

REGULAR MEETING OF THE TOWN BOARD
TOWN OF GLENVILLE
MAY 4, 2016
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 Martin, John C. Pytlovany, Alan Boulant and Councilwoman Gina M. Wierzbowski

Absent: None

RESOLUTION NO. 108-2016

Moved by: Councilman Pytlovany

Seconded by: Councilman Martin

WHEREAS, Town Police Chief Michael Ranalli has advised the Town that he will be retiring from his position as Chief of Police for the Town of Glenville; and

WHEREAS, a Civil Service competitive, promotional examination for the position has been administered by the Schenectady County Department of Civil Service, but the results of said examination have not yet been posted; and

WHEREAS, the Town will need a person capable of performing the duties of Police Chief, pending the receipt of the results of the Civil Service examination; and

WHEREAS, Stephen Janik is a nineteen year veteran of the Glenville Police Department, with prior service to the Saratoga County Sheriff's Department, who has worked his way up the ranks in the Glenville Police Department from Patrolman to Sergeant and then to Lieutenant; and

WHEREAS, Stephen Janik has performed admirably and well in each of the titles he has held with the Glenville Police Department, earning the respect of his fellow officers, members of the Town Board and the greater Glenville community; and

WHEREAS, both the outgoing Chief and the Town Supervisor recommend that the Town Board of the Town of Glenville provisionally appoint Stephen Janik as Chief of Police for the Town of Glenville Police Department, effective June 7, 2016;

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville hereby provisionally appoints Stephen Janik as Chief of Police for the Town of Glenville Police Department at a starting salary of \$104,200 with the terms and conditions of employment as stated in the Town's Personnel Policy Manual for the Police Chief.

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

Noes: None

Absent: None

Abstention: None

Motion Carried

Commissioner of Public Works, Tom Coppola presented the Annual MS4 Report to the Board

The following people exercised the Privilege of the Floor:

Bob Mitchell, 41 Sandalwood Lane – Mr. Mitchell is concerned about a deserted house on 44 Harmon Road. This house is directly behind 41 Sandalwood Lane. The house has been empty since August of 2014. He did speak with the building department last year and the Code Enforcer went out and looked at it. The house is still in the owner's name even though it is a foreclosure. Mr. Mitchell tried to contact TD Bank but did not get any answers. Mr. Mitchell submitted a letter signed by the neighbors regarding this property.

Supervisor Koetzle – ‘You bring up a very important point to many communities and it is a big problem not just in the Town of Glenville. We've worked with the assembly and the senate to try to get a bill that would require banks to file on our vacant registry so we would know who to contact. A lot of banks won't file a deed. We may have to look at our vacant registry law and toughen it up a bit. We will try to track down TD Bank as well.’

Supervisor Koetzle shared the following information:

Update on Old Dominion and the lighting issue – I did reach out after the last request to the board about Old Dominion not fixing the problem yet. I did confirm with them that they said it would be at least until May before they even had a plan based on their lighting engineers, it's not a local person, he is out of Tennessee. They did all agree that it would not be until May.

Ribbon cutting on May 7th, Indian Meadows parking lot and roadway, at 9:50 AM and followed immediately by the opening day ceremonies for Burnt Hills/Ballston Lake Little League at 10:00 AM.

May 14th at 1:45 PM the Burnt Hills/Ballston Lake Girls Softball League will have their opening day at the new fields.

Tomorrow is National Day of Prayer and there will be a ceremony at noon out front of the Municipal Center.

Talked with Department of State regarding the municipal restructuring fund and our idea to do a transportation hub. They are helping us. We are meeting tomorrow with the fire departments, the Village and the school district to start putting together a Charter.

Hotel ground breaking at the Lighthouse on Freemans Bridge Road.

We did cut the ribbon on the Anderson Park but the grand opening will be on June 11, 9:00 – noon.

We did welcome Arnie Briscoe as our new building inspector.

Supervisor Koetzle moved ahead with the agenda items.

RESOLUTION NO. 109-2016

Moved by: Councilman Boulant

Seconded by: Councilwoman Wierzbowski

WHEREAS, in order to provide for summertime maintenance and security needs in the Parks, Highway, and Water/Sewer Departments it is necessary to hire seasonal employees; and

WHEREAS, the Town of Glenville has provided funding for these seasonal employees in the 2016 budget,

NOW, THEREFORE, BE IT RESOLVED, that seasonal employees be appointed to the following positions at the budgeted rate of \$9.00 per hour with no benefits for a period not to exceed May 9, 2016 through September 9, 2016:

Park Laborers - three to be appointed

Park Security Worker – one to be appointed

Water/Sewer Laborers – three to be appointed

Highway Laborers – four to be appointed; and

BE IT FURTHER RESOLVED, that the Commissioner of Public Works is hereby authorized to appoint qualified candidates to the vacant positions upon consultation with Supervisor Koetzle.

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

Motion Carried

RESOLUTION NO. 110-2016

BOND RESOLUTION OF THE TOWN OF GLENVILLE, NEW YORK (THE “TOWN”), DATED MAY 4, 2016 AUTHORIZING THE ACQUISITION OF A NEW HIGHWAY EQUIPMENT FOR THE TOWN; ESTIMATING THE COST THEREOF TO BE \$125,000.00; APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$125,000.00 BONDS OF THE TOWN TO FINANCE SAID COST.

Moved by: Councilman Boulant
Seconded by: Councilwoman Wierzbowski

WHEREAS, on April 6, 2016, the Town Board of the Town of Glenville (the “Board”), in response to a stated need for new highway equipment for the Town’s Department of Public Works (“DPW”), adopted a resolution pursuant to which it authorized the DPW to purchase one (1) 2009 Gradall XL3100 Excavator (the “Excavator”) in an amount not to exceed \$125,000.00, and that the cost of said acquisition would be paid from the proceeds of bonds; and

WHEREAS, the Board of the Town now seeks to authorize the issuance of serial bonds of the Town in order to finance the cost of the Excavator;

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board as follows:

SECTION 1. Pursuant to Sections 31.00 and 32.00 of the Local Finance Law, constituting Chapter 33-A of the Consolidated Laws of the State of New York (the “Law”), the Town hereby authorizes the acquisition of the Excavator, the maximum cost thereof being hereby estimated to be \$125,000 appropriating said amount therefor and authorizing the issuance of up to \$125,000 serial bonds to finance such cost.

SECTION 2. It is hereby determined that the period of probable usefulness of the Excavator is fifteen (15) years pursuant to Section 11(a)(28) of the Law.

SECTION 3. The plan of financing includes the issuance of \$125,000.00 serial bonds and the levy of a tax upon all of the real property in the Town to pay the

principal of and interest on said bonds as the same shall become due and owing.

SECTION 4. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized to be expended pursuant to Section 165.10 of the Local Finance Law for the specific objects or purposes described in Section 1 of this resolution. If such temporary funds are used for any expenditure authorized in this resolution, the Town intends to reimburse such funds with the proceeds of the tax-exempt borrowing authorized and identified pursuant to Section 1 above.

SECTION 5. The proposed average maturity date of the bonds authorized pursuant to this resolution is expected to exceed five (5) years.

SECTION 6. The serial bonds issued to finance the cost of each object or purpose described in Section 1 above shall mature no later than the date of the expiration of the period of probable usefulness for each such object or purpose.

SECTION 7. The Town hereby covenants and agrees with the holders from time to time of the serial bonds of the Town issued pursuant to this resolution, and any bond anticipation notes of the Town issued in anticipation of the sale of said bonds, that the Town will duly and faithfully observe and comply with all provisions of the United States Internal Revenue Code of 1986, as amended (the "Code"), and any proposed or final regulations of the Internal Revenue Service issued pursuant thereto (the "Regulations") unless, in the opinion of Bond Counsel to the Town, such compliance is not required by the Code and Regulations to maintain the exemption of interest on said obligations from Federal income taxation.

SECTION 8. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said serial bonds and any bond anticipation notes issued in anticipation of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

SECTION 9. Subject to the provisions of this Bond Resolution and the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of serial bonds and bond anticipation notes, or the renewals of said obligations and of Section 50.00 and Section 60.00 of the Law, the powers and duties of the Board relative to authorizing serial bonds and bond anticipation notes and prescribing the terms, form and content as to sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor of the Town, the chief fiscal officer of the Town. Pursuant to the provisions of paragraph a of Section 56.00 of the Local Finance Law, the power to determine whether to issue bonds and bond anticipation notes having substantially level or declining annual debt service, as provided in paragraph d of Section 21.00 of the Local Finance Law, is hereby delegated to the Supervisor of the Town, the chief fiscal officer of said Town. In addition to the delegation of powers described above, the powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Town

Supervisor, who shall advertise such bonds for sale, conduct the sale and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any other order or rule of the State Comptroller applicable to the sale of municipal bonds.

SECTION 10. All costs and expenses in connection with the acquisition and development of the objects and purposes set forth in Section 1 above, and the financing thereof by the sale of bonds, including but not limited to, the fees and expenses of bond counsel, financial advisors, underwriters, feasibility consultants, counsel for the Town and other professionals, shall be paid to the extent permitted by law from the proceeds of the sale of such bonds.

SECTION 11. The validity of the bonds authorized by this bond resolution and of any notes issued in anticipation of said bonds may be contested only if:

- (a) Such obligations are authorized for any object or purpose for which the Town is not authorized to expend money; or
- (b) The provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or
- (c) Such obligations are authorized in violation of the provisions of the constitution.

SECTION 12. This resolution shall be published in full in the designated official newspapers of the Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Law.

SECTION 13. This bond resolution shall take effect immediately upon its adoption by the required votes of the Town Board.

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

Motion Carried

RESOLUTION NO. 111-2016

Moved by: Councilman Martin
Seconded by: Councilman Pytlovany

WHEREAS, the Town of Glenville is seeking to install street and sidewalk light fixtures along Route 50 and Glenridge Road within the Town Center in an effort to complement the newly-installed sidewalk network; and

WHEREAS, this project constitutes an "Unlisted Action" in accordance with 6 NYCRR Part 617 (State Environmental Quality Review Act {SEQRA}); and

WHEREAS, following a 30-day SEQRA Lead Agency Coordination period that ended on April 25, 2016, the Glenville Town Board assumed SEQRA Lead Agency in this instance;

NOW, THEREFORE, BE IT RESOLVED that the Glenville Town Board

hereby determines that the proposed Glenville Town Center Street and Sidewalk Lighting Project will not result in a significant adverse environmental impact; and

BE IT FURTHER RESOLVED that the Glenville Town Board hereby issues a SEQRA “Negative Declaration” (attached) for this proposal, based on the following findings:

- The Glenville Town Center lighting project will not impact air quality, ground or surface water quality, or traffic or noise levels, nor will it result in or worsen erosion, flooding, or drainage problems.
- This action will not result in the removal or destruction of large quantities of vegetation or fauna, nor will it impact significant habitat areas. The project area is a long-standing, heavily developed suburban commercial corridor, with the new light fixtures to be placed on already-disturbed land.
- The Town Center lighting project will not conflict with either the Town of Glenville Comprehensive Plan or Town Center Plan. On the contrary, the project complements recommended actions of the Town Center Plan, particularly the call for a more pedestrian-friendly commercial core. The lighting project is complementary in that it will illuminate the new sidewalk network along both Route 50 and Glenridge Road.
- This project will result in an increase in the use of energy (electricity) where light fixtures did not previously exist. However, all of the fixtures will be fitted with LED luminaires, thereby ensuring efficient energy use. And in cases where the new fixtures replace older sodium-vapor or metal halide lights, energy use will be decreased with the new LED fixtures.
- This action will not increase land use intensity, nor will it impact agricultural lands, open space or recreational resources. The light fixtures will be installed in an already-existing suburban commercial area.

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

Noes: None

Absents: None

Abstentions: None

Motion Carried

New Business:

Councilman Boulant – “The old building on the Cole property on Freemans Bridge Road is being torn down but they found asbestos in the building so it had to be covered in plastic in order to demolish it.”

Councilman Pytlovany – “Just a reminder the Scotia-Glenville Memorial Day parade will take place on May 25th at 6:15 PM.

Supervisor Koetzle asked for a motion to adjourn; motion to adjourn; Moved by Councilman Martin; Seconded by Councilman Pytlovany, everyone being in favor the meeting was adjourned at 7:580 PM.

ATTEST:

Linda C. Neals
Town Clerk