

**AGENDA**  
**TOWN BOARD MEETING**  
TOWN OF GLENVILLE  
18 GLENRIDGE ROAD  
**MAY 16, 2012**  
7:30 P.M.  
[www.townofglenville.org](http://www.townofglenville.org)

**Supervisor:**  
Christopher A. Koetzle  
**Council Members:**  
**Deputy Supervisor**  
Alan Boulant  
John C. Pytlovany  
Sid Ramotar  
Gina M. Wierzbowski

1. Invocation
2. Pledge of Allegiance to the Flag.
3. Roll Call
4. Town Council Reports
5. MS4 Annual Report – Commissioner of Public Works, Tom Coppola
6. Privilege of the Floor
7. Supervisor's Comments to the Board
8. Resolution scheduling a public hearing for Wednesday, June 20, 2012 at 7:30 pm, to consider proposed zoning text amendments that would add definitions of "micro-brewery" and "micro-winery" to the town of Glenville zoning Ordinance, as well as add micro-breweries and micro-wineries to the list of allowed uses by site plan review within the rural Residential and Agricultural (RA), Community Business (CB), General Business (GB), and Research/Development/Technology (RDT) zoning districts.

*Sponsored by: Alan Boulant, Town Councilman*  
*Submitted by: Kevin Corcoran, Town Planner*

**RESOLUTION NO. 8**

***Moved by:***  
***Seconded by:***

***WHEREAS***, an Ordinance to add a series of related zoning text amendments regarding micro-breweries and micro-wineries to Chapter 270 of the Code of the Town of Glenville is being introduced at the recommendation of the Town of Glenville Planning Department; and

***WHEREAS***, the proposed amendments involve adding definitions for the terms "micro-brewery" and "micro-winery," as well as adding "micro-breweries" and "micro-wineries" to the list of uses allowed by site plan review within the Rural Residential and Agricultural (RA), Community Business (CB), General Business (GB) and Research/Development/Technology (RDT) zoning districts; and

***WHEREAS***, New York State Town Law and the Code of the Town of Glenville require a public hearing before the town board before an amendment to a zoning ordinance may be adopted;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Glenville hereby schedules a public hearing for Wednesday, June 20, 2012 at 7:30 p.m., or as soon thereafter as the matter can be reached, at the Town of Glenville Municipal Center, at which time and place it will hear all persons interested in a proposed ordinance to add zoning text amendments pertaining to “micro-brewery” and “micro-winery” definitions and permitted zoning therefor; 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.

**Ayes:**

**Noes:**

**Absent:**

**Abstentions:**

**Motion Carried/Defeated**

*Town Board Decision on May 16, 2012*

9. Resolution authorizing the Highway Superintendent to purchase used or surplus vehicles &/or equipment from other government entities for a total amount not to exceed the budgeted amount of \$60,000.

*Sponsored by: Gina Wierzbowski, Town Supervisor*

*Submitted by: Michael R. Cuevas, Attorney for the Town*

**RESOLUTION NO. 9**

**Moved by:**

**Seconded by:**

**WHEREAS**, Section 103 (6) of the General Municipal Law allows municipalities to purchase surplus and second-hand equipment without competitive bidding or competitive offering from the federal government, the State of New York or from any other political subdivision, district or public benefit corporation; and

**WHEREAS**, Section 142 (1)(a) permits the Town Board to authorize the Town Highway Superintendent to purchase equipment, without prior approval, in an amount fixed by the Board; and

**WHEREAS**, the Town of Glenville Highway Department has numerous vehicles in its fleet that are more than ten years old, in Poor or Fair condition that are expensive to maintain or repair; and

**WHEREAS**, the Town Highway Superintendent has reviewed government auction listings and believes that the Town may be able to purchase serviceable vehicles in Good or Excellent condition at much lower cost than purchasing new; and

**WHEREAS**, the Highway Department has budgeted about \$60,000 for replacement vehicles and equipment; and

**WHEREAS**, the Town Board trusts the judgment of the Highway Superintendent in obtaining the best value for the Town in purchasing vehicles and equipment at auction,

**NOW THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Glenville hereby authorizes the Town Highway Superintendent to purchase used or surplus vehicles and/or equipment needed by the Highway Department from other government entities in a total amount not to exceed \$60,000.00, said expense to be charged to budget line 04.00.5130.2000, when such purchases are made; and

**BE IT FURTHER RESOLVED**, that the Town Comptroller is hereby authorized and directed to secure a Letter of Credit in the amount of \$60,000.00 for the Town Highway Superintendent's use at the aforesaid auctions.

**Ayes:**

**Noes:**

**Absent:**

**Abstention:**

***Motion Carried/Defeated***

*Town Board decision on May 16, 2012*

10. Resolution authorizing the Commissioner of Public Works to enter into an agreement with James H. Maloy, Inc. for the repair and replacement of a drainage pipe along Rte. 50 in the vicinity of Brookwood Drive at a cost not to exceed \$6,700.

*Sponsored by: Gina Wierzbowski, Town Councilwoman*

*Submitted by: Thomas R. Coppola, Town Commissioner of Public Works*

**RESOLUTION NO. 10**

**Moved by:**

**Seconded by:**

**WHEREAS**, Pursuant to the provisions of section 103(4) of the General Municipal Law of the State of New York, the Town Board of the Town of Glenville does hereby find and determine that a public emergency exists in the Town arising out of an unforeseen occurrence or condition whereby circumstances affecting the life, health, safety and or property of the Town and Town residents require immediate action which cannot await competitive bidding in that portions of drainage pipe along NYS Route 50 (Saratoga Road) in the vicinity of Brookwood Drive have collapsed and threatens to undermine portions of the highway or to cause flooding of the roadway and adjoining properties; and

**WHEREAS**, that while it would appear that the drainage system involved is the responsibility of the New York State Department of Transportation as it provides drainage for a state highway, efforts to have NYS DOT address the problem have proved unsuccessful and conditions have worsened such that the Town is forced to act, reserving its rights to seek recovery from the State of New York; and

**WHEREAS**, the Town Commissioner of Public Works and the Town Board of the Town of Glenville have determined that it is essential that repair and installation of replacement concrete pipe be installed at the earliest possible moment to protect the health and safety of

*Town residents and motorists; and*

**WHEREAS**, *informal bids were solicited by the Commissioner of Public Works with the lowest bid received being that of James H. Maloy, Inc. in the amount of \$6530.00;*

**NOW THEREFORE, BE IT RESOLVED** *that the Town Board of the Town of Glenville hereby authorizes the Town Commissioner of Public Works to enter into an agreement with James H. Maloy, Inc. for the repair and replacement of drainage pipe at the location listed above at a cost not to exceed \$6,700, said expense to be charged to budget line 04.00.5110.4143.*

**Ayes:**

**Noes:**

**Absent:**

**Abstention:**

***Motion Carried/Defeated***

*Town Board decision on May 16, 2012*

11. Resolution authorizing the Town Clerk to issue the required permit to conduct outdoor amusement/entertainment at the Burnt Hills Rowing Association, Maritime Road, "Paddling for a Cure", to Dragons Alive Inc. to be held on Sunday, July 15, 2012 from 8:00 am to 2:00 pm.

*Sponsored by: Sid Ramotar, Town Councilman*

*Submitted by: Linda C. Neals, Town Clerk*

**RESOLUTION NO. 11**

**Moved by:**

**Seconded by:**

**WHEREAS**, *by application dated March 31, 2012 and pursuant to the Code of the Town of Glenville, Dragons Alive, Inc. of Albany, has applied for a permit to conduct an Outdoor Amusement/Entertainment event at the Burnt Hills Rowing Association, Maritime Road in Alplaus "Paddling for a Cure" to raise money for the American Cancer Society on Sunday, July 15, 2012, from 8:00 AM to 2:00 PM: and*

**WHEREAS**, *said application did include permission of the owner of the property on which said Amusement/Entertainment will be conducted, and the necessary insurance coverage; and*

**WHEREAS**, *said application has been referred to the Chief of Police, Town of Glenville and the respective Fire Chief of the area in which said entertainment will be conducted and the Schenectady County Environmental Health Department, as required by the Code of the Town of Glenville.*

**NOW, THEREFORE, BE IT RESOLVED** *by the Town Board of the Town of Glenville that said application of Dragons Alive, Inc. "Paddling for a Cure" 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 all stipulations cited by the Chief of Police, the Alplaus Fire District #2 Chief and the Schenectady County Environmental Health Department.

**Ayes:**

**Noes:**

**Absent:**

**Abstention:**

**Motion Carried/Defeated**

*Town Board decision on May 16, 2012*

12. Resolution authorizing the appointment of seasonal workers at a budgeted rate of \$8.00 per hr. with no benefits, from 5/17/12 to 9/4/12.

*Sponsored by: Gina Wierzbowski, Town Councilwoman*

*Submitted by: Thomas Coppola, Superintendent/Commissioner of Public Works;  
James MacFarland, Director of Parks and Recreation*

**RESOLUTION NO. 12**

**Moved by:**

**Seconded by:**

**WHEREAS**, in order to provide for summertime maintenance and security needs in the Parks, Highway, and Water and Sewer Departments it is necessary to hire seasonal employees, and

**WHEREAS**, the Town of Glenville has provided funding for these seasonal employees in the 2012 budget,

**NOW, THEREFORE, BE IT RESOLVED**, that the following employees are hereby appointed to the positions indicated at the budgeted rate of \$8.00/hr. with no benefits for a period not to exceed May 17<sup>th</sup>, 2012 through September 4<sup>th</sup>, 2012

*Park Laborer- Keegan Bailey, 5 Miracle Lane, Glenville  
Rosemary Leone, 13 Redwood Drive, Glenville  
Tyler Ramotar, 24 Willowbrook Drive, Glenville*

*Park Security Worker – Michael Davenport – 126 Horstman Dr., Glenville*

*Water and Sewer Laborer – to be determined*

*Highway Laborer – Michael Guzzo – 1201 Ridge Rd., Glenville*

**BE IT FURTHER RESOLVED**, that the Superintendent of Public Works is hereby authorized to appoint a qualified candidate to the vacant Water and Sewer laborer position upon consultation with department liaison Councilwoman Gina Wierzbowski.

**Ayes:**

**Noes:**  
**Absent:**  
**Abstention:**

***Motion Carried/Defeated***

*Town Board decision on May 16, 2012*

13. Resolution appointing three (3) additional members to the existing six (6) members of the Efficiency in Government Committee for a term from 5/16/12 to 12/31/12.

*Sponsored by: Sid Ramotar, Town Councilman*  
*Submitted by: James MacFarland, Director of Operations*

**RESOLUTION NO. 13**

***Moved by:***  
***Seconded by:***

***WHEREAS***, most governments, including the federal, state and many local municipalities, are experiencing trying financial times; and

***WHEREAS***, the residents of the Town of Glenville are an invaluable resource with expertise in a nearly limitless number of disciplines; and

***WHEREAS***, the Town Board of the Town of Glenville has determined that the best interests of the residents of the Town would be served by enlisting the assistance of that expertise with the appointment of a committee to study and make recommendations concerning efficiency in government,

***NOW, THEREFORE, BE IT RESOLVED*** that the Town Board of the Town of Glenville hereby appoints three new members in addition to the existing six members of the Efficiency in Government Committee for a term from 5/16/2012 through 12/31/2012, as follows:

*Lawrence McArthur, 29 Onderdonk Rd, Glenville, NY*

*Kimberly Krizan, 225 Droms Rd., Glenville, NY*

*Kathleen Toombs, 108 Marson Avenue, Glenville, NY*

***Absent:***  
***Noes:***  
***Absent:***  
***Abstentions:***

***Motion Carried/Defeated***

*Town Board decision on May 16, 2012*

14. Resolution appointing Mr. Paul Kenney, 48 Swaggertown Road to the vacant position of alternate

member of the Glenville Zoning Board of Appeals from 4/17/12 to 12/31/12.

*Sponsored by: Gina Wierzbowski, Town Councilwoman*  
*Submitted by: James MacFarland, Director of Operations*

**RESOLUTION NO. 14**

**Moved by:**  
**Seconded by:**

**WHEREAS**, the town of Glenville's Zoning Board of Appeals consists of five members and two alternates, and

**WHEREAS**, there is a vacancy in one of the alternate member positions of the ZBA and it is in the best interests of the town and the ZBA to have a complete roster of members, and

**WHEREAS**, the town has widely solicited interest in filling this vacancy and received numerous resumes from qualified individuals,

**NOW, THEREFORE, BE IT RESOLVED**, that Mr. Paul Kenney, 48 Swaggertown Rd., Glenville, NY, is hereby appointed to the vacant position of alternate member – Zoning Board of Appeals for the Town of Glenville for a term from April 17<sup>th</sup>, 2012 through December 31<sup>st</sup>, 2012.

**Ayes:**  
**Noes:**  
**Absent:**  
**Abstention:**

**Motion Carried/Defeated**

*Town Board decision on May 16, 2012*

15. Resolution approving the Monthly Departmental Reports for April 2012.

*Sponsored by: Sid Ramotar, Town Councilman*  
*Submitted by: Linda C. Neals, Town Clerk*

**RESOLUTION NO. 15**

**Moved by:**  
**Seconded by:**

**BE IT RESOLVED** that the Monthly Departmental Reports for April, 2012 as received from the following:

*Assessor's Department*  
*Dog Control*  
*Economic Development & Planning Department*

*Highway Department  
Justice Department  
Receiver of Taxes  
Town Clerk's Office*

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

*Ayes:*

*Noes:*

*Absent:*

*Abstentions:*

*Motion Carried/Defeated*

*Town Board decision on May 16, 2012*

16. Resolution approving the Town Board minutes of the regular meeting held on May 2, 2012.

*Sponsored by: Sid Ramotar, Town Councilman*

*Submitted by: Linda C. Neals, Town Clerk*

*RESOLUTION NO. 16*

*Moved by:*

*Seconded by:*

*BE IT RESOLVED, that the minutes of the regular meeting held on May 2, 2012 are hereby approved and accepted as entered.*

*Ayes:*

*Noes:*

*Absent:*

*Abstentions:*

*Motion Carried/Defeated*

*Town Board decision on May 16, 2012*

17. New Business