

MEETING OF THE TOWN BOARD
TOWN OF GLENVILLE
OCTOBER 2, 2019
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 Michael Aragosa, Michael R. Godlewski and Councilwoman Gina M. Wierzbowski

Absent: Councilman John C. Pytlovany

Also present were Michael Cuevas, Attorney for the Town, Jason Cuthbert, Comptroller and Vicki Hillis, Director of Human Services

Town Council Reports:

Councilman Godlewski – “I just want to extend my thanks to everybody that either participated in or volunteered time to the Glenville Oktoberfest. Unfortunately, I was not able to make it because I am finding out day by day that I am at the mercy of our new born. I heard it was a great event. I would also extend my condolences to the family of Judge Vincent Riley who passed away this last week. Like any lawyer coming up in Schenectady County you come through Judge Riley at some point in time. He was straight out of central casting for what a judge looked like. He will certainly be missed. He also was great with the mock trial here and in Schenectady County. I also want to extend a happy birthday to Supervisor Koetzle, who hit a milestone yesterday.”

Councilwoman Wierzbowski – “I was at the Oktoberfest and I echo Councilman Godlewski’s comments. Thank you to our staff and all of the volunteers committee and everybody that was involved. It was a beautiful day. This was the 10th annual and I remember when it started over at the Schenectady County Airport in a very small field and we worried about where we were going to park the cars and for several years it rained until we moved it to Maalwyck Park and it’s been sunny pretty much ever since. I also attended the Alplaus Lady Auxiliary Apple fest. I also went up to Westfest for a little while. It’s an annual gathering that is put on by residents of West Glenville. Happy Birthday, Mr. Supervisor.”

Councilman Aragosa – “Thank you to everyone that was at Oktoberfest. Thank you to all those that helped me in the parking lot. Happy Birthday Mr. Supervisor.”

Supervisor Koetzle – “Item number 5 is a public hearing regarding a petition for a proposed extension to Water District No. 11 to include property located at 175 Haigh Road.”

Supervisor Koetzle opened the public hearing at 7:06 PM

No one wished to speak; Supervisor Koetzle closed the public hearing at 7:07 PM.

The following people spoke during privilege of the floor.

Kurt Semon, 181 Droms Rd – Mr. Semon teaches Civics & Government, US History, American Revolution and Military History at the BH/BL High School. He stated that he would consider running for the School Board but he can’t, it is against the law. No person shall be a School Board member in a school district that employs them. He said that he could argue that he could function properly on the School Board simply by abstaining from voting on the teacher’s contract, but no the law, known as an Ethics Law, is clear and designed to avoid even the appearance of a conflict of interest, real or

perceived.

He said that he was surprised to learn that Mr. Andrew Kohout is running for the Glenville Town Board in the upcoming election not because of qualification issues but because of the clear violation of basic ethics. Mr. Kohout is the full time Village of Scotia Public Works Superintendent.

Mr. Kohout does not inspire public confidence when he desires a public office, meaning employment, in the Town that directly conflicts with the obligations and trust of his current Village office and employment.

He will encounter multiple serious conflicts of interest that would prevent him from serving the Town and Village whole heartedly at the same place.

Should Mr. Kohout find himself on the Town Board on January 1st, the spotlight will shine on the Trustees serving the Village of Scotia then they would have to terminate his employment on that same day. It would be sad however that we the people would have had to rely on an Ethics Law to encourage government employees to do the right thing.

Richard Usas, 1 Miracle Lane - He has lived in the town for the past eighteen (18) years and has been active in economic development for the town for the last ten (10) years. He has a concern regarding one of the candidates for the town board is also an employee of the Village of Scotia. He believes this presents a conflict of interest. Nothing could present a bigger conflict than being the commissioner and a Village employee and being responsible for decisions on the Glenville Town Board. He had been advised that the Village Code of Ethics states that no Village employee shall accept other employment that would impair his independence of judgement in his fiducial duties. He stated that nothing could present a bigger conflict than being a Village employee and also being responsible for decisions on the Glenville Town Board. Particularly since the town and the village have a number of municipal agreements. The position of being appointed the Scotia DPW Commissioner and Glenville Town Board are clearly incompatible as their interest will be divided. He believes that the Town Board and the Scotia Trustees needs to adjust this as a review of their ethics law. Glenville deserves a town board member who is connected 100% to the job and does not bring potential for conflicts and ethic concerns. He urged all town residents to make their voices heard that the town board and the village board implement an ethics law to avoid such conflicts.

Supervisor Koetzle shared the following information:

Oktoberfest was a fantastic success again. I want to thank Vicki and Jamie and Heather and the entire committee. I think we said it take about 250 volunteers to run the event. Thank you to our police department and highway department. Jim Valchovic and I were talking at the event when we started 10 years ago, we said that Glenville needs a community event. This is kind of what we envisioned and it came together. The work that the folks do to make it happen is just humbling. It celebrates Glenville while bringing in so many people from other areas to celebrate Glenville and that is what I think is very special. Thank you all for all your hard work on it.

I wanted to report back to the board, I know at the last board meeting Councilman Aragosa brought up in his report that there was some talk of the highway summer hour schedule, some might have liked it and some might have not. Jason and I took a look at the final totals of the summer hours now that we are through it. If you all recall back at the negotiation table we all sat down and we said to the CSEA Union that there is one major issue here we have a department working four days when everybody else is working five days we want coverage on that fifth day. We want to make sure that residents are receiving services on every working day. So, we cashed that out, we came to the table a couple of times over with different ideas on how to make it work. I want to congratulate CSEA for working with us on that. I think it is a great partnership. I think the proof is really in the numbers now. The road crew worked an additional 84.6 hours per week on the roads during that period. We went from 8,500 hours worked in 2018 to 10,320 in 2019. We increased parks by 18.3 hours per week for a total of 403 hours. In

the garage we saw 16.2 hours of additional work per week. In total there was 165 hours of additional work in the entire highway department in 2019 over 2018. Clearly our productivity increased under the new system. We did add part time park help that has helped a little bit. Next year there is going to be an enhancement in our agreement that kicks in next year. We are reducing the number of people off from six to five so those numbers are going to go up even more. Our work force needs to be congratulated because they embraced it and made it work.

It is budget time. The budget it out. I am sure we will have some discussions on it. This proposed 2020 proposed tax rate increase is 2.52% within the tax cap. This increase will hit a typical village home owner at about \$4.00 per year and a typical town home owner at about \$23.00 per year. This is another executive budget for us, a ten-year executive budget. It will reduce the debt load again for the town. We talked in the budget forums about how important it was to reduce the debt load from 23 million and we reduced it just about 12 million. We have also reduced the use of our savings account again in those three main funds which we have talked about in the past. When we inherit this budget, we will reduce it 1.4 million dollars in our savings account to pay for operational budget. We have reduced that down this year proposed \$40,000 and that will bring us to about \$300,000 total equalization in our savings account this year. That is a trend that is going opposite of other municipalities but it is important because it has helped us do so many things. This financial planning has produced concrete results that's why I think I'm committed and the other members of the board are committed to these principles because it has allowed us to do things like save the historic Yates Mansion, construct the new gun range for our police department, install street lights in our commercial corridors, sidewalks and pedestrian paths in our neighborhoods our commercial corridors, install new automatic read meters which brought efficiency to our operations, expand the Senior Center, replace DPW and Parks equipment building, construct Anderson Dog Park, improved our roads and our playing fields at Maalwyck Park and Indian Meadows. These are all things that we have been able to do because we stayed true the principles of protecting our savings account, reducing our debt and lowering our overall costs. So, as we go through the budget, I look forward to having spirited conversations, talk about ideas."

Supervisor Koetzle moved ahead with the agenda

RESOLUTION NO. 165-2019

Moved by: Councilman Godlewski

Seconded by: Councilman Aragosa

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

WHEREAS, TJ'S Flightline Pub has applied for a permit to conduct an outdoor entertainment event under a tent with live bands to be held at the 20 Saratoga Road, Friday, October 4, 2019 and Saturday, October 5, 2019 from 7:00 PM to 12:00 PM,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Glenville that said application of TJ'S Flightline Pub, 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, the Schenectady County Health Department and the Thomas Corners Fire Chief.

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

Noes: None

Absent: Councilman Pytlovany

Abstention: None

Motion Carried

RESOLUTION NO. 166-2019

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Aragosa

WHEREAS, The Town of Glenville currently has a sewer main within an easement that runs through the property currently owned by Two Guyz Realty, Inc. at the intersection of NYS Route 50 and Freemans Bridge Road; and

WHEREAS, Two Guyz Realty, Inc. proposes to redevelop said property to accommodate the needs of Mohawk Honda; and

WHEREAS, the Mohawk Honda expansion project has received all necessary zoning and planning approvals with the condition that Two Guyz Realty, Inc. relocate the existing sewer main prior to any new construction; and

WHEREAS, the attorneys for Two Guyz Realty and the Attorney for the Town have drafted a Construction Agreement to establish the terms and conditions of such relocation of the Town's sewer main (a copy of which is attached); and

WHEREAS, the expansion of the Mohawk Honda campus will enable it to provide greater service to its customers and will allow one of the Town's most successful businesses to continue to thrive;

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville, hereby authorizes the Supervisor to enter into the attached construction agreement with Two Guyz Realty, Inc. for the relocation of a sanitary sewer main.

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

Noes: None

Absent: Councilman Pytlovany

Abstention: None

Motion Carried

RESOLUTION NO. 167-2019

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Godlewski

WHEREAS, a Member of the Town Board of the Town of Glenville is introducing a Local Law to amend Chapter 255, "Vehicle and Traffic" of the Code of the Town of Glenville; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Glenville will meet at the Glenville Municipal Center, 18 Glenridge Road, Glenville, New York on Wednesday, October 16, 2019 at 7:00 P.M., or as soon thereafter as possible, at which time it will hear all persons interested in the proposed local law to amend Chapter 255, "Vehicle and Traffic" chapter of the Code of the Town of Glenville; and

BE IT FURTHER RESOLVED that the Town Clerk be and she is hereby authorized and directed to prepare the proper public notice of said hearing in accordance with law, as follows:

§255-8 – Speed limits

ADD:

L. A maximum speed limit of 30 miles per hour is hereby established within the Town of Glenville on Town highways within the boundaries which are described as follows: beginning at the intersection of Vley Road Ext and the northerly right-of-way line of Amsterdam Road – NYS Route 5, thence westerly along the northerly right-of-way line westerly to the easterly right-of-way line of Rector Road, thence northerly along the easterly right-of-way line of Rector Road to the northerly right-of-way line of Barhydt Road, thence along the northerly easterly to the northerly end of Wagner Road, thence southeasterly to the point of beginning at northerly right-of-way line of Amsterdam Road – NYS Route 5.

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

Noes: None

Absent: Councilman Pytlovany

Abstentions: None

Motion Carried

RESOLUTION NO. 168-2019

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Aragosa

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 48** 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 48, Town of Glenville, Schenectady County, New York, which was filed with the Town Clerk on July 1, 2019. Such hearing shall be held on the 16th of October, 2019 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 Aragosa, Godlewski, Councilwoman Wierzbowski and Supervisor Koetzle

Noes: None

Absent: Councilman Pytlovany

Abstentions: None

Motion Carried

RESOLUTION NO. 169-2019

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Aragosa

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, 2019. Such hearing shall be held on the 16th of October, 2019 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 Aragosa, Godlewski, Councilwoman Wierzbowski and Supervisor Koetzle

Noes: None

Absent: Councilman Pytlovany

Abstentions: None

Motion Carried

RESOLUTION NO. 170-2019

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Godlewski

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, 2019. Such hearing shall be held on the 16th of October, 2019 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 Aragosa, Godlewski, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: Councilman Pytlovany
Abstentions: None

Motion Carried

RESOLUTION NO. 171-2019

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Godlewski

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, 2019. Such hearing shall be held on the 16th of October, 2019 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 Aragosa, Godlewski, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: Councilman Pytlovany
Abstentions: None

Motion Carried

Discussion...

Councilwoman Wierzbowski – “I always make sure that I thank our court clerks. They work very, very hard on making sure we get extra monies in our budget to make improvements in the court room. The chairs that you are sitting on, the improvements to the dais and the improvements in the court room have come from those funds. I’d like to thank Joelle and Gretchen for their hard work on that.”

RESOLUTION NO. 172-2019

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Aragosa

WHEREAS funding has been made available under a competitive grant process through the NYS Justice Departments 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,

WHEREAS the Town Board of the Town of Glenville approves the application for funding under the 2019-2020 Justice Court Assistance Program with a request amount not to exceed \$30,000,

NOW THEREFORE BE IT RESOLVED that Christopher A. Koetzle, Supervisor of the Town of Glenville, is authorized to execute all necessary documentation for the 2019-2020 application for court funding under the NYS Justice Departments Justice Court Assistance Program.

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

Noes: None

Absent: Councilman Pytlovany

Abstentions: None

Motion Carried

RESOLUTION NO. 173-2019

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Godlewski

WHEREAS, in order to maintain a safe and efficient fleet of vehicles to meet the public safety needs of the Town of Glenville, the Police Chief recommends the purchase of one marked police vehicle to replace a 2017 Ford Interceptor sedan that was totaled in a motor vehicle accident; and

WHEREAS, the Chief of Police has determined that the Glenville Police Department will be best served by purchasing one 2019 Dodge Charger utilizing the NYS Office of General Services (OGS) bid process; and

WHEREAS, the Police Chief, through the NYS OGS award number 22898, has completed Mini-Bid number 19090069 to obtain the lowest quote for one 2019 Dodge Charger to be used as a marked police vehicle, with Main Motor Car being awarded the contract by NYS OGS as lowest bidder; and

WHEREAS, the Chief of Police and Town Comptroller recommend that the vehicle be purchased from the lowest bidder, Main Motor Car, at a price of \$25,599.99; and

WHEREAS, the purchase of said vehicle is provided for within the 2019 budget appropriations;

NOW, THEREFORE, BE IT RESOLVED, that the Chief of Police is hereby authorized to purchase one 2019 Dodge Charger police vehicle at a total cost not to exceed twenty-five thousand six hundred dollars (\$25,600) from Main Motor Car, 224 West Main St, Johnstown NY 12095, with the expense for said vehicle charged to account BB-000-3120-2000 as included in the 2019 amended budget; and

BE IT FURTHER RESOLVED, that the Chief of Police is hereby authorized to expend up to thirteen thousand dollars (\$13,000) to purchase all necessary equipment and vehicle outfitting for the new 2019 Dodge Charger with the expense for said equipment and outfitting charged to account BB-000-3120-2000 as included in the 2019 amended budget; and

BE IT STILL FURTHER RESOLVED, that the totaled 2017 Ford sedan, VIN ending in -0129, is deemed surplus property eligible for disposal in the most cost-effective manner as determined by the Town Comptroller.

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

Noes: None
Absent: Councilman Pytlovany
Abstentions: None

Motion Carried

RESOLUTION NO. 174-2019

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Aragosa

WHEREAS, the Town of Glenville Building, Code Enforcement, Assessment, and Planning staff regularly inspect sites located throughout the Town and require reliable transportation to perform Town duties; and

WHEREAS, staff currently utilize three vehicles to perform work duties, including a 2009 Ford Escape and a 2011 Jeep Liberty, both of which have proven more costly to repair and maintain in recent years; and

WHEREAS, the Deputy Building Inspector and Town Comptroller, utilizing NYS Office of General Services award number 22898, developed and solicited mini-bid number 19090062 to yield suitable replacement options for the 2009 Ford Escape and 2011 Jeep Liberty; and

WHEREAS, the mini-bid process resulted in a low bid received from Mangino Chevrolet, 4447 State Highway 30, Amsterdam NY 12010, for the procurement of two 2020 Chevrolet Equinox vehicles which meet the requirements and specifications contained in the mini-bid; and

WHEREAS, the purchase of said vehicles is provided for within 2019 budget appropriations;

NOW, THEREFORE, BE IT RESOLVED, that the Town Comptroller is hereby authorized to purchase two 2020 Chevrolet Equinox fleet vehicles, to be used primarily by the Building and Code Enforcement department, at a total cost not to exceed forty-six thousand eight hundred dollars (\$46,800) from Mangino Chevrolet, 4447 State Highway 30, Amsterdam NY 12010, with the expense for said vehicles charged to account BB-000-3620-2000 as included in the 2019 amended budget; and

BE IT FURTHER RESOLVED, that upon purchase of the two new vehicles the 2009 Ford Escape, VIN ending in -1082, and the 2011 Jeep Liberty, VIN ending in -6697, are deemed surplus property eligible for disposal in the most cost-effective manner as determined by the Town Comptroller.

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

Motion Carried

RESOLUTION NO. 175-2019

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Godlewski

WHEREAS, the Town of Glenville Public Works Department requires reliable transportation to perform Town duties; and

WHEREAS, the Highway Superintendent advises that the Public Works Department is in need of a vehicle appropriate for day-to-day use and also to serve as

an additional vehicle for snow plowing; and

WHEREAS, the Highway Superintendent further advises that departmental needs would be best served by purchasing a 2019 Chevrolet Silverado Cab Chassis with Galion Dump body; and

WHEREAS, said vehicle is available from Mangino Chevrolet, 4447 State Highway 30, Amsterdam NY 12010, under NYS Office of General Services (OGS) contract number PC68122, at a price of \$63,099;

NOW, THEREFORE, BE IT RESOLVED, that the Commissioner of Public Works is hereby authorized to purchase one 2019 Chevrolet Silverado Cab Chassis with Galion Dump body at a cost not to exceed \$63,100 with the expense for said vehicle charged to account DB-000-5130-2000 as included in the 2019 amended budget.

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

Motion Carried

RESOLUTION NO. 176-2019

Moved by:
Seconded by:

BE IT RESOLVED, that the minutes of the Regular meetings held on July 17, 2019 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. 177-2019

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Godlewski

WHEREAS, the Town Board of the Town of Glenville (herein called the "Town Board" and "Town," respectively), in the County of Schenectady, New York, has received a written petition, dated August 12, 2019, pursuant to section 191 of the Town Law, for the extension of Water District No.11 (herein called "District") whose petition was signed by the owners of at least one-half (1/2) of the assessed valuation of all taxable real property situate in the proposed District and including the signatures of the parties under contract to purchase from the owner of at least one-half (1/2) of the assessed valuation of such taxable real property situate in the proposed District owned by seller/ owner, all as shown upon the latest completed assessment roll of said Town, and a map, plan and report for the extension of Water District No.11 of the Town of Glenville dated September 2, 2019 by Brett Steenberg, P.E. for a service lateral connection including land or rights in land, connections, fill, services, appurtenances and related site work (herein called the "Water Improvement") from the existing the water main in Haigh Road to the lands of the petitioner known as 175 Haigh Road, was prepared and is now on file in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, pursuant to the Order duly adopted on September 18, 2019, 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 Water 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 October 2, 2019, 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 October 2, 2019, commencing at or about 7:00 PM, at the Glenville Municipal Center, 18 Glenridge Road, Glenville, New York, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed extension to the District.

NOW, THEREFORE, upon the evidence adduced at such public hearing
be it

RESOLVED AND ORDERED by the Town Board of the Town of Glenville, in the County of Schenectady, New York as follows:

Section 1. It is hereby determined that:

- (a) The Notice of Public Hearing was published and posted as required by Law, and is otherwise sufficient;
- (b) All the property and property owners benefited included within the proposed extension to the District hereinabove referred to in the recitals hereof are benefited thereby;
- (c) All the property and property owners benefited are included within the limits of the proposed extension to the District; and
- (d) It is in the public interest to establish the extension to the District.

Section 2. The establishment of the proposed extension to the District is hereby approved, as hereinafter described, and said District shall be designated and known as Extension No. 49 to Water District 11 in the Town and shall include the property commonly known as 175 Haigh Road (S/B/L # 29.5-2-50.1).

Section 3. The Water 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 of Schenectady.

Section 6. This Resolution and Order shall take effect immediately.

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

Motion Carried

New Business

Supervisor Koetzle – “We are making progress on the Yates Mansion project. We secured a donor who is going to help us with the cost of the historic architect. The DSNY money of \$100,000 of the \$150,000 has been allocated and we are going to sign the agreement for that. We are about to get back the archeological report from the dig this summer which should tell us a little bit more about the history of the house.”

Supervisor Koetzle asked for a motion to adjourn; motion to adjourn; Moved by Councilman Godlewski, Seconded by Councilman Aragosa, everyone being in favor the meeting was adjourned at 7:44 PM.

ATTEST:

Linda C. Neals
Town Clerk