

REGULAR MEETING OF THE TOWN BOARD
TOWN OF GLENVILLE
JUNE 18, 2014
AT THE GLENVILLE MUNICIPAL CENTER
18 GLENRIDGE ROAD, GLENVILLE, NEW YORK

Supervisor Koetzle called the meeting to order at 7:00 PM

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

Present: Supervisor Christopher A. Koetzle, Councilmen James M. Martin, John C. Pytlovany, Sid Ramotar and Councilwoman Gina M. Wierzbowski

Absent: None

Also present Mike Cuevas, Attorney for the Town, Jason Cuthbert, Comptroller and Kevin Corcoran, Planner.

Supervisor Koetzle stated that item #12 on the agenda would be tabled, a resolution approving the minutes of the June 4th meeting. He also announced that the board would be entering into an executive session at the end of the meeting to discuss personnel matters.

Town Council Reports:

Councilman Ramotar – “The Oktoberfest Committee has decided to move the event from Richmor Aviation based on parking limitations to Maalwyck Park on September 22, 2014.”

Councilwoman Wierzbowski – “The Bulk Item pickup is in the second week of the two week collection period.”

The following people exercised the privilege of the floor:

Denise Crisci, 388 Church Road – Ms. Crisci informed the Board that the residents on Church Road are, again, being subjected to extremely loud, unnecessary, dangerous, annoying, obnoxious, threatening and life altering intrusion of non-stop gunfire from the property that is owned by Joseph Budka. Ms. Crisci submitted a petition to the Town to put an end to the usage of a parcel of land owned by Joseph Budka for the use of a firing range for a variety of guns.

Donna Ringwall, 919 Green Corners Road, informed the board about the call she made to the new central dispatch. Her neighbor’s dog was missing and she attempted to contact the police department to inform dog control. She called Schenectady and they transferred her to Amsterdam, Amsterdam informed her to call Montgomery County, Montgomery County sent her to Glenville and then Glenville sent her back to Amsterdam. All she wanted to do was give a description of her dog to dog control. Ms. Ringwall had concerns after this incident, what if she needed to call 911, would this same thing happen. She called the new non-emergency number and spoke with a dispatcher who informed her that because this was a new system the dispatchers at the Unified Communication Center (UCC) were not familiar with all of the street names in West Glenville. She told the dispatcher that this was unacceptable. If there is a 911 emergency call they should know where to send the emergency personnel. As a tax paying citizen she doesn’t want to be told that she called the wrong number when she knows it is the right one.

Councilman Pytlovany – “The 911 system has been in place for quite a few years now. The 911 system works on where your call comes from and it is generated from a data base and gives the dispatcher all of the information on what fire department to call, what police department to call and what county you are in. When you call from the phone and you just tell them where you are they search a different data base. They are getting more familiar with the area and you are right that the people that are answering are

collective dispatchers from the County so you may have gotten a Rotterdam dispatcher who is not sure of the roads in Glenville so they have to search their own database which doesn't give an excuse as to why you were transferred back and forth but just to set your mind at ease the 911 database is totally different. They get all of your information right away, it is not something that they have to look up."

John Reynolds, 212 Church Road, informed the Board that he had a planted a memorial tree, in his backyard, in honor of his brother who was a Commander Sargent in the Army that was killed in the line of duty. Mr. Budka cut down the tree, removed the flag and flowers and replaced them with a planter of dead flowers. He stated that this is the kind of neighbor that they have to live with every day.

Thomas Fonda, 785 Sacandaga Road – Mr. Fonda stated that he was being harassed by his neighbor because he was taking pictures from the middle of the roadway. An ATV was parked in the roadway in front of his house and left running for hours.

Supervisor's Comments

Supervisor Koetzle shared the following information:

Upcoming work session discussion-Agriculture farm stands in agriculture districts

We will be meeting on Friday to discuss the rewriting of the Comprehensive Plan

Last night there was an informational meeting regarding the Capitaland expansion, I do disagree that the folks in the Return are being treated any differently than anybody else in the town. I would like to address those individually with the residents that made those assertions but needless to say we gave the folks in the Return the same consideration we gave the folks in West Glenville. I took my time to go out and talk to the folks in the Return like I did with those folks on Church Road about their issues. The folks in the Return have been generally very supportive of the zone change. About 15 people attended the information meeting and most of them understand the need for Subaru to expand that they would lose the brand if they don't, we lose jobs if they don't. The concerns are mostly lighting, noise and traffic.

Kevin and I also spoke with the Department of Transportation (DOT) out on Wolf Road. We brought seven specific concerns we have in the town particularly Route 50. The Town Center, Oakhill and Lincoln area, the Return, Rte. 50 and Freemans Bridge and further south on Freemans Bridge where it turns into two lanes. Their standard response was they don't have the money and the town is not on the list and it's not going to get done.

There is a tentative labor agreement with the Unified Communication Center (UCC).

Mohawk Tap Room, Mohawk Avenue in the Village of Scotia – ribbon cutting is scheduled for July 17th.

I attended the ribbon cutting at an independent living group on Route 50 across from Horstman's Farm. They work with elderly, brain injuries and veterans.

The Supervisor updated the Board on the financials.

Supervisor Koetzle moved ahead with the agenda items.

RESOLUTION NO. 125-2014

Moved by: Councilman Martin
Seconded by: Councilman Pytlovany

WHEREAS, a local law that would amend Chapter 270 (Zoning) of the Code of the Town of Glenville is being introduced by the Town of Glenville Economic Development and Planning Department at the request of the Town Board; and

WHEREAS, the proposed amendment to Section 270-19B calls for the elimination of multi-family dwellings by site plan review within the "General Business" zoning district; and

WHEREAS, New York State Town Law and the Code of the Town of Glenville require a public hearing by the Town Board before an amendment to zoning regulations may be adopted;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Glenville hereby schedules a public hearing for Wednesday, July 16, 2014 at 7:00 p.m., or as soon thereafter as the matter can be reached, at the Town of Glenville Municipal Center, at which time and place it will hear all persons interested in amendments to Chapter 270 (Zoning) of the Town of Glenville, as noted above; and

BE IT FURTHER RESOLVED, that the Town Clerk be, and she hereby is directed to prepare the proper notice of said hearing in accordance with law and to publish same at least 10 days prior to the date of the public hearing.

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

Motion Carried

RESOLUTION NO. 126-2014

Moved by: Councilman Martin
Seconded by: Councilman Pytlovany

WHEREAS, a local law that would amend Chapter 270 (Zoning) of the Code of the Town of Glenville is being introduced at the request of the Town of Glenville Economic Development and Planning Department; and

WHEREAS, the proposed amendment to Section 270-108C calls for establishment of a one-step site plan review process (instead of two steps) in certain instances and for a select group of land uses; and

WHEREAS, New York State Town Law and the Code of the Town of Glenville require a public hearing by the Town Board before an amendment to zoning regulations may be adopted;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Glenville hereby schedules a public hearing for Wednesday, July 16, 2014 at 7:00 p.m., or as soon thereafter as the matter can be reached, at the Town of Glenville Municipal Center, at which time and place it will hear all persons interested in amendments to Chapter 270 (Zoning) of the Town of Glenville, as noted above; and

BE IT FURTHER RESOLVED, that the Town Clerk be, and she hereby is

directed to prepare the proper notice of said hearing in accordance with law and to publish same at least 10 days prior to the date of the public hearing.

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

Motion Carried

RESOLUTION NO. 127-2014

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Ramotar

WHEREAS, in August 2013 the Town of Glenville had to make necessary water infrastructure repairs on Spearhead Drive; and

WHEREAS, during the course of such repairs a portion of the driveway at 1142 Spearhead Drive sustained damage; and

WHEREAS, the Commissioner of Public Works has obtained three bids to repair the portion of the driveway which was damaged, with the lowest bid totaling Five Hundred Seventy-Three Dollars and Seventy-Five Cents (\$573.75); and

WHEREAS, in lieu of having the driveway repaired the property owner requests to receive the aforementioned sum as a cash payment and to thereupon release the Town of any responsibility to repair the driveway; and

WHEREAS, the Commissioner of Public Works, in consultation with the Attorney for the Town, has been satisfied that such a proposed settlement is deemed to be just, reasonable and in the interest of the Town of Glenville;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Glenville hereby authorizes payment of Five Hundred Seventy-Three Dollars and Seventy-Five Cents (\$573.75) to Joanne McNulty to settle the claim against the Town of Glenville for damage to the driveway at 1142 Spearhead Drive which resulted from August 2013 water infrastructure repairs, with said payment to be made upon receipt of a general release from Ms. McNulty in favor of the Town of Glenville and its agents, officials, officers, and employees in a form approved by the Attorney for the Town.

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

Motion Carried

RESOLUTION NO. 128-2014

Moved by: Councilman Martin
Seconded by: Councilman Pytlovany

WHEREAS, the Town of Glenville Town Board made a budget appropriation in the 2014 Town Budget for the REDI (Revitalization Economic Development Investment) Fund in order to offer a Sign Replacement Grant Program for Town business owners; and

WHEREAS, given the success of the Sign Replacement Grant Program all but \$910.14 has been awarded to qualified applicants; and

WHEREAS, unlike the case in 2011, 2012 and 2013, eligibility for the 2014 Sign Replacement Grant Program was expanded to assist local businesses in the Village of Scotia, not just business within the Town outside of the Village; and

WHEREAS, a new business in the Village, the Mohawk Tap Room, just recently opened on Mohawk Avenue, has made application to the sign grant program and the Town Department of Economic Development and Planning has determined that the business otherwise meets the criteria for the sign grant program, except that its opening was after the date set for receipt of an application and awarding of a grant; and

WHEREAS, the while Sign Replacement Grant Program is designed to provide a 50% funding match (with a \$3,000 maximum grant limit) for businesses who are seeking to replace one on-site business sign, given the amount remaining in the fund and the Town Board's desire to close out the program for this year by awarding the balance to an eligible business, the Town is only able to award the remaining balance in the fund;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby approves the sign grant award from Town of Glenville Business Sign Replacement Grant Program for 2014, to the Mohawk Tap Room in the amount of \$910.14; and

BE IT FURTHER RESOLVED, that the Sign Replacement Grant Program for 2014 is officially closed;

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

Motion Carried

RESOLUTION NO. 129-2014

Moved by: Councilman Ramotar
Seconded by: Councilwoman Wierzbowski

BE IT RESOLVED that the **Monthly Departmental Reports** for May, 2014 as received from the following:

Assessors Department
Building Department
Deputy Supervisor
Dog Control
Economic Development & Planning Department
Highway Department
Justice Department
Section 8 Voucher Program
Town Clerk's Office

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

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

Motion Carried

RESOLUTION NO. 130-2014

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Ramotar

BE IT RESOLVED, that the Town Board of the Town of Glenville hereby adjourns into Executive Session to discuss personnel matters.

Ayes: Councilmen Martin, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle

Noes: None

Absent: None

Abstention: None

Motion Carried

New Business

Councilman Martin – “I think we need to have a discussion about Route 50 and DOT’s involvement.”

Supervisor Koetzle – “We will do that.”

Councilman Martin – “I do not accept that answer. I am not questioning the message you and Kevin brought in your usually effective manner. I have been in this position before with that department and you cannot accept that answer.”

Supervisor Koetzle – “We can reach a time where we can sit down and talk and go back in.”

Councilman Martin – “I am not suggesting another appointment but we have a Comprehensive Plan we are revising, I can tell you what the Comprehensive Pan is going to say in regards to Route 50 if I have any say about it and then we will see what they have to say.”

Supervisor Koetzle adjourned this portion of the meeting at 7:52 PM and entered into Executive Session.

Time being 8:57 PM; Supervisor Koetzle reconvened the meeting and announced that no action was taken during the Executive Session.

Supervisor Koetzle asked for a motion to adjourn; Moved by Councilman Martin; Seconded by Councilman Pytlovany, everyone being in favor the meeting was adjourned at 8:57 PM.

ATTEST:

Linda C. Neals
Town Clerk