

REGULAR MEETING OF THE TOWN BOARD
TOWN OF GLENVILLE
OCTOBER 19, 2011
AT THE GLENVILLE MUNICIPAL CENTER
18 GLENRIDGE ROAD, GLENVILLE, NEW YORK

Supervisor Koetzle called the meeting to order at 7:30 PM;

Supervisor Koetzle asked the Town Clerk, Linda C. Neals, to call the roll.

Present: Supervisor Christopher A. Koetzle, Councilmen Alan Boulant, John C. Pytlovany, Sid Ramotar and Councilwoman Gina M. Wierzbowski

Absent: None

Also present were Attorney Michael Cuevas, Highway Superintendent Tom Coppola, Director of Operations Jamie MacFarland and Comptroller George Phillips

Town Council Reports:

Councilman Ramotar – “The Receiver of Taxes, Joan Menhinick reports that September mortgage tax revenue came in at \$49,176, the Town’s budget for 2011 is \$550,000 and it’s now projected that our 2011 total revenue for mortgage tax will be \$542,058 which is a shortfall of \$8,000. Based on the uncertainty in the housing market, we budgeted this line more conservatively for 2012 at \$510,000.

The town’s park volunteer trail maintenance at Sanders Preserve will be Saturday, November 5th from 8:00 am to 12:00 pm.”

Councilwoman Wierzbowski – “We will be starting to pick up leaves next week.”

Councilman Boulant – “I attended the Chamber Awards last night at the Glen Sanders Mansion. There was a lot of positive feed back on what Glenville is doing and I had some very spirited conversations later in the evening about restaurants. I challenged the business community and some local developers to help us find somebody to come to Glenville to open up a family style restaurant. Hopefully within the next year or year and a half we will have somebody involved.”

Councilman Pytlovany – “On Saturday, October 29th from 10:00 am to 2:00 pm the Glenville Police Department will be collecting unwanted or expired prescriptions and controlled substances as part of the DEA’s National Take-Back Day.”

Supervisor Koetzle – “Item #5 is a public hearing on the Assessment Roll for Water District No. 11 and Extensions No. 1 through 37.”

Supervisor Koetzle opened the public hearing at 7:36 pm.

No one wished to speak; Supervisor closed the public hearing at 7:37 pm.

Supervisor Koetzle – “Item #6 is a public hearing on the Assessment Roll for Sewer District No. 9 and Woodcrest Sewer Extension.”

Supervisor Koetzle opened the public hearing at 7:38 pm.

No one wished to speak; Supervisor closed the public hearing at 7:39pm.

Supervisor Koetzle – “Item #7 is a public hearing on the Assessment Roll for Acorn Drive Sewer District and Woodhaven Sewer District Waste Treatment Plant.”

Supervisor Koetzle opened the public hearing at 7:40 pm.

No one wished to speak; Supervisor closed the public hearing at 7:41 pm.

Supervisor Koetzle – “Item #8 is a public hearing on the Assessment Roll for Alplaus Sewer District No. 1 and Extension No. 1.”

Supervisor Koetzle opened the public hearing at 7:42 pm.

No one wished to speak; Supervisor closed the public hearing at 7:43 pm.

The following people exercised the privilege of the floor:

Val DiGiandomenico, Town resident, presented an overview of the Town’s three contracts.

Salary increases:

CSEA – 1% for 2010; 2% for 2011; 2% increase for 2012

Highway Department – 2% for 2009; 2% for 2010; 2% for 2011; 2% 2012

PBA – retro 2.7% for 2010; 1.5% for 2011; 1.5% 7/2011; 1.5% for 2012, 1.5% 7/20/12. When the Town Board says it has no control over the mandated retirement costs, she would like the board to keep in mind that these contracts are negotiated by the town with the unions which impacts what the town requirement obligations will be.

She stated that the approved budget for health care benefits for 2011 was \$1,809,866.00; projected for 2012 are \$1,423,000.00. She stated that \$50,000 represents a 1% tax increase. Ms. DiGiandomenico stated that the proposed health care package for 2012 is 1.7 million dollars.

She stated that she was a registered “blank” but maybe it’s time to elect a democrat to represent an alternative point of view on the board not the usual 5-0 approval.

Roger Harrison, 9 Harlau Drive – Mr. Harrison stated that he is the Water Plant Operator for the Town of Glenville and President of the Glenville CSEA Union.

He responded to Ms. DiGiandomenico’s comments that she was taking pieces of a negotiated contract and using it against us and not mentioning that the health insurance savings came from the same negotiated contract. If you are going to discuss it, discuss it in whole don’t take pieces that prove your point.

Frank Quinn, 1886 Ridge Road – Mr. Quinn gave the board some suggestions on how to reduce the budget increase down to zero. He suggested that the board look at pay and benefits.

Supervisor’s Comments:

Supervisor Koetzle shared the following information:

Councilman Boulant and the Small Business and Economic Development Committee have put together a letter that will go the CEG and the Chairs of the Governor’s Regional Council in Economic Development and will be part of the Governor’s plan to revitalize and provide funding for certain projects. This Board has been very focused on economic development and we are finally starting to see the change in our economic development climate here which we all worked so hard for. This is just another piece of that; there are not a lot of towns that are doing this. The Committee has identified four major areas for the Governor to consider in his strategic plan. The Schenectady County Airport is one of them; this is one of the major resources in this area. It’s so nicely located between Global Foundries and GE and we know already that a lot of the executives for both of those companies are using Schenectady County Airport. This is a gem for us and we believe the Governor ought to recognize this to be a “hub” for the world headquarters of General Electric and

renewable energy being just four miles from GE's main campus.

We have also asked them to focus on the Glenville Business and Technology Park. We have all heard the good news out of there that recently they are moving forward with the GSA Building which has been on the books since just after the Vietnam War that they have been talking about cleaning it up. This plan positions that technology park as a noted resource in the area that the Governor ought to look at for investment.

The third area is the Freemans Bridge Road Corridor. There we are looking for land use and urban design, transportation upgrades; all sorts of upgrades have been submitted for that. That's a crucial corridor for us in this Town.

Fourth our own Town Center, so much attention is being focused with the new Target. We are presenting ideas for community redesign, transportation upgrades, and implementation of a master plan that has sat for quite some time in previous years.

I am very excited about this because this means we are going to be part of the process. Not a lot of towns are at that point.

The Target demolition is in progress and it should start later this month or very early in November.

I would like to talk a little bit about the budget. Like Roger Harrison said when you pick and choose it's easy to tear apart a budget. When you look at the budget as a whole, we talk about we had the highest increase in spending, well it's easy when you come in and you have to take care of contracts that hadn't been settled for years to have high spending. Raises, I don't care what we do with raises. I just put it in there because everyone was getting a 1.75% which amounts to \$280 for me if you want it fine; if you think it is going to save the town take it out.

Roger is right, Val brought up some of the raises that we gave but failed to give credit to all of the health insurance concessions we got which lead to \$150,000 in less spending in health insurance even after absorbing the increase.

Absorbing \$600,000 in pension costs that we can't control contrary to earlier comments and health insurance increases that are typically 10%, so we cut this budget by 1.35% spending, that's a big trend. We did it through staff reduction, Frank said go to where the spending is and we did, we implemented a hiring freeze. We have some departments that are undermanned because of that. Those are things that we all looked at. Yes, there is some growth in contractual payments that this board enacted because there were contracts that were never negotiated. You look at PBA for example that's a good solid contract. PBA can bring us to arbitration if we don't settle that contract and very likely get a higher rate increase with no health insurance concessions. If we had followed that logic we would be in bad shape right now, we're not in bad shape we are in good shape.

The other thing that isn't brought up much because I think it is an embarrassment of how dependent this town has been in previous years on fund balance to balance the budget. We are trying to back off on that. I have said through this entire process and apparently people weren't involved in the process but I said we could easily get to a zero. If we wanted to we could get to a zero, those days of being irresponsible with the budget are over, we have got to do what is right for getting this Town in solid shape for the future and that means reducing our dependency on fund balance. We can allocate a fair amount of fund balance as was done in the past and we could be at a -4%. That could be done but I don't want to be around when that all falls apart, it's a house of cards, we deconstructed it and we are starting to build a strong foundation for this Town. I urge the Board to continue for us to do so.

I want to talk about the tax cap. I take responsibility for beginning the debate because I thought it was important. When I sat down and put the budget together, along with many others, it was July/August we didn't have a lot of information.

Revenues are down, mortgage tax is down, sales tax is fairly flat and those were the trends that we were concerned about. We didn't know where we were on a lot of our spending necessarily at that point; we didn't know where we were on health insurance, increases were coming in so when I started talking to our senior management and said what are my options rightfully so they said you have got to have every option on the table, cuts, revenue and one of the options is a tax cap local law that would allow me to break the tax cap if you need to, you don't know where you are going to be in November when you are sitting in August. It would have been irresponsible and quite frankly stupid of anyone to take that option off of the table that early in the game not knowing where we were going to be here today. Now, over the course of a couple of months we worked very hard, we got the budget down under the tax cap it's probably something we are not going to need to consider. We have some good news tonight and we will act on an amendment later that allowed us to find about \$100,000 in revenue that wasn't booked in the sewer fund because it was done on projections not actual and there is another \$15,000 in expenses, the same thing, it wasn't in the first budget because it wasn't known at that time that we had a debt payment to the city. So there is about \$85,000 in new revenue which brings the tax rate to 1.85%, well below the 2% and quite frankly fairly responsible budget increase.

Councilman Boulant – “This budget is not just done by the Supervisor and the department heads, there is a group of professionals in our Finance Committee who work for free that put long hours in who are a lot smarter than all of us in this room about budgets. They have blessed this and they dug through it so this is not just something we have done on a whim we had professionals that have helped us along and they are pillars of this community.”

Supervisor Koetzle – “They share the same philosophy that we share even though previous administrations did not but we need to be on strong fiscal ground going forward. It isn't about just today and getting through an election cycle, it's about putting this Town on good footing well after all of us are gone. That's my goal and the Board's goal.”

Supervisor Koetzle moved ahead with the agenda items.

Councilman Boulant made a motion to eliminate the raises for the Town Board members leaving all other elected officials as is; Seconded by Councilwoman Wierzbowski.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None

RESOLUTION NO. 150-2011

Moved by: Councilman Boulant
Seconded by: Councilman Pytlovany

WHEREAS, the 2012 Tentative Budget for the Town of Glenville was filed with the Town Clerk on September 30, 2011; and

WHEREAS, the Tentative Budget was presented to the members of the Town Board of the Town of Glenville at a regular meeting of said board, held on October 5, 2011; and

WHEREAS, the Town Board has had the opportunity to discuss the Tentative Budget and any changes, alterations and revisions thereto as the members considered advisable and consistent with law; and

WHEREAS, the Tentative Budget as modified by the Town Board shall become the Preliminary Budget; and

WHEREAS, Section 108 of the Town Law requires that a public hearing be held by the board on said Preliminary Budget, on or before the Thursday immediately

following the General Election,

NOW, THEREFORE, BE IT RESOLVED that the Tentative Budget is hereby amended to establish the elected officials' salaries at:

Supervisor	\$ 19,152.00
Town Council Members (four).....	\$ 11,639.00 [each]
Town Clerk.....	\$ 60,679.00
Town Highway Superintendent.....	\$ 74,276.00

BE IT FURTHER RESOLVED, that the Tentative Budget as amended be adopted as the Preliminary Budget for 2012; and

BE IT FURTHER RESOLVED by the Town Board of the Town of Glenville that a public hearing upon said preliminary budget shall be held at the Glenville Municipal Center, 18 Glenridge Road, in said Town on November 2, 2011 at 7:30 P.M., or as soon thereafter as can be reached; and

BE IT FURTHER RESOLVED that the Town Clerk be and she hereby is directed to prepare the proper notice of said public hearing and to publish and post said notice in accordance with said Section 108 of the Town Law; and

BE IT STILL FURTHER RESOLVED that the Town Clerk be and she hereby is directed to have twenty-five (25) copies produced of the Preliminary Budget for public distribution and another (25-50) if and when the need arises.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

RESOLUTION NO. 151-2011

Moved by: Councilman Boulant
Seconded by: Councilman Pytlovany

WHEREAS, the Town Board of the Town of Glenville has been considering a Local Law to override the tax levy limit established in General Municipal Law §3-C, a copy of which is attached hereto, which was introduced by a member of the Town Board of the Town of Glenville and a resolution calling for a public hearing to be held on October 3, 2011 was duly adopted; and

WHEREAS, this Town Board has held a public hearing on October 3, 2011 at 7:30 P.M., at which time all parties in interest were afforded an opportunity to be heard and to publicly comment on the adoption of a Local Law as set forth above;

WHEREAS, residents and Town Board members expressed concerns about the current need for such a Local Law given that the 2012 Tentative Budget sets a levy with the cap authorized by General Municipal Law §3-C; and

WHEREAS, the Town Board has no intention of increasing the amount of the 2012 Tentative Budget or the levy called for therein;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Glenville, after deliberation, finds that it is in the best interest of the Town not to adopt the Local Law.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski

and Supervisor Koetzle
Noes: None
Absent: None
Abstentions: None

Motion Carried

RESOLUTION NO. 152-2011

Moved by: Councilman Boulant
Seconded by: Councilman Pytlovany

WHEREAS, by a Resolution duly adopted by the Town Board of the Town of Glenville on April 20, 2011, the Town Board extended a temporary easement previously granted to the New York Development Group by Resolutions No. 9-2011 (March 16, 2011), No. 67-2009 and No. 111-2006; and

WHEREAS, the New York Development Group is moving forward with a proposed residential and commercial construction project on 40+ acres abutting the Town of Glenville Municipal Center to the south; and

WHEREAS, the proposed project and a proposed road over the western edge of the Municipal Center property is consistent with the Town Center Master Plan; and

WHEREAS, the New York Development Group has requested a twenty-four month extension of the easement entitled, "Agreement for Temporary Easement Between the New York Development Group and the Town of Glenville" , a copy of which is attached hereto; and

WHEREAS, the Town Board believes it to be in the best interests of the project and of the Town to grant an extension of twenty-four months to NYDG as requested;

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville hereby grants New York Development Group a twenty-four month extension of the existing easement and authorizes the Supervisor to an extension of the same.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstention: None

Motion Carried

RESOLUTION NO. 153-2011

Moved by: Councilman Pytlovany
Seconded by: Councilman Boulant

WHEREAS, the police department has unique needs for a payroll system since it is a 24 hour, seven day a week operation with employees having various assignments; and

WHEREAS, the current payroll system is obsolete and can no longer be maintained or supported without hiring outside personnel to update the system from year to year, and

WHEREAS, Visual Computer Solutions, Inc. has a software program entitled Police Officer Scheduling System (POSS) which is designed to meet the unique needs of police departments and said software is available through the SHI New York

State OGS Contract # PT65193; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville hereby accepts and approves the purchase of the POSS Scheduling software at a price of \$9,000.00, plus an additional \$3,400 for installation and training of department personnel, with the expense charged to the following accounts, as per the 2011 approved budget: \$2,000 from 01.3120.4100 (Supplies and Materials); \$7,000.00 from 02.3120.4100 (Supplies and Materials); and \$3,400.00 from 02.3120.4500 (Fees for Services); and

BE IT FURTHER RESOLVED that the Town Board of the Town of Glenville hereby authorizes the Supervisor to sign any contracts or agreements necessary to effectuate the above software purchase, installation and training.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstention: None

Motion Carried

RESOLUTION NO. 154-2011

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Ramotar

WHEREAS, the Town of Glenville entered into agreement with Constellation Energy for fixed electricity pricing on its five major accounts for the period from October 2011 – October 2013, and

WHEREAS, Constellation Energy has an additional program called Flexible Index Solutions, whereby a portion of the remaining electricity accounts that currently are priced on the real time market (day to day) are fixed for a defined period, thereby offering protection from future volatility, and

WHEREAS, a recent analysis performed by Constellation Energy demonstrates monthly electricity cost savings by utilizing a Flexible Index Solution agreement,

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor of the Town of Glenville is hereby authorized to enter into agreement with Constellation Energy to “fix” up to 50% of its electricity accounts that are currently priced on the real time market for a period of time commencing with the execution of the contract through October 2013, such term being concurrent to the existing Constellation/Town of Glenville agreement.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle
Noes: None
Absent: None
Abstention: None

Motion Carried

RESOLUTION NO. 155-2011

Moved by: Councilwoman Wierzbowski
Seconded by: Councilman Ramotar

WHEREAS, the Town of Glenville’s Water Treatment Plant access road

experienced water damage during the recent flooding from the remnants of Hurricanes Irene and Lee, and

WHEREAS, the erosion damage to the “pump house road,” if not repaired, could result in unsafe or limited access to the pump house in the spring of 2012 when annual high water levels are most likely to occur, and

WHEREAS, the Town of Glenville has an existing bid contract in place with Hudson River Construction Company, that allows for additional work as specified by the town to be performed under said contract,

NOW, THEREFORE, BE IT RESOLVED, that the Superintendent of Public Works is hereby authorized to approve additional paving work by Hudson River Construction Company, 101 Dunham Drive, Albany, NY, 12202, in an amount up to \$85,000 for repairs to the Water Treatment Plant access road, and

BE IT FURTHER RESOLVED, that the cost for said work is to be charged to account # 50.11.8330.4000, and

BE IT FURTHER RESOLVED, that revenue account 50.11.2140.000 is hereby increased by \$85,000 to reflect revenue already received in excess of anticipated revenue, and

BE IT FURTHER RESOLVED, that expense account 50.11.8330.4000 is hereby increased by \$85,000 to fund these emergency repairs.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle

Noes: None

Absent: None

Abstention: None

Motion Carried

RESOLUTION NO. 156-2011

Moved by: Councilman Ramotar

Seconded by: Councilwoman Wierzbowski

BE IT RESOLVED that the **Monthly Departmental Reports** for September, 2011 as received from the following:

Assessor Department
Dog Control
Economic Development & Planning 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: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle

Noes: None

Absent: None

Abstentions: None

Motion Carried

RESOLUTION NO. 157-2011

Moved by: Councilwoman Wierzbowski

Seconded by: Councilman Ramotar

WHEREAS, Thomas R. Coppola, Superintendent of Highways has received documentation from NYS Department of Transportation that the CHIPS capital balance awarded to the town of Glenville is in the sum of \$180,273.91; and

WHEREAS, the Superintendent of Highway recommends Nova chip [Paver Placed Surface Treatment] paving this year in accordance with NYS OGS contract Award Number 22196-RA Group Number 31509, and

WHEREAS, the Town Board of the Town of Glenville has previously authorized the expenditure not to exceed \$98,000 with Town Board Resolution 114-2011, and

WHEREAS, the invoice of said paving exceeds the approved amount in the sum of \$13,912.75 due to the escalation of emulsion costs, and

WHEREAS, the Superintendent of Highways has added additional roads to be paved with CHIPS fund in the sum of \$56,252.11

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Glenville authorizes the Superintendent of Highways to utilize Gorman Bros. [OGS Contractor PC65418] to pave town roads in the sum not to exceed \$168,165 of which \$98,000 has already been approved with Town Board Resolution 114-2011; and

BE IT FURTHER RESOLVED, that the funding for such purchase shall be highway budget lines 04.00.5112.2200.

Ayes: Councilmen Boulant, Pytlovany, Ramotar, Councilwoman Wierzbowski and Supervisor Koetzle

Noes: None

Absent: None

Abstention: None

Motion Carried

Supervisor Koetzle asked for a motion to adjourn; motion to adjourn was Moved by Councilman Boulant; Seconded by Councilman Pytlovany, everyone being in favor the meeting was adjourned at 8:31 PM.

ATTEST:

Linda C. Neals
Town Clerk