

MEETING OF THE TOWN BOARD
TOWN OF GLENVILLE
SEPTEMBER 21, 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 M. Martin (arrived late), John C. Pytlovany and Councilwoman Gina M. Wierzbowski

Absent: Councilman Alan Boulant

Also present were Attorney Michael Cuevas and Kevin Corcoran, Planner.

Town Council Reports:

Councilman Martin – “I finished section 6 of the draft comprehensive plan today.”

Supervisor Koetzle – “We do have a comprehensive plan meeting scheduled for October 6th at Mekeel School in Scotia. These meetings will be posted on our website tomorrow.

The Oktoberfest is this weekend on the 24th, at Maalwyck Park from noon to 9:00 PM, fireworks are at 9:00. It a great event, our staff and volunteers have worked very very hard on it.”

Supervisor Koetzle – “Item number 5 on the agenda is a public hearing for a zoning map amendment application on behalf of Complete CATV Communications to rezone a portion of the “Suburban Residential” zoned portion of 590 Saratoga Road to “General Business” in order to allow the applicant to expand storage area for projects and materials in on-site sheds and pods.”

Supervisor Koetzle opened the public hearing at 7:07 PM.

No one wished to speak; Supervisor Koetzle closed the public hearing at 7:08 PM.

Supervisor Koetzle – “Item number 6 on the agenda is a public hearing to hear all persons interested in the proposed local law to amend Chapter 25, Vehicle and Traffic. A variety of changes, some relate to Indian Meadows Park stop signs, Freemans Bridge Road signage, no stopping signs on Witbeck Drive, adding speed limit signs on Touareuna Road”.

Supervisor Koetzle opened the public hearing at 7:09 PM.

No one wished to speak; Supervisor Koetzle closed the public hearing at 7:10 PM.

Supervisor Koetzle – “Item number 7 on the agenda is a public hearing to consider the establishment of a sewer district extension to Sewer District 9 to be known as the “Lincoln Drive Sewer Extension”.

Supervisor Koetzle opened the public hearing at 7:11 P.M.

M.J. Engineering and Land Surveying gave a brief presentation regarding the feasibility study to provide public sewers to portions of Lincoln Drive. (the speaker did not stand in front of the mic so the presentation did not record on the tape)

Attorney Cuevas responded to a residents question regarding the petition process. "There are two ways in which you can petition or have an extension to a sewer district or any other improvement districts. When we act on the extension request from the residents, basically you have to have a majority of those residents so if you petition for that then the difficulty with that is that it is usually done at an early stage when the properties are first being developed and the developer comes in and the developer is going to pay for the installation of the original sewer system or sewer line and then dedicate it later to the town. These are existing homes with septic systems so the process now is that when a resident indicated their interest in doing this and wasn't a formal petition that was presented to the town, the town treated that as a request that the town initiates the sewer project. So this now, acting under a different section of law.. Right now the town has acted under Article 12A that allows us to initiate the process, basically the town was the petitioner. So the town is willing to undertake the study, we have received our map, plan and report on this project so now we are presenting to you what that cost would be and the town board would be the entity to approve the project or not. So it's out of the resident's hands at this stage but the town board is probably not going to approve something that the residents don't want because there is an end of the process, if the town board were to move ahead and approve this extension then it is subject to a referendum if some property owners were objective then they can force the referendum on this and defeat the project."

(A long discussion took place between the residents, the Supervisor and the engineering firm representative but the microphone did not pick up the comments because they did not come up to the microphone.)

Supervisor Koetzle – "This came as a request from the residents on that street. We undertook the study at the request of the residents. If you say no then its no.

Dennis Pajak, 17 Lincoln Drive – "I was never approached with a petition. I have lived here for 40 years. I have seen Tom Coppola a couple times this year looking at the catch basin at the end of the street. Twenty-five years ago I was one of the people that went around with the petition to have sewers on the street. I thought it was a good idea, now I'm 62 years old, getting ready to leave I don't want the sewers especially if I have to pay \$600.00 a year with the right to use it or not. If I'm not connected to it why would I have to use it? You don't pay for cable if you don't use it so it's the same principal in my mind. I don't want this. I want to know what changed from 25 years ago. The only difference I see is now the town is petitioning or wants the sewers up the street."

Supervisor Koetzle – "The town does not want sewers. The petition came from the residents that signed it for us to do a study. What we are hearing tonight are the results of that study and your feedback giving us direction on whether you want us to proceed or not."

Mr. Pajak – "I have a question for the contractor. You said that it was going to be roughly \$3,000 cost per household to connect to that system. You said between \$2,000 and \$5,000 so I'm taking an average of \$3,000. Now all of our systems run out the back, they are going to change everything around in order to run it out the front which means my main sewer pipe that comes down and goes out my backyard is not going to go through the whole width of my cellar. The price that you gave, is that per household?"

Jenny Lipman – "That is an estimated cost. The cost is \$150,000 for the entire project."

Mr. Pajak – "But your math is wrong, for 30 years at 2½% \$150,000 is nowhere near \$587."

Ms. Lipman – "The estimated cost of \$150,000 is based on current estimated costs which is based..."

Mr. Pajak – "Once you start digging in the street you're going to run into more problems than you have ever had. It's going to take you days just to get through the shale. So your cost is going to go up, who is going to incur that extra cost?"

Supervisor Koetzle – “It would be the district. These are estimated costs.”

Sue Alibozek, 16 Lincoln Drive – “I presented, 25 yrs. ago, a pictorial of the situation when we began incurring flooding situations in our yards. What we wanted was just a study and a basic estimate. I reported the issue with the basin that Mr. Pajak mentioned. I called three different people, the supervisor, the highway superintendent and the planner, no one replied. We have a terrible drainage issue and the end of the street is crumbling from the plows turning around. I feel it is going to cost a lot of money to make it acceptable. I’m not interested in it anymore.”

Brian McLaughlin – “One question for the actual installation – are there any restrictions, does it have to be contracted, what are the rules and regulations and who can actually hook me up?”

Tom Coppola, Highway Superintendent – “You would hire someone yourself.”

Mr. McLaughlin – “There has been conversations about the ditches. If we are running that sewer up is that going to impact those ditches? Is that going to change what happens with these ditches?”

(Tom Coppola responded but the microphone did not pick up his comments)

Mr. McLaughlin – “Does the sewer help accelerate that or does it have no impact or are they two separate things?”

Tom Coppola – “Two separate issues. (his explanation was not picked up with the microphone.)

Mr. McLaughlin – “I am still undecided.”

Joan Rogers, 9 Lincoln Drive – “I have lived on the street since back in the 80’s and owned my own home on Lincoln Drive for 16 years. So far I have yet to be able to tell what exactly I get for the taxes I pay. The street is falling apart, I pay for my water, I pay for my garbage. What exactly do I get for the \$7,000 I pay in taxes?”

Supervisor Koetzle – “We have to stay on the subject of the public hearing but just quickly 90% of that \$7,000 goes to the county and to the school district. The Town of Glenville gets 10%. We will go through exactly what you get for that during the Budget Forum later in the meeting. This is a public hearing and we must stay specifically on the sewer proposal.”

Ms. Rogers – “I don’t want the sewer”.

Sandy Ruggiero, 5 Lincoln Drive – “

Sue Alibozek, 16 Lincoln Drive – “We have a septic system, so far it is okay. We are in shale, as you go down the street it is all sand. The problem we have was when the apartment complex was going in and some of us had a multitude of water in our basements. I have documentation and pictures of all of it. I presented it and it was ignored. I have pictures of the flood that took place down in front of Dr. Schummer’s. I have pictures of all of this, the dates the times. We need more information. When I took the first petition on the street there were only six people interested in it some of them didn’t want it. Now we have new property owners and they have had problems with their septic, their leach fields and the actual holding tank. In two years’ time I’m thinking about selling, not for sure yet.”

Brian McLaughlin, 12 Lincoln Drive – “One question for the actual installation, are there any restrictions, does it have to be contracted? What are the rules and regulations on who can actually hook me up?”

Tom Coppola, Commissioner of Public Works – “You would hire someone.”

Mr. McLaughlin – “There has been conversations about the ditches. If we are running that sewer up is that going to impact those ditches? Is that going to change what happens with these ditches?”

Mr. Coppola replied, but he did not come up to the microphone so his comments were not recorded.

Mr. McLaughlin – “Will the sewer help accelerate that, have no impact or are they two separate things?”

Mr. Coppola – “Two separate issues.”

Joan Rogers, 9 Lincoln Drive – “I have lived on the street since back in the 80’s. I have owned my own home for 16 years and so far I have yet to find out what exactly I get for the taxes I pay. The street is falling apart. I pay for my water and my garbage pickup. What exactly do I get for the \$7,000 I pay in taxes?”

Supervisor Koetzle – “We have to stay on the subject of the public hearing but 90% of that \$7,000 goes to the county and the school district, the Town of Glenville gets 10%. We will go through exactly what you get for that during our budget forum later in the meeting. This public hearing is in regards to specifically the sewer proposal.”

Mr. Rogers – “I do not want the sewer!”

The public hearing is being kept open for further comments.

The following people spoke during privilege of the floor.

Jim Legere, Sacandaga Road – Mr. Legere reported that tractor trailers traveling on Ridge Road, down Sacandaga Road and through the Village of Charlton. He feels that these trucks are too heavy for the roadways.

Supervisor Koetzle moved ahead with the agenda items.

RESOLUTION NO. 162-2016

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Martin

BE IT RESOLVED that the **Monthly Departmental Reports** for August, 2016 as received from the following:

Assessors Department
Building Department
Economic Development & Planning Department
Justice Department
Receiver of Taxes
Section 8
Town Clerk's Office

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

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

Noes: None

Absent: Councilman Boulant

Abstentions: None

Motion Carried

RESOLUTION NO. 163-2016

Moved by: Councilman Martin
Seconded by: Councilman Pytlovany

BE IT RESOLVED, that the Town Board of the Town of Glenville hereby adjourns into Executive Session to discuss potential amendments to the Labor Relation Agreement.

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

Motion Carried

Supervisor Koetzle adjourned this portion of the meeting at 8:52 PM and entered into Executive Session.

Time being 9:00 PM; Supervisor Koetzle reconvened the meeting and announced that no action was taken during the Executive Session.

RESOLUTION NO. 164-2016

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Martin

WHEREAS, the Town of Glenville and the Highway Department Employees Association (HDEA) are parties to a collective bargaining agreement for a term which expired December 31, 2012; and

WHEREAS, the Town and the HDEA have an agreement as to the terms and conditions of employment for a term from January 1, 2013 and ending December 31, 2018, as outlined in Memorandum of Agreement (MOA); and

WHEREAS, Article II of the existing agreement between the Town and the HDEA provides for a four day (10 hours per day) work week for unit employees from the first Friday in May to the last Friday in September; and

WHEREAS, the Highway Superintendent has advised the Town Board that the department has a number of roads remaining to be paved before the November 6th end of Daylight Savings Time; and

WHEREAS, the Town Board of the Town of Glenville desires to come to an agreement which provides the most efficient use of Highway Department personnel for the paving projects scheduled to be completed this year and which can be used as a pilot project to assess the potential benefit of a permanent change in HDEA hours;

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville hereby authorizes the Supervisor to enter into a memorandum of agreement with the HDEA to extend the four day, ten hours per day, work week for HDEA employees through November 6, 2016 under the same terms as provided in the existing collective bargaining agreement and MOA.

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

Motion Carried

RESOLUTION NO. 165-2016

DOS LWRP CONTRACT NUMBER: T1000720

**PLANNING FOR GLENVILLE FREEMANS BRIDGE GATEWAY REVITALIZATION
AUTHORIZED REPRESENTATIVE**

Moved by: Councilman Martin

Seconded by: Councilman Pytlovany

WHEREAS, the Town of Glenville (herein after “the Town” or “Town”) has received notice from the New York State Department of State (NYS DOS) dated, September 19, 2016, that Planning for Glenville’s Freemans Bridge Road Gateway Revitalization project, (Contract Number: T1000720, herein after “the Project”) has been selected to receive up to \$50,000 for the project through the New York Department of State’s Local Waterfront Revitalization Program (LWRP); and,

WHEREAS, a resolution confirming that the Town will move forward with the project for the amount of funding awarded and designating an Authorized Representative for the project is required for execution of the Master Grant Contract by the State of New York;

NOW THEREFORE BE IT RESOLVED THAT:

1. The Town Board hereby confirms that the Town will move forward with Planning for Glenville’s Freemans Bridge Road Gateway Revitalization in the amount of funding awarded; along with required matching in-kind staff services; and it is
2. Further resolved, that the Town Board hereby authorizes Supervisor Christopher Koetzle to execute the Master Grant Contract with the New York State Department of State, as-well-as any and all other contracts, documents and instruments necessary to bring about the Project to fulfill the Town’s obligations under the Local Waterfront Revitalization Program.
3. This resolution shall take effect immediately.

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

Noes: None

Absent: Councilman Boulant

Abstention: None

Motion Carried

Supervisor Koetzle asked for a motion to adjourn; motion to adjourn; Moved by Councilwoman Wierzbowski; Seconded by Councilman Martin, everyone being in favor the meeting was adjourned at 9:03 PM.

ATTEST:

Linda C. Neals
Town Clerk