

**MEETING OF THE TOWN BOARD  
TOWN OF GLENVILLE  
August 16, 2023  
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, Julie Davenport, to call the roll.

**Present:** Supervisor Christopher A. Koetzle, Councilman James M Martin, Councilman Sid Ramotar, Councilman Robert Kirkham Jr., Councilwoman Amanda Barone.

**Absent:** None

**Also Present:** Jeffrey A. Siegel - Attorney for the Town, Vicki Hillis - Director of Human Services, Anthony Tozzi- Director of Planning, Craig D'Allaird - Commissioner of Public Works.

**Town Council Reports**

**Councilman Kirkham:** Mr. Supervisor, I'm pleased to say that two weeks ago I went to the Grand Opening of Fat Boys Ice Cream and it was just absolutely delightful, good, well attended event. Also, this past Sunday, I stopped at the Cricket Field on Route 5 and that was well attended as well, it's good to see all the activity in Glenville happen.

**Councilwoman Barone:** Yes, I had the privilege to kick off as an announcer, for Thursdays in the Park. So, it was a great event and the weather held out for us, which was fantastic. So very honored to be part of that. We also had the Traffic Safety Committee meeting earlier today and we discussed several of the issues that have been reported and how to mitigate them. Also, we addressed with the Traffic Safety Committee the concept of the state reduction to 25 mph and per our previous work session, I mentioned to them that we would invite them to give a presentation regarding their recommendations to and whether we should implement that and how we should go about it so and we'll be hearing more in the next meeting.

**Councilman Martin:** Just briefly to report on my ongoing pursuit of the natural gas appliance situation, Jeff may be interested to hear that there is going to be a lawsuit brought there is a consortium of litigants forming and they intend on hiring the attorney from California. In fact, the law firm and the individual attorney who brought the successful lawsuit against San Bernardino. So, I think it is gaining some traction, I'm pleased to hear. Again, I just appeal to the Board Members here to give it some thought and consideration because they are looking for people to join into the lawsuit. I'd like to give consideration to that, obviously very pragmatically and carefully, but I think it would be a worthwhile endeavor and I hear there is no cost to join in the suit. So, I just like to ask the board members to give that some thought to join in because I do think it is a very important issue, especially here for us at the at the municipal level and the people we represent.

## **Councilman Ramotar: No Report**

**Public Hearing Open 7:04, Closed 7:05,**

**Public Hearing at 7:00 or as soon thereafter to hear all persons interested in the proposed Sewer Extension to Sewer District 5, 18 Bancker Ave. (Parcel No. 30.13-1-10).**

**Privilege of the Floor: Open 7:05 PM Closed 7:16 PM**

### **Privilege of the Floor:**

**Donna Cannistraro of 1680 Gower Road:** Donna spoke about her concerns regarding the pavement conditions of Gower Road. Since building their home on Gower Road in 1997 they have seen the road deteriorate and are asking the town consider it for the paving budget next year (2024). Donna put together a packet of information, pictures and a petition signed by 28 residents on Gower Road.

**Ron Pucci of 1648 Gower Road:** Ron also spoke about the condition of Gower Road. As a motorcyclist and bicyclist and how it is difficult to ride due to the poor condition of the road and hopes the Town will make the necessary repairs.

**Mike Fraiolo of 18 Bancker Ave.:** Mike stated he and his father purchased 18 Bancker Road a year ago and have spent the past year fixing it up. He asked the Town Board to please consider passing the resolution to approve the extension to Sewer District 5, which will help further their improvements on the property.

**Supervisor Koetzle:** First, I want to thank all the residents who came out to speak about the paving on Gower, it's not an issue that we're unaware of. I've spoken to many of you many, many times over the years about this. It's not a question of need or even want, it's a question of economics and I hope each of you will come to the budget hearing that will be having September 13th and then another one on September 19th at the Senior Center. The budget hearing will be here in this room at 7:00 on the 13th and at the Senior Center 7:00 on the 19th. We will be addressing every aspect of the Budget and we will be making a particular effort to talk about paving. But you know the issue in particular with the hill roads, as you all know is they are a very long road and they're very expensive. We are still, believe it or not, I'll have to reconcile the comment that was made about 1997 being the last time that was addressed, when I was told by the Highway Superintendent that it was paved in 2005 and we're still paying on that bond today. The town, what we're living with is unfortunately the sins of the past, but we all have to live in the sins of the past, like it or not. What used to happen is, boards just decided not to pave because they don't want to spend the money and they kicked the can down the road. As we came in and Sid you were part of the original administration, we made sure we made a commitment to catch up paving, each and every year. Back in 2005, they actually took a bond to pave the roads in West Glenville and the Hills, that was the stupidest financial decision that the Town could ever make. But they wanted to appease the needs of the residents at the time and so what's happening is we're still paying that bond as the road crumbles. So, it's not a question of if and when and how and if we want to, it's a question of economics. We as you all know fund in our budget each and every year, paving through the CHIPS program, the State funded program that has not raised any of its finances to the local communities in years to speak of. We typically get about \$225,000 a year and it's been that way for a

long time, 10-15 years. All told with all aid from the state it's \$325,000 a year. We've invested 2.2 million dollars in these roads in the last five years. That is by far and away the biggest investment any town board has ever made in the roads in the Town of Glenville. It's not a question of should it be this road or should be that road. Bob, you can tell us how many miles of roads we have in this time. We have a significant number of roads in this town that have not been paved for years, we are doing the as we can. We even, this board, even stepped up you all know this and put in capital reserves for the past three years, \$150,000 of town money into paving just to try to catch up. So, it's not that we're not aware of this, I drive the road, I just drove it to go to the cricket field. I get it, but I got to tell you, if I were to assess it on the roads that I've been on, in other parts of the town, it doesn't rank in the top 20, doesn't rank in the top 30, probably, as far as you need, we have significant. In this town, and we're doing our best we can to bring that to an area where we can catch up the best we can. So, this will be a topic at the Budget Hearing, we'll talk about it more. We'll get more answers on what actually the date was the last date that it was paid. The Comptroller did back up to the Highway Superintendent, though that the 2005 bond was used for paving Gower and the West Glenville Hill roads. So, we are working on that and we'll talk more about it during the during the process. But I do want to caution residents, we will probably not be seeing any more resources in the 2024 budget for paving than what the state is giving us. The state has cut back. We actually lost but we haven't lost it yet, but you're talking about losing something called Pave Our Potholes Program through the state, which is \$45,000 in 2024. So, we'll see if that's the case or not but if we do, then we lose \$45,000 in the paving budget right off of the bat. So, you know you see where we've stayed constant with our aid the state, but we all know and Bob can talk about this, the cost of paving has gone up, the aggregate, the labor, the fuel, everything has gone up. So, what's happening is it's made it harder and harder for us to keep up, keep pace, even forget trying to catch up to the paving program but to keep pace with. So, that's my comment on paving tonight. We'll talk more about it in September. So hopefully folks are here and we can have an engage in a good conversation on that.

I do want to update you folks on some projects that are going on around the Town. Legacy Park, the trail around the park, the gravel trail is done. We're very excited about that, it can be used. I want to thank Highway and Parks Department. There'll be a couple of things I'll to talk about tonight that I want to thank them on. We've been working very hard over the past couple of weeks and months on getting these park projects done. I want to thank Vicki and Craig and Tom, for all their hard work and making sure that we kept these projects moving. But the gravel is finished and the path. We did order the lumber now for what needs to be the boardwalk through the wetlands and will be building those and hopefully we'll have this built and done by the end of the year. I was talking to Councilman Kirkham about; Habitat for Humanity is also building the ramp that you went out and visited yourself. A handicap ramp for the Legacy House, so the veterans who have, needs for handicap accessibility, there'll be a ramp on the house now and they're very excited about that as well. So that's moving forward. Drainage on Indian Meadows. football fields are complete. So now we have better drainage in Indian Meadows and that will hopefully give our team a better and the kids using the field a better field. It needs to now be sodded, but the actual drainage is complete. We are going forward with all the payment in Indian Meadows a significant amount if paving needs to be done in Indian Meadows. One of the things that we're looking to do add a new Pickleball Court in Indian Meadows, probably in the 2024 Budget. That sport as you know is growing tremendously and we just don't have enough courts. I don't think we have enough, that's another problem we just don't have enough recreational space for folks to do that. But we're going to try to add as much as we can on that. The perimeter path, the 1.2. mile perimeter path

around Maalwyck Park is complete. Again, thank you to the Highway and Parks folks and Vicki and Craig and Tom for all their hard work on that. It looks beautiful. If you haven't had a chance to go out and walk on it, please do. I was told that as they were actually working on it, people started jogging on it immediately before it was even open and now, we have the school sports teams using it as a track to run on. So, it's just getting so much use and it hasn't even officially opened yet. People are already on it so we're excited about that.

Disc golf is another thing that we're working on right now, building out the different paths for disc golf in Indian meadows. Officer Van Zandt has been working with Vicki and folks on our staff here to lay that out. Officer Van Zandt is out for a little bit as you may know, he had an incident at the bridge. He's doing well, I've been told that by the Chief. But he'll be out for a little bit. Now it's slowed down getting these disc golf pads in, but once that is open, we'll have disc golf in the park, which is yet another growing sport.

The last thing I just want to update you on well, two more things; Micro-Enterprise Program, Jim, I'm glad to report that we open that up to the Scotia Businesses I know you are part of that and we now have more applicants for the program. Tony and Nick are doing a great job on getting that out there and we have more applicants coming in for microenterprise and Scotia businesses. So that's a good story we are working together with the Village and businesses down there. So, thank you for supporting that, Amanda. I won't get into the different sidewalk programs and where they are right now, we can save that for another day because we'll be here another 20 minutes going over that.

But I do want to just point out Thursdays in the Park. I think Amanda talked about announcing one of them, we got rained out halfway through the one last week. But one of the things that we're doing this year, so this is every Thursday by the way, in August, 7:00 in Indian Meadows Park and then we have a movie also in August, I think 25th is a Saturday Maalwyck Park will be the outdoor movie. There's an employee with Stewarts Shop, his name is Dave Hanson. It was really Dave's work at Stewarts that got us free ice cream every single event for the last five years to give our residents free ice cream from Stewarts. He volunteered his time, he set it all up he always handed it out and he was just very gracious. Sadly, Dave recently lost his wife Julie Hansen to a battle with ovarian cancer, she was just 52 years old, Dave is just 52 years old. So, he's been absent and we haven't had ice cream. I know some people complained about false advertising and whatnot, but there was an emergency, the gentleman is grieving. So, what we decided to do as a town is just come together, we are buying the ice cream ourselves and we're going to scoop ice cream. I know Bob has offered to scoop. We're going to ask for donations in Julie's name to the National Ovarian Cancer Coalition. For all that, Dave has done for us and hopefully people can donate. It's an unfortunate story, our prayers are with Dave and we hope people can support the Ovarian National Coalition for research. So, if you can come out Thursday and give a few bucks, have some ice cream and listen to music. It will be great. Questions for me?

Thank you.

Town Hall presentation from NY Development Group. The entire presentation can be seen using this link; <https://www.youtube.com/watch?v=bdzTRPfvCPo>.

**Sponsored by: Sid Ramotar, Town Board Member**

**Submitted by: Craig D'Allaird, Commissioner of Public Works**

## **RESOLUTION NO. 162-2023**

**Moved by: Councilman Martin**

**Seconded by: Councilman Ramotar**

**WHEREAS, pursuant to section 191 of the Town Law, the Town Board of the Town of Glenville (herein called the “Town Board” and “Town,” respectively), in the County of Schenectady, New York received a written petition dated July 5, 2023 requesting Extension No. 3 of Sewer District No. 5 (herein called “District”); and**

**WHEREAS, the petition was signed by the owner of at least one-half (1/2) of the assessed valuation of all taxable real property situate in the proposed extension to the District and including the resident owners of at least one-half (1/2) of the assessed valuation of such taxable real property situate in the proposed extension to the District owned by resident owners, all as shown upon the latest completed assessment roll of said Town; and**

**WHEREAS, a map, plan and report for the proposed extension of the District and the construction of a Sewer system therein prepared by ABD ENGINEERING AND SURVEYORS, LLP with a date of May 30, 2023 and revised July 14, 2023 has been filed in the office of the Town Clerk of the Town for public inspection; and**

**WHEREAS, pursuant to the Order duly adopted on July 19, 2023, 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 August 16, 2023, 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 said August 16, 2023, 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 included within the proposed extension to the District 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. 3 to Sewer District 5 in the Town and shall include the property commonly known as 18 Bancker Avenue (S/B/L # 30.13-1-10).**

**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: Councilmen Martin, Ramotar, Kirkham, Councilwoman Barone and Supervisor Koetzle**

**Noes: None**

**Absent: None**

**Abstention: None**

**Motion Carried**

**Town Board Decision on August 16, 2023**

Sponsored by: Christopher Koetzle, Town Supervisor

Submitted by: Jason Cuthbert, Town Comptroller

**RESOLUTION NO. 163-2023**

**Moved by: Councilman Ramotar**

**Seconded by: Councilman Martin**

**WHEREAS**, the Water User Fee Roll of the Town of Glenville, Water District #11 was approved for collection as of June 1, 2023 in the amount of \$1,686,889.70; and

**WHEREAS**, since June 1, 2023, due to reporting and clerical errors, five adjustments are required to correct the accepted warrant;

**NOW, THEREFORE, BE IT RESOLVED** that the billing for the following customer accounts be adjusted:

#	ACCOUNT NUMBER	SERVICE ADDRESS	ADJUSTMENT
1	16-0116101000-001	6 Wilson Dr	(\$164.09)
2	18-0118102156-001	73 Saratoga Rd #6	(\$42.60)
3	21-0121104400-001	48 Woodcrest Dr	(\$134.12)
4	21-0121106000-001	114 Maplewood Dr	(\$164.45)

5	48-0548109908-001	Glenridge Rd Meter Pit	\$104.81
	<b>ALL ADJUSTMENTS</b>	<b>TOTALS</b>	<b>(\$400.45)</b>

**BE IT STILL FURTHER RESOLVED** that the corrected warrant for Water District #11 is \$1,686,489.25.

**Ayes: Councilmen Martin, Ramotar, Kirkham, Councilwoman Barone and Supervisor Koetzle**

**Noes: None**

**Absent: None**

**Abstention: None**

**Motion Carried**

### **Town Board Decision on August 16, 2023**

Sponsored by: James M. Martin, Town Board Member

Submitted by: Anthony Tozzi, Director of Planning

### **RESOLUTION NO. 164-2023**

**Moved by: Councilman Martin**

**Seconded by: Councilman Ramotar**

**WHEREAS**, The Town regularly reviews Chapter 270 of the Town of Glenville Town Code ("Town Code") in order to confirm that the Town Code continues to address changing and evolving community needs, plans, and goals; and

**WHEREAS**, The Town has determined that it is in the best interests of the Town to: update and amend certain definitions set forth in the Town Code; regulate short-term rentals in the Town; add supplemental regulations concerning occupancy limits in certain hotel, motel, and similar types of establishments; and amend certain other provisions of the Town Code in connection therewith; and

**WHEREAS**, the Town has prepared a proposed Local Law No. 4 of 2023 titled "Amendment to Glenville Town Code Chapter 270 to Add and Update Certain Definitions, to Provide Regulations For Short-Term Residential Rentals, and to Add Supplemental Regulations Concerning Occupancy Limits," and has made that proposed local law available for inspection by the public; and

**WHEREAS**, the Town is required to hold a public hearing on the proposed adoption of Local Law 4 of 2023;

**NOW, THEREFORE BE IT RESOLVED** that the Town Board of the Town of Glenville will hold a public hearing on the adoption of proposed Local Law No. 4 of



2023, and any required environmental review, on September 6 2023 at 7:00 PM or as soon thereafter as the matter can be reached, at the Glenville Municipal Center at 18 Glenridge Road, Glenville, New York to hear all persons interested in Local Law No. 4 of 2023; and

**BE IT FURTHER RESOLVED** that a copy of this order certified by the Town Clerk shall be published at least once in the official newspaper of the Town and that said publication be not less than ten nor more than twenty days before the September 6, 2023 public hearing date.

**Ayes: Councilmen Martin, Ramotar, Kirkham, Councilwoman Barone and Supervisor Koetzle**

**Noes: None**

**Absent: None**

**Abstention: None**

**Motion Carried**

#### **Town Board Decision on August 16, 2023**

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Julie Davenport, Town Clerk

#### **RESOLUTION NO. 165-2023**

**Moved by: Councilwoman Barone**

**Seconded by: Councilman Kirkham**

**WHEREAS**, the Code of the Town of Glenville §204-4 thru §204-9 requires a permit for Outdoor Public Exhibitions and Entertainments; and

**WHEREAS**, NY Capital Sports LLC, has applied for a permit to sponsor an event for Cricket Games, to be held at 4281 Amsterdam Rd. Glenville, NY 12302 on August 18, 19 and 20, from 8 AM to 8 PM; and

**WHEREAS**, the §204-5 (B) of the Code of the Town of Glenville requires the application shall be filed at least 20 days prior to the date of commencement of the exhibition/event,

**NOW, THEREFORE, BE IT RESOLVED** by the Town Board of the Town of Glenville that said application of NY Capital Sports, LLC, be and it hereby is approved; and

**BE IT FURTHER RESOLVED** that the Town Clerk be and she hereby is authorized and directed to issue the required permit subject to any stipulations cited by the Chief of Police and the Beukendaal Fire Department.

**Ayes: Councilmen Martin, Ramotar, Kirkham, Councilwoman Barone and Supervisor Koetzle**

**Noes: None**

**Absent: None**

**Abstention: None**

**Motion Carried**

### **Town Board Decision on August 16, 2023**

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Julie Davenport, Town Clerk

### **RESOLUTION NO. 166-2023**

**Moved by: Councilman Kirkham**

**Seconded by: Councilwoman Barone**

**BE IT RESOLVED**, that the minutes of the Regular Town Board meeting held on July 19, 2023 are hereby approved and accepted as entered.

**Ayes: Councilmen Martin, Ramotar, Kirkham, Councilwoman Barone and Supervisor Koetzle**

**Noes: None**

**Absent: None**

**Abstention: None**

**Motion Carried**

### **Town Board Decision on August 16, 2023**

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Julie Davenport, Town Clerk

### **RESOLUTION NO. 167-2023**

**Moved by: Councilman Kirkham**

**Seconded by: Councilwoman Barone**

**BE IT RESOLVED** that the **Monthly Departmental Reports** for July, 2023 as received from the following:

Assessors Department

Justice Department

Receiver of Taxes

Town Clerk's Office

Police Department

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

**Ayes: Councilmen Martin, Ramotar, Kirkham, Councilwoman Barone and Supervisor Koetzle**

**Noes: None**

**Absent: None**

**Abstention: None**

**Motion Carried**

**Town Board Decision on August 16, 2023**

New Business: No new Business

Supervisor Koetzle made a motion to adjourn the meeting.

Motion: Councilman Martin

Second: Councilman Ramotar

Everyone being in favor, the meeting was adjourned at 8:33 PM

ATTEST:

*Julie Davenport*

Town Clerk

