

**MEETING OF THE TOWN BOARD
TOWN OF GLENVILLE
October 4, 2023
AT THE GLENVILLE MUNICIPAL CENTER
18 GLENRIDGE ROAD, GLENVILLE, NEW YORK**

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

Invocation

Pledge of Allegiance to the Flag

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.

Absent: Councilwoman Barone

Also Present: Jeffrey A. Siegel - Attorney for the Town, Jason Cuthbert- Comptroller, Vicki Hillis - Director of Human Services.

Town Council Reports

Councilman Kirkham: “Yes, Mr. Supervisor, there's a lot going on this coming month with the fire departments. I would like to make you aware that October 7th they are going to host a movie night at Scotia Cinema, it's a county wide drive for new recruits because it's been significantly down. So, they're looking to motivate people to come out and join the fire department. So, on October 7th, “Ours” is the name of the movie and it starts at 2:00 PM. It's free at Scotia Cinema. Also, there are a bunch of things going on at firehouses as well, with open houses at East Glenville on the 14th, Beukendaal and Glenville Hills on October 15th. Glenville Hills on the 15th will be quite interesting for children, they're going to have Life Net there, which is the helicopter that actually flies people to the hospital when there's an extreme emergency. So, if kids want to go out or adults and check out Life Net and see what's going on, I think it'll be quite interesting.”

Councilman Martin:” I attended the staff meeting of the Community Planning and Economic Development Department on Thursday, things continue to be busy for the department. There are some very interesting projects working their way through the plan review process with the Planning and Zoning Commission. On the Zoning Board side, I would like to suggest, Mr. Supervisor, that we attempt to meet with the Chairman as there is interest on the part of the staff of restoring the provision of staff notes to the board. I think that would be a constructive move for the board members and it does protect the town on litigation front to have those notes in the record. So, I'd just like to have a meeting like that just generally discuss some things over with the Zoning Board. But other than that, things are working well in the department and it was good to see everybody. So that's my report.”

Councilman Ramotar: No Report

Privilege of the Floor: 7:06-7:06 No one spoke at privilege of the floor.

Supervisors Comments:

“I'll make a quick report on the budget since my budget was submitted on Friday, so I'll go over the highlights of it. The overall Tentative Budget review just to put things in perspective, is we are looking at a less than a 1% tax rate increase, 0.9% tax rate increase. I want to thank Jason and all apartment heads for working so hard to get us there. You know it was a gold mine to be at zero, we couldn't get there in the inflationary time that we're in and be responsible at the same time. But we also could have gone a lot further with the tax cap and we didn't go to our tax cap, we are well below our tax cap.

The overall Town Levy, is going to increase by 2%, that CAP would have been 4%, I think we had up to 4%. So, we did not want to do that just for the sake of doing that. We, Jason and I and the departments talked about, you know, being responsible with the budget, but also being very much as close to zero as possible for our residents because they need some relief too. What that means for our residents, ironically, both for our village resident and for our town resident, outside the village, it's going to mean about a \$6 increase per year on the average house. Which is very, very modest based on what this budget was able to achieve and we'll just go through that real quick for you and we will have time we talked about this over the next month. Just so you have a sense of the overview. We did have to do something that I am, I've been opposed to for the past 15 years or so, and that's increased the use of the fund balance, we're going from 385,000 to 560,000. That's a reversal of some, a little bit, but it's a reversal of where we've been over the last 14 years. But really, talking the Comptroller, we're in historic inflationary times, and we're seeing a lot of increases in costs. Salt is one, there's a lot of new federal regulations on salt, paving, a lot of other things going up such as gas.

We'll talk a little bit about our health insurance, our retirement funding. Obviously, our contractual obligations. Sick pay, sick leave payouts going out the door so there's so much going on in this budget that we really felt that you can use your fund balance while you should use your fund balance, aside from capital reserves, to really smooth out some of those spikes that we are seeing. Allocate a little bit more than I'd like obviously. I want to go the other way with it, but it's responsible to use that fund balance at this juncture and try to smooth out those spikes for our residents as we get through this historic inflation and hopefully back to normal in 2025.

We did not use any highway fund balance because we're at our minimum fund balance level right now in highway. We're at the end of the fund balance that we can use now. We don't have any fund balance, but we have the policy that we have to maintain a certain amount. So, we really couldn't allocate any fund balance into highways.

In this budget we do pay down the debt, additionally by \$1.6 million. So that's more debt coming off the books we do bring in over \$900,000. in new debt for the Water District 11 expansion into the Business and Technology Park. That's an important project we're doing to bring more economic development into the Business and Technology Park. That project is going forward in 2024 and so there will be some new debt on that. Overall, we're eliminating, \$700,000 in debt, which continues that trend as well.

We put in this budget, Jason and I talked a lot about, seven and half million for a Town Hall renovation, including \$5.5 million in new debt. That's a placeholder, this budget doesn't take that debt on yet, but it's a placeholder going into 2024 because that's when the decision will be made for 2025 when we start that. Remembering that we have a significant amount of debt coming off in 2025 and 2026. So, this will be a good time as the timing is working out to actually look to replace that as that debt falls off. We also put a placeholder for five and a half million dollars for Water Plant improvements that we need to do that. We need to make these improvements for a couple reasons. One to keep up with the fact that it really hasn't been addressed in the past 20 years or so, but secondly, because of the water that we're selling, to Clifton Park. The demand that now we have on our plant, we're going to have to make these upgrades. We're getting revenue from Clifton Park and this budget includes \$185,000. in revenue in the Water fund. One of the things the board's going to have to look at in January and trying to raise it now is where we are with our water rates. We haven't raised our water rates in 20 years. There's been a lot of cost increase in 20 years. So, we're going to have to look at the water rates at that point. This budget does contemplate those major capital projects in the next year or two.

Noting operating budget highlights, we do include a new position, a couple of new positions. The first one is Deputy Commissioner of Public Works for a licensed engineer to come in at \$85,000. That will replace Dana's position so that part time position becomes a full-time deputy position. That completes our restructuring of the DPW department and brings in someone that would be very helpful to DPW Commissioner. I'm moving these projects forward we're also adding code enforcement officer at the

salary of \$52,000 full time, eliminating the current part time code enforcement officer, which is vacant. We're going to add \$40,000 in new revenue from the cold enforcer because of what we're working on now is bringing electrical inspections in house right now a third party does that and it's problematic. This person is going to have that electrical inspection certificate and we're working with the Village of Scotia on doing our fire inspections. So, we're meeting with them and helping us with that as well. It's really a rework of the Codes Department and this budget reflects that as well.

We did include \$320,000 for retirement sick leave pay out, \$260,000 of that for the Police Department. We have a lot of retirements in line this year particularly the Police Department, I think five maybe six potentially, but at least five for sure. So, we do have a lot of returns again this year to deal with. We do continue the SRO program (School Resource Program) that both school districts. We anticipate in this budget 2 1/2% increases for CSEA we're currently negotiations with Highway and Town Hall. So, this does anticipate 2 1/2 increase for the CSEA union. Hopefully we'll have that done by the end of this month and then at this point that would include non-representatives because the non-representatives follow CSEA. So, any appointed or any non reps would then get the 2 1/2 percent. In this Budget I did include raises for electives at 2 1/2 because if this budget gets adopted before we enact that, we can't go back. Elected position salaries are set. Everyone's salary is set, and then it can't change again until the next budget is adopted. But we can make mid-year adjustments to employees and non-representatives. So, I thought it's a big just principle that we need to keep everybody going at the same level and keep everybody getting the same raises. PBA raises would be 2% for officers with less than 10 years and 5% raises for 20 years or more. That's per the PBA contract which has already been settled.

We include \$125,000 for bulk pickup. That's more than we included in the past, but less than what bid came in last year. We're hoping that the bid comes in more reasonable, but we did bump that up a little bit in the past years. \$180,000 in new police cars, three of them (new police cars). \$50,000 for Yates Mansion, \$24,000 for a peer support clinician to be available for the Police Department. That was a request from the Police Department, and we thought it was important for \$24,000. to allow that program to go forward, if any will need a peer support help. \$100,000 for water main replacements. This is the first year of a multi-year program, we're going to start replacing our water mains and we're doing it one year at a time, it's a multi-year step.

Lastly just on some capital, just to give you an idea, it's time to spend the remaining ARPA funds and this budget contemplates spending those ARPA funds. There's a variety of places that we have to spend in community development. I propose providing ESAM, which is obviously a great cultural gem of ours here in the town, \$88,000 to improve their windows, which they are in the middle of a window replacement project. Also, to allow for them to buy ADA compliant AV systems, so people who are hard of hearing or visually impaired can interact with the programs that are going on and the exhibits. So we will get the equipment for that, for the people who have ADA issues.

Facilities; we're going to look at a storage building for 18 Glenridge Road and start to build a storage building and we start getting a hold of our records and storing them properly. Demolition of the History Center, we will be moving out of the History center. We have \$100,000 Yates Mansion restoration, \$50,000 for new roof at the Senior Center. We're purchasing new software program for our Building, Codes and Planning Department that feel that would be an upgrade in operations. Of course, I already talked about the town hall facility at 7 1/2 million. The other programs I talked about your facilities are all ARPA funded and then using some ARPA money and highway to buy small fleet. There's four basically vehicles to purchase in Highway through ARPA funding. Then parks the capital improvements and parks and most of this will come out of the REC funds not out of ARPA, but out of the REC fund, so we have some money in there for that. We also have a bond, that we haven't spent yet for paving within Indian Meadows. So we're going to finally get the paving done in Indian Meadows in the parking lots, which is about a year behind. There's \$200,000 for a new amphitheater and concert show at Legacy Park, which we're excited about. There's money in here. \$50,000 to connect Legacy Park to Sewer District 9. Then another storage building at Indian Meadows Park \$45,000. Our parks employees indicate that we really need some

covered storage equipment, so that would be in there as well. And that's all really park funding REC funding or capital reserves. Transportation, we have a whole bunch of sidewalk and multi path and pedestrian paths going on all over the Town. They've been on the books a while, but we do have some capital project going to put into that. Lastly, the water system engineering, our upgrades for the water system of both the distribution system and the production plant and essentially these are all projects we have in this budget there's a lot going on. So, as you as I started this talk, \$6 a person household for all that I think it's a pretty good budget, pretty strong budget. So, you have the budget, we'll be putting a public hearing notice out on October 20th, we'll have the public hearing on November 2nd and we'll revise, make any revisions to the preliminary budget and adoption of the final budget November 6th. So, the public hearing is the 2nd and the adoption is the 6th. Any questions or comments? Alright, thank you."

Sponsored by: Sid Ramotar, Deputy Supervisor
Submitted by: Jason Cuthbert, Town Comptroller

RESOLUTION NO. 185-
2023

Moved by: Councilman Ramotar
Seconded by: Councilman Martin

A RESOLUTION providing a hearing to consider any objections which may be made to the assessment roll for **Water District No. 11 including Extension Nos. 10 through 51** of the Town of Glenville, Schenectady County, New York.

BE IT RESOLVED AS FOLLOWS BY THE TOWN BOARD OF THE
TOWN OF GLENVILLE, NEW YORK:

SECTION 1. A hearing shall be held to hear and consider any objections, which may be made to the assessment roll for Water District No. 11 and Water District No. 11, Extension Nos. 10 through 51, Town of Glenville, Schenectady County, New York, which was filed with the Town Clerk on July 1, 2023. Such hearing shall be held on October 18, 2023 at 7:00 PM or as soon thereafter as they may be reached at the Glenville Municipal Center, 18 Glenridge Road, Glenville, NY.

SECTION 2. Notice of such hearing shall be published once in the official
Town newspaper at least ten (10) days prior to the date of said hearing.

SECTION 3. This resolution takes effect immediately.

Ayes: Councilmen Martin, Ramotar, Kirkham Jr. And Supervisor Koetzle
Noes: None
Absent: Councilwoman Barone
Abstentions: None

Motion Carried

Town Board decision on October 4, 2023

Sponsored by: Sid Ramotar, Deputy Supervisor
Submitted by: Jason Cuthbert, Town Comptroller

RESOLUTION NO. 186-
2023

Moved by: Councilman Ramotar
Seconded by: Councilman Martin

A RESOLUTION providing a hearing to consider any objections which may be made to the assessment roll for **Sewer District No. 9 including Extension No. 7** of the Town of Glenville, Schenectady County, New York.

BE IT RESOLVED AS FOLLOWS BY THE TOWN BOARD OF THE TOWN OF GLENVILLE, NEW YORK:

SECTION 1. A hearing shall be held to hear and consider any objections, which may be made to the assessment roll for Sewer District No. 9 and Sewer District No. 9, Extension No. 7, Town of Glenville, Schenectady County, New York, which was filed with the Town Clerk on July 1, 2023. Such hearing shall be held on October 18, 2023 at 7:00 PM or as soon thereafter as they may be reached at the Glenville Municipal Center, 18 Glenridge Road, Glenville, NY.

SECTION 2. Notice of such hearing shall be published once in the official
Town newspaper at least ten (10) days prior to the date of said hearing.

SECTION 3. This resolution takes effect immediately.

Ayes: Councilmen Martin, Ramotar, Kirkham Jr. And Supervisor Koetzle
Noes: None
Absent: Councilwoman Barone
Abstentions: None

Motion Carried

Town Board decision on October 4, 2023

Sponsored by: Sid Ramotar, Deputy Supervisor
Submitted by: Jason Cuthbert, Town Comptroller

RESOLUTION NO. 187-2023

Moved by: Councilman Ramotar
Seconded by: Councilman Martin

A RESOLUTION providing a hearing to consider any objections which may be made to the assessment roll for **Sewer District No. 1** of the Town of Glenville, Schenectady County, New York.

BE IT RESOLVED AS FOLLOWS BY THE TOWN BOARD OF THE TOWN OF GLENVILLE, NEW YORK:

SECTION 1. A hearing shall be held to hear and consider any objections, which may be made to the assessment roll for Sewer District No. 1, Town of Glenville, Schenectady County, New York, which was filed with the Town Clerk on July 1, 2023. Such hearing shall be held on October 18, 2023 at 7:00 PM or as soon thereafter as they may be reached at the Glenville Municipal Center, 18 Glenridge Road, Glenville, NY.

SECTION 2. Notice of such hearing shall be published once in the official
Town newspaper at least ten (10) days prior to the date of said hearing.

SECTION 3. This resolution takes effect immediately.

Ayes: Councilmen Martin, Ramotar, Kirkham Jr. And Supervisor Koetzle
Noes: None
Absent: Councilwoman Barone
Abstentions: None

Motion Carried

Town Board decision on October 4, 2023

Sponsored by: Sid Ramotar, Deputy Supervisor
Submitted by: Jason Cuthbert, Town Comptroller

RESOLUTION NO. 188-2023

Moved by: Councilman Ramotar
Seconded by: Councilman Martin

A RESOLUTION providing a hearing to consider any objections which may be made to the assessment roll for **Sewer District No. 2** of the Town of Glenville, Schenectady County, New York.

BE IT RESOLVED AS FOLLOWS BY THE TOWN BOARD OF THE TOWN OF GLENVILLE, NEW YORK:

SECTION 1. A hearing shall be held to hear and consider any objections, which may be made to the assessment roll for Sewer District No. 2, Town of Glenville, Schenectady County, New York, which was filed with the Town Clerk on July 1, 2023. Such hearing shall be held on October 18, 2023 at 7:00 PM or as soon thereafter as they may be reached at the Glenville Municipal Center, 18 Glenridge Road, Glenville, NY.

SECTION 2. Notice of such hearing shall be published once in the official
Town newspaper at least ten (10) days prior to the date of said hearing.

SECTION 3. This resolution takes effect immediately.

Ayes: Councilmen Martin, Ramotar, Kirkham Jr. And Supervisor Koetzle
Noes: None
Absent: Councilwoman Barone
Abstentions: None

Motion Carried

Town Board decision on October 4, 2023

Sponsored by: Chirstopher A. Koetzle, Town Supervisor
Submitted by: Judge Paul E. Davenport, Town Justice

RESOLUTION NO. 189-2023

Moved by: Councilman Kirkham Jr.
Seconded by: Council Ramotar

WHEREAS funding has been made available under a competitive grant process through the NYS Justice Court Assistance Program for funding of municipal court security projects,

WHEREAS it is in the best interest of the Town of Glenville to apply for available funding to assist with the financing of such projects for the Town Court,

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Glenville hereby authorizes the Town of Glenville Town Court to apply for a JCAP grant in the 2023-2024 grant cycle up to \$30,000; and

BE IT FURTHER RESOLVED that Christopher A. Koetzle, Supervisor of the Town of Glenville, is authorized to execute all necessary documentation for the 2023-2024 grant application for court funding under the NYS Justice Court Assistance Program.

Ayes: Councilmen Martin, Ramotar, Kirkham Jr. And Supervisor Koetzle

Noes: None

Absent: Councilwoman Barone

Abstentions: None

Motion Carried

Town Board decision on October 4, 2023

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Julie Davenport, Town Clerk

RESOLUTION NO. 190-2023

Moved by: Councilman Kirkham Jr.

Seconded by: Councilman Martin

BE IT RESOLVED, that the minutes of the Regular Town Board meeting held on September 20, 2023 are hereby approved and accepted as entered.

Ayes: Councilmen Martin, Ramotar, Kirkham Jr. And Supervisor Koetzle

Noes: None

Absent: Councilwoman Barone

Abstentions: None

Motion Carried

Town Board decision on October 4, 2023

Sponsored by: James Martin, Town Councilman

Submitted by: Christopher Koetzle, Town Supervisor

RESOLUTION NO. 191-2023

Moved by: Councilman Martin

Seconded by: Councilman Ramotar

WHEREAS, due to a resignation there currently exists a vacancy in the position of Zoning Board of Appeals Stenographer; and

WHEREAS, the Chairman of the Zoning Board of Appeals recommends the appointment of Nicholas Chiavini to fill the vacancy;

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

of Glenville hereby appoints Nicholas Chiavini, of Albany, New York, to the position of Zoning Board of Appeals Stenographer, effective October 4, 2023, at the budgeted rate of \$100.00 per meeting, plus an additional \$15.00 per hour for meetings lasting over 2.5 hours, with no additional employee benefits.

Ayes: Councilmen Martin, Ramotar, Kirkham Jr. And Supervisor Koetzle

Noes: None

Absent: Councilwoman Barone

Abstentions: None

Motion Carried

Town Board decision on October 4, 2023

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Jeffrey A. Siegel, Attorney for the Town

RESOLUTION NO. 192-2023

Moved by: Councilman Ramotar

Seconded by: Councilman Martin

WHEREAS, the Town provides shelter for dogs that have been lawfully seized, with the Animal Protective Foundation ("APF") and with the Mohawk Hudson Humane Society ("MHHS"), pursuant to agreements with those entities; and

WHEREAS, due to a variety of factors beyond the Town's control, the APF and the MHHS are not always available to shelter dogs for the Town; and

WHEREAS, David A. Wagoner and Brandilyn Wagoner own and operate the Boght Veterinary Clinic ("BVC"), and have agreed to provide and maintain shelter for any dog lawfully seized by the Town's dog control officer within the Town or within the Village of Scotia; and

WHEREAS, BVC presented to the Town a written agreement pursuant to which BVC would provide such shelter services; and

WHEREAS, the Town Board has determined that it is in the best interests of the Town to assure that lawfully seized dogs have a place where they can be safely sheltered and cared for properly;

NOW, THEREFORE, IT IS RESOLVED that the Town Supervisor is hereby authorized to execute and deliver a contract with BVC, for a term of one year, to shelter dogs lawfully seized by the Town's dog control officer within the Town or within the Village of Scotia.

Ayes: Councilmen Martin, Ramotar, Kirkham Jr. And Supervisor Koetzle

Noes: None

Absent: Councilwoman Barone

Abstentions: None

Motion Carried

Town Board decision on October 4, 2023

Sponsored by Christopher A. Koetzle, Town Supervisor

Submitted by: William Purtell, Assessor

RESOLUTION NO. 193-2023

Moved by: Councilman Ramotar
Seconded by: Councilman Martin

WHEREAS, MFB Glenville LLC and the Town of Glenville are desirous of having certain assessment issues resolved as to properties owned by MFB Glenville LLC, in the Town of Glenville, and

WHEREAS, a settlement proposal resolving pending tax certiorari litigation was recommended by the Vincelette Law Firm, counsel to the Town of Glenville, and reviewed by the Glenville Town Board at its regular monthly meeting, and

WHEREAS, such a proposed settlement would present the parties with an expeditious and economic alternative to further litigation so as to resolve issues between the parties, and

WHEREAS, the Town Board has determined that the proposed settlement is in the best interests of the Town; now

THEREFORE, BE IT RESOLVED, that the Town Board does hereby accept a proposed settlement for both the 2022 and 2023 tax certiorari proceedings filed by MFB Glenville LLC, LLC, in which the 2022 and 2023 assessed values of parcel #22.11-4-15.121 shall be revised as follows, consistent with the provisions of the Real Property Tax Law:

Year	Tax ID No.	Original Assessed Value	Revised Assessed Value
2022	22.11-4-15.121	\$3,961,995	\$3,700,000
2023	22.11-4-15.121	\$3,961,995	\$3,354,667

and it is further

RESOLVED that MFB Glenville LLC will discontinue and execute a stipulation of discontinuance discontinuing the 2022 and 2023 tax certiorari proceedings as they pertain to parcel #22.11-4-15.121/1, and the 2022 and 2023 assessment rolls shall remain unchanged on parcel #22.11-4-15.121/1; and it is further

RESOLVED that MFB Glenville LLC waive any refunds of excess taxes from the Town and Fire District resulting from modification of the 2022 assessment roll, but shall be entitled to a refund of excess taxes from other relevant jurisdictions, waiving statutory interest, paid based upon the above revision; and it is further

RESOLVED that MFB Glenville LLC waive the exception under Real Property Tax Law §727(h) restricting application of Real Property Tax Law §727, and as a result, Real Property Tax Law §727 shall apply, and the assessment shall remain unchanged for the 2024, 2025 and 2026 assessment rolls; and it is further

RESOLVED, that the Town Board does hereby adopt this resolution to end the litigation between MFB Glenville LLC, and the Town of Glenville as to the above referenced assessment.

Ayes: Councilmen Martin, Ramotar, Kirkham Jr. And Supervisor Koetzle
Noes: None
Absent: Councilwoman Barone
Abstentions: None

Motion Carried

Town Board decision on October 4, 2023

New Business:
Councilman Kirkham- No New Business

Councilman Martin- No New Business

Councilman Ramotar-No New Business

Supervisor Koetzle- Mentioned what a success Oktoberfest was this year. He thanked Vicki, Dave and all the volunteers. He said he felt there was a record high attendance and is pleased the Town has been recognized as the Best Regional Festival by The Daily Gazette.

Supervisor Koetzle made a motion to adjourn the meeting.

Motion: Councilman Martin

Second: Councilman Ramotar

Everyone being in favor, the meeting was adjourned at 7:31 PM

ATTEST:

Julie Davenport

Town Clerk

