

REGULAR MEETING OF THE TOWN BOARD
TOWN OF GLENVILLE
DECEMBER 18, 2013
AT THE GLENVILLE MUNICIPAL CENTER
18 GLENRIDGE ROAD, GLENVILLE, NEW YORK

Supervisor Koetzle called the meeting to order at 7:30 PM;

Supervisor Koetzle asked the Town Clerk, Linda C. Neals, to call the roll.

Present: Supervisor Christopher A. Koetzle, Councilmen Alan Boulant, John C. Pytlovany, Sid Ramotar and Councilwoman Gina Wierzbowski

Absent: None

Also present were Mike Cuevas, Attorney for the Town, Jamie MacFarland, Director of Operations; Jason Cuthbert, Comptroller; Tom Coppola, Highway Superintendent; Kevin Corcoran, Planner.

Town Council Reports:

Councilman Boulant – “The Town received a bill from the Board of Elections and with everything that we are going through this seems to fall kind of in the grass and nobody even pays attention to it. In my eyes it is kind of the root of a lot of the problems that we have with the County. It really puts the towns in a bad situation. There is a resolution that is going to be passed tomorrow night at a special meeting of the County Legislature and this bill is from the 2012 year and here we are almost in 2014. The total increase for the election expense is \$117,656.00 or a 7.28% tax increase. The City of Schenectady pays \$561,000, Town of Rotterdam \$381,000; Town of Glenville \$387,000; Town of Niskayuna \$291,000; Town of Duanesburg \$83,000 and the Town of Princetown \$29,000. There are twelve (12) fulltime employees and this is just a microcosm of how the County operates, the County bears no expense what so ever for the Board of Elections. It is put on the backs of the cities and all of the towns. My point being is that there’s revenue that the County Board of Election brings in every year with outsourcing certain things to other election districts that they don’t even talk about. So I guess one of the questions is where does that revenue go, who gets to keep that money? The 2009 expense for the Board of Elections - \$1,500,000; 2010 - \$1,600,000; 2011 - \$1,616,000 and 2012 - \$1,700,000 so basically the Town of Glenville, in a course of four (4) years, has been charged a \$50,000 increase or a 14.5% total with an average increase of 4.63%. We get hammered here when we have to deal with the financial constraints of the Town and live within the tax cap but the County can just give us a tax bill when we have no say, there is nothing that we can do about it. Short story, the UCC, the Unified Central Dispatch, where we are going to lose our dispatchers and they are going to go to a central thing that everybody thinks is a great idea. In the beginning Chris and I went to all of the meetings in 2010 and on business 101 when you looked at the financial statement and nothing on it made sense, all they said to us was, “don’t worry about it, it’s going to work, we know what we are doing”. There are five (5) bargaining units they have to figure out how to get on the same page, we know what it is like to deal with three (3) and it’s very difficult. The point being is the Board of Elections, ten (10) years ago cost the Town of Glenville zero, 2014 - \$387,000 so in a little over ten (10) years it’s gone from zero to almost \$400,000. History has a tendency to repeat it’s self, this is my last day as an elected official, I’m not going to be able to follow this anymore but I guarantee you in four (4) years we are going to have the same conversation about central dispatch that we are having now. There are no checks and balances with the County. We all get our chops busted on a regular basis rightfully so that is the deal that we took, the biggest problem is the County, there are not checks and balances and everybody just lets it go. We need this effort here to go to the County and solve these problems because without them having any kind of restraint or input from the surrounding communities they are going to keep giving us these bills that are going to put us in situations that we are not going to be able to take care of.”

Supervisor Koetzle – “Item No. 5 on the agenda is a public hearing to consider a proposed local law that would amend several zoning text amendments.”

Supervisor Koetzle opened the public hearing at 7:40 pm.

No one wished to speak: Supervisor Koetzle closed the public hearing at 7:41 pm.

Supervisor Koetzle – “Item No. 6 on the agenda is a public hearing to consider a proposed zoning map amendment that would change the zoning of 13 properties from *Professional/Residential* to *Community Business* on the west side of Saratoga Road, between McDonald’s and the first parcel south of Oak Hill Drive.”

Supervisor Koetzle opened the public hearing at 7:42 pm.

Suzanne Alibozek, 16 Lincoln Drive – “Has there been an environmental committee study yet and if so has it been approved? Has the State agreed to create a four (4) lane road extension to Socha Plaza which would make the two (2) lanes now existing to four (4) lanes so it would be more easily accessible to people going left or right out of Lincoln or making a left or right hand turn onto Wilson or if you are going to put in new proposals, that you suggested, a left hand turn lane so there wouldn’t be a bottle neck. How can you restrict the notification to just 500’ and new homeowners that would possibly buy, there are a few homes for sale, one up near Bank of America, how would this affect that new homeowner? Left and right hand turns now coming out of Lincoln Drive, Wilson and Harding are absolutely abominable, at least fifteen (15) to twenty (20) minutes especially on the weekends.”

Supervisor Koetzle – “We will get answers to those questions. Kevin, our planner or I will get back to you with those answers.”

Stuart Fass, 13 Ridgewood Lane – “My wife and I recently moved into our house on Ridgewood Lane. We came because Glenville offered a unique opportunity to live next door to our grandchildren. We have several concerns and questions; traffic that this lady brought up is obviously a prime concern. We have the increased traffic, car wash just expanded; coming in and out of Oakhill Drive is becoming more and more of a challenge especially left hand turns. Adding businesses along that corridor will obviously increase traffic. The breaks in traffic come from a red light in front of Target in one direction and in front of Socha Plaza in the other and that gives you a little bit of rest but if you add businesses in between then there is constant traffic there with no break which can lead to some very dangerous situations. There is also a question of drainage in the area that ties into the environmental question. The property on the south west corner of Route 50 and Oakhill is a swamp; it’s a huge mosquito breeding ground and has given us some real problems with outside environment in the summer time, especially in the spring. If properties are not drained properly that’s going to increase run off, obviously parking lots add to that sort of thing and will increase run off that could impact that area as well. I know that Glenville just passed a law enabling sidewalks on the north part of Route 50, north of Glenridge Road and I question whether that’s going to be a requirement of that development of those properties in the business zone to add sidewalks as well on that south side and give a little bit better walking access. Those are the main concerns at this point.”

Victor Sosnowski, actually my aunt and father own the swamp that gentleman spoke of. All of these concerns with the traffic and everything are actually legitimate concerns. My brother and I are strongly considering purchasing that property if we could build something on it and we would like to build something on that like retail space and some office space above it. That being the case based on what the previous speakers are saying there are a lot of questions that need to be answered. I would like to be a good steward of the community and do things the way they should be done because I work here and it’s been my home for eleven (11) years. But, I think the reality is an area needs growth and without growth all you have is an increase to the property owners in taxes. I lived in Return for a number of years and I remember when my taxes got to be \$12,000 a year I sold the house. Now the owner is paying \$22,000 a year and my feeling is once it is a pickle it will never become a cucumber again so Route 50 needs to develop to reduce the impact of taxes on the home owners but it has to be done responsibly.”

Jim Martin, 30 Bancker Avenue, Town Board elect – “You asked me to start attending the Planning Board meetings so I did and they discussed this item and basically the feelings of the Board were that some attention needs to be paid to the buffering along the rear of these lots where they adjoin the community that will continue to be a residential neighborhood. I just wanted to report that. They gave a very thoughtful consideration during their discussion and that is basically the message.”

Supervisor Koetzle asked Kevin Corcoran, Town Planner to explain what the difference is between the existing zoning district and the proposed district.

Kevin Corcoran – “The existing zoning is “*Professional Residential*” which is mainly professional offices, single one and two families are allowed and some service type uses. Under *Community Business* it’s the next grade of commercial district up in terms of intensity. The main difference in *Community Business* is retail is allowed up to 20,000 sq. ft. and restaurants but not including fast food so you have got intensification in that regard and a few more offices or a broader variety of offices are allowed. No automotive and 20,000 sq. ft. is the limit for a building size.”

Supervisor Koetzle – “The biggest change would be potential for retail and non-fast food restaurants.”

Kristen Cameron, Harding Blvd – “I have many of the same concerns regarding traffic, drainage and the gentleman that mentioned taxes, I pretty much live in the south end of the Target parking lot which I don’t believe that development is going to help my taxes go down at all for quite some time. I am not sure that any other development will but in looking at this map I am seeing Wilson, Harding and Lincoln being completely engulfed by apartments and multi-family development and businesses. So, my concern is what is going to happen with our little corner of the world in the future. This to me raises a red flag that that little parcel, at some point in the future, the town is going to want to do something with that too. I have the same concerns regarding traffic too. If any of you would like to visit me on a Saturday morning or at 5:00 in the evening and try to turn left onto Rte 50, just give yourself at least 10 minutes and the same thing in the morning if you are making a left onto Rte 50, it can take a long time. The merge lane for Target merges in and I can’t say how many times I’ve been almost rear ended trying to turn in onto Wilson Drive because people aren’t paying attention; they are merging to quick so adding more traffic in that area is going to be a nightmare.”

Keith Buhmaster, Glenville resident – “My concern is not the traffic because that has always been an issue and sooner or later you guys are going to figure that out. When the zoning changes probably our tax base will change.”

Supervisor Koetzle – “Theoretically it does because you are bringing in more business to the tax base. The Target project is not going to help us because the County hands out PILOTs, which means they don’t have to pay taxes for five to ten years what ever they hand out. We don’t have the authority to do that, that’s the County. The theory is that we are trying to diverse by our tax base more commercial so more of that tax base shifts off the residents to the businesses.”

Mr. Buhmaster – “I just was wondering about the tax base. Does the tax base change right away to the owner now or will it change to the new owner?”

Supervisor Koetzle – “We can set up a time perhaps to answer some of these questions in more detail. Kevin or I can be available.”

No one else wished to speak; Supervisor Koetzle closed the public hearing at 7:57 pm.

Supervisor Koetzle – “Item No. 7 on the agenda is a continuation of a public hearing that began at the last Board meeting and we will reopen and reconvene that public hearing for anyone interested in being heard regarding the proposed local

law adding Chapter 6 "Supervisor" to the Code of the Town of Glenville."

Andrew DePan, 16 Berkley Road – "I just wanted to say that I did vote for you guys and the reason I voted for you is because I believe your carrying Glenville in the proper direction. However I do not agree with just passing a law to make the Supervisor's position fulltime. I believe that that should be left up to the citizens of Glenville and that a vote should be taken and they should decide whether or not this should be a fulltime position."

Emil Jarczynski, 23 Spring Road – "I have been to a couple of these sessions so far on this topic to be an informed citizen and to understand more of what is going on. But I have to say with all respect to everyone who has expressed their opinion, concern or question, for me I have not heard a valid argument against the proposal. I have not heard one thing said that would make me not want to support it. From where I stand I see an efficient, effective, well run town government. I see a Supervisor's office that works well with the Town Board. I see growth in the Town both new businesses locating, existing businesses expanding and that says to me they must like being here; we must be doing something right. I see smart zoning; I see all of these businesses and Route 50 and Freemans Bridge Road corridor so that we know where the businesses and so other neighborhoods can stay quiet and green and safe which is why I chose to live here. It seems that we have a system that works well. The proposal, I think, is a good one. The Supervisor takes on a broader role; Jamie fortunately stays on to help during the transition. Net salary sum is zero, it doesn't cost us anymore so it just sounds like a good idea and I do think it is a good ideal. So from my view my recommendation to the Town Board is to support and pass the proposal."

No one else wished to speak: Supervisor Koetzle closed the public hearing at 7:58 pm.

The following people exercised the privilege of the floor.

Jim Valachovic, 35 Joyous Lane – "I want to thank Mr. Boulant, your service and enthusiasm got me into this Town's Local Development Corporation and Small Business and Economic Development Committee, Glenville Business and Professional Association. You helped me and introduced me to all of these fine people up here. I want to thank you for all your community service, it's been a lot of fun and I know you are not going anywhere. I would also like to thank Mr. MacFarland for his keen sense of humor and sharp wit which I am going to miss very much."

Dick Usas, 1 Praise Lane – "I want to join Jim Valachovic in recognizing our mentor, grandfather, godfather, Alan Boulant and the outstanding job that Alan has done for this Town for the last four (4) years. I've only been involved for about two (2) years now in local development. I've seen first hand how well this process works and Alan has been a big part of it. I wish to congratulate him on his retirement."

Jim Martin – "I just want to add one more thing from the Planning Board the other night and I don't think enough of it and since we have a larger audience here tonight I think it should be said. The other night at the Planning Board meeting they approved a 151,800 sq. ft. mixed use project in our business park for a warehouse/office space and light manufacturing. That is a huge, huge project for this community and one that we should be very proud of. What I was most proud of at this hearing was that this project was approved with no loss of quality review, through review and a keen interest from our Planning Board members. It was approved in twenty-eight (28) days in the State of New York. That is remarkable. This is a very big project for this community and more importantly it is indicative of the fine work done from planning staff to our volunteers on our Planning Board. I understand from the developer and the representatives from Metroplex that were present, that there is a potential for a tenant coming in very soon."

Steve Marsh, 109 Huston Street – Mr. Marsh stated that at the last Town Board meeting the Board complimented those who stayed for the entire meeting. He thought it was kind of them to express their gratitude for those who stayed. He further

stated that he felt some of the Board members criticized those who left the meeting early after speaking during privilege of the floor. Mr. Marsh informed the Board that the people who attend these meetings are exercising their right to peaceably assemble but he doesn't believe that the people have those right but only if they stay for the entire meeting.

No one else wished to exercise the privilege of the floor.

Supervisor's Comments:

Supervisor Koetzle shared the following information:

I would like to wish you all a Merry Christmas, to those who celebrate it and a Happy New Year. Our swearing in ceremony will be held here, January 1st at 1:00 pm. The public is invited to attend, where I, Sid Ramotar, Jim Martin and Tom Coppola will be sworn in. Our organizational meeting will be held on January 8th where we make all of our appointments for the year. The strategic plan is coming together quite nicely. I have talked to all of you individually, the committee chairs, Jamie, Mike and Jason and a lot of the staff. I understand that people say don't put too much on the plan but what we really want to do is put some short term goals on there; we want to put some medium term goals and then some things that are a little bit of a stretch. As you know the past four (4) years that we have been doing this there are some things on there from year to year because they just stay on there because we haven't gotten to them yet. They need to be there, we need to talk about them and start thinking about how we are going to address some of those issues going forward. The plan should be ready by the organizational meeting.

This is going to be a big year for technology and communications. We have looked at a lot of different areas where we are going to implement new technology particularly if we do lose the UCC. We have had that conversation with a variety of department heads about how we can use technology to maybe replace some of the things they do, not everything but some of the things.

The second big, big item on the agenda and we have talked about this during the course of this fulltime Supervisor opportunity, is the operational changes and the efficiencies that we are going to have to look at. We are, and I have said it at many different meetings but it bears repeating, we potentially can lose 36 employees out of 90 this year. That is a significant organizational challenge. We have already started with one who has filed his retirement papers, there are more behind him and when you consider the UCC going there is another 11 there. We've got a lot to tackle this year organizationally. It doesn't mean we are going to replace positions, it doesn't mean we are going to keep doing things the way we have always done it so it is an opportunity, like we did with this position to find a way to do things differently, more efficiently and hopefully a little cheaper which we did in this circumstance as well.

The biggest item is the infrastructure issues that we have. Infrastructure means a lot of things, sewers, water, drainage ditching around districts and also our physical space not just what do we do here. We are at a point where we either need to make some major investments in our facilities or look for different opportunities and parks. This should be ready shortly for us to adopt at the organizational meeting. It is going to be a busy year but I think it's an exciting opportunity and an exciting time for the Town.

I had a chance to spend some time with the CEG local government council and we went over the legislative agenda that the Association of Towns is going to be presenting to the State Legislatures as they come back to session and I just want to share with you what was adopted. There was actually quite a bit but I am just going to go over the ones that were most important. One item that we adopted was calling for mandate relief, a lot of things we have to do they don't fund us for but they make us do. Our cap stands at 1.37% so for our 2015 budget, it's not a 2% tax cap it's a 1.37% tax cap because it's either the 2% or inflation which ever is lower. That is \$118,000 in new spending for the Town in 2015. Now our election expense is going up \$25,000 right off

the bat and on top of that we are going to have a pension increase, health insurance increase our tax cap is going to be hit pretty quickly in 2015 and a lot of that has to do with the mandates that are handed down. This year I am going to have an opportunity to be more involved so I am going to bring a little more passion and juice to the group when we talk about these things. One of the things we want to advocate for is to allow publication of legal notices to be done on line not in newspapers anymore. It seems more and more people are getting their news on line. It is pretty costly to publish those notices and we could do them free on line. A big one that I am very interested in is the abandoned properties registry. We have one of those in the Town and we are lobbying the State to have a statewide registry that would force mortgage, particularly in mortgage foreclosure situation to provide the contact information. We all know how important that is. In our town a lot of the foreclosed properties we don't know who owns them because the banks don't file the deeds. Pension reform is another one and then increasing CHIPS funding to the towns and villages. Lastly, they want to lobby the State to allow more opportunities for smaller projects in the CFA application. They are finding only bigger projects are being funded but smaller communities that have good projects but just are big enough to make a big enough impact for the CFA decision makers so they want to make sure they set aside a different level of CFA for towns like ours that might do good things with smaller rewards.

I know you have the year end projections. I just want to point out that we are in pretty good shape. It is always difficult to say that because you never know what's around the corner but our projected surplus in the town general fund is almost \$200,000 this year, without using any of our fund balance appropriations. The revenue highlights on that is that our mortgage tax revenue was finished \$200,000 above budget, we had a better year on mortgage revenue than we thought. A large portion of that is Patriot Square so it's a one timer, it's not a trend that we can count on and something around \$70,000 or \$80,000 of that is a one time project. It doesn't mean we are not going to have more one time projects but as of late the trends have come back down on mortgage tax by the way, it's not where it was earlier in the year. Our town outside fund, the B fund is \$95,000 surplus without using any of our fund balance appropriation and there the big revenue highlight is the building permit fees that are on pace to be over \$85,000 budget this year. So things are picking up, we are building in Glenville obviously. It is the economic development activity that Jim and Alan have talked about. Our franchise fee revenue is down \$10,000 below budget. We are seeing more people either scale back their Time Warner services or maybe cancel all together so we are losing some revenue there. Our highway fund is on track with the budgeted fund balance appropriation, a part of it to be used to cover a small funding deficit for that front loader we bought with cash.

I have enrolled myself in the "Town Hall Boot Camp". I've talked to the department heads and I am going to be taking a crash course in every department. We are going to start looking at everything, then we will really need to get in there and understand them at a higher level than what I currently do. So Friday I'll be spending 4 hour shifts with the Town Clerk, I'll be spending a 4 hour shift with the Assessor and on January 2nd the building department and the Receiver of Taxes. On January 3rd Engineering, January 6th Planning, January 7th I'll be at court and hopefully not a defendant. January 8th I'll be in the Police Department and January 9th I'll spend time with the Highway Department."

Supervisor Koetzle moved ahead with the agenda.

RESOLUTION NO. 215-2013

Moved by: Councilman Ramotar

Seconded by: Councilwoman Wierzbowski

WHEREAS, Mr. Larry Lewis, the owner of certain real property, has offered the Town of Glenville seven acres (more or less) of an eight acre vacant parcel at 50 Edmel Road that is contiguous to Indian Meadows Park for dedication to the Town of Glenville for town park purposes as shown on a survey map of such parcel prepared by Raymond Koch, Surveyor, dated December 16, 2013; and

WHEREAS, the town's Park Planning Commission recommends acceptance of said property; and

WHEREAS, the acquisition of said property has undergone SEQR review by the town's GECC and Planning and Zoning Commissions, resulting in a negative declaration of environmental impact by the Glenville Town Board at their regular meeting of December 4, 2013; and

WHEREAS, the Town Board believes that the acceptance of the parcel will result in an enhancement of Indian Meadow Park and will provide greater passive recreational activities and additional green space for Town residents with minimal investment by the Town; and

WHEREAS, the Town Board understands that by accepting this parcel as dedicated park land that the property cannot be sold or put to non-park use without approval of the N.Y.S. Legislature and the Governor; and

WHEREAS, the Town believes that the donor has good title to parcel and that such is not encumbered by any liens, taxes or other claims of record, but believes that Town should obtain title insurance to protect itself against any future claims that may arise; and

WHEREAS, the only consideration to be paid to the donor by the Town would be a proportional share of the 2013-14 school taxes paid by the donor for the balance of the school tax year remaining as of the date of transfer, an amount not to exceed Five Hundred and no/100 (\$500.00) Dollars,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Glenville hereby approves acceptance of the donation of approximately seven acres of vacant land at 50 Edmel Road as described on the attached survey map prepared by Raymond Koch, Surveyor for dedication as park land; directs the Attorney for the town to obtain title insurance at town expense, draft, review and/or approve such documents as may be necessary to execute transfer of the donated land; authorizes the Attorney for the Town to order and obtain title insurance on said parcel in the name of the Town and authorizes the Town Supervisor to execute such documents as may be necessary to complete such acceptance upon receipt of a satisfactory title insurance commitment, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Glenville on behalf of the residents of the town and the Park Planning Commission, hereby offers its heartfelt thanks to Mr. Larry Lewis and Mrs. Ricki Lewis for their generosity and thoughtfulness in this donation to the Town of Glenville's Indian Meadows Park.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstention: None

Motion Carried

RESOLUTION NO. 216-2013

Moved by: Councilman Ramotar
Seconded by: Councilwoman Wierzbowski

WHEREAS, in order to provide for maintenance and supervision of Indian Meadows Park and its skating rinks during the winter months, a seasonal recreation attendant is annually employed by the Town of Glenville,

NOW, THEREFORE, BE IT RESOLVED that Michael Archibald, 12 Irving Rd., Scotia, NY, is hereby appointed to the position of seasonal Recreation Attendant effective 12/20/13 – 3/31/14 at the budgeted rate of \$8.00 per hour with no benefits.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstention: None

RESOLUTION NO. 217-2013

Moved by: Councilman Boulant
Seconded by: Councilman Pytlovany

WHEREAS, The Town Board of the Town of Glenville, NY, retained The Bonadio Group, Certified Public Accountants, to complete an independent audit of the Town's financial statements for the fiscal year ending December 31, 2012; and

WHEREAS, the audit of the Town's financial statements for the fiscal year ending December 31, 2012 was completed on December 3, 2013, and was presented to the Town Board on December 11, 2013,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Glenville hereby approves and formally accepts the Town of Glenville independently audited financial statements for the fiscal year ending December 31, 2012, prepared by The Bonadio Group, Certified Public Accountants.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

RESOLUTION NO. 218-2013

Moved by: Councilman Boulant
Seconded by: Councilman Pytlovany

WHEREAS, pursuant to Section 2019-a of the Uniform Justice Act, the Town Board of the Town of Glenville is required to examine the records and docket of the Town Justice Court, or cause same to be examined and a report thereon submitted to the Board, and enter in the minutes of its proceeding the fact that they have been duly examined and that the Fines therein collected have been turned over to the proper officials of the Town; and

WHEREAS, such audit was conducted for the period of January 1, 2012 through December 31, 2012, as required by law,

NOW, THEREFORE, BE IT RESOLVED, that the records of the Town Justice Court for the Town of Glenville for the year January 1, 2012 through December 31, 2012 have been audited by the Town of Glenville pursuant to Section 2019-a of the Uniform Justice Court act, and it is further

RESOLVED, that the Fines therein collected have been turned over to the proper officials of the Town, as required by law, and it is further

RESOLVED, that said audit report, together with a copy of this Resolution, shall be filed with the New York State Office of Court Administration.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

Discussion...

Supervisor Koetzle – “The Board is moving forward with the local law. It will not take effect for forty-five (45) days after the adoption unless a valid petition for permissive referendum is filed with the Town Clerk within such time and would only take effect upon approval of the electors of the Town of Glenville.

We are voting tonight to pass the local law. It has been a long process. This has been somewhat of a personal journey for me in a lot of ways. I feel as though we as a Town Board... one of the residents mentioned it, when they came up here really thought about a proposal that was going to save money, that was going to increase efficiency, it is going to restore the Town Supervisor’s role back to what it traditionally always has been except for these past few years and I think it puts the Supervisor back in better connection with the people.

It’s something that I have always talked about. I’ve always believed we needed. I talked about it during the campaign, some people disagree with that but it was talked about. It was talked about during a public forum. We have gotten here to this point after a lot of input from the residents and a lot of consideration of this Board and it wasn’t an easy decision necessarily but yet it’s one that we all knew was coming at some point.

The saddest piece of it I think is that we are losing Jamie as our fulltime Director of Operations and very thankful that he has agreed to come back in a part time role to help us through all of these changes that we see coming ahead. It’s something that I think is needed to move the Town forward with all of the changes and all the growth we have. I think it’s just going to allow me to be a more active Supervisor in the Town.”

Councilman Ramotar – “This process, and we have talked about it for a long time, becomes part of an interviewing process for a position. Obviously we have to, just like any position, we need to hire someone regardless of what that company is, that company or town or entity is looking for the most qualified, best candidate for that position. I think we all, on the Town Board are very qualified in looking and evaluating who those candidates might be. At this point we basically have done that, we have done that, we have done our homework, we spent the last four (4) years looking at what the opportunities are, who this individual could be and Chris I’ve got to tell you, you are the best choice. I would not be voting yes if I did not think you were the best choice.”

RESOLUTION NO. 219-2013

Moved by: Councilman Boulant
Seconded by: Councilman Pytlovany

WHEREAS, the Town Board of the Town of Glenville has been considering a Local Law to add a new Chapter 6, “Town Supervisor” to the Code of the Town of Glenville and setting the salary for the Town Supervisor for 2014; and

WHEREAS, this Town Board has held a public hearing on December 4, 2013 at 7:30 P.M., and continued such public hearing to December 18th at 7:30 P.M., at which times all parties in interest were afforded an opportunity to be heard and to publicly comment on the adoption of the Local Law amending of the Code of the Town of Glenville and setting the Supervisor’s salary for 2014;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Glenville does hereby adopt Local Law #9 of 2013, a local law to amend the Code of the Town of Glenville by the addition of a new Chapter 6, "Town Supervisor" as set forth below:

Be it enacted by the Town Board of the Town of Glenville as follows:

Section 1. A new Chapter 6 of the Code of the Town of Glenville, "Town Supervisor" is hereby adopted to read as follows:

CHAPTER 6 – TOWN SUPERVISOR

§6-1 Elected Town Supervisor.

The elective office of Town of Glenville Supervisor shall be considered a full-time position.

§6-2 Salary of the Town Supervisor for calendar year 2014.

The salary of the elected, full-time Supervisor for calendar year 2014 shall be fixed in the amount of \$83,000.00 and thereafter shall be established by the Town Board in the annual budget process.

§6-3 Legislative Intent.

The administration of municipal government in New York State has become increasingly more complex due to changes in law, rules and regulations at the federal and state levels. In recognition of these factors, the Town has experimented with a full-time administrator and a full-time Director of Operations, each of whom was delegated administrative duties of the part-time Supervisor and acted on his behalf, at his direction. It is the sense of the Town Board, that a full-time, elected Supervisor would be more directly responsive to the people and the Town Board. In addition, the Town of Glenville has seen a period of strong growth and development making the full time leadership of the Supervisor more imperative. It is further the sense of the Town Board that savings in salaries and benefits would result from this more efficient form of government.

§6-4 Legislative Authority; supersession of Town Law.

This local law is adopted pursuant to the authority granted by the Municipal Home Rule Law and shall supersede any provision of Town Law which is inconsistent herewith.

§ 6-5 Permissive referendum.

Pursuant to Town Law §27 (1) and §24 (2) of the Municipal Home Rule Law, this chapter shall be subject to a permissive referendum; such referendum shall be held at a Special Election no sooner than sixty (60) days after submission of a valid petition to the Town Clerk and the determination of validity by the Town Clerk if a valid petition is filed with the Town Clerk within 45 days after adoption of this Local Law by the Town Board.

Section 2. Effective Date

This Local Law shall take effect forty-five (45) days after adoption by the Town Board, unless a valid petition for a permissive referendum is filed with the Town Clerk within such time and then it shall only take effect upon approval by the electors of the Town of Glenville.

BE IT FURTHER RESOLVED, that this resolution shall take effect when filed with the Secretary of State of the State of New York.

Ayes: Councilmen Boulant, Pytlovany, Ramotar and Councilwoman Wierzbowski
Noes: None
Absent: None
Abstentions: Supervisor Koetzle

Motion Carried

RESOLUTION NO. 220-2013

Moved by: Councilman Boulant
Seconded by: Councilman Pytlovany

WHEREAS, there are accounts as described and funded in the 2013 Budget that will, as of December 13, 2013, exceed budget appropriations in 2013 by more than \$1,000;

NOW, THEREFORE, BE IT RESOLVED, that the Glenville Town Board hereby authorizes the following amendments to the 2013 Budget:

TOWN GENERAL FUND

Increase Appropriation Codes

01.00.1315.1009 – Comptroller-Medical Insurance Allowance, by \$3,000
01.00.1315.4500 – Comptroller-Fees for Services, by \$2,700
01.00.1330.1000 – Tax Collection-Personal Services, by \$2,000
01.00.1355.4000 – Assessment-Contractual, by \$2,400
01.00.1410.4433 – Town Clerk-Maintenance Contract, by \$3,000
01.00.1620.1000 – Buildings & Grounds-Personal Services, by \$1,300
01.00.1620.2000 – Buildings & Grounds-Equipment, by \$5,000
01.00.1620.4500 – Buildings & Grounds-Fees for Services, by \$6,500
01.00.1990.4600 – Contingent Account-Miscellaneous, by \$3,400
01.00.3121.1000 – Dispatchers-Personal Services, by \$2,000
01.00.3121.1002 – Dispatchers-Straight Overtime, by \$14,500
01.00.3121.1010 – Dispatchers-Meal Allowance, by \$2,500
01.00.3121.4500 – Dispatchers-Fees for Services, by \$2,300
01.00.3510.1002 – Control of Animals-Straight Overtime, by \$3,800
01.00.3510.1006 – Control of Animals-Longevity, by \$2,000
01.00.5132.4200 – Highway Garage-Utilities, by \$3,000
01.00.7620.2000 – Adult Activities-Equipment, by \$1,500
01.00.7620.4000 – Adult Activities-Contractual, by \$22,300
01.00.8045.4100 – Human Services-Supplies, by \$11,500
01.00.8810.4460 – Cemeteries-Mowing, by \$1,300
01.00.9040.8000 – Employee Benefits-Workers Compensation, by \$1,500

Decrease Appropriation Codes

01.00.1220.4500 – Supervisor-Fees for Services, by \$8,000
01.00.1315.1000 – Comptroller-Personal Services, by \$22,000
01.00.1320.4500 – Auditor-Fees for Services, by \$6,700
01.00.1330.4500 – Tax Collection-Fees for Services, by \$9,000
01.00.1355.1000 – Assessment-Personal Services/Accrued Time Pay Out, by \$30,000
01.00.1620.4000 – Buildings & Grounds-Contractual, by \$2,000
01.00.3121.1003 – Dispatchers-Overtime, by \$12,000
01.00.5132.4109 – Highway Garage-Renovations, by \$3,000
01.00.8160.4000 – Landfill Monitoring-Contractual, by \$4,800

TOWN OUTSIDE VILLAGE FUND

Increase Appropriation Codes

02.00.1620.4100 – Buildings & Grounds-Supplies, by \$1,400
02.00.3120.1002 – Police-Straight Overtime, by \$58,000
02.00.3120.1009 – Police-Medical Insurance Allowance, by \$2,000
02.00.3120.2000 – Police-Equipment, by \$71,000
02.00.3120.4100 – Police-Supplies, by \$8,400
02.00.3120.4150 – Police-Fuel, by \$4,700
02.00.3120.4300 – Police-Insurance, by \$5,000
02.00.3310.2000 – Traffic Safety Committee-Equipment, by \$3,700

- 02.00.3620.1000 – Safety & Building Inspection-Personal Services, by \$6,400
- 02.00.3620.2000 – Safety & Building Inspection-Equipment, by \$17,700
- 02.00.4010.4500 – Public Health-Fees for Services, by \$3,200
- 02.00.7110.4100 – Parks-Supplies, by \$1,800
- 02.00.7110.4150 – Parks-Fuel, by \$2,000
- 02.00.7110.4400 – Parks-Contracted Services, by \$13,000
- 02.00.7110.4500 – Parks-Fees for Services, by \$6,500
- 02.00.8160.4192 – Other-Recycling, by \$2,000
- 02.00.9040.8000 – Employee Benefits-Workers Compensation, by \$5,000

Decrease Appropriation Codes

- 02.00.1440.4440 – Engineer-Contract Engineer, by \$12,000
- 02.00.1445.4500 – Planner-Fees for Service, by \$4,000
- 02.00.1620.2000 – Buildings & Grounds-Equipment, by \$2,000
- 02.00.3120.1003 – Police-Overtime, by \$5,000
- 02.00.3120.4200 – Police-Utilities, by \$2,800
- 02.00.3120.4500 – Police-Fees for Service, by \$38,200
- 02.00.3620.4150 – Safety & Building Inspection-Fuel, by \$4,400
- 02.00.7110.1000 – Parks-Personal Services, by \$16,300
- 02.00.7110.2000 – Parks-Equipment, by \$4,500
- 02.00.7110.4200 – Parks-Utilities, by \$3,300
- 02.00.9015.8000 – Employee Benefits-Police Retirement, by \$82,300

Increase Revenue Codes

- 02.00.1560.0000 – Safety Inspection Fees, by \$32,000
- 02.00.2706.0000 – Grant from Local Government, by \$5,000

HIGHWAY FUND

Increase Appropriation Codes

- 04.00.5110.1000 – General Repairs-Personal Services, by \$24,000
- 04.00.5110.1003 – General Repairs-Overtime, by \$2,400
- 04.00.5110.4000 – General Repairs-Contractual, by \$7,000
- 04.00.5112.2200 – Permanent Improvements-CHIPS, by \$68,346
- 04.00.5130.1000 – Machinery-Personal Services, by \$3,000
- 04.00.5130.1002 – Machinery-Straight Overtime, by \$10,300
- 04.00.5130.1003 – Machinery-Overtime, by \$2,500
- 04.00.5130.4000 – Machinery-Contractual, by \$44,000
- 04.00.5142.1003 – Snow Removal-Overtime, by \$3,500
- 04.00.5142.4000 – Snow Removal-Contractual, by \$15,200
- 04.00.5142.4145 – Snow Removal-Gas, Grease, Etc., by \$13,000

Decrease Appropriation Codes

- 04.00.5110.1002 – General Repairs-Straight Overtime, by \$1,700
- 04.00.5110.4145 – General Repairs-Gas, Grease, Etc., by \$17,000
- 04.00.5140.4000 – Miscellaneous, Brush & Weeds-Contractual, by \$2,500
- 04.00.5140.4412 – Miscellaneous, Brush & Weeds-Towel Service, by \$3,000
- 04.00.5142.1000 – Snow Removal-Personal Services, by \$33,000
- 04.00.5142.4142 – Snow Removal-Salt, Calcium, Etc., by \$16,000
- 04.00.9040.8000 – Employee Benefits-Workers Compensation, by \$25,000
- 04.00.9730.6000 – Debt Service, Bond Anticipation Note-Principal, by \$7,700
- 04.00.9730.7000 – Debt Service, Bond Anticipation Note-Interest, by \$1,500
- 04.00.9950.9000 – Equipment Reserve, by \$9,000

Increase Revenue Codes

- 04.00.2680.0000 – Local Sources-Insurance Recovery, by \$8,500
- 04.00.3501.0000 – State Aid-CHIPS, by \$68,346

SEWER FUND

Increase Appropriation Codes

- 40.01.8130.2000 – District 1 Equipment, by \$1,800
- 40.02.8130.2000 – District 2 Equipment, by \$4,000
- 40.02.8130.4001 – District 2 Contractual-Interdepartmental, by \$3,300
- 40.02.9710.6000 – District 2 Serial Bond-Principal, by \$8,000
- 40.06.8130.2000 – District 6 Equipment, by \$10,000
- 40.09.8130.2000 – District 9 Equipment, by \$38,000

Decrease Appropriation Codes

- 40.01.8130.4000 – District 1 Contractual, by \$1,800
- 40.02.8130.1000 – District 2 Personal Services, by \$6,300
- 40.02.8130.4200 – District 2 Utilities, by \$1,000
- 40.02.9710.7000 – District 2 Serial Bond-Interest, by \$8,000
- 40.06.8130.1000 – District 6 Personal Services, by \$7,000
- 40.06.8130.4126 – District 6 Chemicals, by \$3,000
- 40.09.8130.4000 – District 9 Contractual, by \$38,000

WATER FUND

Increase Appropriation Codes

- 50.02.8310.4001 – District 2 Interfund Services, by \$1,300
- 50.11.8310.4100 – District 11 Administration-Supplies, by \$2,000
- 50.11.8310.4300 – District 11 Administration-Insurance, by \$4,800
- 50.11.8330.1000 – District 11 Purification-Personal Services, by \$1,700
- 50.11.8330.1003 – District 11 Purification-Overtime, by \$2,000
- 50.11.8340.1003 – District 11 Transmission & Distribution-Overtime, by \$11,100
- 50.11.8340.2000 – District 11 Transmission & Distribution-Equipment, by \$30,000
- 50.11.8340.4000 – District 11 Transmission & Distribution-Contractual, by \$2,000
- 50.11.8340.4001 – District 11 Transmission & Distribution-Contractual-Interdepartmental, by \$50,000
- 50.11.9710.6000 – District 11 Serial Bond-Principal, by \$93,000
- 50.12.8310.4001 – District 12 Contractual-Interdepartmental, by \$3,200

Decrease Appropriation Codes

- 50.02.8310.4417 – District 2 Maintenance & Repair, by \$1,300
- 50.11.8310.1000 – District 11 Administration-Personal Services, by \$23,000
- 50.11.8310.2000 – District 11 Administration-Equipment, by \$7,000
- 50.11.8330.2000 – District 11 Purification-Equipment, by \$6,000
- 50.11.8330.4220 – District 11 Purification-Utilities, by \$29,000
- 50.11.8330.4419 – District 11 Purification-Chemist, by \$2,600
- 50.11.8340.1000 – District 11 Transmission & Distribution-Personal Services, by \$21,000
- 50.11.9710.7000 – District 11 Serial Bond-Interest, by \$93,000
- 50.12.8310.4417 – District 12 Maintenance & Repair, by \$500
- 50.12.8310.4530 – District 12 Hydrant Charge, by \$500

Increase Revenue Code

- 50.11.2410.0000 – Rental Property, by \$15,000

Increase Appropriated Fund Balance

- W12-599 – Appropriated Fund Balance, by \$2,200

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

RESOLUTION NO. 221-2013

Moved by: Councilman Ramotar
Seconded by: Councilwoman Wierzbowski

WHEREAS, the Town of Glenville utilizes Jaeger & Flynn Associates, Inc. to perform health insurance brokerage and other services related to employee benefits, and

WHEREAS, such services performed by Jaeger & Flynn involve Protected Health Information (PHI), thereby requiring compliance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA), and

WHEREAS, in order to perform such services in accordance with HIPAA it is necessary to enter into an agreement that sets forth the obligations of the town and Jaeger and Flynn regarding use of employees' protected health information, and

WHEREAS, the attorney for the town finds that it is in the best interest of the town to enter into an agreement with Jaeger & Flynn in order to set forth the understanding between the parties on HIPAA/PHI-related issues,

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor of the Town of Glenville is hereby authorized to execute a contract with Jaeger & Flynn Associates, Inc., 30 Corporate Drive, Clifton Park, NY, 12065, for the administration of health insurance and related professional services for the calendar year 2014.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

RESOLUTION NO. 222-2013

Moved by: Councilman Pytlovany
Seconded by: Councilman Boulant

WHEREAS, the Town of Glenville utilizes Rockit Science Solutions for information technology services through an existing contract; and

WHEREAS, the Town is pleased with the services provided by Rockit Science Solutions and wishes to continue utilizing the company for information technology services; and

WHEREAS, Rockit Science Solutions has recently been acquired by Repeat Business Systems;

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor of the Town of Glenville is hereby authorized to execute a professional services contract with Repeat Business Systems, 4 Fritz Blvd, Albany NY, 12205, for information technology services for the calendar year 2014.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

RESOLUTION NO. 223-2013

Moved by: Councilman Boulant
Seconded by: Councilman Pytlovany

BE IT RESOLVED, that the Town Board of the Town of Glenville will meet at the Glenville Municipal Center, 18 Glenridge Road, Glenville, New York to conduct the following meetings; January 8, 2014 at 7:30 P.M., on said date and at such place will conduct the **ANNUAL ORGANIZATIONAL MEETING** of said board for the year 2014, January 15, 2014 at 7:30 P.M. a work session and on January 22, 2014 at 7:30 P.M. a regular Town Board Meeting.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

RESOLUTION NO. 224-2013

Moved by: Councilman Ramotar
Seconded by: Councilwoman Wierzbowski

BE IT RESOLVED that the **Monthly Departmental Reports** for November, 2013 as received from the following:

Dog Control
Economic Development & Planning Department
Justice Department
Town Clerk's Office

be, and they hereby are accepted, approved for payment and ordered placed on file.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

RESOLUTION NO. 225-2013

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Boulant

WHEREAS, the Town Board of the Town of Glenville (herein called the "Town Board" and "Town," respectively), in the County of Schenectady, New York, has received a written petition, dated October 14, 2011, pursuant to section 191 of the Town Law, for the extension of Sewer District No.9 (herein called "District") whose petition was signed by the owners of at least one-half (1/2) of the assessed valuation of all taxable real property situate in the proposed District and including the signatures of resident owners of at least one-half (1/2) of the assessed valuation of such taxable real property situate in the proposed District owned by resident owners, all as shown upon the latest completed assessment roll of said Town, and a map, plan and report for the extension of Sewer District No.9 of the Town of Glenville and the construction of a sewer system therein, consisting of sewer laterals including land or rights in land, connections, fill, services, appurtenances and related site work (herein called the "Sewer Improvement") and from an existing manhole at the intersection of Saratoga Road with Van Buren Road to the subject property with 575 linear feet of 8" gravity main and 205 linear feet of 3" force main connected at a new manhole to be constructed was prepared and is now on file in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, pursuant to the Order duly adopted on November 6, 2013, the Town Board has determined to proceed with the establishment of the proposed extension to the District and adopted an Order reciting a description of the boundaries of the extension of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for the construction of the Sewer Improvement in the District, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection and specifying November 20, 2013, at 7:30 PM, as the time when, and the Glenville Municipal Center, 18 Glenridge Road, Glenville, New York, in the Town, as the place where, the Town Board would meet to consider the establishment of an extension of the District and to hear all person interested on the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by Law ; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of the Town Law; and

WHEREAS, the Town Board has given due consideration to the impact that the proposed extension to the District may have on the environment and on the basis of such consideration, the Town Board has found that no substantial adverse environmental impact will be caused by the extension of the District; and

WHEREAS, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising article 8 of the Environmental Conservation Law and, in connection therewith, a duly processed Negative Declaration and/or other applicable documentation has been filed in the office of the Town Clerk; and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on said November 20, 2013, commencing at or about 7:30 PM, at the Glenville Municipal Center, 18 Glenridge Road, Glenville, New York, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed extension to the District; and

WHEREAS, the location of the proposed extension requires that it be connected to the City of Schenectady wastewater collection system and that connection to that system requires approval of the City of Schenectady.

NOW, THEREFORE, upon the evidence adduced at such public hearing
be it

RESOLVED AND ORDERED by the Town Board of the Town of Glenville, in the County of Schenectady, New York as follows:

Section 1. It is hereby determined that:

- (a) The Notice of Public Hearing was published and posted as required by Law, and is otherwise sufficient;
- (b) All the property and property owners benefited included within the proposed extension to the District hereinabove referred to in the recitals hereof are benefited thereby;
- (c) All the property and property owners benefited are included within the limits of the proposed extension to the District; and
- (d) It is in the public interest to establish the extension to the District.

Section 2. The establishment of the proposed extension to the District is hereby approved, as hereinafter described, and said District shall be designated and known as Extension No. 13 to Sewer District 9 in the Town and shall include the property commonly known as the 74 Van Buren Road.

Section 3. The Sewer Improvement is hereby authorized to be constructed in the District and the amount proposed to be expended therefor, including the expenses incurred in connection with the establishment of the extension to the District, is to be fully borne by the developer; the plan of financing is to be fully and completely borne by the developer, at no cost to the Town or other users in the District.

Section 4. The permission of the State Comptroller is not required with respect to the extension of the District because the cost of the extension to the typical property is not above the Average Estimated Cost to the Typical Properties for the establishment of similar types of districts as computed by the State Comptroller.

Section 5. The Town Clerk of the Town is hereby authorized and directed within ten days after the adoption of this Resolution and Order, to file certified copies thereof, in duplicate, in the office of the State Department of Audit and Control in Albany, New York, record same in the office of the Clerk of the County in which the Town is located.

Section 6. This Resolution and Order shall only take effect once the Town of Glenville Commissioner of Public Works has received written approval of the New York State Department of Environmental Conservation (DEC) that it has approved the extension as required by the DEC's agreement/order with the City of Schenectady.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstention: None

Motion Carried

RESOLUTION NO. 226-2013

Moved by: Councilman Boulant
Seconded by: Councilman Pytlovany

BE IT RESOLVED, that the Town Board of the Town of Glenville hereby adjourns into Executive Session to discuss a legal matter and a personnel matter.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstention: None

Motion Carried

Supervisor Koetzle adjourned this portion of the meeting at 8:44 p.m. and entered into Executive Session.

Time being 9:30 p.m.; Supervisor Koetzle reconvened the meeting and announced that no action was taken during the Executive Session.

Supervisor Koetzle asked for a motion to adjourn; motion to adjourn; Moved by Councilman Boulant; Seconded by Councilman Pytlovany, everyone being in favor the meeting was adjourned at 9:31 PM.

ATTEST:

Linda C. Neals
Town Clerk