses, at no cost to the Town;

4.2.2 Encourage any Participating School Districts within the Town enter into an agreement, in accordance with the Local Law, to authorize the Town to contract with BusPatrol to install, operate and maintain Equipment on buses owned or operated by such Participating School Districts for the purpose of operating the school bus photo monitoring system pursuant to the Local Law within such Participating School District. Such agreements will be documented using an Opt-In Agreement;

4.2.3 Designate in writing a program manager (the "Town Program Manager") that BusPatrol may contact for day-to-day operational concerns, issues, and problems. The Town Program Manager shall also be responsible for the review of any and all BusPatrol deliverables, including reports. BusPatrol may rely upon the apparent authority of the Town Program Manager;

4.2.4 Designate a technology representative (the "Town Technology Representative") to assist BusPatrol Program Manager with resolving technical issues, including providing access to the BusPatrol System if blocked by firewall, or other Town or School District security protocols;

4.2.5 Promptly review and approve, or disapprove with explanation, all BusPatrol deliverables, including Revenue Reconciliation Reports to authorize disbursement of funds in accordance with Article 5.0;

4.2.6 Assist BusPatrol in arranging for appropriate court personnel to administer hearings and adjudicate contested tickets, and to assess liability for failure to pay fines or contest liability, as required by the Stop Arm Law;

4.2.7 Arrange for qualified Town Enforcement Technicians or Law Enforcement Agency personnel to review evidence packages and approve or disapprove potential notices of violation. ALL DECISIONS TO ISSUE A NOTICE OF VIOLATION MUST BE MADE BY AUTHORIZED TOWN ENFORCEMENT TECHNICIANS OR PERSONNEL FROM A DESIGNATED LAW ENFORCEMENT AGENCY. The Town shall be responsible for providing BusPatrol with any specific evidence requirements that may be needed to establish a valid Notice of Violation in accordance with the Stop Arm Law.

4.2.8 Provide BusPatrol seven (7) days' written notice of an installation appointment;

4.2.9 Assist BusPatrol in applying for and obtaining an exemption from search fees under Section 202 of the New York State Vehicle and Traffic Law, in order to allow BusPatrol to request searches of records from the New York State Department of Motor Vehicles (DMV) in connection with the processing and issuance of notices of violation through the BusPatrol System;

4.2.10 As required by Section 1174-a of the New York Vehicle and Traffic Law, adopt and enforce measures to protect the privacy of drivers, passengers, pedestrians, and cyclists whose identity and identifying information may be captured by a school bus photo violation monitoring device;

4.2.11 Coordinate with other governmental entities as needed to carry out this Agreement, including the execution of all necessary intergovernmental agreements;

4.2.12 Be responsible for compliance with all requirements set forth in or related to the Stop Arm Law;

4.2.13 Utilize all lawful and reasonable means to collect delinquent citations, including coordinating with other governmental entities and agencies as may be necessary to collect such delinquent citations;

4.2.14 Assist BusPatrol as is reasonably necessary in its efforts to pursue and collect delinquent Notices of Violation, including through the use of third parties, to the extent permitted by law; and

4.2.15 Use best efforts to carry out the obligations under this Agreement, and help resolve any issues, problems or concerns related to compliance with the installation, maintenance, and operation of the Equipment within the Participating School Districts.

4.3 Responsibilities of Participating School Districts. BusPatrol shall only be obligated to install and operate the school bus photo violation monitoring system within a Participating School District that has executed and is in compliance with all obligations set forth in an Opt-In Agreement. A sample Opt-In Agreement is provided in Exhibit B.

5.0 PAYMENT.

All payments to be made to Contractor and Town shall be paid from Program Revenues, which shall be collected and distributed as follows:

5.1 Collection and Disbursement of Revenues from Non-Contested Violations.

5.1.1 All fines and penalties collected by Contractor for Non-Contested Violations shall be deposited into the dedicated bank account established by Contractor pursuant to Article 4.

5.1.2 100% of the fines and penalties collected from Non-Contested Violations shall be considered Program Revenue and shall be used solely for purposes of paying the Revenue Share payments, Technology Fees and Program Administrative Expense called for in Article 5.3.

5.1.3 BusPatrol will disburse Program Revenues from the dedicated BusPatrol account within five (5) days of Town's approval of each monthly Revenue Reconciliation Report and accompanying BusPatrol invoice, as called for in Articles 5.4 and 5.5.

5.2 Collection And Disbursement of Revenues from Contested Violations.

5.2.1 All fines and penalties from Contested Violations will be collected by the Local Court in the Municipality where the Violation is adjudicated.

5.2.2 Each Local Court that collects fines and penalties from Contested Violations shall be responsible for transferring the fines and penalties collected in connection with contested Violations to the New York State Comptroller as required by Section 1803 of the New York Vehicle and Traffic Law. Town and Contractor agree to work with the municipalities, other than the Town, having jurisdiction and that are participating in this School Bus Stop Arm Program ("Participating Municipalities") to provide any information or other reasonable assistance necessary to effect the transfer of funds for Contested Violations to the State Comptroller, including preparing any statement in such form and detail as required by the Comptroller in accordance with Section 1803.

5.2.3 In accordance with Section 1803 of the New York Vehicle and Traffic Law, 10% of the fines and penalties collected from Contested Violations will be transferred from the State Comptroller to each Municipality where the Violation was issued, and 90% of the fines and penalties collected from Contested Violations will be transferred from the State Comptroller to the Town.

5.2.4 The 90% of fines and penalties from Contested Violations received by the Town shall be considered Program Revenue and shall be used solely for purposes of paying the Revenue Share payments, Technology Fees and Program Administrative Expense called for in Article 5.3.

5.2.5 Town will disburse Program Revenues to BusPatrol within ten (10) days of Town's approval of each monthly Revenue Reconciliation Report and accompanying BusPatrol invoice, as called for in Articles 5.4 and 5.5.

5.3 **Payment Amounts.** Program Revenues shall be used to pay the following amounts to compensate Contractor for the installation, maintenance, and use of the BusPatrol Systems in accordance with Section 1174-a(1-b) of the New York Vehicle and Traffic Law:

5.3.1 BusPatrol Technology Fees.

5.3.1.1 Contractor shall be paid a fixed fee of $125 per bus per month (the "BusPatrol Technology Fee") for each school bus that has been equipped with BusPatrol Equipment to compensate Contractor for the up-front capital expenditures and operational costs to install, operate and maintain such BusPatrol Equipment.

5.3.1.2 Technology Fees shall be charged monthly for each school bus that has been equipped with BusPatrol Equipment beginning on the first full month after the completion of the Trial Period.

5.3.1.3 Additional Technology Fees may be assessed in the event that: (i) the Parties agree in writing to increase the number of buses following the initial certification as described in Section 4.1.2; or (ii) the School District requests additional equipment, software, or services from those provided in this Agreement.

5.3.1.4 Additional amounts may be added to the total monthly Technology Fees owed in the event that: (i) Equipment is lost or damaged as a result of vandalism/theft from the School District's failure to properly safeguard its buses; (ii) equipment requires excessive maintenance (*i.e.* beyond normal wear and tear) as a result of the School District's failure to properly safeguard or maintain its buses; or (iii) the School district incurs charges or fees for services performed by a third-party services provider which are then billed back to BusPatrol.

5.3.1.5 All Technology Fees will be paid from the Town's Program Revenue Share. In the event that the amount of Program Revenue deposited into Contractor's dedicated account in a given month is insufficient to cover the total amount of Technology Fees owed to BusPatrol for that month, the balance of unpaid Technology Fees will be rolled over for payment in the following month(s) until all outstanding Technology Fees have been paid.

5.3.1.6 If at the end of the term of this Agreement (or any extension thereof) the total Program Revenue deposited into Contractor's dedicated account is insufficient to cover the total amount of Technology Fees owed to Contractor for the term of this agreement, BusPatrol will have no claim against Town, Participating Municipalities or Participating School Districts for the payment of any such unpaid amounts.

5.3.2 Revenue Share Payments.

5.3.2.1 Program Revenues shall be disbursed 60% to the Contractor ("Contractor's Revenue Share") and 40% to Town ("Town's Revenue Share").

5.3.2.2 Town's 40% Revenue Share shall first be used to reimburse Contractor for any outstanding Program Administrative Expense advanced by Contractor in accordance with Article 5.3.3. Any remaining portion of Town's Revenue Share payment may be used by Town for such other purposes as determined by Town.

5.3.3 Program Administrative Expense.

5.3.3.1 On the first day of each month, Town shall invoice Contractor for payment of a fixed monthly amount equal to the agreed-upon Program Administrative Expense, as established by the Parties in accordance with this Article 5.3.3.

For purposes of this Article 5.3.3, "Program Administrative Expense" equals an agreed-upon fixed monthly amount to reimburse Town for the salary and benefits of one (1) full time Town employee to directly administer and support the Stop Arm Program. In addition, Program Administrative Expense will include any expense incurred by the Town for labor or materials resulting from the administration of the Stop Arm Program, which will be documented by the Town and mutually agreed upon with Contractor.

5.3.3.2 The Town agrees to confer with Contractor regarding the required level of administrative support needed to carry out the Stop Arm Program, and to determine whether Contractor can provide an alternative means of providing the required administrative support, at the Contractor's expense. The Parties will also confer to adjust the amount of the Program Administrative Expense established in this Article 5.3.3 in the event of any changes in the level of administrative support required, including but not limited to changes in the number of buses deployed or volume of Violations issued, or any material increase or decrease in Town's actual cost of administering or supporting the Stop Arm Program.

5.3.3.3 Town agrees to comply with any reasonable request by Contractor for supporting documentation supporting such Program Administrative Expense.

5.3.3.4 Contractor will advance Town an amount equal to the agreed upon monthly Program Administrative Expense within 10 days of Town's submission of proper invoice. The Parties agree that Contractor's payment of Program Administrative Expense represents an advance of future Program Revenues, to be reimbursed from Town's Revenue Share payments in the following month(s).

5.3.3.5 Town agrees to use its monthly Revenue Share payment to reimburse Contractor for any Program Administrative Expense previously advanced to Town by Contractor.

5.3.3.6 In the event that Town's 40% Revenue Share in a given month is insufficient to cover the total amount of outstanding Program Administrative Expense owed to Contractor, the balance of unpaid Program Administrative Expense will be rolled over for payment

in the following month(s) until all outstanding Program Administrative Expense has been paid.

5.3.3.7 If at the end of the term of this Agreement (or any extension thereof) the total amount of Town's Revenue Share payments received by Town are insufficient to reimburse Contractor for all Program Administrative Expenses advanced by Contractor during the term of this agreement, Contractor will have no claim against Town or Participating School Districts for the payment of any such unreimbursed amounts.

5.4 Monthly Revenue Report, Invoicing and Payment.

5.4.1 Within fifteen (15) days following the end of each month, BusPatrol shall submit a report (the "Revenue Reconciliation Report") and accompanying invoice to Town for review and approval, to authorize payment of the amounts called for in this Article 5. At a minimum, the monthly Revenue Reconciliation Report shall include the following supporting information:

5.4.1.1 Total number and gross revenue from Contested Violations collected by Local Courts and transferred to the State Comptroller during the previous month;

5.4.1.2 Total amount of revenue from Contested Violations transferred by the State Comptroller to each Participating Municipality (10%) during the previous month;

5.4.1.3 Total amount of revenue from Contested Violations transferred by the State Comptroller to Town (90%) during the previous month, to be disbursed as Program Revenue;

5.4.1.4 Total number and gross revenues from Non-Contested Violations collected by Contractor during the previous month, to be disbursed as Program Revenues;

5.4.1.5 Total amount of Technology Fees to be paid to BusPatrol from Program Revenue, including any unpaid Technology Fees from the current or prior months to be deducted from future Program Revenue;

5.4.1.6 Total amount of Contractor's 60% share of Program Revenue, and Town's 40% share of Program Revenue; and

5.4.1.7 Total amount of agreed-upon Program Administrative Expense advanced by Contractor during the previous month to be repaid from Town's 40% share of Program Revenue, including any unpaid Program Administrative Expense from prior months.

The Parties agree to work in good faith to reconcile any discrepancies in the amounts payable to any Party that are identified in the monthly Revenue Reconciliation Report.

5.5 Payment, Disbursement of Program Revenues.

5.5.1 BusPatrol will disburse revenues collected from Non-Contested Violations from the dedicated BusPatrol account to the Participating Municipalities, the Town and BusPatrol within five (5) calendar days of Town's approval of a monthly Revenue Reconciliation Report and accompanying invoice.

5.5.2 Town shall disburse funds received from the State Comptroller within fifteen (15) calendar days of Town's approval of a monthly Revenue Reconciliation Report and accompanying invoice. Town shall approve or provide notice of a discrepancy to BusPatrol within ten (10) business days of receipt of the monthly Revenue Reconciliation Report.

5.5.3 All amounts payable to BusPatrol under this Agreement shall be paid from Program Revenues. In no event shall the Town bear any expense associated with the administration of this program if Program Revenues over the entire term of this agreement (including any extension thereof) are insufficient to cover the amounts owed to BusPatrol.

5.6 Contractor is authorized to enter into a contract with a debt collection agency

5.6.1 Contractor is hereby authorized to enter into an agreement, in its own name, with a debt collection agency to recoup and recover any outstanding fines owed to the Town as a result of violations of the School Bus Stop Arm Program.

5.6.2 The debt collection agency shall comply with all local and state laws related to the School Bus Stop Arm Program and shall comply with all federal, state, and local laws and regulations pertaining to debt collection.

6.0 LICENSE AND RESERVATION OF RIGHTS.

6.1 License Grant. BusPatrol grants to the Town a limited, non-exclusive license to use the BusPatrol System, including BusPatrol Equipment, BusPatrol Software and BusPatrol Intellectual Property, solely for purposes of carrying out this Agreement. This license shall continue for the duration of this Agreement remains in effect and shall expire immediately upon termination or expiration of this Agreement. Town shall immediately cease any and all use of the BusPatrol Equipment, BusPatrol Software or other BusPatrol Intellectual Property upon termination or expiration of this Agreement, unless specifically authorized by BusPatrol in a separate written license agreement. BusPatrol represents and warrants to the Town that, with respect to the BusPatrol System, including BusPatrol Equipment, BusPatrol Software and BusPatrol Intellectual Property licensed to the Town, BusPatrol: (a) has the right to grant the license to the Town; (b) knows of no material defects in any tangible or

intangible assets so licensed; and (c) knows of no intellectual property right infringement or claims of infringment.

6.2 **Reservation of Rights.** Town and BusPatrol hereby acknowledge and agree to the following:

6.2.1 BusPatrol: (a) is the sole and exclusive owner of the BusPatrol System, BusPatrol Equipment, BusPatrol Software, BusPatrol Intellectual Property, including any updates, modifications, or enhancements thereto, arising from or relating to the BusPatrol System, and any and all related Equipment; (b) has the right to grant to the Town a license as set forth in this Agreement; (c) knows of no material defect in any tangible or intangible property so licensed; and (d) knows of no intellectual property right infringement or claims of infringement, of any name, nature or kind.

6.2.2 Town neither has nor makes any claim to any right, title, or interest in any of the foregoing, except as specifically granted or authorized under this Agreement; and

6.2.3 By reason of the exercise of any such rights or interests of Town pursuant to this Agreement, Town shall not gain any additional right, title, or interest therein.

6.3 **Restricted Use.** Town hereby covenants and agrees that it shall not:

6.3.1 Use the BusPatrol System, BusPatrol Equipment, BusPatrol Software or BusPatrol Intellectual Property for any purpose other than BusPatrol's operation of the School Bus Stop Arm Program;

6.3.2 Disclose or provide the BusPatrol System, BusPatrol Equipment, BusPatrol Software or BusPatrol Intellectual Property to any third parties without the prior express written permission of BusPatrol;

6.3.3 Make any modifications to the BusPatrol System including, but not limited to, any BusPatrol Equipment or BusPatrol Software;

6.3.4 Alter, remove, or tamper with any BusPatrol marks;

6.3.5 Use any of the BusPatrol trademarks or other marks in any way which is likely to or actually prejudices their distinctiveness, validity, or the goodwill of BusPatrol therein;

6.3.6 Use any trademarks or other marks other than those BusPatrol marks approved by BusPatrol in connection with the Town's use of the BusPatrol System pursuant to the terms of this Agreement without first obtaining the prior consent of BusPatrol and BusPatrol; or

6.3.7 Disassemble, de-compile or otherwise perform any type of reverse engineering to the BusPatrol System including, but not limited to, any BusPatrol Equipment, BusPatrol Software or BusPatrol Intellectual Property, or cause any other person to do any of the foregoing.

6.4 Protection of Rights. BusPatrol shall have the right to take whatever action it deems necessary or desirable to protect its intellectual property rights, remedy or prevent the infringement of any Intellectual Property of BusPatrol including, without limitation, the filing of applications to register as trademarks in any jurisdiction any of the BusPatrol marks, the filing of patent applications for any of the Intellectual Property of BusPatrol, and making any other applications or filings with appropriate Governmental Authorities. Town shall not take any action to remedy or prevent such infringing activities and shall not in its own name make any registrations or filings with respect to any BusPatrol Intellectual Property without the prior written consent of BusPatrol.

6.5 Infringement. The Town shall use its reasonable best efforts to give BusPatrol prompt notice of any activities or threatened activities of any person of which it becomes aware that infringes or violates or may infringe or violate BusPatrol's Intellectual Property or that constitute a misappropriation of trade secrets or acts of unfair competition that might dilute, damage, or destroy any of BusPatrol's Intellectual Property. BusPatrol shall have the exclusive right, but not the obligation, to act to enforce such rights and to make settlements with respect thereto. In the event that BusPatrol commences any enforcement action under this Article 6.5, then the Town shall render to BusPatrol such reasonable cooperation and assistance as is reasonably requested by BusPatrol from time to time, provided that BusPatrol shall reimburse the Town for any reasonable costs incurred or paid to third parties.

6.6 Infringing Use. The Town shall give BusPatrol prompt written notice of any action or claim, whether threatened or pending, against the Town alleging that the BusPatrol Intellectual Property infringes or violates any patent, trademark, copyright, trade secret or other Intellectual Property of any other person, and the Town shall render to BusPatrol such reasonable cooperation and assistance as is reasonably requested by BusPatrol in the defense thereof, provided that BusPatrol shall reimburse the Town for any reasonable costs incurred in providing such cooperation and assistance incurred or paid to third parties. If such a claim is made and BusPatrol determines, in the exercise of its sole discretion, that an infringement may exist, BusPatrol shall have the right, but not the obligation, to procure for the Town the right to keep using the allegedly infringing items, modify them to avoid the alleged infringement, or replace them with non-infringing items.

7.0 TERMINATION, EXPIRATION

7.1 Termination of Agreement Not for Cause. Either the Town or BusPatrol shall have the right to terminate this Agreement for convenience on ninety (90) days' written notice to the other Party.

7.2 Termination of Agreement for Cause

7.2.1 Either the Town or BusPatrol shall have the right to terminate this Agreement, by written notice to the other if:

7.2.1.1 The Stop Arm Law or other applicable state or local statutes or regulations are materially amended as to prohibit or negatively affect the operation of the School Bus Stop Arm Program, including but not limited to any change in any laws that would substantially reduce or eliminate fines or charges for Violations of the Stop Arm Law, or that would otherwise eliminate the source of funding for the School Bus Stop Arm Program;

7.2.1.2 A final decision (subsequent to any appeals that may be filed) by a court of competent jurisdiction declares that the results from the BusPatrol System are inadmissible in evidence;

7.2.1.3 The other Party commits any material breach of any of the provisions of this Agreement, which breach is not cured within a reasonable time following written notice of the alleged material breach.

7.2.2 BusPatrol shall have the right to terminate or suspend this Agreement, in whole or in part, by written notice to the School District or, at its option, initiate renegotiation of the included financial terms, in the event of any of the following:

7.2.2.1 A judicial or quasi-judicial entity takes any action or fails to take any action that negatively impacts the operation, funding, or revenue sources that are necessary to operate the Program, including, but not limited to, issuing a ruling holding that the evidence produced by the BusPatrol systems is inadmissible or insufficient to determine that the Stop Arm Law has been violated, or that any section of this Agreement is inconsistent with the Stop Arm Law, or that materially adverse changes to Processing Guidelines;

7.2.2.2 The school bus owners, operators and/or other third parties take any action or fail to take any action that negatively impacts the operation, funding, or revenue sources that are necessary to operate the Program;

7.2.2.3 The Town or any other government entity (including, but not limited to, law enforcement) take any action or fail to take any action that negatively impacts the operation, funding, or revenue sources that are necessary to operate the Program. Such action includes, but is not limited to, the introduction of significant

citation processing guidelines that deviate from the requirements of the Stop Arm Law.

7.2.3 In the event the Stop Arm Program is suspended for one of the reasons provided for in Section 7.1.1 or 7.1.2 above or Notices of Violation are not being issued for any reason, whether through the actions of the Parties or not, BusPatrol shall have no obligation to maintain the BusPatrol Equipment or provide services to the Town during the suspension period. In the event the Stop Arm Program is resumed, the total amount of time of the suspension period shall be added to the end of the current term of the Agreement, to the extent permitted by law.

7.2.4 In the event that this Agreement is terminated or suspended as provided for in Section 7.2.2.2, 7.2.2.3, or terminated by the Town not for cause, as provided for in Section 7.1, Town agrees to the following fee schedule, which shall in no way limit BusPatrol's ability to recover from the Town funds otherwise due and owing under this Agreement:

7.2.4.1 If the termination date is within the first year of the Term, Town shall pay BusPatrol a one-time fee of $2,500 per school bus equipped with the Bus Patrol System as of the date of termination;

7.2.4.2 If the termination date is within the second year of the Term, Town shall pay BusPatrol a one-time fee of $1,750 per school bus equipped with the Bus Patrol System as of the date of termination;

7.2.4.3 If the termination date is within the third or later years of the Term, Town shall pay BusPatrol a onetime fee of $1,000 per school bus equipped with the Bus Patrol System as of the date of termination.

7.2.5 BusPatrol will work with the Town in good faith to address and rectify any of the above-referenced conditions prior to modify, suspend, or otherwise seek to modify any terms of this Agreement.

7.2.6 In the event this Agreement is terminated, Town and Participating School District(s) shall immediately cease use of the BusPatrol System and allow or ensure BusPatrol reasonable access to buses owned or operated by the Town, Participating School Districts, or any third-party owner or operator of school buses to allow for the removal of the BusPatrol System, including all BusPatrol Equipment and Software.

7.3 Modification of Processing Guidelines

7.3.1 During the implementation of the Program, the School District and BusPatrol will agree upon the processing guidelines ("Processing Guidelines") for BusPatrol to use for creating evidence packages to

submit to the Law Enforcement Agency for review. The Processing Guidelines shall be consistent with the requirements of New York state law and are incorporated into this Agreement by reference. The Processing Guidelines shall not be changed during the first two (2) years following execution of this Agreement.

7.3.2 Upon the two (2) year anniversary and every anniversary thereafter during the Term, the Processing Guidelines can be reviewed and modified. Any such modifications must be agreed to in writing by the Parties and authorized by the Town, the Law Enforcement Agency, and BusPatrol, or their designees. Such modifications to the Processing Guidelines shall not require an amendment to this Agreement. If a modification request by the Town impacts the costs to operate the Program or is inconsistent with the agreed upon Processing Guidelines, the Parties shall work together in good faith to determine an estimate of a reasonable reimbursement from the Town for such costs or modifications.

7.4 **Wind-Down Provisions.** The Parties agree to work together in good faith to effect an orderly wind down of the School Bus Stop Arm Program in the event of termination or expiration, which at a minimum shall be carried out in accordance with the following guidelines:

7.4.1 In the event of termination or expiration of this Agreement, BusPatrol shall be relieved of any further obligations related to the installation, operation, and maintenance of the BusPatrol System within the Town.

7.4.2 The Participating School Districts and BusPatrol shall agree upon a methodical and efficient schedule for BusPatrol to remove all BusPatrol Equipment from the School Buses, at no cost to Participating School District or Town. Unless agreed-upon otherwise, BusPatrol shall have a minimum of 180 calendar days following the date of termination or expiration to complete the removal of all BusPatrol Equipment.

7.4.3 Notwithstanding any other provision of this Agreement to the contrary, the Town and BusPatrol agree that any Notice of Violation issued prior to the effective date of termination or expiration shall continue to be processed and administered by BusPatrol according to the provisions of this Agreement, including the Technology Fees/Revenue Sharing provisions in Article 5.0.

7.4.4 BusPatrol shall, within a reasonable amount of time, deliver to the Town a final report regarding the issuance of Notices of Violation and collection of fines under this Agreement.

7.4.5 Unless the Town and/or a Participating School District and BusPatrol have agreed to enter into a new agreement relating to the BusPatrol

System or have agreed to extend the Term of this Agreement, the Town and Participating School Districts shall immediately cease using the BusPatrol System upon termination or expiration of this Agreement, and shall allow and enable BusPatrol to remove any and all BusPatrol Equipment installed in connection with BusPatrol's performance of this Agreement. At BusPatrol's option, interior wiring harnesses may be abandoned in place.

7.4.6 BusPatrol shall repair all excessive damage to the Participating School District's buses caused when BusPatrol removes BusPatrol Equipment or other items installed by BusPatrol in the Participating School District's buses.

8.0 THIRD-PARTY SERVICES

At the election of the Participating School District, BusPatrol shall install third-party services at the time of installation of the BusPatrol Equipment. Unless otherwise agreed, charges for such services shall be included in the monthly technology fee. This quote does not include any maintenance or troubleshooting fees which shall be billed directly by the third-party service provider to the Participating School District. BusPatrol assumes no responsibility outside of the initial product installation, all requests for maintenance, troubleshooting, or ongoing customer support must be submitted directly to the third-party provider.

9.0 DISCLAIMER OF WARRANTIES

TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, AND EXCEPT AS PROVIDED IN THIS AGREEMENT, THE BUSPATROL SYSTEM AND SERVICES ARE PROVIDED "AS IS" AND "AS AVAILABLE", WITH ALL FAULTS AND WITHOUT WARRANTY OF ANY KIND, AND BUSPATROL AND ITS LICENSORS (COLLECTIVELY REFERRED TO AS "BUSPATROL") HEREBY DISCLAIM ALL WARRANTIES AND CONDITIONS WITH RESPECT TO THE BUSPATROL SYSTEM AND SERVICES, EITHER EXPRESS, IMPLIED OR STATUTORY, INCLUDING, BUT NOT LIMITED TO, THE IMPLIED WARRANTIES AND/OR CONDITIONS OF MERCHANTABILITY, SATISFACTORY QUALITY, FITNESS FOR A PARTICULAR PURPOSE, ACCURACY, QUIET ENJOYMENT, AND NON-INFRINGEMENT OF THIRD-PARTY RIGHTS.

10.0 LIMITATION OF LIABILITY

TO THE EXTENT NOT PROHIBITED BY APPLICABLE LAW, IN NO EVENT SHALL BUSPATROL, ITS AFFILIATES, AGENTS OR PRINCIPALS BE LIABLE FOR PERSONAL INJURY, OR ANY INCIDENTAL, SPECIAL, INDIRECT OR CONSEQUENTIAL DAMAGES WHATSOEVER, INCLUDING, WITHOUT LIMITATION, DAMAGES FOR LOSS OF PROFITS, CORRUPTION OR LOSS OF DATA, FAILURE TO TRANSMIT OR RECEIVE ANY DATA, BUSINESS INTERRUPTION OR ANY OTHER COMMERCIAL DAMAGES OR LOSSES, ARISING OUT OF OR RELATED TO TOWN'S USE OR INABILITY TO USE THE

BUSPATROL SYSTEM OR SERVICES OR ANY THIRD-PARTY SOFTWARE, APPLICATIONS OR SERVICES IN CONJUNCTION WITH THE BUSPATROL SYSTEM OR SERVICES, HOWEVER CAUSED, REGARDLESS OF THE THEORY OF LIABILITY (CONTRACT, TORT OR OTHERWISE) AND EVEN IF BUSPATROL HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES. The indemnities in this Agreement are contingent upon: (i) the Town promptly notifying BusPatrol in writing of any claim which may give rise to a claim for indemnification hereunder; (ii) BusPatrol being allowed to control the defense and settlement of any such claim where BusPatrol is a named Defendant; and (iii) Town cooperating with all reasonable requests of BusPatrol in defending or settling a claim.

The indemnities in this Agreement are limited to direct damages caused by BusPatrol up to $1,000,000 per occurrence and $2,000,000 in the aggregate. In no event will BusPatrol be liable for any claims for consequential, special, incidental, or indirect damage.

Notwithstanding any other provision of this Agreement, the Town] shall not settle any claim for which they are entitled to indemnification hereunder without the prior written consent of BusPatrol, which consent shall not be unreasonably withheld, conditioned, or delayed.

11.0 FORCE MAJEURE

11.1 Neither BusPatrol nor the Town shall be liable to the other or be deemed to be in breach of this Agreement for any failure or delay in rendering performance arising out of causes beyond its reasonable control and without its fault or negligence. Such causes may include, but are not limited to, acts of God, nature or the public enemy, terrorism, invasion, insurrection, order of court, judge, or civil authority, strike, stoppage of labor, riot, and unusually severe weather, significant fires, floods, earthquakes, storms, epidemics, pandemics, quarantine restrictions, strikes, freight embargos, government regulation, or governmental authorities, and delays which are not caused by any act or omission by BusPatrol or the Town. The Party whose performance is affected agrees to notify the other promptly of the existence and nature of any delay.

11.2 Neither BusPatrol nor the Town shall be deemed to be in violation of this Agreement if either Party is prevented from performing any of its obligations hereunder by any of the aforementioned causes or any other cause reasonably beyond the nonperforming Party's control and that is not attributable to such nonperforming Party's dereliction of duty or negligence hereunder.

11.3 In the event of any such occurrence, (a) the time for performance of the nonperforming Party's obligations or duties shall be suspended until such time as the nonperforming Party's inability to perform, provided that the nonperforming Party is not responsible for such inability to perform, is removed; and (b) the period of performance of this Agreement shall be extended for an additional period of time equal to the period of suspension of performance. The Party claiming the suspension of performance shall give notice of such impediment or delay in

performance to the other Party within ten (10) days of its knowledge of the occurrence of the event or events causing such nonperformance. The nonperforming Party shall make all reasonable efforts to mitigate the effects of any suspension of its performance.

12.0 GOVERNING LAW AND ARBITRATION

12.1 This Agreement and all matters arising out of or related to this Agreement shall be governed by and construed in accordance with the laws of the State of New York without giving effect to any choice or conflict of law provision.

12.2 Any controversy or claim arising out of or relating to this Agreement, or a breach hereof, shall be determined by final and binding arbitration administered by the American Arbitration Association ("AAA") under its Commercial Arbitration Rules and Mediation Procedures ("Commercial Rules"). There shall be one arbitrator agreed to by the Parties within twenty (20) days following receipt by respondent of the request for arbitration or in default thereof appointed by the AAA in accordance with its Commercial Rules. The place of arbitration shall be Schenectady County, New York. The Parties irrevocably and unconditionally waive any objection to venue. Except as required by law, neither Party nor the arbitrator may disclose the existence, contents, or results of any arbitration without the prior written consent of both Parties, unless to protect or pursue a legal right. The award rendered by the arbitrator shall be final, non-reviewable, non-appealable, and binding on the Parties and may be entered and enforced in any court having jurisdiction. The arbitrator may not award punitive damages. The compensation and expenses of the arbitrator shall be paid by the Parties equally.

13.0 ASSIGNMENT/SUBCONTRACTING

13.1 Neither Party shall assign this Agreement without the written approval of the other Party, which approval shall not be unreasonably withheld.

13.2 The Parties agree that BusPatrol may delegate the performance of its duties hereunder (including but not limited to installation and maintenance services, violation processing and mailing, or properly storing, securing, maintaining, and repairing the school buses) by contracting with third-party entities in accordance with applicable procurement and other laws, provided that BusPatrol shall remain primarily responsible for the performance of this Agreement and for managing any such third-party entities that it engages to perform any of the duties in this Agreement.

14.0 CONFIDENTIALITY

14.1 For purposes of this provision, "Confidential Information" means any information disclosed pursuant to this Agreement, whether in written, oral or visual form, which is confidential, proprietary or a trade secret of the Party disclosing it (such disclosing Party, the "Disclosing Party") or for which the Disclosing Party is bound by a confidentiality obligation, and which the Disclosing Party desires to protect

from unrestricted disclosure by the Party receiving it (such receiving Party, the "Receiving Party"). Confidential Information shall include, but is not limited to, information about business activities and operations; pricing, sales or marketing of products or services; research and development; contractual arrangements, financial statements, and financial data; technology fees, including amounts of the fee and total amounts received as a fee; information showing or evidencing the revenue split between BusPatrol and the School District; program revenues; BusPatrol's Response to any Request for Proposals; invoices; receipts; payment strategies; fees and billing structures; computer software specifications, system diagrams, concept drafts and other technical data or information; and lists of customers, employees, vendors, and other agents.

14.2 Confidential Information shall include any information developed, generated or in any other way derived by the Receiving Party using any of the Confidential Information of the Disclosing Party.

14.3 Confidential Information will not include information that (a) was generally available to the public or otherwise part of the public domain at the time of its disclosure, (b) became generally available to the public or otherwise part of the public domain after its disclosure and other than through any act or omission by any Party hereto in breach of this Agreement, (c) was subsequently lawfully disclosed to the disclosing Party by a person other than a Party hereto, (d) is required by a court of competent jurisdiction to be disclosed, provided that BusPatrol is provided with prior written notice and an opportunity to seek a protective order or otherwise object to the disclosure, or (e) is required by the New York Freedom of Information Law or other applicable state law to be disclosed, provided that BusPatrol shall be provided with prior written notice and an opportunity to object in the event that any potential disclosure involves any of BusPatrol's Confidential Information.

14.4 The Parties agree that Confidential Information exchanged in connection with the performance of this Agreement shall be used solely for the performance of this Agreement. Each Party shall take reasonable steps to safeguard Confidential Information received from the other Party, and shall not disclose any Confidential Information received from the other Party without the Disclosing Party's prior written consent, except (a) to its employees who are reasonably required to have the Confidential Information for purposes of performing this Agreement, (b) to its agents, representatives, attorneys and other professional advisors that have a need to know such Confidential Information for purposes of performing this Agreement, provided that such parties undertake in writing (or are otherwise bound by rules of professional conduct) to keep such information strictly confidential, and (c) pursuant to, and to the extent of, a request or order by any Governmental Authority, including laws relating to public records, provided that BusPatrol is provided with prior notice and an opportunity to object to any disclosure in accordance with applicable law.

14.5 Upon termination of this Agreement, each Party shall return to the other all tangible Confidential Information of such Party.

15.0 SECURITY

15.1 Each Party shall adhere to all applicable federal, state, and local laws, rules, and regulations regarding the privacy and security of all information generated or gathered in connection with the performance of this Agreement, including, but not limited to the Family Educational Rights and Privacy Act ("FERPA") as applicable.

15.2 Video, images, and other data generated by the External Enforcement Cameras will be provided only to the Municipal Enforcement Technicians or Law Enforcement Agency personnel responsible for reviewing evidence of Potential Violations and other personnel who are specifically authorized to review such evidence for purposes of enforcing the Stop Arm Law. In no event shall Town or Participating School Districts access any video, images or other data generated by the External Enforcement Cameras.

15.3 All photographs, microphotographs, videotapes, other recorded images, and data produced by school bus photo violation monitoring systems shall be destroyed (A) ninety days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this section or (B) upon final disposition of a notice of liability issued pursuant to this section or (C) in accordance with the Stop Arm Law, if and to the extent the Stop Arm Law requires sooner destruction than (A) or (B).

15.4 Video, images, audio, and other data generated by the Non-Enforcement Cameras will be provided only to authorized personnel within the Town or Participating School District and shall not be made available to any third-party except as explicitly authorized by the Town or Participating School District. Town and Participating School Districts are responsible for ensuring that any video, images, audio, or other data provided to Town or Participating School Districts from the Non-Enforcement Cameras are properly safeguarded and protected against unauthorized or unlawful use or disclosure.

15.5 To the extent permitted by law, BusPatrol may utilize captured imaging and other data for educational and marketing purposes provided that the identity of the Town is not revealed and the identities of the Town's school children are protected as required by law.

16.0 MISCELLANEOUS

16.1 **Entire Agreement.** This Agreement, including Attachments A, represents the entire agreement between BusPatrol and the Town with respect to the subject matter hereof, and supersedes any prior or contemporaneous agreements, whether written or oral, with respect to such subject matter.

16.2 **Binding Effect.** This Agreement and the respective rights and obligations of the Parties hereto shall inure to the benefit of, and be binding upon, the Parties hereto and their respective successors and permitted assigns.

16.3 **Amendments.** This Agreement may not be amended, modified, or supplemented unless such amendment, supplement, or modification is agreed to in writing and signed by each of BusPatrol and the Town.

16.4 **Severability.** In the event that any part of this Agreement is held by a court of competent jurisdiction to be illegal or unenforceable, the illegal or unenforceable portion shall be deemed modified to the extent necessary to make it enforceable under applicable law, and the remainder of the provisions in the Agreement shall remain in full force and effect in accordance with their respective terms.

16.5 **Default/Cumulative Rights/Mitigation.** It shall not be deemed a waiver or default under this Agreement if the non-defaulting Party fails to immediately declare a default, or either Party delays in asserting any right hereunder. The rights and remedies provided under this Agreement are cumulative and in addition to the rights and remedies either Party may have pursuant to law, statute, law, or otherwise, and either Party's use of any right or remedy provided for hereunder will not preclude or be deemed to waive such Party's right to use any other remedy, whether hereunder or at law or equity. Both Parties hereto have a duty to mitigate damages incurred pursuant to this Agreement and performance hereunder.

16.6 **Survival.** Each of the following Sections shall survive the termination of this Agreement:

Section 1.0, Definitions;

Section 6.2, Reservation of Rights;

Section 6.3, Restricted Use;

Section 6.4, Protection of Rights;

Section 9, Disclaimer of Warranties;

Section 10, Limitation of Liability;

Section 12, Governing Law and Arbitration;

Section 13, Assignment/Subcontracting;

Section 14, Confidentiality and Records

Section 16.5, Default/Cumulative Rights/Mitigation;

Section 16.8, Notice; and

Any other provision, and the rights and obligations therein, set forth in this Agreement which either by their terms state or evidence the intent of the Parties that the provisions survive the expiration or termination of the Agreement or must survive to give effect to the provisions of this Agreement.

16.7 **Counterparts, Number, Gender, and Headings.** This Agreement may be executed in multiple counterparts, including without limitation facsimile and e-mail counterparts, each of which shall be deemed an original and all of which together shall constitute one and the same instrument. Words of any gender used in this Agreement shall be held and construed to include any other gender, and any words in the singular shall include the plural and vice versa, unless the context clearly requires otherwise. Headings used herein are for convenience of reference only and shall not be considered in any interpretation of this Agreement.

16.8 **Notice**. Any notice, demand or request required or permitted to be given under this Agreement shall be deemed given if reduced to writing and delivered in person, shipped by electronic mail, overnight delivery by a recognized carrier such as UPS or FedEx, or deposited with the United States Post Office in the form of certified mail, postage pre-paid return receipt requested, to the Party who is to receive any such notice, demand or request, at the respective address set forth below. Such notice, demand, or request shall be deemed to have been given upon actual receipt.

If to BusPatrol, to:

Karoon Monfared, CEO
8560 Cinder Bed Road, Suite 100
Lorton, Virginia 22079
karoon@buspatrol.com

AND

Christiana Stover, Associate General Counsel
8560 Cinder Bed Road, Suite 100
Lorton, Virginia 22079
christiana.stover@buspatrol.com

If to the Town, to:

Robert J. Kirkham Jr.
(518) 688-1202
Acting Town Supervisor
18 Glenridge Road
Glenville, NY 12302

16.9 **Cooperative Purchasing / Multi-Agency Participation / Piggybacking**

As this Agreement resulted from an open and competitive RFP process in which BusPatrol was the awardee, to the extent permitted by law, the Town extends the terms and conditions of this contract to any and all other school districts and government entities within the State of New York as well as any other federal, state, municipal, county, or local governmental agency, including any other school district, under the jurisdiction of the United States and its territories. This shall include but not be limited to public schools, private schools, parochial schools, non-public schools such as charter schools, special districts, intermediate units, non-profit agencies providing services on behalf of government, and/or state, community and/or private colleges/universities that require these goods, commodities and/or services. A copy of the resulting contract and the requirements incorporated may be supplied to requesting entities. Any participating jurisdiction or agency shall enter into its own contract with BusPatrol and this contract shall be binding only upon the principals signing such an agreement. Invoices shall be submitted in duplicate "directly" to the ordering jurisdiction. Disputes over the execution of any contract shall be the responsibility of the participating jurisdiction or agency that entered into that contract. Disputes shall be resolved solely between the participating agency and the awarded contractor(s).

16.10 **Signatory Authority.** The persons signing and executing this Agreement on behalf of BusPatrol and the Town have been duly authorized to execute this Agreement on behalf of BusPatrol or Town, as the case may be, and to validly and legally bind BusPatrol and the Town to all terms, conditions, performances, and provisions set forth herein.

16.11 **Data Processing Addendum** This agreement is subject to the terms and conditions of the BusPatrol Data Processing Addendum available at [https://buspatrol.com/cpra-dpa/] which is incorporated into and forms a part of this agreement between BusPatrol and the Town.

IN WITNESS WHEREOF, the Parties hereto have executed this Master Services Agreement for a School Bus Safety Camera Program between BusPatrol and Town, effective as of the date of the first Notice of Violation (the "Effective Date").

BUSPATROL:

By: _____
Name: Karoon Monfared
Title: CEO, BusPatrol America LLC
Date: September 20, 2024

TOWN OF GLENVILLE:

By: _____
Name: Robert T Kirkham JR
Title: Acting Supervisor
Date: 9-18-24

List of Attachments:

Attachment A: Sample Opt-In Agreement to Participate in the Town of Glenville BusPatrol School Bus Stop Arm Enforcement Program

ATTACHMENT A

OPT-IN AGREEMENT TO PARTICIPATE IN THE Town/ BUSPATROL SCHOOL BUS STOP ARM ENFORCEMENT PROGRAM

Participating School District Name: _____

BusPatrol Internal Safety Solution: **YES** **NO**

Total No. of School Buses: _____

Participating School District Point of Contact: _____

WHEREAS, General Municipal Law Section 119-o authorizes municipal corporations and districts to enter into agreements for the performance among themselves or one for the other of their respective functions, powers, and duties on a contract basis, and

WHEREAS, General Municipal Law Section 119-n defines "municipal corporation" as a county outside the Town of New York, a town, a village, a board of cooperative educational services, fire district, or a school district, and defines a "municipal district" as a county or town improvement district, among other things, and

WHEREAS, the Town is authorized by Section 1174-a of the VTL and **[local law]** to enter into an agreement with school districts authorizing the Town to enter into a contract for the installation and operation of outward facing school bus photo violation monitoring systems on school buses owned or operated by within such school districts;

WHEREAS Town has entered into an agreement with BusPatrol to acquire, on behalf of Participating School Districts, a turn-key, web-based school bus photo violation monitoring system that can be used to capture images of vehicles operated in violation of Section 1174, issue citations to the owner of such vehicle when approved by an authorized Municipal Technician, and collect fines from the owner of such vehicle as authorized by Section 1174-a;

WHEREAS, Participating School District desires to enter into this agreement to authorize the Town, through its contractor BusPatrol, to install and operate of outward facing school bus photo violation monitoring systems on school buses operated within the Participating School District as authorized by Section 1174-a;

NOW, therefore, it is mutually agreed by and between the Parties hereto as follows:

1. **Purpose.** This "Opt-In Agreement" constitutes a formal, binding agreement between the **[NAME]** School District ("Participating School District"), the **[Town, Town or Village]** of **[NAME]** ("Town") and BusPatrol America LLC ("BusPatrol") (together, the "Parties"), for the installation, operation and maintenance of school bus photo violation monitoring systems on school buses owned or operated by the District in accordance with Section 1174-a of the New York State Vehicle and Traffic Law and **[local law]** (the "Stop Arm Laws"), as well as the installation and operation of other optional internal student safety cameras if selected by Participating School District (the "BusPatrol System").

2. **Authorization.** The Parties' execution of this Opt-In Agreement will serve as authorization for the Town, through its contractor BusPatrol, to install and operate the particular BusPatrol System identified above on buses owned and operated by the district or privately owned and operated for compensation under contract with such district.

3. **Payment.** In accordance with the Stop Arm Laws and the Master Agreement between Town and BusPatrol for the installation and operation of a "School Bus Stop Arm Enforcement Program" ("Master Agreement"), the Town will be solely responsible for paying BusPatrol for the installation, maintenance and use of the BusPatrol System on buses owned and operated by the Participating School District or privately owned and operated for compensation under contract with such district, to be paid solely from the revenues from any fines generated by said school bus photo violation monitoring systems operated within the District. Participating School District will have no responsibility for payment of any amounts due to BusPatrol for the installation, operation, or maintenance of the BusPatrol System.

4. **Responsibilities of the Parties**:

   a. **BusPatrol.** BusPatrol is responsible for providing all equipment and services necessary to install, operate and maintain the BusPatrol System.
   b. **Town.** Town is responsible for administering and overseeing BusPatrol's performance of the Stop Arm Enforcement Program including, but not limited to:
      i. Arranging for Municipal Enforcement Technician to review evidence packages and approve or disapprove potential notices of violation of the Stop Arm Laws;

      ii. Installing signage provided by BusPatrol in conformance with standards established in the Manual of Uniform Traffic Control Devices; and

      iii. Reviewing and approving BusPatrol invoices for payment, in accordance with the Master Agreement.

   c. **Participating School District.** Participating School District is responsible for:

      i. Providing BusPatrol or its agents with access to buses owned or operated by the District beginning on the Installation Start Date specified above (to be mutually agreed upon by the District, the Town and BusPatrol). If Participating School District does not own and operate the buses customarily used on the routes in its district, then Participating School District shall enter into an agreement with the private owner(s) and operator(s) of those buses to allow BusPatrol to install and operate its equipment on such buses, at no cost to BusPatrol. If Participating School District does not enter into such agreement with the private owner(s) and operator(s), or if any private owner or operator fails to provide BusPatrol will access to school buses, the Town or BusPatrol, at its option, may terminate the Opt-In Agreement with the Participating School District;

      ii. Providing BusPatrol with ongoing access to any and all BusPatrol equipment installed on buses owned or operated by the District or its third-

party bus operator, as reasonably necessary for BusPatrol to operate and maintain the school bus violation monitoring system;

iii. Providing BusPatrol with electronic copies of school bus routing information, in Excel or CSV format, if possible, for the purpose of identifying high risk routes and prioritizing an installation schedule;

iv. Using best efforts to maintain the routes identified in Subsection 4(c);

v. Using best efforts to properly store, secure, maintain, and repair the school buses when not in use to reasonably safeguard the BusPatrol System;

vi. Appointing a designated point of contact, identified above, who shall be authorized to act on behalf of the Participating School District on all matters relating to this Opt-In Agreement and District's use of and participation in the school bus school bus photo violation monitoring systems;

vii. Implementing security measures to ensure that any photographs, microphotographs, videotapes, other recorded images and data from internal non-enforcement cameras installed under Option B are only accessed by authorized personnel from the Participating School District.

viii. The School District shall be responsible for ensuring that all buses are equipped and operated in compliance with the specifications required by the Federal, State, or local law.

5. **License, Restricted Use.** BusPatrol grants to the Participating School District a limited, non-exclusive license to use the BusPatrol System, including BusPatrol Equipment and BusPatrol Software and other BusPatrol Intellectual Property (collectively "BusPatrol Intellectual Property"), solely for purposes of carrying out this Opt-In Agreement. This license shall continue for so long as this Opt-In Agreement remains in effect and shall expire immediately upon termination or expiration of this Agreement. Participating School District shall immediately cease any and all use of the BusPatrol Intellectual Property upon termination or expiration of this Opt-In Agreement, unless specifically authorized by BusPatrol in a separate written license agreement.

   The District agrees that it will not use the BusPatrol Intellectual Property for any purpose other than BusPatrol's operation of the BusPatrol System during the term of this Agreement. Participating School District will not disclose the BusPatrol Intellectual Property to any third parties without the prior express written permission of BusPatrol; will not make any modifications to the BusPatrol System; and will not attempt to disassemble, de-compile or otherwise perform any type of reverse engineering to the BusPatrol System or cause any other person to do any of the foregoing.

6. **Reporting.** Participating School District, acting by and through the Superintendent of Schools of such District, or his or her designee shall provide any report required of the District pursuant to Section 1174-a of the Vehicle Traffic law or **[local law]**, to the State or any official thereof. BusPatrol and Town agree to work with the Participating School District to provide any

information or other reasonable assistance necessary for District to prepare and submit any required reports.

7. **Restrictions on Access to Enforcement Data.** In accordance with the State and Local Law and the Master Agreement, the Parties agree that BusPatrol will implement controls and configure the BusPatrol system to safeguard enforcement data generated by the external cameras and other components of the BusPatrol Stop Arm Enforcement Solution (Option A) as follows:

    a. Pursuant to Section 1174-a (a)(3)(i) of the Vehicle and Traffic Law, BusPatrol will implement controls and configure the BusPatrol system to: (i) prevent Participating School District from accessing any photographs, microphotographs, videotapes, other recorded images and data from school bus photo violation monitoring systems; (i) to provide for the proper handling and custody of such photographs, microphotographs, videotapes, other recorded images and data produced by such systems; and (iii) to provide for the forwarding of such photographs, microphotographs, videotapes, other recorded images and data to the Town for the purpose of determining whether a motor vehicle was operated in violation of subdivision (a) of Section 1174 of the New York Vehicle and Traffic Law and imposing monetary liability on the owner of such motor vehicle therefor.

    b. BusPatrol will implement controls and configure the BusPatrol system to ensure that all photographs, microphotographs, videotapes, other recorded images and data produced by school bus photo violation monitoring systems shall be destroyed (i) ninety days after the date of the alleged imposition of liability if a notice of liability is not issued for such alleged imposition of liability pursuant to this local law or (ii) upon final disposition of a notice of liability issued pursuant to this local law.

8. **Restrictions on Access to Internal Camera Data.** The Parties agree that BusPatrol will implement controls and configure the BusPatrol system to ensure that any photographs, microphotographs, videotapes, other recorded images, audio, and data from the internal cameras (if any) installed pursuant to this agreement shall be made available only to the Participating School District and shall not be made available to the Town or any third-party except as explicitly authorized by the Participating School District. BusPatrol shall provide to the Participating School District video footage, recorded images, audio, and other information from interior Non-Enforcement Cameras upon request by the Participating School District, provided that the request for footage is made within thirty (30) days of the date of the footage requested. BusPatrol shall have no obligation to retain footage after thirty (30) days, on a rolling basis.

    In accordance with the Master Agreement, BusPatrol will implement controls and configure the BusPatrol system to ensure that all video footage, recorded images, and other information generated through such internal non-enforcement cameras shall be destroyed within ninety (90) days unless a longer period is authorized by Participating School District or required by law.

9. **Changes.** Changes to this Opt-In Agreement may be made only by mutual written agreement of the Parties.

10. Term, Termination.

a. This Agreement shall commence on the date of the last signature below. The parties' obligations specific to the operation of the BusPatrol System shall be in effect so long as the enabling legislation is in effect, until such time as this Opt-In Agreement is terminated pursuant to subsections (b) or (c) below:

b. This Opt-In Agreement may be terminated by the Participating School District, the Municipality, or BusPatrol by providing 120 days prior written notice to the other parties.

c. This Opt-In Agreement will automatically terminate in the event the Master Agreement between BusPatrol and Municipality is terminated in accordance with the terms of said Master Agreement.

d. In the event of a termination, Participating School District shall immediately cease use of the BusPatrol System, including any and all BusPatrol Equipment, BusPatrol Software, or Intellectual Property, and allow BusPatrol reasonable access to buses owned and operated by the Participating School District or its third-party bus operator, to allow BusPatrol to remove the BusPatrol Equipment in accordance with the wind down provisions of the Master Agreement.

11. Non-Assignment. This Agreement may not be assigned by Participating School District without prior written consent of the Town and BusPatrol. Town shall be relieved of all liability and obligations consistent with the New York State General Municipal Law Section 109 in the event of such unauthorized assignment.

12. Executory. All amounts to be paid to BusPatrol for the performance of the services called for in this Contract will be paid solely from the civil penalties collected from the operation of the BusPatrol System, as provided for by the Stop Arm Law. BusPatrol assumes the risk that program revenues will be sufficient to cover the Technology Fees, and therefore agrees that neither this Agreement nor any representation by any public employee or officer creates any legal or moral obligation to request, appropriate or make available moneys for the purpose of this Agreement in the event that gross revenues collected over the life of this Agreement (including any extensions thereof) are insufficient to cover any costs, expenses or fees associated with this Agreement owed to BusPatrol. BusPatrol will have no claim against the Town for the payment of any such unpaid costs, expenses, or fees.

13. Notice. Except as otherwise provided in this Agreement, notice required to be given pursuant to this Agreement shall be made in writing and addressed to the following or such other person as the Parties may designate:

Town of Glenville:

Christopher A. Koetzle
Town Supervisor
(518) 688-1200 EXT. 1
18 Glenridge Road
Glenville, NY 12301

BusPatrol America LLC:

Karoon Monfared, CEO
8560 Cinder Bed Road, Suite 100
Lorton, Virginia 22079
karoon@buspatrol.com

AND

Christiana Stover, Associate General Counsel
8560 Cinder Bed Road, Suite 100
Lorton, Virginia 22079
christiana.stover@buspatrol.com

Participating School District:

<Address>
<Town, State Zip>
<tel>
<email>

14. **Non-Waiver.** Failure of either Party to exercise any rights under this Agreement for a breach thereof shall not be deemed a waiver thereof or a waiver of any subsequent breach.

15. **Severability.** If any provision of this Agreement shall be held unenforceable, the rest of the Agreement shall nevertheless remain in full force and effect.

16. **Choice of Law, Venue.** Any dispute arising directly or indirectly out of this Agreement shall be determined pursuant to the laws of the State of New York. The Parties hereby choose the [court], as the forum for any such dispute.

17. **No Arbitration.** Disputes involving this contract, including the breach or alleged breach thereof, may not be submitted to binding arbitration but must instead be heard in accordance with the Paragraph above entitled "Choice of Law, Venue."

18. **Rules Of Construction.** This contract shall be deemed to have been mutually prepared by the Parties hereto and shall not be construed against any of them solely by reason of authorship

19. **Counterparts; Signatures Transmitted by Electronic Means.** This Agreement may be executed in any number of counterparts, all of which taken together shall constitute one agreement, and any of the Parties hereto may execute this Agreement by signing any such counterpart. A facsimile or signature transmitted by electronic means applied hereto or to any other document shall have the same force and effect as a manually signed original. This provision contemplates giving legal force and effect to copies of signatures. This provision does not contemplate the use of "electronic signatures" as regulated by New York State Technology Law Article 3, "Electronic Signatures and Records Act."

20. **Entire Agreement.** The terms of this Agreement, including its attachments and exhibits, represent the final intent of the Parties. Any modification, rescission, or waiver of the terms of this Agreement must be in writing and executed and acknowledged by the Parties with the same formalities accorded this basic Agreement.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement made this ____ day of _____, 20____.

BUSPATROL:

By: _____
Name: Karoon Monfared
Title: CEO, BusPatrol America LLC
Date: _____

TOWN OF GLENVILLE:

By: _____
Name: _____
Title: _____
Date: _____

PARTICIPATING SCHOOL DISTRICT:

By: _____
Name: _____
Title: _____
Date: _____

CONFIDENTIAL

RESOLUTION NO. 481.24

TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH TLT SEALCOATING, INC. FOR PAVING

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

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 TLT Sealcoating, Inc., 2710 Curry Road, Schenectady, NY, 12303 for pavement restoration services in the amount not to exceed twenty-one thousand two hundred and 00/100 ($21,200.00) dollars.

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM
John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 6, 2024

TO: Town Board

FROM: Mollie Collins, Supervisor

TITLE OF REQUEST: Authorize the Supervisor to enter into a contract with TLT Sealcoating, Inc.,2710 Curry Road, Schenectady, NY 12303 for pavement repairs on Willow Street for 20 inch water main break.

TOWN BOARD MEETING: December 8, 2024

Background Information: The Town of Rotterdam had a 20 inch water main break on Wednesday, December 4, 2024 on Willow Street.

Evaluation/Analysis: The magnitude of the water main break caused the road to buckle and collapse in part while also destroying a resident's paved driveway.

Recommendation(s): Authorize the Supervisor to enter into a contract with TLT Sealcoating Inc, for repairs to Willow Street

Attachment/Document(s): See attached quotes

l

Compliance with Purchasing Policy: Yes

Effect(s) on Existing Law(s): N/A

LEGISLATION WILL BE PREPARED BY: Supervisor

Office Location: 2710 Curry Road.
Schenectady, NY 12303
Office Phone: (518) 377-3186
Cell Phone: (518) 858-3119
Email: timpeekand@yahoo.com

December 11, 2024

ESTIMATE

TLT SEALCOATING INC.

We specilize in • Paving • Sealcoating • Striping • Repair

Name of Business: Town of Rotterdam Highway Department	**Date:** December 05, 2024	**Estimate No.:** 3524
Customer/Contact Name: Skip Skoda	**Estimator:** Tim Peek	
Address: 54 Duanesburg Road	**Home Phone:** N/A	
Email: sskoda@rotterdamny.org	**Cell:** 518-424-7726	**Work:** 518-355-7722

WE HEREBY SUBMIT A PROPOSAL FOR THE FOLLOWING WORK:

DESCRIPTION	AMOUNT
Job Estimate: Willow Street Water Main Paving **Roadway 130 ' by 25'** **Fine grade crusher run and compact. Install 2.5 Inches of Type #3 Binder followed by 1.5 Inched of Type #6 Top. Each lift will be finished with heavy duty vibratory roller followed by finish roller for smooth appearance.** **Driveway 1600 Square feet** **Fine grade crusher run and compact. Install 1.5 Inches of Type #7 Top. Finish with heavy duty vibratory roller followed by finish roller for smooth appearance.** **PREVAILING WAGE SCALE APPLIED**	**$21,200.00**
Tax:	**N/A**
We propose hereby to furnish materials and labor according to the above specifications for the sum of:	**$21,200.00**

Signature of authorized property owner or manager: _____ **Date:** _____

T.L.T. Sealcoating and Striping Services, LLC signature: Tim Peek **Date:** 12/05/2024

DelSignore Blacktop Paving, Inc.
42 Brick Church Road
Troy, NY 12180
Phone: (518) 279-1642 Fax: (518) 279-1792

To:	Town Of Rotterdam	**Contact:**	Skip Skoda
Address:	1100 Sunrise Blvd.	**Phone:**	
	Rotterdam, NY 12306 USA	**Fax:**	
Project Name:	Rotterdam Emergency Paving	**Bid Number:**	24-532
Project Location:	Rotterdam, NY	**Bid Date:**	12/4/2024

**** Asphalt Availability (Plant Closing) & Weather Limitations & DelSignore Schedule Will Dictate & Prevail if Project can be Paved this Year.**

**** A Seasonal Waiver Must Be Signed Prior to Commencement of Any Work. No Exceptions.**

DelSignore Blacktop Paving, Inc. is pleased to offer the following proposal for the above referenced project:

Item Description	Estimated Quantity	Unit
Fine Grading: 4,750 SF Provide Fine Grading Subbase Prior To Asphalt Paving.	530.00	SY
Driveway Asphalt Paving: Furnish And Install 2" Of NYS Approved Type 6 Top Course After Compaction. ***Pavement Markings Excluded***	1,500.00	SF
Road Asphalt Paving: Furnish And Install 2.5" Of NYS Approved Type 3 Binder Course After Compaction Furnish And Install 1.5" Of NYS Approved Type 6 Top Course After Compaction ***Pavement Markings Excluded***	3,250.00	SF

Total Bid Price: $28,554.80

Notes:

- Regardless of what drawing and specifications reference to, all paving surfaces must have a minimum of 2.0% cross slope for positive drainage. Anything less we will not guarantee surface to be free of standing water.
- Premium time not included or anticipated in the work of this proposal.
- Night work not included or anticipated in the work of this proposal.
- Excludes all permits and associated fees, if and as applicable.
- All testing is assumed to be coordinated and paid for by others, if and as applicable.
- Paving to be performed on sound suitable Subbase, compaction testing is assumed to have been provided by others. Deviation or failure of Owner/Contractor to provide the specified sub-base and/or asphalt detail, will void any warranty with regard to the completion of the work by DelSignore Blacktop Paving, Inc..
- Grade stakes, Survey and Layout by others.
- Pavement markings by others.
- Tack coat excluded.
- Price includes one (1) mobilization to job site. Add $3,500.00 for each additional mobilization.
- Pricing contained in this proposal is valid for 7 days, **NOT INCLUDING** any increases in asphalt material pricing.
- All saw cutting, rebates and transition details to be by the Site Contractor and are assumed to be complete prior to pavement installation.
- 2024 Paving season will run from April 24, 2024 thru October 27th, 2024. This proposal is valid for those paving dates. If paving is requested prior to (pending material availability) or beyond these dates, further qualifications will be required for acknowledgment by the owner prior to pavement installation - NO EXCEPTIONS. DelSignore will issue a waiver which shall be fully executed by both parties prior to completing the work. DelSignore Blacktop Paving does not support the Placement of Top Course before/beyond these dates. These dates are set forth in the NYS DOT specifications manual dated 2008. These dates are for timeline reference. Temperatures for top course installation shall be a minimum 50 degrees (F) and rising.
- Liquid asphalt used in the asphalt mix manufacturing process is 64S-22 Standard. WMA, Polymer Modified, E, H or V Liquid asphalt is not used.

DelSignore Blacktop Paving, Inc.
42 Brick Church Road
Troy, NY 12180
Phone: (518) 279-1642 Fax: (518) 279-1792

To:	Town Of Rotterdam	**Contact:**	Skip Skoda
Address:	1100 Sunrise Blvd. Rotterdam, NY 12306 USA	**Phone:** **Fax:**	
Project Name:	Rotterdam Emergency Paving	**Bid Number:**	24-532
Project Location:	Rotterdam, NY	**Bid Date:**	12/4/2024

ACCEPTED:

The above prices, specifications and conditions are satisfactory and hereby accepted.

Buyer: _____

Signature: _____

Date of Acceptance: _____

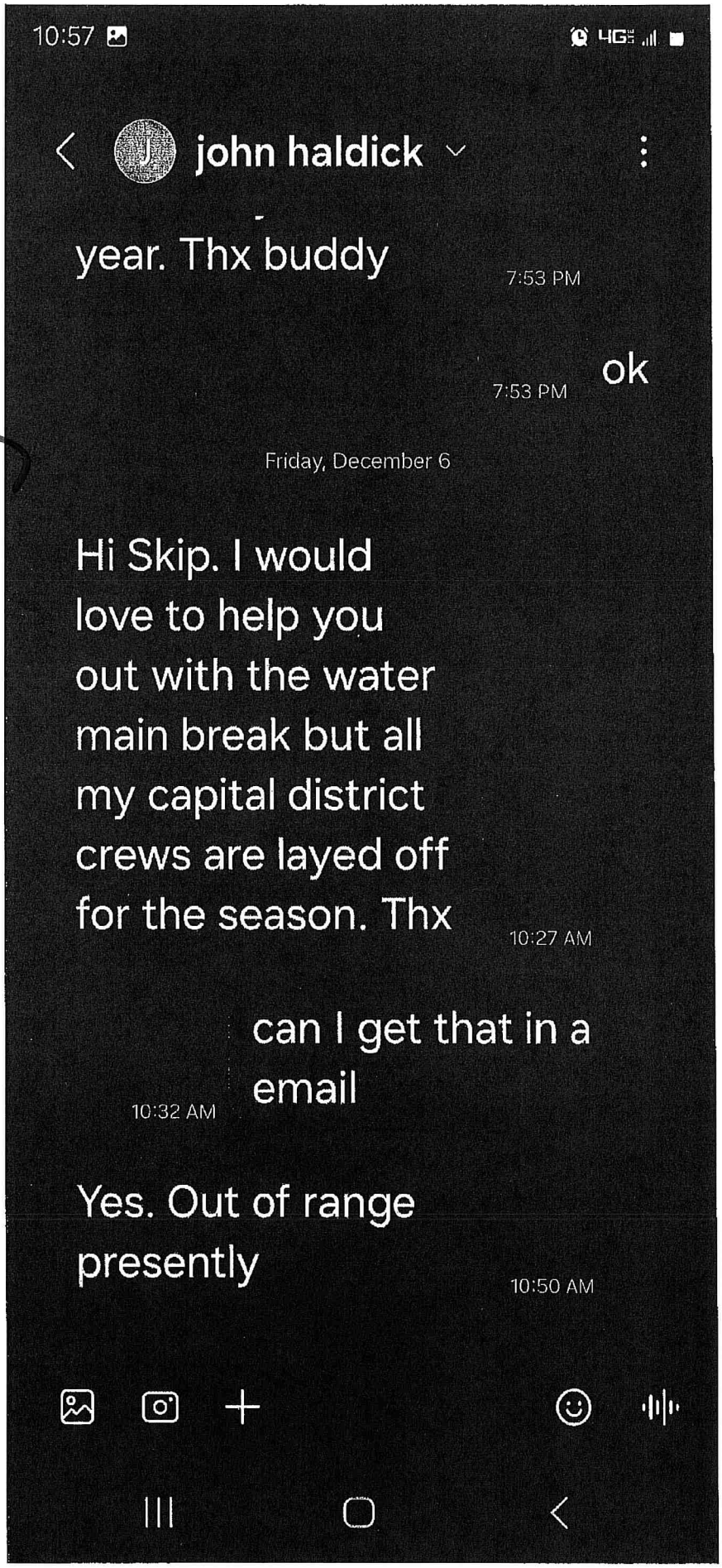
CONFIRMED:

DelSignore Blacktop Paving, Inc.

Authorized Signature: _____

Estimator: Jason Carpenter
(518) 279-1642
jcarpenter@delsignorecompanies.com

Callanan Industries Quote (NW) 12/6/24



Good Afternoon
Thank you for the opportunity but we will not be pricing the paving for the willow st water main break.
Rick

Empire Paving Response 12/5/24 1:37pm

RESOLUTION NO. 482.24

TO AMEND THE 2025 ADOPTED TOWN BUDGET

THEREFORE, UPON MOTION OF Councilmember _____,

seconded by Councilmember _____,

BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

SECTION 1. The Town Board or the Town of Rotterdam hereby authorizes and approves the amended 2025 Adopted Town Budget.

SECTION 2. This resolution shall become effective December 11, 2024.

DATED: December 11, 2024

NAME	AYES	NOES	ABSTAIN
Dodson			
Mastroianni			
Gallucci			
Schlag			
Collins			

TOWN OF ROTTERDAM

John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

LEGISLATIVE REQUEST FORM

DATE: December 10, 2024

TO: Mollie A. Collins, Town Supervisor
Town Board

FROM: Alison Grace, Town Comptroller

TITLE OF REQUEST: 2025 Adopted Budget Amendment

TOWN BOARD MEETING: December 11, 2024

Background Information: The 2025 Adopted Budget was missing the property tax revenue related to Sewer District 7. This amendment to the budget does not change the tax cap calculations, or any other calculations within the 2025 budget, since the property tax revenue was already determined and accounted for when the budget was prepared.

Evaluations/Analysis: Missing property tax revenue for Sewer District 7 has been updated on the 2025 Adopted Budget and is in agreement with the 2025 Budget Summary, which was also reported with the Final Adopted 2025 Budget.

Recommendation: Approve amended 2025 budget

Attachment/Document(s): Updated Sewer 7 Revenue page from 2025 Adopted Budget and 2025 Budget Summary page

LEGISLATION WILL BE PREPARED BY: Supervisor's Office

			2023 Final Budget	2023 Modified Budget	2024 Final Budget	2024 Modified Budget	2025 Final Budget
		SEWER DISTRICT 6 FUND TOTALS:	**49,498.00**	**49,498.00**	**48,425.00**	**48,425.00**	**51,008.00**
FUND:	**SS7**	**SEWER DISTRICT 7**					
S71001	100100	PROPERTY TAXES	238,223.00	238,223.00	312,491.00	312,491.00	392,417.00
S72120	212000	SEWER RENTS	23,200.00	23,200.00	100,330.00	100,330.00	154,538.00
S72122	212200	SEWER CONNECTION CHARGES	-	-	-	-	-
S72128	212800	INTEREST & PENALTIES ON RENTS	-	-	-	-	-
S72401	240100	INTEREST & EARNINGS	-	-	-	-	-
S72401	240120	INTEREST ON DEPOSITS-HO100	-	-	-	-	-
S72401	240123	INTEREST ON DEPOSITS- C&R	-	-	-	-	-
S72770	270000	-					
		SEWER DISTRICT 7 FUND TOTALS:	**261,423.00**	**261,423.00**	**412,821.00**	**412,821.00**	**546,955.00**
FUND:	**SW3**	**WATER DISTRICT 3**					
W31001	100100	PROPERTY TAXES	-	-	-	-	-
W32140	214000	METERED WATER SALES	75,000.00	75,000.00	75,000.00	75,000.00	75,000.00
W32142	214200	UNMETERED WATER SALES	286,796.00	286,796.00	170,001.00	170,001.00	209,779.00
W32144	214400	WATER SERVICE CHARGES	-	-	-	-	-
W32148	214800	INTEREST & PENALTIES ON RENTS	600.00	600.00	600.00	600.00	600.00

2025 Adopted Budget

Fund	Appropriations	Less Est. Revenues	Less Approp. Fund Bal.	Amount To Be Billed By Voucher	Amount To Be Raised By Taxes	Taxable Value/Units		January Tax Bill	June Voucher Bill
General	19,746,782.00	9,344,600.00	1,266,513.00	-	5,693,205.00	1,919,115,293.00	H	2.966578	
					3,442,463.00	564,735,817.00	NH	6.095705	
					9,135,668.00	2,483,851,110.00			
Highway	5,125,844.00	796,322.00	-	-	2,698,091.00	1,919,115,293.00	H	1.405903	
					1,631,431.00	564,735,817.00	NH	2.888840	
					4,329,522.00	2,483,851,110.00			
Special Districts:									
Drainage District 1	10,600.00	-	-	-	10,600.00	31.00		341.94	
Cons. Lighting District 1	79,000.00	-	-	-	79,000.00	1,011,624,801.00		0.078092	
Sewer 2 & Extensions O&M	1,899,191.00	128,000.00	-	1,771,191.00	-	3,967.05			446.48
Sewer 2 Ext 1 Debt	5,796.00	-	5,796.00	-	-	10,067.75		0.00	
Sewer 2 & Extensions Debt	126,012.00	-	126,012.00	-	-	750.42		0.00	
	2,030,999.00	128,000.00	131,808.00	1,771,191.00	-				
Sewer 2 Curry Rd SIA Debt	32,894.00	-	-	-	32,894.00	108.00		304.57	
Sewer 6/6A Debt	30,008.00	-	-	-	30,008.00	14.70		2,041.36	
Sewer 6/6A O&M	21,000.00	-	-	21,000.00		14.70			1,428.57
	51,008.00	-	-	21,000.00	30,008.00				
Sewer District 3 O&M	50,000.00	-	-	50,000.00	-	183.00			273.22
Sewer District 4 O&M	5,000.00	-	-	5,000.00	-	9.00			555.56
Sewer District 5 O&M	43,000.00	-	12,811.00	30,189.00	-	5.50			5,488.91
Sewer District 7 O&M	154,538.00	-	-	154,538.00	-	448.40			344.64
Sewer District 7 Ext. 1 Debt	-	-	-	-	-	1.00			
Sewer District 7 Ext. 2 Debt	181,204.00	-	-	-	181,204.00	346.60		522.80	
Sewer District 7 Debt	-	-	-	-	-	220.80			
Sewer 7 & Extension Debt	211,213.00	-	-	-	211,213.00	568.40		371.59	
	546,955.00	-	-	154,538.00	392,417.00				
Cons. Water Dist 3&4 O&M	340,379.00	55,600.00		284,779.00	-	583.00			511.05
Cons. Water Dist 3 Debt	77,914.00	-	77,914.00	-	-	602.00		0.00	
	418,293.00	55,600.00	77,914.00	284,779.00	-				
Cons Water Dist 4 Debt	15,000.00	-	2,000.00	-	13,000.00	38.00		342.11	
Cons. Water Dist 5 O&M	2,171,885.00	813,000.00	-	1,358,885.00	-	14,609.00			93.02
Cons. Water Dist 5 Debt .	230,034.00	-	230,034.00	-	-	1,452.95		0.00	
	2,401,919.00	813,000.00	230,034.00	1,358,885.00	-				
Total	30,557,294.00	11,137,522.00	1,721,080.00	3,675,582.00	14,023,109.00				