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**AGENDA**  
**TOWN BOARD MEETING**  
TOWN OF GLENVILLE  
18 GLENRIDGE ROAD  
**April 20, 2022**  
7:00 P.M.  
[www.townofglenville.org](http://www.townofglenville.org)

Supervisor:  
Christopher A. Koetzle  
**Council Members**  
Gina M. Wierzbowski,  
Deputy Supervisor  
Michael Godlewski  
James M. Martin  
Sid Ramotar

1. Invocation
2. Pledge of Allegiance to the Flag.
3. Roll Call
4. Town Council Reports
5. Public hearing at 7:00PM or as soon thereafter as possible to hear all persons interested in proposed moratorium of solar farms as permitted under Article XXII, "Solar Energy" of the code of the Town of Glenville.
6. Public hearing to hear all persons interested in the petition to establish an extension to Sewer District No. 9 located at 213 Sunnyside Road, 30.19-1-18.21 of the Town of Glenville.
7. Privilege of the Floor
8. Supervisor's Comments
9. Resolution appointing Yevgeniy Khutoryanskiy to the position of Police Officer.
10. Resolution approving Sewer Extension No. 25 to Sewer District No. 9 located at 213 Sunnyside Road, 30.19-1-18.21 of the Town of Glenville.
11. Resolution adopting Local Law 3 for the proposed moratorium of solar farms permitted under Article XXII, "Solar Energy" of the code of the Town of Glenville.
12. Resolution scheduling a Public Hearing to hear all persons interested in the proposed Local Law amending chapter 101, Building Construction and Fire Prevention, of the Code of the Town of Glenville.
13. Resolution authorizing the Supervisor to sign the attached Memorandum of Understanding ("MOU") agreement with the Village for design and construction of the Project subject to a 2022 RAISE grant funding award.

14. Resolution establishing a standard workday for the New York Retirement System for an elected official.
15. Resolution appointing Peter Guidarelli to the position of Parks Worker.
16. Resolution approving the minutes of the Regular Town Board meeting held on April 6, 2022.
17. Resolution approving the Monthly Department Reports for March 2022.
18. To be corrected: Resolution 96-2022 Approving the minutes to the Regular Town Board Meeting 3-2-2022
19. New Business

Sponsored by: Christopher A. Koetzle, Town Supervisor  
Submitted by: Stephen V. Janik, Police Chief

**RESOLUTION NO. 9**

**Moved by:**  
**Seconded by:**

**WHEREAS**, there are currently two vacant police officer positions in the Glenville Police Department; and

**WHEREAS**, Yevgeniy Khutoryanskiy is a Saratoga Springs Police Officer who holds the necessary qualifications mandated by the Schenectady County Civil Service Commission; and

**WHEREAS**, after an extensive background investigation, an interview was conducted with Yevgeniy Khutoryanskiy on April 7, 2022 by the Chief of Police and Lieutenant; and

**WHEREAS**, Yevgeniy Khutoryanskiy is hereby recommended by the Chief of Police and Lieutenant as a candidate to fill one of the vacant police officer positions; and

**WHEREAS**, Yevgeniy Khutoryanskiy was approved as a lateral transfer from the Saratoga Springs Police Department by the Schenectady County Civil Service Commission on April 19, 2022;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby approve the appointment of Yevgeniy Khutoryanskiy of Ballston Spa NY, to the position of Police Officer in the Glenville Police Department, with an effective date of May 5, 2022; and

**BE IT FURTHER RESOLVED**, that in recognition of Mr. Khutoryanskiy's prior law enforcement experience, the compensation for said position will be set forth in the current collective bargaining agreement between the Glenville PBA and the Town as a fourth-year officer and the Town will use May 5, 2019 as the effective date for the purposes of calculating longevity payments, leave time accruals, and insurance benefits; and

**BE IT STILL FURTHER RESOLVED**, that the Town Clerk, on behalf of this Town Board, be and she hereby is authorized and directed to notify said officer of the aforementioned appointment.

**Ayes:**  
**Noes:**  
**Absent:**

**Abstentions:**

**Motion Carried/Defeated**

Town Board decision on April 20, 2022.

Sponsored by: Christopher A. Koetzle, Supervisor  
Submitted by: Thomas Coppola, Highway Superintendent

**RESOLUTION NO. 10**

**Moved by:**  
**Seconded by:**

**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 November 6, 2020 as amended on October 29, 2021, pursuant to section 191 of the Town Law, for the extension 25 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 was prepared and filed by 3M Solutions for the extension of Sewer District No.9 of the Town of Glenville 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 April 6, 2022, 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 April 20, 2022, at 7:00 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 April 20, 2022, commencing at or about 7:00 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.

**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. 25 to Sewer District 9 in the Town and shall include the property commonly known as 213 Sunnyside Road (S/B/L # 30.19-1-18.21).

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 take effect immediately.

**Ayes:**

**Noes:**

**Absent:**

**Abstention:**

**Motion Carried/Defeated**

Town Board decision on April 20, 2022

Sponsored by: James Martin, Councilman

Submitted by: Melissa Cherubino, Community Development Director

**RESOLUTION NO. 11**

**Moved by:**

**Seconded by:**

**WHEREAS**, the Town of Glenville is proposing Local Law 3 (a copy of which is attached) that enacts a moratorium on Article XXII, "Solar Energy", for the Code of the Town of Glenville; and

**WHEREAS**, the intent of this section is to study the development of solar farms within the Town of Glenville; and

**WHEREAS**, the Glenville Town Board has determined that this code amendment constitutes a "Type II Action" in accordance with 6 NYCRR Part 617.5(36) of the State Environmental Quality Review Act in that it involves a moratorium of an existing section of the zoning code; and

**WHEREAS**, New York State Town Law and the Code of the Town of Glenville, require that the Town Board hold a public hearing before a code amendment or a local law may be adopted; and

**WHEREAS**, the Town Board of the Town of Glenville held a public hearing with respect to the zoning code amendment and adoption of said Local Law on Wednesday, April 20, 2022 at 7:00 PM, at which time and place were heard all persons interested in the local law enacting a moratorium on Article XXII "Solar Energy" for the Code of the Town of Glenville,

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Glenville met at the Glenville Municipal Center, 18 Glenridge Road, Glenville, New York on Wednesday, April 20, 2022 at 7:00 P.M., that the proposed Local Law 3 amending Article XXII, "Solar Energy", of the Code of the Town of Glenville be and hereby is adopted; and

**BE IT FURTHER RESOLVED**, that Local Law 3 of 2022 shall take effect twenty (20) days after filing with the Secretary of State of the State of New York.

**Ayes:**

**Noes:**

**Absents:**

**Abstentions:**

**Motion Carried/Defeated**

Town Board Decision on April 20, 2022



Sponsored by: Jim Martin, Town Councilman  
Submitted by: Melissa Cherubino, Community Development Director

**RESOLUTION NO. 12**

**Moved by:**  
**Seconded by:**

**WHEREAS**, the Town of Glenville is introducing a Local Law to amend Chapter 101 of the Code of the Town of Glenville, regarding *Building Construction and Fire Prevention*, a copy of which is attached hereto; and

**WHEREAS**, Executive Law § 381(2) requires local governments to administer and enforce the Uniform Code;

**WHEREAS**, 19 NYCRR Part 1203 which contains the “minimum standards” established by the Department of State pursuant to Executive Law § 381(1), requires each local government that administers and enforces the Uniform Code and Energy Code to establish a code enforcement program and to include certain features within that program; and

**WHEREAS**, the Uniform Code and Energy Code were amended, effective May 12, 2020, and based on the new versions of the Uniform Code and Energy Code, corresponding changes were necessary to 19 NYCRR Part 1203 to coordinate these rules and regulations for administration and enforcement of the Uniform Code and Energy Code; and

**WHEREAS**, the proposed Local Law is the product of much study and discussion by the Town of Glenville Code Revision Commission; and

**WHEREAS**, the proposed Local Law clarifies the existing regulations regarding the Energy and Uniform code, and therefore constitutes a Type II Action under the State Environmental Quality Review Act (SEQRA) which does not require further review; and

**WHEREAS**, a duly scheduled public hearing must be held in order to amend the existing code by Local Law;

**NOW, THEREFORE, 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 on Wednesday, May 4, 2022 at 7:00 P.M., or as soon thereafter as possible, at which time it will hear all persons interested in the proposed Local Law amending Chapter 101, *Building Construction and Fire Prevention*, of the Code of the Town of Glenville; 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 ten days prior to the date of the public hearing and to provide same to the Village of Scotia and the City of Schenectady; and

**BE IT STILL FURTHER RESOLVED** that the Town Clerk is directed to place the public hearing on the May 4, 2022 Town Board meeting agenda

**Noes:**

**Absent:**

**Abstentions:**

**Motion Carried/Defeated**

Town Board Decision on April 20, 2022

Sponsored by: Jim Martin, Councilman  
Submitted by: Melissa Cherubino, Director of Community Development

**RESOLUTION NO. 13**

**Moved by:**  
**Seconded by:**

**AUTHORIZATION TO ENTER A MEMORANDUM OF UNDERSTANDING (“MOU”) AGREEMENT WITH THE VILLAGE OF SCOTIA REGARDING A USDOT RAISE GRANT APPLICATION FOR DESIGN AND (RE-) CONSTRUCTION OF MOHAWK AVE AND AMSTERDAM RD TO I-890**

**WHEREAS**, the Town of Glenville and the Village of Scotia (the “Town”, the “Village” or collectively the “Parties”) seek to jointly apply for a 2022 RAISE grant for funding to design and (re-)construct pedestrian facilities along Mohawk Ave and Amsterdam Rd from Collins Park to the I-890 exchange including a proposed pedestrian bridge crossing the Mohawk River over the Canalway dam at Lock 8 (hereinafter the “Project”); and

**WHEREAS**, the RAISE grant is an 80% award with a 20% match requirement that can be leveraged with State funding opportunities including New York State Department of Transportation’s Accessibility Funds at 15%, the New York State Department of Environmental Conservation’s Climate Smart Communities at 50%, and the New York State Department of State’s Local Waterfront Redevelopment at 75% and Canal Funds at 50%; and

**WHEREAS**, the proposed MOU apportions costs based on the location of work and the expense of improvements, allowing for the reconsideration of responsibilities based on actual costs during design and construction as well as the success of grant applications; and

**WHEREAS**, the Village had a Feasibility Study conducted by consultants at the Capital District Transportation Committee (CDTC) regarding the reconstruction of Mohawk Avenue which will benefit the Town’s efforts to create pedestrian connections between residential neighborhoods, recreation at Maalwyck Park, providing necessary services in the community and job opportunities within the Glenville Business & Technology Park; and

**WHEREAS**, the Town Park Plan includes proposed pedestrian amenities at Maalwyck Park, which includes connectivity with adjoining neighborhoods and linking to the Erie Canal Trail and Mohawk Hudson Bike Trail in Rotterdam; and

**WHEREAS**, the Glenville Business & Technology Park Redevelopment Plan and Market Analysis recommended creating pedestrian access connecting the Business Park to Maalwyck; and

**WHEREAS**, the Town retained Barton & Loguidice to prepare the grant application which requires submission of a cost benefit analysis, location maps, concept plans and cost estimates; and

**WHEREAS**, the Town and Village seek to apportion costs and document responsibilities of the parties prior to application or award; and

**WHEREAS**, the Town of Glenville, Schenectady County, New York has established that the proposed project is of significant public benefit to the Town and Village residents as a quality-of-life amenity with regional importance; and

**WHEREAS**, the Village approved the agreement at its April 5, 2022 Board meeting;

**NOW, THEREFORE, BE IT RESOLVED THAT,**

The Glenville Town Board Authorizes the Supervisor to sign the attached MOU agreement with the Village for design and construction of the Project subject to a 2022 RAISE grant funding award.

This resolution will take effect immediately.

**Ayes:**

**Noes:**

**Absent:**

**Abstention:**

**Motion Carried/Defeated**

Town Board decision on April 20, 2022

Sponsored by: Christopher A. Koetzle, Town Supervisor  
Submitted by: Jason Cuthbert, Town Comptroller

**RESOLUTION NO. 14**

**Moved by:**  
**Seconded by:**

**WHEREAS**, the State of New York requires each municipality to establish a standard work day for the purposes of reporting time worked for the members of the New York State and Local Retirement System; and

**WHEREAS**, State Law requires that the standard work day for elected and appointed officials be fixed at not less than six (6) hours per day; and

**WHEREAS**, the Office of the New York State Comptroller has updated its requirements for reporting standard work days of elected and appointed officials to the New York State and Local Retirement System;

**NOW, THEREFORE, BE IT RESOLVED**, that the Glenville Town Board, through the attached form RS 2417-A Standard Work Day and Reporting Resolution provided by the Office of the New York State Comptroller, hereby establishes the standard work days for the elected officials identified therein.

**Ayes:**  
**Noes:**  
**Absent:**  
**Abstentions:**

**Motion Carried/Defeated**

Town Board decision on April 20, 2022.

Sponsored by: Christopher Koetzle, Town Supervisor  
Submitted by: Vicki Hillis, Director of Human Services

**RESOLUTION NO. 15**

**Moved by:**  
**Seconded by:**

**WHEREAS**, the 2022 Adopted Town Budget included funding for a new Parks Worker position in the Glenville Parks Department; and

**WHEREAS**, the Town of Glenville advertisement for the position resulted in several applicants for the position; and

**WHEREAS**, the Commissioner of Public Works and Director of Human Services conducted interviews to fill the vacancy; and

**WHEREAS**, the Commissioner of Public Works and Director of Human Services recommend that Peter Guidarelli be appointed to the position;

**NOW THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Glenville hereby provisionally appoints Peter Guidarelli, 222 South Ten Broeck St, Scotia, New York to the position of Parks Worker, effective May 2, 2022, at a starting rate for such title of \$16.34 per hour.

**Ayes:**  
**Noes:**  
**Absent:**  
**Abstention:**

**Motion Carried/Defeated**

Town Board decision on April 20, 2022.

Sponsored by: Christopher A. Koetzle, Town Supervisor  
Submitted by: Julie Davenport, Town Clerk

**RESOLUTION NO.16**

**Moved by:**  
**Seconded by:**

**BE IT RESOLVED**, that the minutes of the Regular Town Board meeting held on April 6, 2022 are hereby approved and accepted as entered.

**Ayes:**  
**Noes:**  
**Absent:**  
**Abstention:**

**Motion Carried/Defeated**

**Town Board decision on April 6, 2022**

Sponsored by: Christopher A. Koetzle, Town Supervisor  
Submitted by: Julie Davenport, Town Clerk

**RESOLUTION NO. 17**

**Moved by:**  
**Seconded by:**

**BE IT RESOLVED** that the **Monthly Departmental Reports** for March, 2022 as received from the following:

Assessors Department  
Justice Department  
Receiver of Taxes  
Town Clerk's Office  
Police Department  
Planning/Building Department

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

**Ayes:**  
**Noes:**  
**Absent:**  
**Abstention:**

**Motion Carried/Defeated**

Town Board decision on April 20, 2022