

**Meeting of the Town Board  
Town of Glenville  
September 7, 2022  
At The Glenville Municipal Center  
18 Glenridge Road, Glenville, NY**

**Supervisor Koetzle** Calls the meeting to order at 7:00 PM

**Invocation**

**Pledge of Allegiance**

**Roll Call:** Julie Davenport, Town Clerk

**Present:** Supervisor Koetzle, Councilwoman Wierzbowski, Councilmen Godlewski and Martin.

**Absent:** Councilman Ramotar

**Also present:** Courtney Heinel - Attorney for the Town, Jason Cuthbert- Comptroller, Vicki Hillis-Director of Human Services.

**Town Council Reports:**

**Councilman Godlewski:** Mr. Supervisor; To reiterate and perhaps celebrate the success of this year Thursdays in The Park Program. Thank all of the folks who are part of the that, obviously the Events Committee, our Town Clerk Julie Davenport, the Supervisor, as well as the Board. All the hard work that went into making this, based on what I observed, the most successful year we've had with the Thursday in the Park series, and I think it's only growing. I was at the last two concerts as well as the Family Movie Night, I started to grow up the beard so I'm not typecast an Oompa Loompa. But in all seriousness, I think in past years the crowds maybe started to taper, and this year the crowd, at the very last concert, was ample. The performances were all great and I'm looking forward to next year. So, I just wanted to acknowledge what a wonderful event that was this year, a series of events, and in particular note just how fun the movie night was and I'm looking forward to hopefully doing something similar as far as the movie. I'm not committing to anything as far as what I'm going to do but certainly, something along those lines because it was a great event and a lot of fun. Along those lines, just remind everyone that Saturday, September 24th is Glenville Oktoberfest down at Maalwyck Park from noon to 9. I know Miss Hill is here and indicated in an e-mail that we're still looking for volunteers for a number of different things during the day. So, if you're interested reach out to Ms. Hillis and that's all.  
Thank you.

**Councilwoman Wierzbowski:** Yes, Mr. Supervisor. I would also echo Councilman Godlewski comments with regard to Thursdays in the Park and the Saturday movie night. I was finally able to attend some of these events, usually my work schedule prevents me from doing so. I especially enjoy the movie night, that's my husband and I one of our favorite movies, Charlie and the Chocolate Factory and we really had a good time. It was really very heartwarming to see everyone come together and the kids running around and Maalwyck Park. I should say

thank you to the Parks Committee into to Vicki and all of her hard work and dedication. Maalwyck Park has come a long, long, way in a very short amount of time, relatively speaking and it was perfect, it was beautiful.

The other thing I like to report on, is I did attend this special meeting of the Town Chiefs Association where we did some active shooter training with them. In the future, there will be more training with local police departments, Schenectady Police Department, probably the Sheriff's Department, Glenville Police Department, and the Fire Departments. They're talking about implementing a phased in approach of training to kind of work with the volunteer fire department schedules which would be really good to see. They also discussed the training tower funds that we have received, that grant we received. We're just about done forming a working group and will be coming back with hopefully a good plan of action to move forward with drawings and applications and all that good stuff.

**Councilman Martin:** Just briefly to also extend thanks to the volunteers to work on, on our committees, especially the Events Committee and the Oktoberfest Committee. Dave and Vicki and the folks here do a great job and I think it shows we're now establishing some real solid events here in Glenville. It's turning out to be a destination not only for the Town but even for the region and it's all thanks to these volunteers. I just want to extend my appreciation.

Public Hearing open 7:06 PM, closed 7:07 PM

Public Hearing to hear all persons interested in the consideration authorizing improvements to the Town of Glenville Water Treatment Plant and Water Distribution System.

Public Hearing open 7:07 PM closed 7:17 PM

Public Hearing to hear all persons interested in authorizing the application for the Restore NY Funds for demolition and Navy Depot improvements.

Speaker Ray Gillen, Chairman of the Metroplex Authority, gives a brief presentation regarding the Restore New York Grant.

The Restore New York program was started by Governor Pataki and when he was in town recently, we thanked him for starting the program because the focus of it was really that there were large buildings, especially in upstate New York, that are eyesores. They either need to be fixed or they need to be demolished to really improve communities and make communities feel better about themselves and make communities more prosperous. The program went away under Governor Cuomo. Governor Hochul, and the legislature, the Senate, the Assembly brought it back. So, there's \$250 million in funding available, 100 million this fall and then a second tranche of funding, 150 million that will follow. We have a quick packet to go through here. This is the ad that we ran in the Daily Gazette, last week for three days that we are required to do as part of the grant application. It's a little bit fuzzy, I apologize, it's not an eye test, but our copier wasn't working very well. But it basically says that we are going to be working with the Town and the Supervisor, we always work closely with him on many economic projects here in Glenville and the application would go into demolishing building 404 and 405 each of them 120,000 square feet. We would demolish those buildings if we get the grant. These are old and it's the second slide has the location; a map and it shows you we're building 404 and 405 are. And you'll see from the next few slides they're vacant, they're beat up their old, World War II construction Navy buildings that are really past their useful life. They are concrete block, they're used for storage now, but basically, they're vacant and they're blighted. Part of our application is that we would ask the State to fund \$2,000,000 in a grant to the Town of Glenville that would be used to demolish these two buildings. If we get the grant, the Galesi Group has committed to investing \$17 million of their own private money to build 2

new buildings where building 404 and 405 are now. So that would all be private money that would go into two buildings that would be then ready for new companies to move in to, the park. So, we're working very closely with the Supervisor and his team to put this application together. It's due on October 11th. Our plan is to deliver it to the to the State on October 6<sup>th</sup> a couple of days early and we as part of this, they really want to go out to the public and say, hey, these are the buildings we're going to demolish or these buildings we're going to fix. They are big visible eyesore buildings and these clearly meet the test here. These are big, ugly buildings that were, you know, great during World War Two and helped us win World War Two. The time has passed and we can knock them down and then build 2 new buildings there and continue the progress in the park. There's always selling, just look at the progress we've made in the park together with the Dimension Fabricators, Adirondack Beverage, expansion after expansion, Old Dominion CDTI One CDTI two, these are two different buildings. Belgioioso one and Belgioioso two, now Belgioioso is going into a second building. The cleanup of the environmental issues at the depot that we work so closely with the town on. The new building 605 that will be that will start construction this fall, it's an 85,000 square foot building in the park. The expansions of SQP, et cetera, et cetera. I mean, the park is really becoming an economic engine for the Town and the County. We've been replacing all dated buildings with new infrastructure, new buildings and new tax based new jobs. We're very proud of the track record there and again, it's been a great partnership with the Planning Commission, with the Town and the Town planning staff, Town Supervisor. Although you haven't called me on Saturday morning recent, you said there was a long period of time that you would call me early Saturday morning about work and some pressing issues, so we've kind of taken a break. He's a passion advocate for the Town, that's for sure, and so we're really excited about putting this forward. It's a very competitive grant. We're going to do the best we can. There are no guarantees, but we want, we got to be in it, to win it, as they say. I'd be happy to answer any questions.

The Supervisor went on the record to thank Ray Gillen for their working relationship and all his done to help the Town. Mentioning through his work with the Town Ray brought in 1,000 jobs. The Supervisor continued that he appreciates and congratulates all Ray has done. All the Town Board members, in attendance, also went on the record to say how much they appreciate all Ray has done with the Town and the County.

Dave Bucciferro 323 Glen Avenue, Scotia it's a village resident and also a member of the school board, states he just really strongly support this and want to know how we can help support this with letters or whatever we need to do. Not only is it an eyesore or it's also in danger, that it's an empty building, that kids can go, in the high schools is close by and if we can get rid of that building and bring another business and it would be wonderful. So, anything the residents of the village or I'm also resident of the town can do please let us know. We will strongly support it.

Public Hearing closed 7:17 PM

**Privilege of the Floor:** Bonnie Ausfeld of Harmon Road, Glenville. Bonnie received a note from her trash hauler, Advantage, saying her price was going up it went up 2 dollars. She felt it was no big deal as prices of other things are going up. Then she got another note from Advantage saying they sold some of their customers and she's been sold to Twin Bridges but her price will stay the same. She doesn't really care what company as long as they take her trash away. A couple of weeks ago she got another notice saying her garbage is going up \$5.00, she doesn't have a choice, she isn't happy about that. She went to the Town's website to see who the other trash haulers are, she called Casella and they never returned her call. So, she checked and all trash haulers she feels are owned by Twin Bridges. She feels this is a monopoly, there is no competitive pricing, a lot of seniors in Glenville and feels this is not right and she

would like the Town to do something about it. Mentioned her husband want her to suggest the Town install a break away bar, they are easy to install and that his idea. He also feels trucks should not be allowed on the road.

**Supervisor's Comments to the Board:** Thursdays in the park was a tremendous success and I want to thank Vicki, Park staff, Julie, the committee. It does seem to be growing and the movie night, both of you actually I have to acknowledge Councilman Galewski, who came up with the idea for the movie, which I thought was silly, and for Julie wanted to move into Maalwyck Park, which I thought was a bad idea. I'm here to do my mea culpa and say I was wrong, so congratulations and good sport Mike showing up in your weekend garb.

There are some important dates out, there is budget form is this Wednesday, the 14th 7:00 o'clock here in our work session at Town Hall. I do a second one for the general public if they can't make that on the 20th, which is a Tuesday at 7:00 o'clock at the Senior Center, they're both the same exact presentation. So, if we can't make one, you can make the other. Again, I just proud to say we are the only community does this locally and it's an important piece for residents to be able to come in and engage on the front end of the process as opposed to the back end of the process. I hear that a lot well, we can talk at a public hearing, but the Budget already set. This is an opportunity to come in and talk at the very beginning before the Budget is even formulated. I've already put out the budget memo you all know the challenges we have before us; we'll be talking about that those during the forum and some other ideas about where we're going in 2023.

I did want to touch really quick on the Cypress building and just to report back, it has been boarded up completely. Graffiti has been covered completely. We're still in discussion with a perspective buyer. It's important for the community to understand that this has not been sold. Everybody thinks it's been sold and it's not been sold. A purchase offer signed, contingent upon a whole bunch of things and none of them are easy. So, the developer is now doing their own diligence and they're going through looking at the wetland delineations. There's a lot of wetlands there everyone thinks there's all this stuff you can build on, it's not as big as people think as far as what you can actually build. There's a whole bunch of ideas that the developer has, and he's exploring them all. One of his biggest challenges is, and so let's go through the economics of this for a minute. One of his biggest challenges is bringing the sewer from Price Chopper to that site. Because you can't do anything without a sewer, you can't build single family, homes without the sewer. Can't do anything, can't do apartments, that's not even approved there. But that is estimated by searching 600 thousand, \$800,000 right there, the property for sales at 600,000. So now you're at 1.2 the demolition for the building is at a million here at 2.2. And I told him, whatever you do here you need to find another access point, because we're not going to use Cypress Rd for anything because you just can't do, you can't. You can't build the neighborhood that is so far back then you people can't find in bootstrap. So, here's another happening here. 2.7 maybe \$3 million before you even get shovel in the ground. So, the economics of this thing is very, very difficult. We are looking at creative ideas. I'm going to report here, there are RFQ that Jim Martin worked on with EDP, the request for qualified proposals. He's out for town hall. And the developer is interested in potentially looking at that site for that. So, it would be an RFQ response on that. Now there's some good pieces, you know some good reasons for Town all to be there and for some bad reasons for Town Hall to there and we'll have to evaluate that as we get it, as we get other proposals. But that in particular I say to find another Rd in and out and that would be out to Van Buren or out to Droms. Neither of them is easy or cheap. So, there's a lot of economic issues there at Cypress and that's why we are where we. But at least we're

doing everything we can to board it up. On the issue of making them tear it down, we do not have that authority. And where people get confused on this and I'm just responding to a lot of calls and emails, so just in case you hear these things. We have the authority from the State of New York to make somebody do it. But we have criteria we have to follow and we are not at that criterion. That building has to be an imminent danger of falling down. Unfortunately, that building is built like a tank and it is not falling down and it's very well built, it's just a disaster inside. So, we don't have the authority to make them take example. You have the authority to make them boarded up and cover the field.

Next item is the 9/11 Ceremony, is on 9/11, 1:00 o'clock at the Lighthouse it is the 17th year they're doing it, so if you can make it's a Sunday, that would be great. One o'clock, 9/11, Lighthouse.

Ray already mentioned the Rad Soap at Friday 1:00 PM, if you can make that ribbon cutting.

Mike already talked about Oktoberfest 9/24. I do want to take a moment to thank the Committee working very hard, Vicki part of that committee as well and really securing the title sponsor. We didn't have a title sponsor up to very recently and so getting the title sponsor, First National Bank of Scotia, thank them very much for coming in with the title sponsor on that.

Speaking of parks, the paving in the parks is going forward, we are almost done with Maalwyck Park. We will finally have Maalwyck Park paved which will be huge for us. Then we'll move onto Indian Meadows Park and do all the paving in there as well. So that is continuing as we speak and we hope to beat the weather we think we can with Indian Meadows. Getting up there and paving all of that and we'll finally have our parks much cleaner, neater and safer for people to come in and out of. Paving for the streets is supposed to start next week. I know a lot of people are frustrated with the stone on the road, but we're waiting down the vendor and they have 60 days to get in there and they tell us Monday they will be in there.

Lastly, I just wanted to point out a good news story a resident reached out to me in Scotia, they wanted to see if they could paint, if you can picture the athletic fields at Scotia Glenville and football, soccer multifiel, whatever you want to call it. Well, if you look you will see one of those horrific buildings that Ray just talked about, it's all like peeling and everything. It's Adirondack Beverages but it's in bad shape. They wanted to paint a mural, go Tartans and with the logo Tartan. So, we worked with the President and the owners of Adirondack Beverage are able to get the meeting with the resident of Scotia and now they're going forward and hopefully by next spring they'll have a nice mural painted there. Beautify the area and put some school pride out there. So, they agree to it and that's going to go forward. Good news.

Sponsored by: Sid Ramotar, Councilman

Submitted by: Courtney Heinel, Attorney for the Town

### **RESOLUTION NO. 162-2022**

**Moved by: Councilman Martin**

**Seconded by: Councilwoman Wierzbowski**

**WHEREAS**, the Town of Glenville retained Delaware Engineering, DPC, to prepare a preliminary engineering report (the "PER"), dated July 2022, for certain improvements to the Town's water system, including would include upgrades to the water treatment plan, rehabilitation of the two (2) Lolik Lane water tanks, a new elevated Church Rd water tank, and upgrades to the distribution system required to replace existing watermain and provide additional connections to loop the water system (the "Project"); and

**WHEREAS**, on July 20, 2022, the Town Board classified the Project as an unlisted action under SEQRA, declared its intent to seek lead agency status in connection with a coordinated review of the proposed action; and

**WHEREAS**, on July 21, 2022, the Town Clerk sent notice of the Town Board's intent to assume lead agency status to all potentially involved agencies, and the Town has received no response to the contrary; and

**WHEREAS**, Delaware Engineering, DPC, issued a Revised Preliminary Engineering Report ("the Revised PER"), dated August 2022, outlining certain changes to the Project, including removing the Lolik Lane tank rehabilitation and new elevated Church Rd water tank from the Project and further detailing the specific upgrades to the distribution system in order to replace existing watermains and provide additional connections to loop the water system; and

**WHEREAS**, the specific upgrades to the distribution system, as detailed in the Revised PER, will connect certain customers presently supplied by the Village of Scotia to Town water, replace lead service connections, and increase water pressure in these areas; and

**WHEREAS**, the Town Board has received and carefully reviewed the Revised PER and Full Environmental Assessment Form (EAF) Part 1 in accordance with Title 8 of the Environmental Conservation Law and 6NYCRR Part 617 for potential significant adverse environmental impacts as a result of the action; and

**WHEREAS**, the Town Board has prepared Parts 2 and 3 of the Full EAF, which are attached hereto and made a part hereof, and compared the proposed action against the criteria listed in 617.7 (c) (i – xii), has considered the potential long-term, short-term, direct, indirect and cumulative impacts as per 617.7 (2), and has also assessed the likely consequence of the action in connection with the criteria of 617.7 (3) (i-vii);

**NOW, THEREFORE, BE IT RESOLVED**, the Town Board hereby declares itself lead agency under SEQRA and determines that, based on the environmental assessment and review, the Project will not have any significant adverse impact on the environment, that no Environmental Impact Statement will be prepared, and therefore, issues a negative declaration, pursuant to Part 3 of the Full EAF and the reasons supporting the determination as set forth therein; and

**BE IT FURTHER RESOLVED**, that the Town Board, as SEQRA lead agency for this unlisted action, hereby approves Parts 2 and 3 of the Full EAF and authorizes the Town Supervisor to sign Part 3 of the SEAF indicating thereon that an Environmental Impact Statement will not be prepared, and

**BE IT FURTHER RESOLVED**, that this resolution and negative declaration shall be filed in the Town Clerk's office, shall take effect immediately, that notice of negative declaration be published in the Environmental News Bulletin, that the negative declaration be provided to all involved and interested agencies, and that it be filed as required by SEQRA.

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

**Noes: None**

**Absent: Councilman Ramotar**

**Abstentions: None**

## **Motion Carried**

Town Board decision on September 7, 2022

There was a discussion regarding this Grant application, how this project if will have an impact on the Village and Town. All Town Board members spoke on the resolution and project. The safety and welfare for our resident regarding providing safe water and fire water. There was also discussion regarding the Village of Scotia and Town working together however the Village is not willing to negotiate with the Town. The Supervisor met with the mayor and he said they would think about it, however the mayor finally told the Supervisor they will not negotiate at all. Councilman Godlewski brought up that there will be a new Mayor soon and they will have new people who are willing to sit down and talk. The Supervisor said he's heard that before and in the past no one reached out. It was brought up that the Town now has their attention.

Sponsored by: Sid Ramotar, Town Councilman  
Submitted by: Courtney Heinel, Attorney for the Town

### **RESOLUTION NO. 163-2022**

**Moved by: Councilman Martin**  
**Seconded by: Councilwoman Wierzbowski**

**WHEREAS**, the Town Board (the "Town Board") of the Town of Glenville, Schenectady County, New York (the "Town") is considering authorizing certain improvements to the Town of Glenville water treatment plant (WTP) and water distribution system consisting of (i) upgrading the existing mechanical, HVAC, architectural, electrical, and existing equipment on the older side of the WTP and (ii) installation of ductile iron piping necessary to provide Town water to customers in Water Districts 2, 3, 8, and 12 in order to increase water pressure, disconnect these customers from the Village of Scotia water distribution system, and replace those customers' lead water services (collectively, the "Project"); and

**WHEREAS**, the Project is further detailed in a map, plan, and report prepared by the Town's engineer, duly licensed to practice in the State of New York, Delaware Engineering, DPC, entitled "Town of Glenville: Water System Improvements," and dated June 2022 (amended August 2022) (the "Map, Plan, and Report"); and

**WHEREAS**, as set forth in the Map, Plan, and Report, the Town's engineers have estimated that the maximum cost of undertaking the Project is \$22,720,000; and

**WHEREAS**, a public hearing was held at the Glenville Municipal Center, Glenville, New York on September 7, 2022 in accordance with Section 202-b of the Town Law with respect to undertaking the Project at such estimated maximum cost; and

**WHEREAS**, the Town Board previously adopted a Negative Declaration pursuant to 6 NYCRR Part 617 State Environmental Quality Review Act in connection with the proposed

improvements;

**NOW THEREFORE BE IT RESOLVED** that the Town Board of the Town of Glenville hereby authorizes Christopher A. Koetzle, Supervisor of the Town of Glenville, to execute all necessary documentation to apply for WIIA Grant and/or IMG Grant for improvements to the Town of Glenville Water Treatment Plant and Water Distribution System.

**Ayes: Councilwoman Wierzbowski, Councilman Martin and Supervisor Koetzle**

**Noes: Councilman Godlewski**

**Absent: Councilman Ramotar**

**Abstentions: None**

**Motion Carried**

Town Board decision on September 7, 2022

Sponsored by: Sid Ramotar, Town Councilman

Submitted by: Courtney Heinel, Attorney for the Town

**RESOLUTION NO. 164-2022**

**RESOLUTION AND ORDER AFTER PUBLIC HEARING,  
APPROVING INCREASE AND IMPROVEMENT OF PURSUANT  
TO SECTION 202-b OF THE TOWN LAW**

Resolution by: Councilman Martin Seconded by: Councilwoman Wierzbowski

**WHEREAS**, the Town Board of the Town of Glenville ("Town Board" and/or "Town"), in the County of Schenectady, New York, on behalf of its Water Districts, requested Delaware Engineering, D.P.C., engineers duly licensed by the State of New York ("Engineer") to prepare a map, plan and report for the increase and improvement of facilities serving the Water Districts; and

**WHEREAS**, the increase and improvement consist of (i) upgrading the existing mechanical, HVAC, architectural, electrical, and existing equipment on the older side of the WTP and (ii) installation of ductile iron piping necessary to provide Town water to customers in Water Districts 2, 3, 8, and 12 in order to increase water pressure, disconnect these customers from the Village of Scotia water distribution system, and replace those customers' lead water services (collectively, the "Project"); and,

**WHEREAS**, the Engineer has completed and filed with the Town Board a map, plan, and report for the Project, entitled "Town of Glenville: Water System Improvements," and dated June 2022 (amended August 2022) (the "Map, Plan, and Report"); and,

**WHEREAS**, the Engineer has provided a total maximum estimated cost of

\$22,720,000 for the increase and improvement of the facilities;

**WHEREAS**, the Town Board adopted an order describing in general terms of the proposed increase and improvement of facilities and specifying the estimated total cost, and stating that the Town Board would meet to hear all persons interested in the increase and improvement of facilities on September 7, 2022 at 7:00 p.m. at the Glenville Municipal Center, 18 Glenridge Road Glenville, NY 12302; and

**WHEREAS**, notice of such order was published and posted pursuant to the provisions of Article 12 of the Town Law; and

**WHEREAS**, such public hearing was held by the Town Board on this 7th day of September, 2022 at 7:00 p.m. at the Town Hall in the Town, and discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of the facilities; and

**WHEREAS**, the Project is subject to the State Environmental Quality Review Regulations, 6 NYCRR Part 617, and the Town Board, in its capacity as lead agency in accordance with SEQR, determined that the Project will not have a significant adverse environmental impact and that no environmental impact statement will be prepared;

**NOW, THEREFORE BE IT RESOLVED,**

1. On the basis of the information given at the hearing, it is hereby determined that it is in the public interest to increase and improve the facilities of the Town Water District in the amount of \$22,720,000.
2. It is hereby ordered that the facilities of the Town Water Districts shall be so increased and improved.

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

**Ayes: Councilwoman Wierzbowski, Councilman Martin and Supervisor Koetzle**

**Noes: Councilman Godlewski**

**Absent: Councilman Ramotar**

**Abstention: None**

**Motion Carried**

Town Board Resolution on September 7, 2022

Sponsored by: Sid Ramotar, Town Councilman  
Submitted by: John Mineaux, Attorney for the Town

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 September 7, 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  
September 7, 2022  
Julie Davenport, Town Clerk

**RESOLUTION NO. 165-2022**

Dated: Glenville, New York, September 7, 2022

**BOND RESOLUTION OF THE TOWN OF GLENVILLE, NEW YORK (THE “TOWN”), DATED SEPTEMBER 7, 2022, AUTHORIZING THE ISSUANCE OF BONDS OF THE TOWN IN AN AMOUNT NOT TO EXCEED THE AGGREGATE PRINCIPAL AMOUNT OF \$22,720,000 TO FINANCE THE COST FOR IMPROVEMENTS TO THE TOWN’S WATER TREATMENT PLANT AND WATER DISTRIBUTION SYSTEM; APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$22,720,000 BONDS OF THE TOWN TO FINANCE SAID COST.**

Resolution by Councilman Martin      Seconded by Councilwoman Wierzbowski

**WHEREAS**, on August 17, 2022, the Town Board of the Town adopted a resolution calling for a public hearing in accordance with Section 202-b of the New York Town Law to review the Town’s potential authorization and funding of improvements to the Town’s Wastewater Treatment Plant and Water Distribution System consisting of (i) upgrading the existing mechanical, HVAC, architectural, electrical and existing equipment on the older side of the Wastewater Treatment Plant; and (ii) the installation ductile iron piping necessary to provide Town water to customers in Water Districts 2, 3, 8 and 12 in order to increase water pressure, disconnect these customers from the Village of Scotia water distribution system and replace those customers’ lead water services (collectively, the “Project”); and

**WHEREAS**, the Project is further detailed in a map, plan, and report prepared by the Town’s engineer, duly licensed to practice in the State of New York, Delaware Engineering, DPC, entitled “Town of Glenville: Water System Improvements,” and dated June 2022 (amended August 2022)

(the “Map, Plan, and Report”); and

**WHEREAS**, as set forth in the Map, Plan, and Report, the Town’s engineers have estimated that the maximum cost of undertaking the Project is \$22,720,000; and

**WHEREAS**, the Town Board has on this date conducted the hearing in accordance with Section 202-b and has adopted a resolution authorizing the Supervisor to apply for a WIIA Grant and/or IMG Grant from the New York State Environmental Facilities Corporation (“EFC”) to cover a portion of the cost of the Project; and

**WHEREAS**, the Town desires to authorize the issuance of bonds in an amount up to Twenty-Two Million Seven Hundred Twenty Thousand Dollars (\$22,720,000) to finance the initial cost of the Project as determined by the Engineer, a portion of which is to be reimbursed from the aforementioned grants from EFC, and to provide for any unforeseen cost increases due to delays or supply chain issues;

**NOW, THEREFORE, IT IS HEREBY RESOLVED**, by the Town Board of the Town of Glenville, New York, (by a favorable vote of not less than two-thirds of all of its members), 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 financing of the Project. The maximum aggregate cost of the Project, based upon the Report of the Engineer, dated June 2022, as amended, is hereby estimated to be \$22,720,000, which shall initially be paid from the issuance of up to \$22,720,000 bonds to finance such costs.

#### SECTION 2

It is hereby determined that the period of probable usefulness of the aforesaid Project is forty (40) years pursuant to Section 11.00(a)(1) of the Law;

#### SECTION 3

The plan of financing includes the issuance of up to \$22,720,000 serial bonds or a statutory installment bond (the “Indebtedness”), the application and pursuit of any and all grants or other available funds from EFC and any other Federal or New York State sources for such improvements and restoration, the assessment of fees upon users as may be determined by the Town Board, and, to the extent of any shortfall from such sources, the levy of a tax upon all of the real property in the Town to pay the principal of and interest on said 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 Project 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 Indebtedness authorized and identified pursuant to Section 1 above.

#### SECTION 5

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

#### SECTION 6

The Town hereby covenants and agrees with the holders from time to time 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 7

Any serial bonds or statutory installment 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 serial 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 serial 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 8

Pursuant to the regulations of the New York State Department of Environmental Conservation, the Town has adopted a resolution declaring a Negative Declaration for the Project under the State Environmental Quality Review Act ("SEQRA"), and, if issued, no further "action" as the same is referred to in Article 9 of SEQRA and SEQRA regulations, needs to be taken prior to issuance of the Bonds.

## SECTION 9

Subject to the provisions of this 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, Section 60.00 and Section 62.10 of the Law, the powers and duties of the Town Board relative to authorizing Indebtedness hereunder and prescribing the terms, form and content as to sale and issuance of said Indebtedness 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 privately negotiate or 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, 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 Resolution shall constitute the declaration of the Town's "official intent" to reimburse expenditures related to the additional costs of the Project authorized by Section 1 with proceeds of the bonds and notes, as required by the United States Treasury Regulation Section 1.150-2.

#### SECTION 14

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

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

**Noes: None**

**Absent: Councilman Ramotar**

**Abstentions: None**

**Motion Carried**

Town Board decision on September 7, 2022

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Julie Davenport,  
Town Clerk

Sponsored by: Christopher A. Koetzle, Town Supervisor

Submitted by: Courtney Heinel, Attorney for the Town

#### **RESOLUTION NO. 166-2022**

**Moved by: Councilwoman Wierzbowski**

**Seconded by: Councilman Martin**

**WHEREAS**, funding has been made available under a competitive grant process for the Restore New York initiative through Empire State Development, and

**WHEREAS**, the Town of Glenville can apply for up to \$2 million in funding from this program designed to help revitalize communities in New York State, and

**WHEREAS**, the Schenectady County Metroplex Development Authority (Metroplex) has secured funding in previous funding rounds and has offered to work closely with the Town of Glenville to prepare the best, most competitive application possible, and

**WHEREAS**, the proposed project for the grant money if received would include the demolition of two vacant, functionally obsolete former Navy Depot buildings located at the Glenville Business & Tech Park creating an 11-acre development site, and

**WHEREAS**, if Restore NY funding is received for demolition of these blighted structures, working with the Town of Glenville and Metroplex, the Galesi Group would construct two new 114,000 sf. buildings for a total of 228,000 sf., and

**WHEREAS**, the new buildings will continue efforts between Metroplex and the Town of Glenville to make improvements at the former Navy Depot and attract new businesses, jobs and tax base, and

**WHEREAS**, it is in the best interest of the Town of Glenville to apply for available funding to assist with the improvements at the former Navy Depot, and

**WHEREAS**, a Public Hearing was held at the Glenville Municipal Center, 18 Glenridge Road, Glenville, New York on September 7, 2022 at 7:00 P.M. to hear all persons interested in commenting on passing a municipal resolution supporting the application prior to submission of the grant application;

**NOW THEREFORE BE IT RESOLVED** the Town Board of the Town of Glenville hereby authorizes Christopher A. Koetzle, Supervisor of the Town of Glenville, to execute all necessary documentation for the Restore NY grant application to apply for Restore NY funding for the improvements at the former Navy Depot.

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

**Noes: None**

**Absent: Councilman Ramotar**

**Abstentions: None**

**Motion Carried**

Town Board decision on September 7, 2022

Sponsored by: Christopher Koetzle, Town Supervisor

Submitted by: Jason Cuthbert, Town Comptroller

**RESOLUTION NO. 167-2022**

**Moved by: Councilwoman Wierzbowski**

**Seconded by: Councilman Godlewski**

**WHEREAS**, the Water User Fee Roll of the Town of Glenville, Water District #11 was approved for collection as of June 1, 2022 in the amount of \$1,459,067.60; and

**WHEREAS**, since June 1, 2022, due to a reporting and clerical error, an adjustment is required to correct the accepted warrant;

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

#	ACCOUNT NUMBER	SERVICE ADDRESS	ADJUSTMENT
1	25-0125108937-001	37 Mountainwood Dr	(\$480.80)
	<b>ALL ADJUSTMENTS</b>	<b>TOTALS</b>	<b>(\$480.80)</b>

**BE IT STILL FURTHER RESOLVED** that the corrected warrant for Water District #11 is \$1,458,586.80.

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

**Noes: None**

**Absent: Councilman Ramotar**

**Abstentions: None**

**Motion Carried**

Town Board decision on September 7, 2022.

Sponsored by: Christopher Koetzle, Town Supervisor

Submitted by: Vicki Hillis, Director of Human Services

**RESOLUTION NO. 168-2022**

**Moved by: Councilwoman Wierzbowski**

**Seconded by: Councilman Godlewski**

**WHEREAS**, the Town of Glenville issued a Request for Proposals (RFP) for the installation of new electrical service at Indian Meadows Park; and

**WHEREAS**, the work to be performed includes the installation of a 4" rigid conduit and 90

degree sweep elbow to a new pole being set by National Grid, as well as the installation of conduit and wiring from a new National Grid transformer to a wood pedestal; and

**WHEREAS**, the Town received proposals from two firms interested in providing the requested services with the lowest responsible bidder being Stilsing Electric, Inc., 500 South St, Rensselaer, NY 12144 with a bid of \$45,000;

**NOW THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Glenville hereby accepts the proposal from Stilsing Electric, Inc., 500 South St, Rensselaer, NY 12144 in the amount of \$45,000 for the installation of new electrical service at Indian Meadows Park as specified in the RFP with said expense charged to account BB-999-4010-4009 as included in the 2022 amended budget.

**Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin and Supervisor Koetzle**  
**Noes: None**  
**Absent: Councilman Ramotar**  
**Abstention: None**

**Motion Carried**

Town Board decision on September 7, 2022.

Sponsored by: Christopher A. Koetzle, Town Supervisor  
Submitted by: Julie Davenport, Town Clerk

**RESOLUTION NO. 169-2022**

**Moved by: Councilman Godlewski**  
**Seconded by: Councilwoman Wierzbowski**

**BE IT RESOLVED**, that the minutes of the Town Board meeting held on August 17, 2022 are hereby approved and accepted as entered.

**Ayes: Councilwoman Wierzbowski, Councilmen Godlewski, Martin and Supervisor Koetzle**  
**Noes: None**  
**Absent: Councilman Ramotar**  
**Abstention: None**

**Motion Carried**

Town Board decision on September 7, 2022.

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

**RESOLUTION NO. 170-2022**

**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 unmarked police vehicle to replace a 2010 Ford Fusion sedan being utilized by the Detective Division; and

**WHEREAS**, through the NYS Office of General Services, the New York State Police recently awarded a contract for the purchase of a 2023 Chevrolet Malibu from Joe Basil Chevrolet, 5111 Transit Rd, Depew NY in the amount of \$22,756.31; and

**WHEREAS**, the Town of Glenville Chief of Police has subsequently received a proposal from Mangino Chevrolet, 4447 Route 30, Amsterdam, NY for a 2022 Chevrolet Malibu at a price of \$19,705 utilizing NYS OGS Vehicle Procurement Class 1-8 Statewide Award #23166, Contract #PC68994A; and

**WHEREAS**, the Town of Glenville Chief of Police has determined that the Glenville Police Department will be best served by purchasing the 2022 Chevrolet Malibu at the price of \$19,705; and

**WHEREAS**, the purchase of said vehicle is provided for within the 2022 budget appropriations; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Chief of Police is hereby authorized to purchase one 2022 Chevrolet Malibu from Mangino Chevrolet, 4447 Route 30, Amsterdam, NY 12010 at a total cost of \$19,705, with the expense for said vehicle charged to account BB-000-3120-2000 as included in the 2022 amended budget; and

**BE IT FURTHER RESOLVED**, that the Chief of Police is hereby authorized to expend up to \$10,300 for the necessary equipment and outfitting for the 2022 Chevrolet Malibu, with this expense also charged to account BB-00-3120-2000; and

**BE IT STILL FURTHER RESOLVED**, that upon purchase and delivery of the new vehicle the 2010 Ford Fusion, VIN ending in 0121, is deemed surplus property and is eligible for disposal in the most cost-effective manner as determined by the Town Comptroller.

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

**Noes: None**

**Absent: Councilman Ramotar**

**Abstentions: None**

### **Motion Carried**

Town Board decision on September 7, 2022.

### **New Business:**

**Councilman Godlewski: None**

**Councilwoman Wierzbowski:** Thanked the members from the Village, both candidates and also Trustees and employees for coming and staying for the whole meeting. She also said she realizes this is a touchy subject and respectfully said thank you very much for being there and hopes they can work something out.

**Councilman Martin:** I just like to reiterate that and express my offer to sit and talk and work this out in any way possible. This is sincere and I would appreciate that opportunity.

**Councilman Ramotar: None**

**Supervisor Koetzle:** HUD Federal Government has to decided to expand the amount of Section 8 vouchers that communities get across the country and Glenville has been allocated three additional HUD vouchers. Bring it up this way is not usually how its done but the Town has been offered them. The Supervisor and Board members discussed this and decided it is a good idea and will help families in Glenville. The Board did not take a formal vote however decided and all Town Board members agreed to accept the three additional vouchers.

**Supervisor Koetzle:** I will take a motion to adjourn the Town Board Meeting

Moved: Councilman Godlewski

Seconded: Councilwoman Wierzbowski

All in favor

Meeting is adjourned at 8:10 PM.

ATTEST

*Julie Davenport*

Julie Davenport

Town Clerk



