

**REGULAR MEETING OF THE TOWN BOARD**  
**TOWN OF GLENVILLE**  
**AUGUST 13, 2014**  
**AT THE GLENVILLE MUNICIPAL CENTER**  
**18 GLENRIDGE ROAD, GLENVILLE, NEW YORK**

Supervisor Koetzle called the meeting to order at 7:00 PM

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

**Present:** Supervisor Christopher A. Koetzle, Councilmen James M. Martin, John C. Pytlovany and Councilwoman Gina M. Wierzbowski

**Absent:** Councilman Sid Ramotar

Also present – Michael Cuevas, Attorney, Jason Cuthbert, Comptroller and Kevin Corcoran, Planner

Supervisor Koetzle – “Item No. 8 is being removed from the agenda. There is one add on resolution tonight which is to schedule a public hearing for a proposed extension to Sewer District No. 7.”

Town Council Reports:

Councilman Martin – “I attended the meeting of the Local Development Corporation (LDC). A loan application has been received and is in process of review for Capitaland Subaru. Job creation is for between 30 and 40 people.

Also I attended the Planning and Zoning Commission meeting. It was good to see such spirited attendance regarding the proposed sub-division by the Amedore Group. The room was full and a lot of good comments were made. I think the Commission did a good job in starting that review. There will be a second public hearing, it has not been scheduled at this time. I am very proud of the planning staff, they did a very nice job in presenting the project and working their way through it.”

Supervisor Koetzle – “Item No. 5 is a reconvened public hearing to hear all persons in the establishment of an extension to Water District No. 11 to include 110 parcels in the vicinity of Sunnyside Road.”

Supervisor Koetzle opened the public hearing at 7:07 PM

Ralph Ruggiero, 158 Sunnyside Road – “I am very much in favor of extending the water district to provide water to, not only myself but the residents of Sunnyside Road and Sunnyside Gardens.”

Margie Miller, 203 Sunnyside Road – “I am very much in favor of the extension to Water District No. 11 down Sunnyside Road and Sunnyside Gardens. I am very pleased that we have gotten this far and I am looking forward to having the water.”

Supervisor Koetzle – “I would like to point out that the engineer is here this evening if anyone has questions. Mr. Kestner of Kestner Engineering gave an overview of the project at the public hearing that was convened at the Town Board meeting on August 6, 2014.”

Michael Hoffman, 8 Havenbrook Drive – “I am for the water district as well, I appreciate everyone’s efforts, that you all worked with the Department of Environmental Conservation to get it through. I am very pleased to have the opportunity to obtain clean water for my family as well as all of the other kids and residents in the neighborhood. Thank you.”

No one else wished to speak; Supervisor closed the public hearing at 7:10 PM

Supervisor Koetzle – “Item No. 6 on the agenda is a public hearing to consider a zoning text amendment to Chapter 270 (Section 270-52) (fences) of the Code of the Town of Glenville to expand the allowable usage of electric fencing within the “Research/Development/Technology” zoned properties within the Glenville Business and Technology Park.”

Supervisor Koetzle opened the public hearing at 7:11 PM

Michael Pare, Columbia, SC – “I would appreciate it if we could move forward with this tonight and I am here for any questions that you may have.”

Pete Looker, 1965 Amsterdam Road – “I am opposed to this. We live across the street from Old Dominion Trucking. They were given money to build this terminal and in my opinion they violated sections of the law with their lighting and another section with the electric fence. They still haven't corrected that. It feels like we are changing the law for a big out-of-state corporation and I haven't seen any justification for it. When someone proposes a state law there are reasons, paragraphs as to why and what purpose that is. I haven't seen any scientific evidence to the benefit of this or to the detriment of it. The rationale for giving taxpayer money to Old Dominion to move from Colonie to here I believe was to create jobs. Now, when this illegal fence was installed, and they have signs up every fifty feet saying 7,000 volt electric fence, they installed it inside the eight foot fence with the barbed wire on top, knowing that they didn't get approval from the Town on that. Their written justification for it and why they needed a variance to do this was because guards don't show up for work, fall asleep at work, steal things from companies, and that was their justification for this fence. If we are giving them money to create jobs and then they are saying that we don't want to hire people to work for us because they don't show up for work, they fall asleep and basically can be replaced by an electric fence so it doesn't seem appropriate to me.”

Mr. Looker continued to express his issues with the lights that were installed on the property and the glare that shines into his home and on his property from them. He quoted the laws to the Town Board and that they were not being enforced.

Mr. Looker – “I think they should follow the laws. I can see where you might violate a law inadvertently and then go correct it, I can see where you could violate a law and nobody cared but these are people. There are about 25 houses over there and a significant portion of them, over twenty of them, have signed a petition asking for the correction of this. It was supposedly, somebody came up from down south and supposedly re-aimed some of the lights and they did put a few shades on some of them. Some of the lights have been turned off for the last few weeks.

I am just saying they should take care of this first before changing a law to benefit them as opposed to people working and getting a job it seems to me the wrong path to go here. I am asking that you not do this and at the same time possibly we consider it down the road if they would follow the law and consult with the neighbors and to our satisfaction. It seems like an arrogant big corporation that has no sense of caring about anybody at all.”

Supervisor Koetzle – “Do you have anything specific against authorizing, aside from the set of circumstances that you have mentioned, anything specific against the electric fence?”

Mr. Looker – “I don't have any specific information. I saw non specific information proposed why it needed to be changed. I have seen an environmental impact study, I haven't seen scientific studies indicating what the likelihood is that it will find somebody, I don't see the likelihood of how often our fire department gets called out or the police gets called out in the middle of the night. I don't have any of that basis but I haven't seen any evidence showing that there is no effect.”

Terri Roben, 1965 Amsterdam Road – “We moved back to Glenville two (2) years ago, after being gone for eighteen (18) years. Since we have moved back we have had this constant construction at Old Dominion and now this Galesi Building too. It

changed the neighborhood entirely from what we remembered eighteen (18) years ago. There wasn't really anything in the industrial park across from these houses back then. I know that somebody from the Town sent us a letter about the proposal of this building and the businesses coming when we were in the middle of moving in so we really didn't pay a whole lot of attention to it.

The electric fence idea, I just don't get it. There is a public road that we can walk on across the street and we can look at the building from there. It is pretty intimidating looking and it is mostly concrete and big huge trucks and a lot of light. It sort of reminds you of a maximum security prison. To put electric fence on top of all of that does not seem necessary at all. I don't understand why they need it. This has made a huge impact on our life particularly at night when there is a lot of noise. I sleep with ear plugs in both ears because there is a lot of noise from the trucks coming in and out. I don't understand why it is necessary, I don't know why the law is against it to begin with. There must be a reason why people made a law that said no electric fences in this town. There are already three rows of barbed wired fence on top of that fence that they already have. It just seems so bizarre to me to have electric fencing on top of it. The lighting does impact us a lot and we do feel skeptical about the safety of an electric fence situation since we have seen what else has happened. I'd like to know why they need electric fencing, I just don't understand. Why can they put up an electric fence without a variance, we had trouble getting solar panels put up because we needed to get a variance."

Michael Martin, Regional Security Manager, Old Dominion Freight Line – "I appreciate all of the concerns of the residents in the neighborhood and I know we have addressed many through all of the planning and zoning commissions and the environmental committee. We needed a change in the code because it didn't exist for commercial/other electric fences other than agriculture fences, which there is no security in between them and the general public. Obviously they are for agriculture but they are wide open. Our fences are installed inside a chain link fence. Having been in the private sector security for twenty (20) years and ten (10) years in law enforcement, these are tools that are used along with cameras, employees, training, lighting, they are all basic security to protect your facility. Any product, a lot of people wondered what they might want to steal in the trucking company, anything that goes virtually anywhere in this Country whether it comes in on a plane or a boat that is manufactured, it is going in somebody's trucks. We are considered an LTL carrier which means in one of our trucks we could have thirty (30) different commodities anywhere from pharmaceuticals to pencils to firearms, ammunition, big manufacturers in New York, Remington. A lot of these customers need trucking companies to transport that freight. Some of our facilities are manned twenty-four (24) a day and some are not. Security guards are one method but Old Dominion prior to installing over one-hundred of these electric fences around the country, we have two hundred and thirty terminals now as we expand. Prior to that an average theft was about \$320,000 when somebody got into our yard and stole a tractor or trailer. With the advent of installing these fences our tractor trailer thefts from these facilities have stopped from 1999. So there is a definite cost savings for the company as well as the consumer because when anything gets stolen it has to be re-manufactured, reshipped whether its computers, apparel, very unique manufacturing items. Cargo theft, the estimates are in the billions of dollars. I have been with other carriers in the last twenty years, I can speak on behalf of pretty much all of the LTL carriers, and we all use this product. It's safe, I've been shocked by the fence, it's non-lethal, it's definitely a deterrent to anyone. Trucking companies will attract people that are looking for products and goods.

Regarding the lighting, about two months ago we had all of the contractor's that came back out and met with our engineers and they did reposition lights and put shields on the sides. Lighting is your cheapest and best form of security whether it's your residents or it's a convenience store. Criminals will stay away from a well lite area. We are in an industrial area. We have a new facility going in next to us. There is no doubt that that area needs to be revitalized, especially that federal property that looks like it's been sitting vacant for a long time. We are the first one to have this type of electrical fence and apparently by law the variance wouldn't have addressed that."

Councilman Martin – "I have one simple question, are you in 100% compliance with your site-plan application as approved by the Planning Board?"

Mr. Martin – “After the last meeting I believe so.”

Councilman Martin – “Why weren’t you in compliance on day one when your co was issued? I am talking about the lighting.”

Mr. Martin – “I am not a lighting engineer. That would have to go to someone from our real estate department. In those meetings I understood that somebody said that something was put down originally. I know they went with a different type of lighting and then they changed the light heads but I can’t speak to that from the security department.”

Councilman Martin – “No one is happier than me to have you hear with your employment but that site-plan, when it is approved and stamped that represents a contract between you and this town. I just want to make sure that you are in 100% compliance with your site-plan. I would like some assurance that that is the case. If it is not I would like to know when you intend on coming in compliance.”

Mr. Martin – “I understand that when we came out two months ago that was addressed, we had all the board members come out to check. I know the resident mentioned that things were turned down and shields were put on the side of these light fixtures. I am not aware of anything else.”

Supervisor Koetzle – “We are in a public hearing for a certain item. This is not a time to question. But since you brought it up, Councilman Martin, as I understand from our building inspector is, you are using LED lights, correct. As I understand it our Code does not address LED lighting as far as intensity. We can’t measure the intensity of the LED. So when these heads were put on they didn’t require shields because it scatters at a much further radius than traditional lighting. So now they have to go back and put the shields on and as I understand it after talking with our building inspector, you should be in compliance. (The Town’s Code Enforcer was in attendance and responded but recorder could not pick up her comments).

We will follow up on this at the appropriate time, I don’t want to turn this public hearing on this matter into something else.”

Supervisor Koetzle closed the public hearing at 7:32 PM.

The following people exercised the privilege of the floor.

Kathy Garrison, Capital Region President of CSEA – She spoke regarding the proposed resolution on the agenda to contract with a vendor to provide cleaning services. Ms. Garrison stated that they have two positions that the union represents for up to twenty years. She asked that the Board acknowledge and consider that this is bargaining unit work, they have been doing it for years and feels that the positions should remain in the bargaining unit. She stated that they believe they have a fight that they can win on that front. She also questioned the security issues by hiring an outside firm. She asked the Board to delay this decision because we have had a good working relationship, they would like to have more meetings to discuss this situation.

Dave Gallup, 430 Sacandaga Road, Mr. Gallup also spoke regarding replacing the cleaning and janitorial duties with a contract company. He referred to the issues that the S-G School District found when they contracted out; breaking equipment, not cleaning properly and charge for add on items. Mr. Gallup informed the Board that the school district is now back with its own cleaners. He asked the Board to not make the same mistake that the school district did, keep your own employees that take pride in what they do.

John Jankowy, 29 Fredricks Road – Mr. Jankowy informed the Board that for the last 10 years he has been the maintenance helper at the Town Municipal Center. He also stated that he has been double duty by cleaning the Senior Center as well. He

informed the Board that over the course of eight hours it is tough to clean both facilities the way they should be. He mentioned several tasks that he performs, like mopping the board room floor and waxing it, that the new cleaning service will not do. He asked that before the Board makes a decision get the people that are doing this job and sit down with them to talk it over. He stated that he has always done a good job, day in and day out. He asked the Board to please think it over.

Supervisor's Comments:

Supervisor Koetzle shared the following information:

Attended the ground breaking ceremony at the Richmor Hanger

On August 8<sup>th</sup> met to discuss a water meter performance contract with Johnson Control. They presented some information that I will be forwarding to our legal counsel.

Gail, Vice President of Government Relations from the Chamber of Commerce came by to discuss the tax cap issue. She wanted to discuss our perspective on the tax cap and going forward how it is impossible for a municipality to particularly make investments in capital improvements, in equipment, in vehicles without breaking the tax cap. I think they are getting interested in spreading that message to the legislature. There is a flaw in this legislation that ties our hands and we can't make an investment without the tax cap being broken.

Attended Efficiency in Government (EIG) Committee report this last Friday. They did a very comprehensible report on where our energy costs are.

Attended the ribbon cutting for the Ellis Medical Facility on August 11.

Attended the 30<sup>th</sup> Anniversary Celebration of the Empire State Aeroscience Museum on August 12.

I will be meeting with the Department of Environmental Conservation on August 18 to discuss some more progress regarding the clean-up on Freemans Bridge Road. The water line was a piece of it and we were successful with that but we have got to get back to focusing on the cleanup of the source property.

I will be meeting on the 18<sup>th</sup> with the Clifton Park Water Authority. Their contract is up at the end of this month.

Marshall & Sterling is celebrating their 150<sup>th</sup> Birthday on the 19<sup>th</sup> and we are all invited.

Supervisor Koetzle talked about the budget memo that went out to the department heads on August 4<sup>th</sup>.

Supervisor Koetzle moved ahead with the agenda items.

**RESOLUTION NO. 151-2014**

**Moved by:** Councilman Martin

**Seconded by:** Councilman Pytlovany

**WHEREAS**, the Town of Glenville intends to establish an extension to Water District No. 11 pursuant to Article 12-a of the Town Law to serve potential users in the Sunnyside Gardens neighborhood whose private water supplies are threatened; and

**WHEREAS**, upon review of the action, the Town Board determined that the formation of a new extension to an existing water district a Type 2 action under the State Environmental Quality Review Act (ECL, Article 8) and its implementing regulations (6 NYCRR Part 617) (collectively, "SEQRA"); and

**WHEREAS**, the Town Board designated itself as the SEQRA Lead Agency by resolution duly adopted at a Town Board Meeting held July 16, 2014, as there are no other SEQRA involved agencies; and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board determines that the formation of extension to Water District No. 11 is a Type 2 action under Article of the Environmental Conservation Law and 6 NYCRR Part 617 and therefore no further environmental assessment, review or findings are necessary; and

**BE IT FURTHER RESOLVED**, that the Town Board directs the Town Clerk to place in the file in the Town Clerk's Office this resolution of Type 2 determination.

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

**Motion Carried**

**RESOLUTION NO. 152-2014**

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

**WHEREAS**, the Town Board of the Town of Glenville (herein called the "Town Board" and "Town," respectively), in the County of Schenectady, New York, has heretofore duly caused Mark Kestner Engineering, competent engineers duly licensed by the State of New York, to prepare a revised map, plan and report for the proposed establishment, of extension 43 of Water District No.11 (herein called "District") consisting of the installation of mains, valves, lateral extensions to 110 residential properties, fire hydrants, related structures and appurtenances, related site work and ancillary costs, including land or rights in land, original equipment, machinery, furnishings, and services (the "Water Improvement") which revised map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; and

**WHEREAS**, pursuant to the Order Calling for a Public Hearing duly adopted on July 16, 2014, the Town Board has determined to proceed with the establishment of the proposed extension to the District and adopted an Order reciting a description of the boundaries of the extension of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for the construction of the Water Improvement in the District, the proposed method of financing to be employed, the Town's compliance with all applicable law, rules and deregulations with respect to environmental matters, the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection and specifying August 6 and August 13, 2014, at 7:00 PM, as the times when, and the Glenville Municipal Center, 18 Glenridge Road, Glenville, New York, in the Town, as the place where, the Town Board would meet to consider the establishment of an extension of the District and to hear all person interested on the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by Law ; and

**WHEREAS**, certified copies of such Order were duly published and posted pursuant to Article 12-A of the Town Law; and

**WHEREAS**, the Town Board has given due consideration to the impact that the proposed extension to the District may have on the environment and on the basis of such consideration, the Town Board has found that the formation of the district extension constitutes a Type 2 action for SEQR purposes and that no further action is

necessary; and

**WHEREAS**, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising article 8 of the Environmental Conservation Law and, in connection therewith, a determination of a Type 2 action and/or other applicable documentation has been filed in the office of the Town Clerk; and

**WHEREAS**, a Public Hearing in the matter was duly held by the Town Board on said August 6 and August 13, 2014, each commencing at or about 7:00 PM, at the Glenville Municipal Center, 18 Glenridge Road, Glenville, New York, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed extension to the District.

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

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

Section 1. It is hereby determined that:

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

Section 2. The establishment of the proposed extension to the District is hereby approved, as hereinafter described, and said District shall be designated and known as Extension No. 43 to Water District 11 in the Town and shall include the parcels of real property referred to on the attached list and as shown on the attached map.

Section 3. The maximum amount proposed to be expended for the construction of the improvement is estimated to be \$2,000,000.00. The plan of financing includes approximately 90% funding through the State of New York Department of Environmental Conservation with the balance to be funded by the Town of Glenville Water District No. 11 Capital Reserve fund, except for the lateral connection costs for four properties identified in the report, which shall be borne by the individual property owners.

Section 4. The permission of the State Comptroller is not required with respect to the extension of the District because the cost of the extension to the typical property is not above the Average Estimated Cost to the Typical Properties for the establishment of similar types of districts as computed by the State Comptroller and the Town Clerk has filed a certified copy of the Order with the State Comptroller as required by Town Law..

Section 5. This Resolution and Order is subject to a permissive referendum as provided in section 209-e of the Town Law.

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

**Noes:** None

**Absent:** Councilman Ramotar

**Abstention:** None

**Motion Carried**

**RESOLUTION NO. 153-2014**

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

**WHEREAS,** the Town Board of the Town of Glenville desires to provide a safe and clean environment for all employees, residents and others who utilize the Town Hall and the Town Senior Center; and

**WHEREAS,** a recent outside review of the maintenance of the Town Hall and Senior Center facilities found certain deficiencies and several areas in need of improvement in order to maintain the facilities in a condition that would not pose a risk to the health and safety of their users; and

**WHEREAS,** for a number of years, a large portion of the Town Hall building was exclusively cleaned by a private contractor, while the remainder of Town Hall and the Senior Center have been cleaned and maintained by a combination of private contractors, highway department, Town Hall staff and others; and

**WHEREAS,** The Town Board desires to establish new, higher standards for cleanliness and safety for town facilities with a mandated regular schedule of cleaning and maintenance functions to be performed in a manner and at such times as to present the least interference with use of the facilities and utilize the best practices of the cleaning industry; and

**WHEREAS,** the Town Board is challenged by the state mandated “tax levy cap” to keep any increase in its 2015 tax levy increase to no more than 1.56%, with the rising cost of health insurance already consuming most of that tax cap “space”; forcing the Town to seek the most economical manner of providing cleaning and maintenance services; and

**WHEREAS,** a vacancy currently exists in the title of Maintenance Helper and a second vacancy is likely to occur within the next few months; and

**WHEREAS,** the Town was advised by the bargaining agent for the unit representing Maintenance Helpers in the Town that it had no interest in negotiating about the issue of whether to out-source cleaning and maintenance services; and

**WHEREAS,** the Town has received proposals from three cleaning services, all of which appear reputable and qualified, to provide the necessary services at a reasonable cost;

**NOW THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Glenville hereby determines that it must raise the standards for cleanliness and safety in the Town Hall and Senior Center buildings through thorough and regularly scheduled cleaning and maintenance tasks using best cleaning industry practices and can only afford to do so by contracting with an outside cleaning contractor; and be it

**STILL FURTHER RESOLVED** that the Town Board hereby accepts the proposal of Jan-Pro of the Capital District for a one-year cleaning services agreement for the Town Hall (except Police Department area) and the Town Senior Center as provided in the attached proposal at a price not to exceed \$26,000.00 and authorizes the Supervisor to enter into an agreement therefor.

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

**Motion Carried**



**RESOLUTION NO. 154-2014**

**Moved by:** Councilman Martin

**Seconded by:** Councilman Pytlovany

**WHEREAS**, the Town of Glenville Town Board made a budget appropriation- in the 2014 Town Budget for the REDI (Revitalization Economic Development Investment) Fund in order to offer a Sign Replacement Grant Program for Town business owners; and

**WHEREAS**, the Sign Replacement Grant Program has proven a success since its inception in 2011; and

**WHEREAS**, the original purposes of the Sign Replacement Grant Program are to assist local businesses in funding an important element of business operation that is often overlooked or delayed by business owners due to budget prioritization and to promote uniformity in signage so as to improve the overall appearance of the Town's business community, thereby meeting some of the objectives of the Town's various master plans, generating increased business activity and improving the economy of the Town; and

**WHEREAS**, the business community and others have noted that the signs marking the entrances to the Town create an important first impression of the Town for visitors and residents and that such signs are in a state of disrepair and are in need of replacement; and

**WHEREAS**, funds remain in this year's appropriation sufficient to repair and/or replace at least two of the town entrance-way signs and the Town Board has determined that it is necessary and appropriate to do so with REDI program funds;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby approves an amendment to the Town of Glenville Business Sign Replacement Grant Program for 2014, to permit the use of such funds for Town entrance way signs; and

**BE IT FURTHER RESOLVED**, that \$5000.00 in funding for the Business Sign Replacement Grant Program is to be dedicated for this purpose from the 2014 REDI fund budget appropriation.

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

**Noes:** None

**Absent:** Councilman Ramotar

**Abstentions:** None

**Motion Carried**

**RESOLUTION NO. 155-2014**

**Moved by:** Councilman Martin

**Seconded by:** Councilwoman Wierzbowski

**WHEREAS**, in accordance with New York State Local Finance Law and the Town of Glenville's financial management policies, balances in capital project accounts should be closed periodically and unexpended appropriations should be returned to the fund from which the allocations were made; and

**WHEREAS**, the Town Comptroller recommends closing certain capital improvement project accounts in the Water and Sewer funds where the funded projects have been completed and transferring unexpended capital project funds to the appropriate debt reserve funds;

**NOW THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Glenville hereby authorizes the Town Comptroller to make the following capital project account closures and transfers:

- Close Capital Project H62-Sewer District 9 and transfer the unexpended balance of \$289,729.30 to the Sewer District 9 Debt Reserve Fund
- Close Capital Project H67-Water District 11, Extension 30 and transfer the unexpended balance of \$123,766.90 to the Water District 11, Extension 30 Debt Reserve Fund
- Close Capital Project H78-Water District 11, Extension 33 and transfer the unexpended balance of \$57,412.00 to the Water District 11, Extension 33 Debt Reserve Fund

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

**Noes:** None

**Absent:** Councilman Ramotar

**Abstention:** None

**Motion Carried**

**RESOLUTION NO. 156-2014**

**Moved by:** Councilwoman Wierzbowski

**Seconded by:** Councilman Pytlovany

A RESOLUTION AUTHORIZING THE ACCEPTANCE OF THE RIGHT, TITLE AND INTEREST IN LANDS ADJACENT TO THE TOWN ROADS KNOWN AS AVE Y, 7<sup>TH</sup> STREET AND THE ENTRANCE TO THE GLENVILLE BUSINESS & TECHNOLOGY PARK

**WHEREAS,** The Schenectady County Industrial Development Agency ("I.D.A.") has requested that the Town Board ("Town Board") of the Town of Glenville ("Town"), accept all the right, title and interest (subject to all easements and Rights of Way of record) in that certain parcel and piece of land adjacent to or formerly part of Avenue Y, 7<sup>th</sup> Street and the entrance to the Technology Park more particularly described as follows:

All that certain tract, parcel or piece of land situate, lying and being in the Town of Glenville, Schenectady County being bounded and described as follows:

BEGINNING at a point on the Northeasterly bounds of NYS Route 5, said point located South 27 deg 09 min 20 sec. East, along the northeasterly bounds of NYS Route 5 for a distance of 41.85 feet from its intersection with the division line between the lands now or formerly of Scotia Industrial Park Inc. as described I Book 1179 of Deeds at Page 108 to the northwest and the lands now or formerly of Schenectady County IDA as described in Book 1084 of Deeds at Page 42, THENCE from said POINT OF BEGINNING, North 62 deg 42 min 41 sec East, through the lands now or formerly of Schenectady County IDA as described in Book 1084 of Deeds at Page 42 for a distance of 153.02 feet to a point of the former northwesterly bounds of Avenue Y; THENCE South 09 deg 59 min 30 sec East, through Avenue Y, the lands now or formerly of Schenectady County IDA, as described in Book 1084 of Deeds at Page 42 and along the westerly bounds of the Old Dominion site for a distance of 331.55 feet to a point on the northeasterly bounds of Seventh Street; THENCE along the

northeasterly bounds of Seventh Street the following two (2) courses and distances:

1. North 26 deg 25 min 30 sec West, for a distance 183.97 feet to a point;
2. North 27 deg 25 min 00 sec West, for a distance of 61.98 feet to the most northeasterly corner of Seventh Street as described in Book 1181 of Deeds at Page 58;

THENCE South 26 deg 21 min 20 sec West, along the northerly terminus of 7<sup>th</sup> Street for a distance of 71.20 feet to a point on the northeasterly bounds of NYS Route 5; THENCE North 27 deg 09 min 20 sec West, along the northeasterly bounds of NYS Route 5 for a distance of 112.83 feet to the POINT AND PLACE OF BEGINNING.

The above described parcel contains a portion of the Avenue Y right-of-way previously described I Book 1181 of Deeds at Page 56.

**WHEREAS**, the said parcel of land is in the nature of a connector road between two public highways (7<sup>th</sup> Street and NYS Route 5) that is necessary to permit truck traffic to enter and exit the Business and Technology Park due to the prior abandonment by the Town of the remainder of Avenue Y; and

**WHEREAS**, the Town of Glenville Highway Superintendent has determined that said road/highway is necessary for highway purposes; and

**WHEREAS**, the I.D.A. is a not for profit entity established to promote economic development in Schenectady County and the said piece or parcel of land will be conveyed to the Town for the nominal consideration of \$1.00; and

**WHEREAS**, by accepting such piece or parcel of land from the I.D.A., the Town's ability to perform maintenance, repair and the removal of snow and ice from the adjacent public highways will be enhanced;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Glenville, in regular session duly convened, does hereby by find that the piece or parcel of land, a portion of the road formerly known as Avenue Y and adjacent land is necessary for public purposes as found by the Highway Superintendent; that the acceptance of such parcel will help the Town provide for maintenance, repair and the removal of snow and ice such that its acceptance for nominal consideration is just and proper; and

**BE IT FURTHER RESOLVED**, that the Town Board of the Town of Glenville hereby accepts for public use the parcel above-described and authorizes and directs the Supervisor to execute and deliver such documents as are necessary to effectuate such transfer, with the costs of filing to be borne by the I.D.A.

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

**Noes:** None

**Absent:** Councilman Ramotar

**Abstention:** None

**Motion Carried**

**RESOLUTION NO. 157-2014**

**Moved by:** Councilwoman Wierzbowski

**Seconded by:** Councilman Martin

**BE IT RESOLVED** that the **Monthly Departmental Reports** for July, 2014 as received from the following:

Assessor  
Building Department  
Dog Control  
Economic Development & Planning Department  
Justice Department  
Police Department  
Section 8 Voucher Program  
Receiver of Taxes  
Town Clerk's Office  
Water & Sewer Department – June & July

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

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

**Motion Carried**

**RESOLUTION NO. 158-2014**

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

**BE IT RESOLVED**, that the minutes of the regular meetings held on June 18, and July 16, 2014 are hereby approved and accepted as entered.

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

**Motion Carried**

**RESOLUTION NO. 159-2014**

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

**WHEREAS**, a written petition has been presented to and filed with the Town Clerk of the Town of Glenville requesting an extension to Sewer District No.7 of the Town of Glenville be established to include real property described by section, block and lot number in the petition and consisting of one parcel located 201 Parkland Avenue in the Town of Glenville; and

**WHEREAS**, a map, plan and report prepared by Joel M. Bianchi, Professional Engineers with a date of September 8, 2010, was been filed in the office of the Town Clerk of the Town of Glenville with respect to Proposed Extension No. 9 to Sewer District No. 7 with respect to the adjoining properties of 205 Parkland Avenue and 233 Oakland Avenue which anticipated the later extension for 201 Parkland Avenue; and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Glenville hereby adopts the following order:

## ORDER

1. A petition to add an Extension to Sewer District No. 7 from an existing manhole near the rear lot line of 205 Parkland Avenue has been filed with the Town Clerk on or about June 26, 2014.
2. The real property to be included in the extension is described by section, block and lot number as identified on the Schenectady County Real Property Tax Service Agency Tax Map as: 30.13-1-27.
3. The improvements proposed are the installation of a lateral connection to the main of approximately 200 feet for individual service connections along the route described in "1" as indicated above.
4. The amount proposed to be expended for the extension is approximately \$6,000.00 to be borne entirely by the developer.
5. No portion of the cost this extension will be attributable to Sewer District No. 7.
6. The estimated annual cost to the typical property is:
  - a. District debt service: \$0
  - b. O & M: \$67.70
7. The map, plan and report describing this extension to Sewer District 9 regarding this potential extension is on file in the Town Clerk's Office and may be inspected by members of the public.
8. The proposed financing method to be employed in the construction of this connection in this sewer district extension is private financing by the developer.

**NOW, THEREFORE BE IT RESOLVED** that the Town Board of the Town of Glenville will hold a public hearing on the petition to establish this extension to Sewer District No. 7 on September 3, 2014 at 7:00 PM or as soon thereafter as the matter can be reached, at the Glenville Municipal Center at 18 Glenridge Road, Glenville, New York to hear all persons interested in the establishment of this extension to the sewer district; and

**BE IT FURTHER RESOLVED** that a copy of this order certified by the Town Clerk shall be published at least once in the official newspaper of the Town and that said publication be not less than ten nor more than twenty days before the September 3, 2014 public hearing date.

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

### Motion Carried

Supervisor Koetzle asked for a motion to adjourn; Moved by Councilwoman Wierzbowski; Seconded by Councilman Pytlovany, everyone being in favor the meeting was adjourned at 8:13 PM.

ATTEST:

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Linda C. Neals  
Town Clerk