

Mayor Kastberg called the meeting to order at 7:00 p.m.

PRESENT: Trustee Gifford, Kohout, Neals, Rizzo and Mayor Kastberg

### **PRIVILEGE OF THE FLOOR**

*Mayor Kastberg opened the privilege of the floor at 7:01 p.m.*

Holly Kimble of 20 Sanders Ave spoke regarding the condition of Sanders Avenue and asked the board to consider this road when developing a paving program.

Maureen Liggett of 80 Craigie Avenue; owner of Liggett's Auto & Towing Service spoke regarding the rotation of companies used to provide towing services to the Village. Mrs. Liggett asked that the Village consider using their business more often since it is based in the Village.

*Mayor Kastberg closed the privilege of the floor at 7:08 p.m.*

### **PROCLAMATION PRESENTATION**

Mayor Kastberg presented the Scotia-Glenville Boy's Varsity Basketball Team with a proclamation to honor their accomplishment of being the 2008-2009 Section II Class A Champions.

### **FISCAL YEAR 2009-2010 BUDGET**

Mayor Kastberg provided an overview of the 2009-2010 budget.

#### **a. Public Hearing**

*Mayor Kastberg opened the public hearing at 7:22 p.m.*

No one wished to speak.

*Mayor Kastberg closed the public hearing at 7:23 p.m.*

The board scheduled a budget work session for Tuesday, April 14, 2009 to continue working on the 09-10 budget.

Trustee Neals and Trustee Rizzo were excused from the meeting.

### **LOCAL LAW 2009-B RELATING TO WIND ENERGY FACILITIES**

#### **a. SEQRA Determination**

**MOVED** by Trustee Kohout, seconded by Trustee Gifford that

Whereas, Local Law 2009-B regarding Wind Energy Facilities was introduced by the Board of Trustees and an Environmental Assessment Form (EAF) has been prepared and reviewed, and

Whereas, it is determined that the proposed local law an unlisted action, now therefore,

Be it Resolved, that said local law will not have a significant adverse impact on the environment.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

#### **b. Action**

**MOVED** by Trustee Gifford, seconded by Trustee Kohout that

Whereas, a public hearing was held, March 11, 2009 on proposed local law 2009-B regarding Wind Energy Facilities, now therefore,

Be it Resolved that the Board of Trustees adopts Local Law 2009-B regarding Wind Energy Facilities.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

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## **LOCAL LAW 2009-C RELATING TO OUTDOOR BURNING**

### **a. Public Hearing**

*Mayor Kastberg opened the public hearing at 7:44 p.m.*

No one wished to speak.

*Mayor Kastberg closed the public hearing at 7:45 p.m.*

### **b. SEQRA Determination**

**MOVED** by Trustee Kohout, seconded by Trustee Gifford that

Whereas, Local Law 2009-C regarding Outdoor Burning was introduced by the Board of Trustees and an Environmental Assessment Form (EAF) has been prepared and reviewed, and

Whereas, it is determined that the proposed local law an unlisted action, now therefore,

Be it Resolved, that said local law will not have a significant adverse impact on the environment.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

### **c. Action**

**MOVED** by Trustee Gifford, seconded by Trustee Kohout that

Whereas, a public hearing was held this night, April 8, 2009 on proposed local law 2009-C regarding Outdoor Burning allowing the use of meat smokers, now therefore,

Be it Resolved that the Board of Trustees adopts Local Law 2009-C regarding Open Burning allowing the use of meat smokers.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

## **LOCAL LAW 2009-D RELATING TO WATER METER READING**

### **a. Public Hearing**

*Mayor Kastberg opened the public hearing at 7:46 p.m.*

No one wished to speak.

*Mayor Kastberg closed the public hearing at 7:47 p.m.*

### **b. Action**

**MOVED** by Trustee Kohout, seconded by Trustee Gifford that

Whereas, a public hearing was held this night, April 8, 2009 on proposed local law 2009-D regarding the Public Water System and Water Meter Reading requirements and the enforcement thereof, now therefore,

Be it Resolved that the Board of Trustees adopts Local Law 2009-D regarding the Public Water System and Water Meter Reading requirements and the enforcement thereof.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

## **PROPOSED SCHENECTADY COUNTY SMALL CITIES GRANT PROJECT**

Peter Stoll, of Northeast Parent Child spoke regarding a grant request that will be submitted to Schenectady County for a possible NYS Office of Community Renewal grant. The grant would allow for rehab of three distressed properties in the Schenectady County townships and villages outside of the City of Schenectady by employing youth through the Schenectady YouthBuild program. The group is targeting Rotterdam, Duanesburg and Scotia as priority areas. Mr. Stoll asked the Village Board of Trustees for a letter of support.

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**ECONOMIC AND COMMUNITY DEVELOPMENT LOAN WITH RICHARD ADAMS**

**MOVED** by Trustee Gifford, seconded by Trustee Kohout that

Whereas, the Village has established a revolving loan program with Small Cities funds previously granted, and

Whereas, an application has been received from Richard Adams for the funding of the installation of a water sprinkler system in relation to expansion of the Scotia Cinema at 117 Mohawk Avenue, and

Whereas, the application has been duly reviewed by the Board of Trustees and Shelter Planning, now therefore,

Be it Resolved that the Board of Trustees approves an Economic and Community Development Revolving Loan to Richard Adams to fund the installation of a water sprinkler system in relation to expansion of the Scotia Cinema in the amount of \$60,000.00 with repayment at 3% interest over 5 years and that the Mayor is authorized to sign the loan agreement and all related documents necessary to complete the loan transaction, subject to the approval of the Village Attorney and pay any necessary administrative expenses from the CDBG account.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

**COMMUNITY ORIENTED POLICING SERVICES HIRING RECOVERY PROGRAM**

**MOVED** by Trustee Kohout, seconded by Trustee Gifford that

Whereas funding has been made available under a competitive grant process through the U.S. Department of Justice under the Community Oriented Policing Services (COPS) Hiring Recovery Program, or "CHRP", which provides funding to allow law enforcement agencies to hire/rehire officers in an attempt to create and preserve jobs, and

Whereas the program requires no matching funds to the grant, but requires that any officers hired with COPS CHRP funding must be retained for a minimum of one year following the three year funding period,

Whereas the Village Board believes that it is in the best interest of its citizens to apply for available funding, and approves submission of the application for funding under the 2009 COPS Hiring Recovery Program,

Now Therefore be it Resolved that Kris Kastberg, Mayor of the Village of Scotia, is authorized to execute all necessary documentation for the 2009 funding application under the CHRP program.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

**AMEND AND RESTATE THE DEFERRED COMPENSATION MODEL PLAN**

**MOVED** by Trustee Gifford, seconded by Trustee Kohout that

Whereas, the New York State Deferred Compensation Board (the "Board"), pursuant to Section 5 of the New York State Finance Law ("Section 5") and the Regulations of the New York State Deferred Compensation Board (the "Regulations"), has promulgated the Plan Document of the Deferred Compensation Plan for Employees of Village of Scotia (the "Model Plan") and offers the Model Plan for adoption by local employers;

Whereas, Village of Scotia, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of Village of Scotia;

Whereas, effective December 7, 2007 the Board amended the Model Plan to adopt provisions

- Expanding the eligibility for unforeseeable emergency withdrawals

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- Permitting law enforcement officers, firefighters, members of a rescue squad or ambulance crew who have retired for service or disability to request a plan distribution of up to \$3,000 annually to pay for health insurance or qualified long-term care premiums for themselves, their spouse or dependents.
- Permitting a beneficiary who is not the spouse of the deceased Participant to transfer their Plan account directly to an IRA.
- Permitting a Participant who is eligible for a distribution to rollover all or a portion of their Plan account to a Roth IRA.

Whereas, the Board has offered for adoption the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations; and  
Whereas, upon due deliberation, Village of Scotia has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of Village of Scotia by adopting the amended Model Plan.

Now Therefore be it Resolved, that Village of Scotia hereby amends the Deferred Compensation Plan for Employees of Village of Scotia by adopting the amended Model Plan effective December 7, 2007.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

#### **FIRE TRUCK BIDS**

**MOVED** by Trustee Gifford, seconded by Trustee Kohout that

Whereas, the Village has received an AFG Grant to purchase a new fire truck, now therefore,  
Be it Resolved that the Fire Chief is authorized to go out to bid for a new fire truck.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

#### **SURPLUS POLICE CARS**

**MOVED** by Trustee Gifford, seconded by Trustee Kohout that

Whereas , it has been determined that two police vehicles are no longer needed and are surplus, now therefore,

Be it Resolved that the 2004 Chevy Impala #2G1WF55K249343316 and 2005 Chevy Impala #2G1WF55K459280933200 are hereby designated surplus vehicles, and

Be it further Resolved that the Village Clerk-Treasurer is authorized to sell or dispose of such vehicles as authorized by law.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

#### **MAYOR'S COMMENTS TO THE BOARD**

Met with Sue Lombardi regarding the status of the erosion grants; the work will go out to bid in August. The lock on the front door of Village Hall will be repaired on Friday. Trustee Neals was excused from the meeting to attend the Town of Glenville meeting regarding discussion of the boundary line for Fire District #4.

#### **CORRESPONDENCE/LIAISON AND SPECIAL COMMITTEE REPORTS**

**Trustee Gifford** – No Scotia Fire Department meeting was held. Attended Planning Board meeting; a few sign applications were approved; discussed the zoning of the Scotia Motors properties. Attended meeting at the Senior Center.

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**Trustee Kohout** – Attended Zoning Board meeting. Approval was 3-2 to allow a home to be built on vacant property located on Albermarle Road. Attended Park Board meeting; approved several park use applications; discussed a possible memorial area being built in honor of Dick Fyvie, funded by donations made to the Scotia Police Benevolent Association. Attended meeting with the Mayor, Bob Diederich and Mike Diederich regarding a proposal for a site of a municipal center. The proposed municipal building will be on the agenda for the May 5<sup>th</sup> worksession.

#### **DEPARTMENTAL REPORTS**

**MOVED** by Trustee Kohout, seconded by Trustee Gifford that the Departmental reports be accepted as presented with thanks.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

#### **SUMMARY OF BUDGET TRANSFERS FOR MARCH**

The Clerk-Treasurer provided the board with a summary of all budget transfers for the month of March.

#### **AUDIT OF CLAIMS**

The Mayor appointed Trustee Kohout as a member of the Finance Committee for this meeting only.

**MOVED** by Trustee Gifford, seconded by Trustee Kohout that be it resolved that all claims against the Village dated April 8, 2009, be allowed and ordered paid in full in the amounts claimed. Further the Clerk/Treasurer is hereby authorized to draw checks in the claimants' favor and in the full amount listed and charge the same to the funds listed therein.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

#### **MINUTES OF THE REGULAR MEETING HELD MARCH 11, 2009**

**MOVED** by Trustee Gifford, seconded by Trustee Kohout that the minutes of the March 11, 2009 Village of Scotia, Board of Trustees meeting are hereby approved.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

#### **ADJOURNMENT**

**MOVED** by Trustee Kohout, seconded by Trustee Gifford to adjourn the meeting at 8:06 p.m.

Ayes: Trustee Gifford, Kohout and Mayor Kastberg

Noes: None

Abstentions: None

Respectfully submitted,

Maria A. Schmitz

Clerk to the Village Board of Trustees