

MEETING OF THE TOWN BOARD
TOWN OF GLENVILLE
MAY 2, 2018
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 John C. Pytlovany, Michael Aragosa, Michael R. Godlewski and Councilwoman Gina M. Wierzbowski

Absent: None

Also present were Michael Cuevas, Attorney for the Town; Kevin Corcoran, Planner and Jason Cuthbert, Comptroller; Tom Coppola, Highway Superintendent; Vicki Hillis, Director of Human Services

Town Council Reports

Councilman Pytlovany – “Last Saturday was “National Drug Take Back Day”. The Town of Glenville Police Department participated in that from 10:00 AM to 2:00 PM, where any resident could turn in some prescription drugs for destruction. Also last Thursday and Friday I sat with Supervisor Koetzle and four members of the police department doing interviews for new police candidates. We also have another interview on Monday. Tomorrow is our Village of Scotia/Town of Glenville Cooperation meeting, which the Supervisor and I will be attending also.”

Councilman Aragosa – “I was invited to the county building for the announcement of the solar initiative with us and GE which seems to me it’s going to be a really good thing for us and the rest of the County. Last night I attended the City Mission annual dinner, very well attended. I got an email today from Terri in the building department about the burn ban. The burn ban is not something that the Town of Glenville enforces. It is not our rule, it’s a good rule for a lot of reasons this time of year. Just to let the public know if you have an issue with it you really need to talk to the Department of Environmental Conservation (DEC) not the Town Board or the Building Department. Last week I was at the meeting with the Glenville Environmental Conservation Commission (GECC) we talked about the Kivort property a little bit more. There are some possible changes to the solar, the ground mounted solar in the western part of town.”

Councilman Godlewski – “I too attended the announcement for the solar energy announcement over at the county building in Schenectady. This was a report of the findings of the County Energy Consortium which Glenville is a part of. It does present as a very interesting, potential beneficial project for the Town of Glenville and for all county residents. Something that you, never know what projected numbers entail but they are talking about a possibility of a 1.5 million dollars in savings per year to taxpayers. We get to work with General Electric, obviously a local company whose roots go back over one hundred years. It’s something that I know I’m very interested in and I hope others will give this a hard look and hopefully find a way for Glenville to participate. I attended the Parks Commission meeting last Tuesday and I’m very happy to report, a couple of meetings back I reported that we were seeing an abundance of waste left behind at the park by dogs and I raised this issue with Mr. MacFarland at the Park Commission meeting and we will be getting two posts that have the dog waste disposal bags and also a place to put the dog waste when you are done in Indian Meadows Park. I think this is going to be helpful and I think people will use them. We also talked again about developing a master plan for the parks, myself and the Supervisor spoke a little bit about this. I am happy about this and willing to take the lead on how we want this to look, what we want this to encompass. I attended the Complete Streets Forum at the Senior Center with the Supervisor. A lot of good questions came from the public for the Freemans Bridge Road Project. This is something that would really provide a benefit to the businesses on Freemans Bridge Road, to the Town of Glenville as a whole. They are talking about a walking path on one

side of the road and a sidewalk on the other side. We would like to find a way to make that happen. It is an exciting time to be a resident of the Town of Glenville.”

Councilwoman Wierzbowski – “The Supervisor and I attended the ribbon cutting for the new aircraft that was added to the fleet at REVA. REVA is an aero medical company that does basically bedside to bedside transport for patients that are very ill anywhere from newborns and infants all the way up to adults and elderly. We attended that yesterday and that was actually very interesting to learn about them. They are located near Richmor Aviation in one of the new hangars. It was neat to see how they transport those patients, something that is very near and dear to my heart as a paramedic.

I did attend the Town’s Chief meeting last week. We did have some discussion with regard to the training center that we have been working on with them. They are still working on as a whole, their commissioners and having resolutions passed to have a commitment to the project.”

Supervisor Koetzle – “I just want to take a moment because two of the councilmembers spoke about the solar program that the County has brought forward. You were invited to the press conference but I don’t think the other members of the Board were invited so maybe what we can do since you both have some good thoughts about it. At our next work session would you mind presenting it to the Board the project and the attributes of it so the whole Board is brought up to speed on it? That would be positive.”

Supervisor Koetzle – “Item No. 5 on the agenda is a public hearing to consider a request to change the zoning of 30.35 acres of land on both the north and south sides of Dutch Meadows Lane from “General Business” and “Professional Residential” to “Planned Development” to allow the applicant, Richbell Capital, to pursue a mixed use project consisting of 286 apartments, 33 townhouses and 44,000 sq. ft. of commercial space.

Supervisor Koetzle opened the public hearing at 7:10 PM

Bill Hoblock, Richbell Capital – “With me today is Brian Osterhout, Environmental Design Partnership; to answer and engineering questions. Also with us is Greg Faucher, Attorney at Whiteman, Osterman & Hanna, our land use planning and environmental attorney.

Mr. Hoblock conducted a power point presentation regarding the proposed change of zoning for 30.35 acres of land on both the north and south sides of Dutch Meadows Lane from “General Business” and “Professional Residential” to “Planned Development” to allow the applicant, Richbell Capital, to pursue a mixed use project consisting of 234 apartments, 33 townhouses and 44,000 sq. ft. of commercial space. He indicated that the Town Board had received three books over the last few months, the original dated 1/29/18, which gave an overview of the proposed mixed use planned district, it also had site plans, aerials, elevations, full environmental assessment forms. The next submission that went in on 3/8/18 was the preliminary development plan requirements for a zoning map amendment and that had the specific information required in the code in more detail than the original. That had a narrative of the code requirements and exhibits of the survey, the vicinity map of the surrounding lands and uses, storm water management plan and the last application that went in was the original one dated 1/29/18 revised 3/30/18. This has some minor revisions as a result of going through GECC process and specifically it clarified that the sidewalk was going to connect up top on the road. Also we added the driveways to the townhomes and there are also some minor updates to the FDAF.

(the full presentation is available at www.townofglenville.org)

Dan Hill, 541 Sacandaga Road, member of the Glenville Environmental Conservation Commission – “From our review of the project besides the SEQRA recommendation there were a couple of things we identified as things the Board should be aware of before making a decision on whether to approve the zoning change. Planning and Zoning Commission seconded those contingent factors. In the revised plan a bunch

of them had been addressed and I'm very happy to see those. A couple of things we are still concerned about is the Horstman Creek area. That's part of the Town's designated open space plan and the seasonal stream on the other side. Beyond the storm water management and the wetlands management we like to see specific direction for a plan that those areas be protected from disturbance during construction and whatever goes in to the commercial site on the eastern side. For the Route 50 commercial site one of our recommendations was that the building itself, right now picture driving up Freemans Bridge Road, you come to that spot and what you would see with this plan is a parking lot as the dominant feature. So what we suggest is that the site be reconfigured, not changing the dimensions or anything, moving the building or doing something there so that as you drive up Route 50 you see something other than just a parking lot or just a bare building. Right now the current zoning allows all of this except the high density residential so what this zoning change does is enables high density residential. That may be what the Board wants, that may be what is good for the Town but I think that should be recognized as what the actual impact of this zoning change is. Another element to consider with that the residential area is opened only to the residents. So by using this as a mixed use but only putting residential in that space you are blocking out anyone who would come from somewhere else into some use of that space. Like a mixed use with professional offices, retail commercial, it's like the Socha Plaza where it has the whole bit in one spot. They have tried to make the point with us that this really isn't an excuse because there is commercial and two types of commercial but the analogy I've been thinking of is a bowl of peanuts with two bowls of pretzels in between is not party mix. It's still separating different uses so we don't see it as a true mixed use. By not being a true mixed use and by being high density residential and that space is used just by the residents it may be eliminating other opportunities for use of this space that would be of an even greater benefit."

Supervisor Koetzle – "You mentioned the open space, do you know off hand how much is designated as open space in that area?"

Dan Hill – "It generally follows the hundred year flood plain, it goes along Horstman Creek and some distance on either side."

Stephanie Bitter, Bartlett, Pontiff, Stewart & Rhodes, P.C. Attorneys at Law – "I am here on behalf of Jack Robinson. Jack Robinson is the owner of Scotia Storage which is the immediate adjacent parcel to the planned development parcel that is being proposed and we just have a couple of comments relative to the request. Mr. Robinson's parcel is 13.4 acres in size, zoned general commercial. The Scotia Storage is along Freemans Bridge Road frontage in which he only has frontage on Freemans Bridge Road. The frontage on Dutch Meadow Lane is not accessible due to the strip that was referenced. The connectivity was never made at the time Dutch Meadow Lane was put together and we are hoping to right that wrong at this venture and time. This separation strip is part of this rezoning request so we feel that this would be the proper avenue to discuss this and rectifying it. Although Mr. Robinson has been vocal about his interest and willingness to have this connectivity the request has not been accommodated. We feel that the Town has the ability to look at this with the rezoning request before them. Confirming this access as part of the mixed use planned development would be in line with requirements set forth with the Zoning Board specifically it would obviously benefit or provide a benefit to the surrounding lands that are in back of Mr. Robinson, assist in providing more commercial opportunities on Dutch Meadow Lane. Obviously giving them access and frontage to Dutch Meadow Lane would allow him to develop the back portion of his 13.4 acres. I was not at the Planning and Zoning meeting when this was reviewed, nor was I at the GECC Commission. There was a talk about the balance of this mixed use development plan and there be more residential then commercial this would obviously provide for an additional component of commercial development within this request. More commercial growth, which was mentioned by the applicant, provides non-residential tax base to grow so that would assist the entire community. It will give Mr. Robinson more commercial options since storage is no longer a permitted use in the Town of Glenville. Again like I mentioned when the road was initially thought of, I'm not sure why the design was done in the fashion it was, it could have been rectified at that instance but it wasn't but here we think this is a perfect opportunity to address it. Especially considering that mixed use plan development its purpose is to facilitate and increase flexibility and to achieve

more desirable development, which seems exactly what we are trying to do just having this access confirmed. That being said in the application of Richbell they specifically said there's nothing preventing the adjacent land from being planned at some point and time as the proposed mixed use planned development. This obstruction, this strip may not be preventing development but it's defiantly not assisting it. That being said, what Richbell is asking you to do is to assist in their development and we are asking the same for Mr. Robertson. I'm sure everyone is aware that the Town of Glenville is being riddled with paper streets and there is a paper street component to this strip but we feel this would be the most amicable way to resolve this with all parties involved and would be beneficial for all."

Supervisor Koetzle – "Are you suggesting that we would require Richbell to provide access to your client over this strip?"

Ms. Bitter – "Yes. We would accommodate it in the best manner for planning purposes because we obviously understand that there is a path involved and we appreciate that and that's a great concept. We are willing to work with them."

Supervisor Koetzle – "Obviously we would have to talk with our council, maybe we should meet at some time with some questions. My personal thing is, this has been a vexing problem for a long time. I don't know how it happened, it's probably a text book example of something that went bad and nobody fixed it. How that happened I don't know but I personally would like to see the neighbors work it out and come to us with their agreement. I think that is better than the Town mandating on two property owners some solution. So I don't know if the two parties would be willing to, Richbell and yourself, come together and talk about that before the Town gets involved in it."

Linda Mandel-Clemente, Mandel Clemente P.C. Law Firm - "I represent the residents association, the property right across the street from where this proposed development would be, the seniors. They have some concerns and I think Dan's comment earlier about basically this is just high density multi-family use is one of the concerns. That's not what was originally called for in this corridor that was not the understanding with a lot of the residents when they moved here. There are some concerns about the way that the phasing is working and the construction of the commercial at the rear end of this and it doesn't appear to conform to what your requirements are in your code for PDD development. The phases are supposed to be done so the commercial is an integrated part of it. Frankly putting some small coffee shop up at the corner so that you can put a poor building and punting the major part of your commercial to end after everything else is built out really doesn't comply with your code. Aside from that I'm very confused and obviously coming in tonight I had some initial applicant materials I don't have the revised ones. I concede my ignorance of what exactly has been changed in the EIF. To my mind what would pose certainly a potential for significant environmental impact that are adverse. I think that there are those issues that have been addressed and I haven't really heard that they had been resolved. I have to admit looking through your website, looking at all the different agendas, the meeting minutes it's not clear to me at the time that you declared lead agency, whether or not some of these other involved agencies were notified, whether any of them had weighed in yet. Certainly I would think that DEC, Army Corp., DOT, SHIPO would have some input on this based on the EIF that I have seen. So I think the determination of a negative declaration is at best premature. But candidly I am hearing an awful lot of comments that the GECC and the PZC were okay with it as long as there were certain conditions, well that is starting to sound like a condition negative declaration. A condition negative declaration is not allowed for a Type I project. This is not unlisted, it is a Type 1 and you as lead agency directly determined that so if there are these concerns that are being raised by these two boards then I think and EIS has to be done and I think then you would have your traffic study and you would have the wetlands delineation that needs to be done. I appreciate the fact that it appears from my review that the two buildings that were removed and kind of a reshuffling of some of the buildings was probably to address the fact that there is a wetland area in there that upon full review could certainly have been disclosed. But in addition to that in the area where the town homes are to be located there also appears to be delineated wetlands and that is an issue that needs to be addressed. So I don't understand how at this point there could be any recommendations of negative declaration

of significance because there are clearly potential significant environmental impacts here and as I indicated, at a minimum, you don't have a enough information to be able to find that they are not going to be litigated by the plan because we don't even know what the plan is yet to mitigate those. So I think all of those things have to be addressed. In addition to that and in addition to the concern about the commercial being constructed toward the end of it I of some of the concerns that were raised about the way that the commercial is going to be developed, remember I represent people that live in senior housing facility. So for them to be able to meaningful use the commercial area that is being proposed within this project which probably they are not going to be able to walk up the street pass the townhomes to a coffee shop but they might actually go to some shops that are located across from them but if they have to navigate across the road and navigate through the entire parking lot to go to it that's probably not going to happen. So it is going to be a very limited utility to them in terms of an amenity and I think that has basically admitted by the projects sponsor. They talked about the amenity being more for them and that's not again what these residents thought they were moving into. The current zoning of it allows for business, they thought there was going to be some community business, it's a general business in that area and/or possibly the development of some mixed use involving office because that's what your master plan talked about. Instead here we are six months later and your very first proposal is something that is not consistent with that and it's not consistent with what they thought was going to go in there. I don't think as well that it's consistent with traffic calming and traffic mitigation measures that I think everybody recognizes in this corridor is an issue. So these are all concerns that I think this Board needs to look at and I would strongly urge you to make a positive declaration significant with respect to the environmental impact to this requiring a full EIS so that they can be addressed and to see to what extent they can be mitigated I would also strongly encourage you to deny the plan as it is currently proposed because the phasing does not match the requirements of your code."

Supervisor Koetzle – "I just want to point out one thing only because it hits my ear wrong. The land that those homes are on now was zoned agriculture before that project came along. So to assume that a zoning change isn't going to occur for a project would be a little bit contradictorily to the folks who live there. It was farm land and then it became multi-family to accommodate the project."

Ms. Bitter – "But from the residents standpoint that's not something their involved in. They kind of move in thinking this is what they are going to have and when there is a master plan that kind of talks about what we want to do I don't think anybody, when they were talking about the updated master plan was really talking about a high density mixed use sandwiched between two small buildings."

Supervisor Koetzle – "I'm not disagreeing with density and I know we have some issues around there and we are talking about that but the master plan does call for residential multi-family in the Freemans Bridge area. This would be consistent with the comprehensive plan."

Ms. Bitter – "I'll concede that point but I still maintain that I think an environmental impact are potentially significant."

Supervisor Koetzle – "Thank you"

Dan Hill – "GECC's recommendation the wording was "GECC concludes the negative declaration under SEQRA is appropriate provided that Richbell Capital develops and adhere to a list of things that we would want them to provide which would satisfy a lot of the elements that the EPA had. The other thing is under the comprehensive plan this parcel is actually part of the Route 50 corridor not the Freemans Bridge corridor so just for clarification for any impact it might have."

No one else wished to speak; Supervisor Koetzle closed the public hearing at 8:10 PM

Commissioner of Public Works, Tom Coppola presented his annual MS4 Report to the Board.

No one spoke during the privilege of the floor.

Supervisor Koetzle shared the following information:

It appears that we finally now have not just National Grid but Spectrum, it appears, sign off on moving the poles from the corner of Glenridge Road and Route 50. We are still in negotiations on what that might cost and how that is going to be financed and who is going to pay for it but we have cleared a major hurdle with at least the folks that are on. Level 3 is also on the line but apparently they are moving with Spectrum so we are working on that and I should have something to report soon on that. I am really hoping that this summer we will be able to move those poles from that corner.

Councilman Godlewski already mentioned the Freemans Bridge Road meeting. We had a very good meeting, folks were very supportive of the plan. That plan will now, that was our final public meeting after 3 or 4, come to the Board at our May 16th meeting. It's a great plan that will actually connect into this proposal to make it more walkable

I think you all saw by now Aldi's did break ground so yes they are coming. That's the number one question that I have gotten for a long time. There is nothing on that front pad yet but Aldi's expects to be opened around Labor Day.

The Highway Superintendent picked up the outdoor fitness equipment that is going to be installed in Indian Meadows Park so we are very excited that this season we will be having the opening of our outdoor fitness park to try and encourage more physical activity that kind of connects in with the three and one half mile trail we have connected to Anderson Park and Indian Meadows. We are also in a communication about community yoga classes in Indian Meadows to try and compliment the fitness park.

Thursdays in the Park there are a couple of acts that have been booked and two movies. So we have one more act to book because there are five Thursdays in August.

You all heard about the big announcement that we can't ignore the cheese manufacture is coming. That is a significant investment in the Town and a big investment in the Business and Technology Park, twenty-five million dollars, 50 new jobs, 100,000 sq. ft. facility. It's a tremendous win. I congratulate Ray and Metroplex. Something has been on the Towns radar for thirty or forty years to get the GSA property cleaned up, sold and developed. It's finally here.

I attended a press conference today for a really neat thing happening in the Town of Glenville. The Town is sponsoring a concert this summer as part of our Glenville 2020 History and Culture. It is an opera, it is written by a Glenville group called Musicians of Ma'alwyck and it celebrates women suffrage. It tells a really neat story about a female pilot in 1916 who took to flight in what looks to be a bicycle with wings if you ask me, but she was going to bomb President Wilson's Presidential Yacht in the New York Harbor to celebrate the lighting of the Statue of Liberty for the first time. She was going to drop all of the petitions because President Wilson was ardently against suffrage. Schenectady County voted for suffrage Albany County voted against it. I'm proud that the Town is sponsoring it, it's a great concert. No date scheduled at this time but it will be sometime in June.

Kevin Corcoran and I made a couple of attempts to meet with NYS Department of Transportation (DOT) on what we asked about the turn lane in front of the car wash. It got rescheduled and it was a day that I could not make it so Kevin went. He indicated that DOT would need a traffic study and they are not interested in doing that study so if the applicant wants to pursue the applicant would have to bear the cost of that. That study is very costly so I don't think that the applicant will make that a part of his proposal going forward.

Our bulk program pick up starts June 4th this year. We ask that you refrain from putting stuff out before the 4th but have it out by the 4th because if you miss it you miss it. They only make one pass. All of the information is on our new website at www.townofglenville.org.

I had an opportunity to meet with Susan Swartz at the S-G School and the consultant that is working on the development of the Business and Technology Park. We had a great discussion, I think you've all probably heard complaints about the safety issues down at the middle school in the park. We have been working on that for years. It's funny, you get together and you talk and you explain things to people. The school has been blaming the town for a long time about the fence along Access Blvd. near building 804 and 704. The idea was to move the fence up into the road so the school district can allow kids to walk on the inside of that fence from the middle school to the high school. They said that the town has somehow blocked that for years and that's so silly. We brought up the tax maps to show them that we don't own that property. That property is owned by building 804 & 704. So we own the road in the middle of it. We are working on trying to find some sort of consensus there with the property owners to try and allow that to happen.

I did have an opportunity to join the Association of Towns and the other towns from Schenectady County to meet with Senator Tedisco to talk about sales tax issue in the town and in the county. We had a very good conversation. Our goal is to try to convince the state legislatures to rewrite and address the inequities by allowing the town to have a seat at the table just like our resolution called for at the next negotiations. The Association of Towns rightly points out that when sales tax was first authorized back in the 60's the vast majority of towns in NYS were run by a board of supervisors. As some of those have moved over to legislative models it changed the dynamic of the towns and the powers the towns had to negotiate on their behalf. So in a way the towns kind of seceded that power in this change of legislature modeling. What we are saying is its only right that's kind of fixed, the state law. When you look at why that authority was given in the 60's it was recognized that the cities needed revenue in order to deliver services because that's where the center of the population was. As counties grew they began to take on more services, then it makes sense the state legislatures said, the county should have the authority too. Well now we are in a world where towns are equal as far as the services we provide our residents so we should also have at least a seat at the table if not the authority to issue sales tax but to be at least a part of the conversation. So we are hoping that moves forward this session.

Deputy Supervisor Gina Wierzbowski joined me to plant some trees on the dog park on earth day.

We also had an opportunity to meet with the Woodhaven Neighborhood Association. We talked about a few issues, mostly traffic issues in Woodhaven came up. We referred a few of those to the Traffic Safety Committee.

I did reach out to the County Manager after the last meeting to talk about a couple of things. I wasn't able to be at the meeting, I received the invite late and I was already booked. We did talk about solar, there is a meeting set up for the supervisors to come together to learn more about the proposal. I did bring up with her the fact that I was angry, some of you may have pointed out, at the last meeting about not getting our fair share of the bike path money. We had a good discussion on it and I told her it's time that we just work together, make sure we do what we can to insure that Glenville gets their fair share of the resources. She indicated that she was going to do some homework and look into some things and get back to me.

On May 9th, I am happy to report we finally have a meeting set with our County Legislatures (all five were invited) Niskayuna Supervisor, Deputy Supervisor Wierzbowski and myself and we hope to have a productive discussion about a few but obviously sales tax share will be on the agenda.

I had an opportunity to meet with SHIPO at the Yates Mansion. We have an agreement on a way forward to at least start the demolition of what is going to be

demolished so that we can get to a point where we can start bringing it back to its former glory. They are going to help us get it on the natural registry. They recommended that we begin to strip out the carpets, the bathroom, and cabinets, all of the things that are not historical and are frankly detrimental to the house right now. So they are giving us a demo plan and the recommendation is to take the back part of the house off which was built in the 1990's. The architect recommends that we build a community room off the back that has modern facilities.

Supervisor Koetzle gave a financial update.

Supervisor Koetzle moved ahead with the agenda.

RESOLUTION NO. 91-2018

Moved by: Councilman Aragosa

Seconded by: Councilman Godlewski

WHEREAS, the Town of Glenville regularly replaces outdated equipment and vehicles for which it has no current use or expected future use; and

WHEREAS, the Town Highway Superintendent has completed an inventory of Town vehicles and equipment and has identified several pieces which no longer serve any useful purpose for the Town;

NOW, THEREFORE, BE IT RESOLVED, that the equipment and vehicles listed below are hereby declared surplus, and the Town Comptroller is authorized to dispose of said vehicles and equipment in the most cost effective manner possible:

- Walk behind pavement saw (Highway)
- Table saw (Highway)
- Hot water pressure washer (Highway)
- Two 100kw generators (Highway)
- Woods Brushbull Brush Hog 72 (Highway)
- 2006 Challenger CHMT455B Tier 2 Tractor with 20' boom & 52" Diamond flail mower (Highway)
- Two 1994 Tarrant Tarco TTL4 Leaf Machines (Highway)
- Generac generator (Sewer District 9)

Ayes: Councilmen Pytlovany, Aragosa, Godlewski, Councilwoman Wierzbowski and Supervisor Koetzle

Noes: None

Absent: None

Abstention: None

Motion Carried

Discussion:

Supervisor Koetzle – “Mike Cuevas and I have talked with our engineer over at MJ Engineering and the Assessor. We have values assigned to the properties for the easements. The engineer and I have resolved to go door to door and talk with the folks and let them know what the value is and ask them to sign the easement and then we will move from there. There is one land owner that lives in Georgia and she is going to send it in the mail.”

Attorney Cuevas – “I would like to add one thing. In any of these potential takings that one of the options that the residents...well they option that they have is to except the valuation that we placed on the easement or if they don't except the valuation, if they believe it is higher they can except what we offer as an advanced payment and then litigate the issue of the value. They can still preserve their right to go forward. What it does for us is when we make the payment in advance that we avoid any interest if the

court happened to agree with them that it should have been higher. It also puts some money in the homeowner's pocket early on in the process."

Councilman Aragosa – "Just to clarify for myself, this vote for this resolution doesn't take anybody's."

Supervisor Koetzle – "No, It just shows our determination that we find it to be a public benefit and the public hearing is closed."

Attorney Cuevas – "It is necessary to the eminent domain process that the Town Board determine that the sidewalk/recreational path serves a public purpose. Actually at the public hearing there were only two speakers who both admitted that it was a good project. They didn't voice any opposition. That's really the record, what the engineer produced to us, what those comments were so there's really no basis for us to make a contrary find because no one spoke against it."

RESOLUTION NO. 92-2018

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Pytlovany

RESOLUTION ADOPTING FINDINGS and DETERMINATIONS FOLLOWING THE CONCLUSION OF A PUBLIC HEARING CONCERNING A PROPOSED GLENRIDGE ROAD SIDEWALK/RECREATIONAL PATH and the PUBLIC USE ASSOCIATED THEREWITH

WHEREAS, on April 18, 2018, this Town Board held a Public Hearing to inform the public of and review the public use to be served by the proposed taking of sidewalk easements and the impact on the environment and residents along the route of the proposed Glenridge Road sidewalk/recreational path is situated, and

WHEREAS, the Town Board received an overview of the sidewalk and recreational path project from the Town Designated Engineer and both comment and documents at the Public Hearing, and

WHEREAS, the Eminent Domain Procedure Law requires that the Town Board, within ninety days after the conclusion of the Public Hearing, make determinations and findings concerning the project,

NOW THEREFORE BE IT RESOLVED, that this Town Board hereby adopts the following Findings:

1. That the proposed sidewalk and recreational path is designed to connect the Woodhaven neighborhood with the County Library, Town Hall and Town Center.
2. That proposed sidewalk and recreational path will connect with the existing sidewalks on Glenridge Road and along NYS Route 50 (Saratoga Road).
3. That the proposed sidewalk portion of the project would be constructed first as Phase 1, connecting the existing sidewalks by extending same across the property of the Hampton Run apartments and the Town Hall property.
4. That the owners of the affected properties in Phase 1, Hampton Run LLC and MFB Glenville Owner LLC have already agreed to grant easements for the sidewalk to the Town.
5. That Phase 2 would be the recreational path portion of the property extending from the County Library property eastward to Woodhaven Drive, a distance of approximately 2500 feet. The recreational path was designed to run through the NYS Department of Transportation right-of-way for as much of the route as possible to minimize the impacts on property owners.
6. That the Schenectady County Legislature has passed resolutions: (1) granting an easement across the County Library property and (2) granting a temporary work easement across the County Airport property for the installation of the recreational path. The county easements cover a majority of the total distance of the easements required for the recreational path.

7. That the recreational path with impact four (4) privately owned, residential properties and one (1) privately owned, vacant parcel.
8. All of the property owners along the route of the proposed sidewalk/recreational path were provided a proposed easement agreement, map and legal description by Certified Mail, Return Receipt Requested.
9. All of the property owners along the proposed route of the proposed sidewalk/recreational path were served, in accordance with the NYS Eminent Domain Procedure Law, with a copy of the Notice of Public Hearing by Certified Mail Return Receipt Requested.
10. The Town Clerk published the Notice of Public Hearing in the town's official newspaper, the Daily Gazette, in five successive issues more than ten (10) days before, but not more than thirty (30) days before the public hearing.
11. Two property owners, Victor George of 30 Glenridge Road and Sonja Tompkins of 44 Glenridge Road, spoke at the public hearing. Both speakers voiced their support for the project and its public purpose.
12. The Glenridge Road sidewalk/recreational path is consistent with and furthers the goals and objectives of the Town's recently adopted Comprehensive Plan.

BE IT FURTHER RESOLVED that the Town Board of the Town of Glenville makes the following Determinations:

1. That the proposed Glenridge Road Sidewalk/Recreational Path will promote the public health, safety and welfare in that it will provide a safe pedestrian and bicycle path between the Woodhaven neighborhood and Town Center thereby promoting and enhancing public safety.
2. That the proposed Glenridge Road Sidewalk/Recreational Path will provide access to and promote recreational activities thereby benefitting the public health of town residents.
3. That the proposed Glenridge Road Sidewalk/Recreational Path will provide better access to the County Library, Town Hall, the U.S. Post Office and businesses in the Town Center thereby increasing educational opportunities, opportunities to access government services and access to local businesses.
4. In light of all of the above Findings and Determinations, that the proposed Glenridge Road Sidewalk/Recreational Path will serve important public purposes.

BE IT YET FURTHER RESOLVED, that the Town Clerk is hereby directed to publish a synopsis of the Determination and Findings in at least two successive issues of the *Daily Gazette*.

BE IT STILL FURTHER RESOLVED, that notice of the synopsis shall be served by personal service or certified mail upon the affected property owners listed in the Notice of Public Hearing.

Ayes: Councilmen Pytlovany, Aragosa, Godlewski, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

RESOLUTION NO. 93-2018

Moved by: Councilman Godlewski

Seconded by: Councilman Aragosa

WHEREAS, the Town of Glenville is the recipient of a 2018 Schenectady County Initiative Program Grant in the amount of \$1,750.00 in support of the Glenville Oktoberfest, and

WHEREAS, a condition of the grant specifies that a Public Benefit Services Agreement that specifies the terms and conditions of the grant be entered into between the Town of Glenville and the County of Schenectady,

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville hereby authorizes the Town Supervisor to enter into the attached Public Benefit Services Agreement in the amount of \$1,750.00 for the purpose of Schenectady County's support of Glenville Oktoberfest 2018.

Ayes: Councilmen Pytlovany, Aragosa, Godlewski, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstention: None

RESOLUTION NO. 94-2018

Moved by: Councilman Godlewski
Seconded by: Councilman Aragosa

BE IT RESOLVED, that the minutes of the Regular meeting held on April 18, 2018 are hereby approved and accepted as entered.

Ayes: Councilmen Pytlovany, Aragosa, Godlewski, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried
RESOLUTION NO. 95-2018

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Aragosa

WHEREAS, the Zoning Board of Appeals consists of five (5) members and two (2) alternate members; and

WHEREAS, due to the resignation of Margaret Huff as an alternate member of the Zoning Board of Appeals there exists a vacancy;

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville hereby appoints Thomas Bodden, 25 Horstman Drive, Glenville to fulfill the term left vacant by said resignation effective immediately and terminating 12/31/2021.

Ayes: Councilmen Pytlovany, Aragosa, Godlewski, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

New Business

Councilman Aragosa – "The Scotia-Glenville Prom will be held on May 18th.

Scotia-Glenville School District vote will be held on May 15th. Next Thursday at Riverstone Manor, the Chamber of Commerce will hold their annual "Good News Luncheon".

Councilman Godlewski – "In regards to planting more trees in the Indian Meadows Park, I actually reached to Scotia's Mayor Kastberg a while back to inquire about the trees at Collins Park because they have dedications attached to the trees. He said the program was very successful and I asked for more details of the program. It might be something for the Town to consider, maybe our own memorial tree planting program.

Just a couple of ideas I have had, I not sure if you have any plans for the next Yates Mansion fund raising but I was thinking perhaps a trivia night. Obviously Yates Mansion has a great historical value significance, as you noted, in your comments. Trivia tends to draw a crowd if advertised properly. It can be a fun engaging thing. Trivia could be associated with Glenville, Schenectady, County, and the Capital District.

Yesterday was Law Day in Schenectady County. I'm really just sharing some thoughts that I am having. But I was thinking that perhaps next year the Town may want to consider doing something for Law Day. When I was assistant attorney for the Town of Rotterdam they did something where they invited local government students to the Town Hall, had a presentation by the police chief, town justices, town attorney, supervisor and maybe our state and county representatives. I thought that might be something for us to consider as a neat experience and really to engage our young people in the process of how local government works."

Councilman Pytlovany – "I would like to add one comment to the trees in Collins Park. I'm not a town or village historian I'm just an old guy so I can tell you that Rotary Row that goes into the bathrooms was built by Scotia Rotary. There are thirteen trees on that road and at the time that road was built one tree was planted for each of the past presidents of Scotia Rotary."

Supervisor Koetzle – "As far as fund raising, one of the things that I'm doing is organizing all of the committees. We have a lot of people in our town that go out and fund raise and what I'm starting to here back is we had Yates come to us, we had Glenville 2020, and we had SBED come to us. What I want to do is actually model something that the county had done is put together a package and at the beginning of the year everything is laid out as to what people can sponsor. We do it once and we give them a menu of options just like the county does. We are talking to all of the chairs that do the fundraising and trying to organize that.

Open House is one idea that has been brought forward for Town Hall. There is some discussion on doing an open house for residents and there are a few reasons for that and one is the capital issues we're are having, the physical issues we are having and also to talk about the services we provide.

We are having a public meeting for anybody and everybody on June 6th at 7:00 PM, here at Town Hall, to discuss the 2020 Celebration. We are asking our residents to come and give us their thoughts and ideas on how we are going to handle 2020 with celebration ideas.

Supervisor Koetzle asked for a motion to adjourn; motion to adjourn; Moved by Councilwoman Wierzbowski; Seconded by Councilman Pytlovany, everyone being in favor the meeting was adjourned at 8:45 PM.

ATTEST:

Linda C. Neals
Town Clerk