

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

PRESENT: Trustee Gifford, Mathes, Rizzo, Tiberio and Mayor Kastberg

SPECIAL USE PERMIT-CVS PHARMACY

Stephanie Bitter, local council for the CVS project, stated that on December 21st they met with the Traffic Safety Committee to review the traffic study done by Creighton Manning. The Traffic Safety Committee did modify their recommendation to the Planning Board to allow the left exit out of the drive-thru as long as it was prohibited between the hours of 4pm-6pm and that signage was incorporated into the proposal, which CVS agrees with. The Planning Board met on Monday, January 9th and approved the site plan for the CVS project with the revised Traffic Safety Committee recommendation and provided the Board of Trustees with a positive recommendation for the Special Use Permit with a negative SEQRA declaration.

a) **Public Hearing** – done December 14, 2016

b) **SEQRA Determination**

MOVED by Trustee Mathes, seconded by Trustee Rizzo that

Whereas, a Special Use Permit Application was submitted to the Board of Trustees for 241 Mohawk Avenue for a new CVS building with a pharmacy drive-thru and an Environmental Assessment Form (EAF) has been completed and reviewed by the Board of Trustees with the assistance of the Village Attorney, and

Whereas, it is determined that the proposed special use permit application is an unlisted action, now therefore

Be it Resolved, that said special use permit application approval would not have a significant adverse impact on the environment.

Ayes: Trustee Gifford, Mathes, Rizzo, Tiberio and Mayor Kastberg

Noes: None

Abstentions: None

c) **Action**

MOVED by Trustee Mathes, seconded by Trustee Rizzo that

Whereas, an application has been submitted for a Special Use Permit for 241 Mohawk Avenue for a new CVS building with a pharmacy drive-thru, and

Whereas, the new pharmacy building will include a pharmacy drive-thru, and

Whereas, the Planning Board has held a public hearing and addressed any concerns and approved the site plan after thorough consideration and review, and

Whereas, the Planning Board has made a recommendation to the Board of Trustees that the Special Use Permit for the drive-thru be approved, and

Whereas, the Board of Trustees conducted a public hearing on December 14, 2016 and reviewed the Special Use Permit application and attendant documents and comments, now therefore,

Be it Resolved, that the Board of Trustees approves the Special Use Permit Application for 241 Mohawk Avenue for a drive-thru pharmacy at the new CVS building.

Trustee Gifford stated that he feels the Special Use Permit should be denied based on the traffic pattern and pedestrian safety; the drive-thru is contrary to pedestrian traffic in the Village.

Ayes: Trustee Mathes, Rizzo, Tiberio and Mayor Kastberg

Noes: Trustee Gifford

Abstentions: None

Mayor Kastberg opened the privilege of the floor at 7:05p.m.

Jerry Moore of 122 Jay Street read the following:

My name is Jerry Moore – J-e-r-r-y M-o-o-r-e – and anyone who wants a copy of what I say tonight can contact me at JerryMoore@nycap.rr.com or request an electronic copy from the Village Clerk.

I know the Village, members of the audience, the Village Board and many, many others will join with me in expressing our sorrow and condolences on the passing of David Pannone, who was a life-long Scotia resident, and who

leaves behind his wife of 32 years, Gail, and their children. We will also miss Irene Senn, who taught in Vista Job Corps centers, attended church, grew vegetables and flowers and created many colorful and beautiful quilts. Finally, Schuyler Weller, who was born and raised in Scotia and retired from GE has passed. He taught Sunday school and was a member of the Beukendaal Lodge of Free and Accepted Masons. All of them are deeply missed by those who knew them and our community has been greatly enriched by their presence among us.

I want to thank the mayor for his reply to my questions about the sewage plant. Rather than rehash past errors and shortcomings, I will give him and the Trustees who support the sewage plant one, and only one, last chance to be completely honest with the village. The mayor wrote, "We will provide the community with current and accurate numbers for our entire analysis at the public hearings once they are scheduled." The numbers better be comprehensive and flawless. I strongly suggest that you bring invoices to prove the numbers that you provide. These invoices should show the amounts that we actually pay for sewage services.

The mayor wrote to Randy Lombardo, "The \$758,000 (estimate for leasing treatment services from Schenectady) represents the average bill from Schenectady for the four years previous to the study." If Ellis hospital bills me \$15,000 for medical services and I negotiate a \$5,000 cash payment, is the IRS interested in knowing how much I was billed in calculating the medical deduction, or how much I actually paid? If I submit the original \$15,000 bill as proof of medical expenses, knowing I only paid \$5,000, what's that called? It's called fraud. It's called welcome to prison.

Just a heads up mayor, we will not accept numbers from bills that have errors in them, which you later get corrected. We will not accept numbers that both the village and the city later agree are out of whack. You cannot justify spending \$15 million using billing errors and charges everyone eventually agrees are excessive and unintended. That would be fraud. Lastly on this issue, I have included a draft resolution which I believe every prudent voter would agree with.

A RESOLUTION REQUIRING MAYOR KASTBERG TO INQUIRE OF THE CITY OF SCHENECTADY

AS TO ITS INTERPRETATION OF PARAGRAPH 26, SECTION XI. FUTURE CAPITAL IMPROVEMENTS OF THE 2015 AGREEMENT BETWEEN THE CITY OF SCHENECTADY AND THE

VILLAGE OF SCOTIA FOR TREATMENT AND DISCHARGE OF SANITARY SEWAGE BE IT ENACTED, by the Board of Trustees of the Village of Scotia, as follows:

WHEREAS, the Village is investigating the feasibility of constructing a wastewater treatment facility costing millions of dollars; and

WHEREAS, the language of Paragraph 26, Section XI. Future Capital Improvements of the 2015 Agreement Between the City of Schenectady and the Village of Scotia for Treatment and Discharge of Sanitary Sewage may be ambiguous as to the future liability of sewer customers for the cost of capital improvements made during the contract but not collected in full before the end of the contract; and

WHEREAS, the full cost to sewer customers of switching wastewater treatment from the City of Schenectady to the Village of Scotia cannot be calculated without knowing the nature and extent of said future liability under Paragraph 26; and

WHEREAS, prudence requires knowledge of the full costs before acting to spend millions of dollars to pursue the project; now, therefore, be it RESOLVED, that Mayor Kastberg inquire of the City of Schenectady as to its interpretation of the aforementioned Paragraph 26 to ascertain the nature and extent of the future liability of sewer customers for the cost of

capital improvements made during the contract but not collected in full before the end of the contract.

I hope you pass this resolution.

Moving on to the fire-ravaged home of John Dennis, which is owned by Jerilyn Van Heusen. Rather than recount all the occurrences and procedures that sicken me about this, some of which are in my letter to her of January 4th, of which you should have received electronic copies, I'm going to tell you what should be happening.

As I have said before, rather than assign trustees to departments, they should be assigned to streets. Each trustee should be an expert on the conditions and needs of every house on every street to which he is assigned.

When a house catches fire, the trustee assigned to that house should be meeting personally with the victims within hours after the fire. That trustee should have in-hand a pamphlet of everything a fire victim needs to know to cope with what's coming. Then the trustee needs to offer to

personally help the victims with every step of the process. If the trustee is not available, then an alternate trustee needs to do it. If the trustee has to miss board, committee or department meetings to help the victims, so be it. If the trustees don't agree with me that this is plainly the right thing to do, then we might as well dissolve the village and live in a town.

On your list of things for the trustees to do this year, I want you to add the three most likely tragedies villagers might face and for which they would have almost no idea of how best to deal with them. Then I want you to develop pamphlets that you can personally give to them, along with your offers of assistance. I want the relevant village departments to immediately communicate with trustees when one of these tragedies occurs. I want you to see your jobs as working to help villagers first and foremost, in everything you do. If you do that, we'll get along splendidly.

At the next meeting I hope to get on with serious problems of Freedom Park, from which I've been distracted by this \$15 million boondoggle of a sewage plant.

Theresa Nowicki of 221 Lark Street; Stated that she boiled water in a pot and was surprised by the white residue that was left in the pot once the water had boiled out; Mrs. Nowicki brought her pot and passed it along to the Board of Trustees for them to see. Concerned with the quality of the water for the Village residents. Mrs. Nowicki spoke to the Superintendent of Public Works and the Mayor; she would like additional testing done to see what the formula of the residue actually is. The Village of Scotia tests each water each year based on regulations provided by the Schenectady County Health Department, if a resident would like additional testing done, the resident would be responsible for that testing themselves.

Mayor Kastberg closed the privilege of the floor at 7:25p.m.

UNSAFE BUILDING 45 CUTHBERT ST/REAR AKA 2 WILMARTH ST

Mayor Kastberg tabled this item; the owner has contracted with a demolition company and the Building Inspector is satisfied that the building will come down in a reasonable amount of time.

INITIATIVE & PRIORITIES FOR 2017

Trustee Mathes

Review Village Fee Schedule

Develop a Program to Attract Businesses to our Business District

Trustee Tiberio

Update Business District Design Guidelines and Master Plan to form a Comprehensive Plan for the Business District

Trustee Rizzo

Review Catch Basin Maintenance

Develop a Municipal Dock Promotion Program

Mayor Kastberg

- Codify Business District Design Guidelines
- Permanently Address Court Audit Letter to Management
- Develop a Complete Streets Committee for Funding
- Develop an In-House Vacant Property Database
- Complete the Ambulance Transport/ALS Agreement Study
- Plan and Fund a Multi-Department Equipment Storage Facility
- Develop a Collins Lake Invasive Plant Management Program
- Replace Park Equipment (Jake)
- Identify Grant funding for:
 - Burr Bridge*
 - Village Hall Generator*
- Rehab Bike Trail with Glenville*
- Develop a Municipal Facilities Plan*

*carried over from prior year

Mayor Kastberg stated that this will be an agenda item for the February work session; to discuss how to move forward on these initiatives.

2017 STOP-DWI AGREEMENT WITH SCHENECTADY COUNTY

MOVED by Trustee Mathes, seconded by Trustee Rizzo to authorize the Mayor to execute the 2017 Stop-DWI Program Agreement with Schenectady County.

Ayes: Trustee Gifford, Mathes, Rizzo, Tiberio and Mayor Kastberg

Noes: None

Abstentions: None

MAYOR'S COMMENTS TO THE BOARD

Based on new state legislation, any person utilizing truss type, pre-engineered wood or timber construction for the erection of any new residential structure, for any addition to an existing residential structure, or for any rehabilitation of an existing residential structure, shall, upon application for a building permit, include on the permit application that truss type, pre-engineered wood or timber construction is being utilized. A sticker with this designation would then need to be affixed to any electric box attached to the exterior of the structure. The state has set the cost of this sticker to be \$50; will amend village fee schedule at next meeting. Reminded each of the Trustees to complete their workplace violence training. The part-time employee that helped with enforcement of grass and brush during the summer season has begun snow enforcement. With the last storm, 100 warning letters were sent out to remind residents of their responsibilities to keep sidewalks clear. Benefit will be held on Wednesday, January 18th for Dan and Kate Marchand, 6:00p.m. at Riverstone Manor. At the last meeting Trustee Mathes asked the status of the Local Government Efficiency Grant with the Town of Glenville. Mayor stated that he contacted Supervisor Koetzle; the School Districts have dropped out of the proposal. Mayor will be meeting with Supervisor Koetzle within the next few weeks. Mayor thanked Lisa Holst, Chair of the Planning Board for all her work regarding the CVS review as well as other Planning Board reviews. January 9th was Lisa's last meeting since she will be moving out of the Village; asked Trustees to let him know if they have any recommendations for a new member of the Planning Board.

CORRESPONDENCE, LIAISON AND SPECIAL COMMITTEE REPORTS

Trustee Mathes – Viewed Supervisor Koetzle's State of the Town address; Supervisor Koetzle is proposing a Village/Town committee to look into improving shared services, comprised of one member of the Town Board, one member of the Village Board as well as residents from each of the municipalities. As liaison to the Town of Glenville, Trustee Mathes would like to serve on this committee. Mayor Kastberg stated that this is an issue he would like to discuss with Supervisor Koetzle when they meet; once he is given the charge to the committee, he will forward on to Trustee Mathes.

January 11, 2017

Trustee Gifford – Attending Fire Department meeting. Attended Planning Board meeting; approved site plan for CVS Pharmacy and reviewed a proposal for renovations to the convenience store on Sacandaga Road.

Trustee Tiberio – Will be attending first BID meeting on Tuesday, January 17th.

Trustee Rizzo – Special Events Committee will be taking down holiday decorations on Saturday. Attended Freedom Park meeting; beginning preparations for 2017 season.

DEPARTMENTAL REPORTS

Trustee Mathes complimented the Police Department; considering the staffing situations, the department has done a tremendous job and should be recognized for it.

MOVED by Trustee Rizzo, seconded by Trustee Mathes that the Departmental reports be accepted as presented with thanks.

Ayes: Trustee Gifford, Mathes, Rizzo, Tiberio and Mayor Kastberg

Noes: None

Abstentions: None

AUDIT OF CLAIMS

MOVED by Trustee Rizzo seconded by Trustee Mathes that be it resolved that all claims against the Village dated January 11, 2017 be allowed and ordered paid in full in the amount of \$347,584.64 charged to the following funds:

A-General Fund \$ 326,844.35

F-Water Fund \$ 10,471.75

G-Sewer Fund \$ 10,268.54

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, Rizzo, Mathes, Tiberio and Mayor Kastberg

Noes: None

Abstentions: None

MINUTES OF THE REGULAR MEETING HELD DECEMBER 14, 2016

MOVED by Trustee Tiberio, seconded by Trustee Mathes that the minutes of the December 14, 2016 Village of Scotia, Board of Trustees meeting are hereby approved.

Ayes: Trustee Gifford, Mathes, Rizzo, Tiberio and Mayor Kastberg

Noes: None

Abstentions: None

MINUTES OF THE SPECIAL MEETING HELD JANUARY 3, 2017

MOVED by Trustee Tiberio, seconded by Trustee Mathes that the minutes of the January 3, 2017 Village of Scotia, Board of Trustees meeting are hereby approved.

Ayes: Trustee Gifford, Mathes, Rizzo, Tiberio and Mayor Kastberg

Noes: None

Abstentions: None

NEW BUSINESS

Trustee Mathes stated that he was on the NYS Unclaimed Funds website and found that there is unclaimed money in the name of the Village of Scotia; Clerk Treasurer Schmitz will follow up on this.

ADJOURNMENT

MOVED by Trustee Rizzo, seconded by Trustee Gifford to adjourn the meeting at 7:50p.m.

Ayes: Trustee Gifford, Mathes, Rizzo, Tiberio and Mayor Kastberg

Noes: None

Abstentions: None

Respectfully submitted,

Maria A. Schmitz

Clerk to the Village Board of Trustees