

**Meeting of the Town Board
Town of Glenville
February 16, 2022
At The Glenville Municipal Center
18 Glenridge Road, Glenville, NY**

Supervisor Koetzle Calls the meeting to order at 7:02 PM

Invocation

Roll Call

Present: Supervisor Koetzle, Councilwoman Wierzbowski, Councilmen Godlewski, Martin and Ramotar. Earl T. Redding Attorney for the Town

Also present: Jason Cuthbert- Comptroller, Vicki Hillis- Director of Human Services, Stephen Janik- Police Chief.

Town Council Reports:

Councilman Godlewski: Just a couple of things to report on Mr. Supervisor, the Efficiency in Government Committee met on Friday the 11th. Judge Davenport was a guest speaker and fielded a number of questions regarding how the courts operate, how the courts function between the Courts in Glenville and Scotia. Also, a quick plug this Saturday at Indian Meadows at 11:00 AM there will a Trail walk it's a great event. It will be promoting the accessibility and walkability of our local parks; the weather looks good so if you are looking for something to do on Saturday, come on down and that's all.

Councilwoman Wierzbowski: Yes Mr. Supervisor tomorrow evening I will be attending the monthly meeting of the Glenville Town Chief's Association; it's going to be the annual meet and greet for all their newly elected officers. It should as productive as it usually is so I will report back on that.

Councilman Martin: Just one quick thing, I attended the meeting of the Business Development Committee of the local development corporation. Just had some early thoughts that were kicked around some concepts, nothing in real detail yet. A lot of good ideas exchanged, a lot of good energy and I will be reporting as details come forward.

Councilman Ramotar: Yes Mr. Supervisor, I met with the members of GBPA, GLDC, SBED the town entities that help small businesses on Wednesday. We were brainstorming on what some of those businesses needs might be, putting out possible surveys and where to come with that in the future.

Public Hearing open 7:06 PM - Public hearing at 7:00PM or as soon thereafter as possible to hear all persons interested in proposed Local Law 1 to amend Article IX, "Sign Requirements", for the Code of the Town of Glenville.

Public Hearing Closed 7:08 PM

Privilege of the Floor: Open 7:08 PM, no one spoke. Closed 7:08 PM

Supervisors Comments: None

Proclamation honoring Officer Dunn for his extraordinary lifesaving efforts.

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

RESOLUTION NO. 81-2022

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Martin

WHEREAS, the 2022 Adopted Budget includes funding to hire two additional police officers in the Glenville Police Department; and

WHEREAS, Leann Serafini is currently a State University of New York Police Officer who holds the necessary qualifications mandated by the Schenectady County Civil Service Commission; and

WHEREAS, after an extensive background investigation, an interview was conducted with Ms. Serafini on November 12, 2021 by the Chief of Police and Lieutenant, each of whom now recommend the appointment of Ms. Serafini to fill the second of the two new police officer positions; and

WHEREAS, Ms. Serafini was approved as a lateral transfer from the State University of New York Police Department by the Schenectady County Civil Service Commission on February 15, 2022; and

WHEREAS, the compensation for said position will be set forth in the current collective bargaining agreement between the Glenville PBA and the Town for a first-year officer;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby approve the appointment of Leann Serafini of Burnt Hills NY, to the position of Police Officer in the Glenville Police Department effective February 17, 2022; and

BE IT FURTHER RESOLVED, that in recognition of her prior law enforcement experience, the Town will use July 13, 2021 as the effective date for the purposes of calculating longevity payments, leave time accruals, and insurance benefits; and

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

Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin and Ramotar and Supervisor Koetzle

Noes: None

Absent: None

Abstentions: None

Motion Carried

Town Board decision on February 16, 2022.

Swearing In Ceremony - Leann Serafini to the position of Police Officer.

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

RESOLUTION NO. 82-2022

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Godlewski

WHEREAS, a retirement in the Glenville Highway Department has resulted in multiple instances of employees working out-of-class to provide the normal services of the department; and

WHEREAS, Highway Department employees have performed admirably when asked to perform out-of-class duties; and

WHEREAS, the Highway Superintendent recommends that current employees be promoted to backfill the open positions created through the retirement; and

WHEREAS, each of the employees recommended for promotion meets the minimum requirements, including possession of the appropriate class of New York State drivers' license, required for the position to which they are recommended for promotion;

WHEREAS, the Town Comptroller advises that the recommended promotions can be absorbed within existing 2022 budgeted appropriations;

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville hereby makes the following provisional appointments in the Glenville Highway Department effective February 28, 2022 at the hourly pay and benefits for such titles as determined by the agreement between the Town and the CSEA Highway Employees Unit:

- Joseph LaBrie to the position of MEO-Heavy
- Joseph Mitchell to the position of MEO-Medium
- Jonathan Wanmer to the position of MEO-Light

Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin, Ramotar and Supervisor Koetzle

Noes: None

Absent: None

Abstention: None

Motion Carried

Town Board decision on February 16, 2022.

Sponsored by: Gina Wierzbowski, Deputy Supervisor
Submitted by: Stephen V. Janik, Police Chief

RESOLUTION NO. 83-2022

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Martin

WHEREAS, the Glenville Police Department requires sufficient communications equipment to perform its public safety duties; and

WHEREAS, the Chief of Police has advised the Glenville Town Board that the department is in need of two additional vehicle radio units; and

WHEREAS, the 2022 Adopted Budget includes funding for the requested radio equipment; and

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville hereby authorizes the Chief of Police to purchase two RhinoTab M2 UltraRugged Portable MDT units with all necessary ancillary equipment from Advanced Electronic Design, Inc., a sole source vendor, at a total cost of \$12,072; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Glenville also authorizes the Chief of Police to purchase two APX 4500 P25 mobile radios with all necessary ancillary equipment from Motorola Solutions under New York State Contract #PT68722, at a total cost of \$8,682, with the expense for both purchases charged to account BB-000-3120-2000 as included in the 2022 Adopted Budget.

Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin, Ramotar and

Supervisor Koetzle

Noes: None

Absent: None

Abstentions: None

Motion Carried

Town Board decision on February 16, 2022.

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Earl T. Redding, Attorney for the Town

RESOLUTION NO. 84-2022

Moved by: Councilman Ramotar

Seconded by: Councilwoman Wierzbowski

WHEREAS, the Town of Glenville and the Glenville Police Benevolent Association ("PBA") are parties to a collective bargaining agreement for a term which expired December 31, 2021; and

WHEREAS, the Town and the PBA have been negotiating the terms of a successor agreement prior to and since the agreement's expiration; and

WHEREAS, the negotiating teams for both have reached a tentative agreement for a new term from January 1, 2022 through December 31, 2024, the terms of which are contained in the attached Memorandum of Agreement ("MOA"); and

WHEREAS, the Supervisor executed the MOA on February 8, 2022; and

WHEREAS, the Town Board has discussed the MOA with the negotiating team; and

WHEREAS, the PBA membership has ratified the proposed MOA; and

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville hereby approves the MOA reached by the negotiating teams, signed by the Supervisor and ratified by the PBA, that provides for the terms and conditions of employment for PBA members for a term commencing January 1, 2022 through December 31, 2024.

Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin, Ramotar and Supervisor Koetzle

Noes: None

Absent: None

Abstention: None

Motion Carried

Town Board decision on February 16, 2022

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

RESOLUTION NO. 85-2022

Moved by: Councilman Martin
Seconded by: Councilman Ramotar

WHEREAS, an applicant requests a zoning change as permitted under the Town of Glenville zoning code section 270-24.1 sub-section C, "Storage Overlay District" for construction of a storage facility at 4232 Amsterdam Road; and

WHEREAS, the proposed storage overlay district will include the construction of seven self-storage buildings ranging in size from approximately 2,000 sq. ft. to 10,800 sq. ft.; and

WHEREAS, consideration of the storage overlay constituted an Unlisted Action under the State Environmental Quality Review Act (SEQRA) which requires a coordinated review; and

WHEREAS, lead agency letters were sent to NYS Department of Transportation, Schenectady County Planning, and the various boards reviewing the proposal for the Town of Glenville; and

WHEREAS, the Planning Zoning Commission (PZC) reviewed the submitted materials at its February 14th meeting and made a recommendation for the Town Board to approve the proposal; and

WHEREAS, a duly scheduled public hearing must be held in order to amend the existing code and create the storage overlay district 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, March 2, 2022 at 7:00 P.M., or as soon thereafter as possible, at which time it will hear all persons interested in the proposed zoning change for addition to the zoning map of the Town of Glenville; and

BE IT FURTHER RESOLVED that the Town Clerk be, and she hereby is directed to prepare the proper notice of said hearing in accordance with law and to publish same at least ten days prior to the date of the public hearing and to provide same to the Village of Scotia and the City of Schenectady; and

BE IT STILL FURTHER RESOLVED that the Town Clerk is directed to place the public hearing on the March 2, 2022 Town Board meeting agenda

Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin, Ramotar and

Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

Town Board Decision on February 16, 2022

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Earl T. Redding, Attorney for the Town

RESOLUTION No. 86-2022

Moved by: Councilman Martin

Seconded by: Councilman Ramotar

WHEREAS, the Town of Glenville is proposing a Local Law 1 (a copy of which is attached) that amends Article IX, "Sign Requirements", for the Code of the Town of Glenville; and

WHEREAS, the intent of this section is to communicate to property owners the requirements for sign installations in the Glenville Business & Technology Park; and

WHEREAS, the Glenville Town Board has determined that this code amendment constitutes a "Type II Action" in accordance with 6 NYCRR Part 617.5(c)(37) of the State Environmental Quality Review Act in that it involves a clarification of an existing section of the zoning code; and

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

WHEREAS, the Town Board of the Town of Glenville held a public hearing with respect to the zoning code amendment and adoption of said Local Law 1 on Wednesday, February 16, 2022 at 7:00 PM, at which time and place were heard all persons interested in the amendment of Article IX, "Sign Requirements", for the Code of the Town of Glenville,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Glenville met at the Glenville Municipal Center, 18 Glenridge Road, Glenville, New York on Wednesday, February 16, 2022 at 7:00 P.M., that the proposed Local Law 1 amending Article IX, "Sign Requirements", of the Code of the Town of Glenville be

and hereby is adopted; and

BE IT FURTHER RESOLVED, that Local Law #1 of 2022 shall take effect twenty (20) days after filing with the Secretary of State of the State of New York.

Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin, Ramotar and Supervisor Koetzle

Noes: None

Absents: None

Abstentions: None

Motion Carried

Town Board Decision on February 16, 2022

Legal Notice of Estoppel

NOTICE IS HEREBY GIVEN that the resolution which is published herewith, has been adopted by the Town Board of the Town of Glenville, New York, on February 16, 2022, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which said Town is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

Dated: Glenville, New York
February 16, 2022
Julie Davenport, Town Clerk

RESOLUTION NO. 87-2022

Dated: Glenville, New York, February 16, 2022

BOND RESOLUTION OF THE TOWN OF GLENVILLE, NEW YORK (THE "TOWN"), DATED FEBRUARY 16, 2022, AUTHORIZING: THE PURCHASE OF NEW TRUCKS FOR THE TOWN HIGHWAY DEPARTMENT, ESTIMATING THE AGGREGATE COST THEREOF TO BE \$590,000.00, APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$590,000.00 BONDS OF THE TOWN TO FINANCE SAID COST.

Resolution by Councilwoman Wierzbowski Seconded by Councilman Godlewski

WHEREAS, the Town Board of the Town of Glenville (the “Board”), in response to a stated need for new equipment for the Town Highway Department, included in its adopted 2022 Town budget the acquisition of one (1) 10-wheel dump truck (the “10-Wheel Truck”) at the anticipated cost of \$350,000.00 and one (1) 6-wheel dump truck (the “6-Wheel Truck”) at the anticipated cost of \$240,000.00; and

WHEREAS, the Board of the Town now seeks to authorize the issuance of serial bonds of the Town (the “Bonds”) in order to finance the cost of the 10-Wheel Truck and the 6-Wheel Truck;

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board as follows:

SECTION 1. Pursuant to Sections 31.00 and 32.00 of the Local Finance Law, constituting Chapter 33-A of the Consolidated Laws of the State of New York (the “Law”), the Town hereby authorizes the issuance of up to \$590,000.00 serial bonds or bond anticipation notes to finance the acquisition of the 10-Wheel Truck and the 6-Wheel Truck, the maximum cost thereof being hereby estimated to be \$590,000.00, appropriating said amount therefor.

SECTION 2. It is hereby determined that the period of probable usefulness with respect to the purposes of the Bonds is fifteen (15) years, pursuant to Sections 11(a)(28) of the Law, for the 10-Wheeler Truck and 6-Wheeler Truck;

SECTION 3. The plan of financing includes the issuance of \$590,000.00 serial bonds and the levy of a tax upon all of the real property in the Town to pay the principal of and interest on the Bonds as the same shall become due and owing.

SECTION 4. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized to be expended pursuant to Section 165.10 of the Local Finance Law for the specific objects or purposes described in Section 1 of this resolution. If such temporary funds are used for any expenditure authorized in this resolution, the Town intends to reimburse such funds with the proceeds of the tax-exempt borrowing authorized and identified pursuant to Section 1 above.

SECTION 5. The proposed average maturity date of the Bonds authorized pursuant to this resolution is not expected to exceed five (5) years.

SECTION 6. The serial bonds issued to finance the cost of each object or purpose described in Section 1 above shall in no event mature no later than the date of the expiration of the period of probable usefulness for each such object or purpose.

SECTION 7. The Town hereby covenants and agrees with the holders from time to time of the Bonds of the Town issued pursuant to this resolution, and any bond anticipation notes of the Town issued in anticipation of the sale of said Bonds, that the Town will duly and faithfully observe and comply with all provisions of the United States Internal Revenue Code of 1986, as amended (the "Code"), and any proposed or final regulations of the Internal Revenue Service issued pursuant thereto (the "Regulations") unless, in the opinion of bond counsel to the Town, such compliance is not required by the Code and Regulations to maintain the exemption of interest on said obligations from Federal income taxation.

SECTION 8. Each of the Bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said Bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said Bonds and any notes issued in anticipation of said Bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Bonds and any bond anticipation notes issued in anticipation of said Bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the Bonds and notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

SECTION 9. Subject to the provisions of this Bond Resolution and the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of serial bonds and bond anticipation notes, or the renewals of said obligations and of Section 50.00 and Section 60.00 of the Law, the powers and duties of the Board relative to authorizing serial Bonds and bond anticipation notes and prescribing the terms, form and content as to sale and issuance of the Bonds herein authorized and of any bond anticipation notes issued in anticipation of said Bonds, and the renewals of said notes, are hereby delegated to the Supervisor of the Town, the chief fiscal officer of the Town. Pursuant to the provisions of paragraph a of Section 56.00 of the Local Finance Law, the power to determine whether to issue bonds and bond anticipation notes having substantially level or declining annual debt service, as provided in paragraph d of Section 21.00 of the Local Finance Law, is hereby delegated to the Supervisor of the Town, the chief fiscal officer of said Town. In addition to the delegation of powers described above, the powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Town Supervisor, who shall advertise such bonds for sale, conduct the sale and award the bonds in such manner as he shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any other order or rule of the State Comptroller applicable to the sale of municipal bonds.

SECTION 10. All costs and expenses in connection with the acquisition and development of the objects and purposes set forth in Section 1 above, and the financing thereof by the sale of Bonds, including but not limited to, the fees and expenses of bond counsel, financial advisors, underwriters, feasibility consultants, counsel for the Town and

other professionals, shall be paid to the extent permitted by law from the proceeds of the sale of such Bonds.

SECTION 11. The validity of the Bonds authorized by this bond resolution and of any notes issued in anticipation of said Bonds may be contested only if:

- (a) Such obligations are authorized for any object or purpose for which the Town is not authorized to expend money; or
- (b) The provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or
- (c) Such obligations are authorized in violation of the provisions of the constitution.

SECTION 12. This resolution shall be published in full in the designated official newspapers of the Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Law.

SECTION 13. This bond resolution shall take effect immediately upon its adoption by the required votes of the Town Board.

Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin, Ramotar and Supervisor Koetzle

Noes: None

Absent: None

Abstention: None

Motion - Carried

Town Board Resolution on February 16, 2022

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Julie Davenport, Town Clerk

RESOLUTION NO. 88-2022

Moved by: Councilman Godlewski

Seconded by: Councilman Ramotar

BE IT RESOLVED, that the minutes of the Regular Town Board meeting held on February 2, 2022 are hereby approved and accepted as entered.

Ayes: Councilmen Godlewski, Martin, Ramotar and Supervisor Koetzle

Noes: None

Absent: None

Abstentions: Councilwoman Wierzbowski

Motion Carried

Town Board decision on February 16, 2022

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Julie Davenport, Town Clerk

RESOLUTION NO. 89-2022

Moved by: Councilman Godlewski

Seconded by: Councilwoman Wierzbowski

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

Assessors Department

Justice Department

Receiver of Taxes

Town Clerk's Office

Police Department

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

Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin, Ramotar and Supervisor Koetzle

Noes: None

Absent: None

Abstentions: None

Motion Carried

Town Board decision on February 16, 2022

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Vicki Hillis, Director of Human Services and Parks

RESOLUTION NO. 90-2022

Moved by: Councilman Godlewski

Seconded by: Councilwoman Wierzbowski

WHEREAS, the Town of Glenville seeks to promote the general public health, safety and welfare by regulating the operation of outdoor public exhibitions and entertainments, theaters and amusement parks or centers within the Town of Glenville, Schenectady, New York; and

WHEREAS, Glenville Town Code Chapter 195-16 allows for concessions in the parks only in the event of permission from the Town Board; and

WHEREAS, entities must provide a permit application, certificate of insurance and, if applicable, a permit is issued from the Schenectady County Public Health Services. i.e. Environmental Health Department to obtain final approval to vend on town property.

WHEREAS, the Director of Parks has advised the Glenville Town Board that numerous upcoming park events require authorization of vendors related to either nonprofit organization rentals or sports league activities;

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville hereby authorizes the Director of Parks to approve vendor applications for the 2022 season so long as all other regulatory requirements have been met.

Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin, Ramotar and Supervisor Koetzle

Noes: None

Absent: None

Abstentions: None

Motion Carried

Town Board decision on February 16, 2022

New Business:

Councilman Godlewski- Nothing

Councilwoman Wierzbowski- Nothing

Councilman Martin- Nothing

Councilman Ramotar- Nothing

Supervisor- Spoke briefly on topics presented at the next work session items we have so far are Dutch Meadows change from town houses to apartments. Also, some movement on Legacy Park and presenting to the Parks Commission, and the Horstman Farm Development.

Executive Session: To discuss the employment history of a particular person or matters leading to the demotion, discipline, suspension, dismissal or removal of any person pursuant to Public Officers Law 105(1)(f)

Supervisor made a motion to go into Executive Session.

Moved by Councilman Martin

Seconded by Councilman Godlewski

All in favor

Supervisor makes motion to end Executive Session,

Moved Councilwoman Wierzbowski

Seconded Councilman Martin

All in favor

Supervisor: I will take a motion to adjourn the Town Board Meeting at 7:43

Moved Councilman Martin

Seconded Councilwoman Wierzbowski

Everyone is in favor.

Meeting is adjourned at 7:43 PM

ATTEST

Julie Davenport

Julie Davenport

Town Clerk

