

**TOWN OF BRUNSWICK  
REGULAR TOWN BOARD MEETING  
MARCH 9, 2023, 7:00 P.M.  
TOWN HALL**

**Board Members Present:** Supervisor Herrington, Councilman Christian, Councilman Sullivan, Councilman Balistreri and Councilman Cipperly.

**Board Members Absent:** None.

**Also Present:** Town Attorney, Thomas Cioffi and Town Clerk, William Lewis.

Supervisor Herrington called the meeting to order at 7:00 p.m.

All joined in with the salute to the flag.

**VISITORS WHO WISH TO SPEAK:**

None.

**BUSINESS MEETING:**

**MINUTES OF THE PREVIOUS MEETING:**

Councilman Sullivan made a motion to approve the minutes of the February 9<sup>th</sup> Town Board Meeting. Motion seconded by Councilman Balistreri. Unanimously approved.

**REPORTS:**

*Town Clerk:* William Lewis

Mr. Lewis gave his report for the month of February. \$7,608.54 will be remitted to the Supervisor's office. Rounding numbers, recycling fees accounted for \$3,994.00, Community Center fees for \$2550.00, Pavilion fee for \$100.00, Dog License fees for \$356.00 and \$608.00 in miscellaneous fees making up the balance. The Community Center had 15 new reservations and the Beach Pavilion had 1. Bookings are well into July of this year for the Community Center. Our share of \$195.00 in DEC sales was \$11.00. Residents have been asking about the Summer Camp Program and Beach Passes. Both are being finalized. Motion to accept the report was made by Councilman Sullivan and seconded by Councilman Christian. Unanimously approved. A copy of the written report is on file in the Town Clerk's Office.

*Highway Superintendent:* Mike Bayly

Mr. Bayly gave his report for the month of February. Work included: four snow events with plowing; salting and clearing sidewalks of snow; trucked sand and mixed with salt; roadside brush cutting and brush cleanup from the storm; chipped tree debris from storm at town beach; repaired several mailboxes; patched roads; repaired/installed road signs; assisted the Water Department with water main repairs; installed/repaired military banners; continued work on shop offices; performed truck maintenance. Motion to accept the report was made by Councilman Christian and seconded by Councilman Balistreri. Unanimously approved. A copy of the written report is on file in the Town Clerk's Office.

*Water & Sewer:* Bill Bradley

Mr. Bradley gave his report for the month of February. All required water testing for the month was completed. There have been several small water main breaks, mostly due to poor installation practices in the past. Meter replacements and GPS mapping of infrastructure is continuing. He is sourcing a vendor to perform Hydrogen leak detection in the 16' mains in town. City of Troy has had some issues with lead in water service lines. He is preparing the bid package for the Vanderheyden Dam project, hopefully to be ready by the end of April. He is waiting for the City

of Troy for the final agreement for sewer discharge connected to the Oakwood Properties development. Motion to accept the report was made by Supervisor Herrington and seconded by Councilman Balistreri. Unanimously approved. A copy of the written report is on file in the Town Clerk's Office.

Code Enforcement: Charles Golden

Mr. Golden gave his report for the month of February. The report showed \$4,535.00 was collected for Building Permits and Zoning and Planning Board Fees. 3 building permits were issued or renewed, 45 building/property inspections were performed and active permits totaled 311. The department had 4 code call outs with inspections, 7 code complaints, 7 code complaint inspections, 7 follow up complaint inspections and 5 fire inspections. No additional vacant/abandoned properties were identified. There are 5 Planning Board projects open or approved and 6 with the Zoning Board. 6 FOIL requests were received as well as zoning inquiries. Mr. Golden has picked up working on the Clean Energy Communities project. He met with the regional coordinator and he is working on identifying where our electric and gas usage stands. There may be grant available for this project going forward. Motion to accept the report was made by Councilman Christian and seconded by Councilman Sullivan. Unanimously approved. A copy of the written report is on file in the Town Clerk's Office.

Town Attorney: Thomas Cioffi

Mr. Cioffi gave his report for the month of February. He attended and participated meetings with staff and outside counsel at Town Hall or by conference calls or video meetings on February 13, 22, 23, 24, 27, 28, March 1, 2, 3, 6, and 7; worked with outside counsel on a litigation matter; worked with the Town Clerk on a subpoena for town records; participated in a presentation by CLE regarding insurance contacts and coverage on March 5<sup>th</sup>; he is scheduled to participate in several more complimentary presentations by CLE and Lexis Nexus, concerning the legal information databases he uses in his work with the Town; prepared resolutions for tonight's agenda; prepared and reviewed various legal documents, and performed legal research and advisement as requested by town officials and employees; Motion to accept the report was made by Supervisor Herrington and seconded by Councilman Balistreri. Unanimously approved.

Town Historian: Tracy Broderick

Ms. Broderick gave her report for the month of February. She has been researching the Ginsburg family, which now operates the Harley Davidson dealership in Brunswick. Ben Ginsburg operated a meat market in Troy in the 1920's, and when business grew he moved out to Brunswick in the early 1940's, offering a large selection of meats and especially turkeys. In the mid 1950's he expanded to become an old fashioned country store selling anything you could imagine! Coming up, Earth Day is April 22<sup>nd</sup> and the Brunswick Historical Society will be holding the Forest Park Cemetery clean up. Volunteers are welcome! Motion to accept the report was made by Councilman Christian and seconded by Councilman Cipperly. Unanimously approved. A copy of the written report is on file in the Town Clerk's Office.

Recycling Coordinator: Thomas Engster

Mr. Engster gave his his report for the month of February. Revenues totaled \$4,243.00 and expenses \$2208.34. 27.11 ton of materials were recycled and landfilled. CEE waste recycled was 7.365 tons. Motion to accept the report was made by Councilman Christian and seconded by Councilman Sullivan. Unanimously approved. A copy of the report is on file in the Town Clerk's Office.

Community Library: Sara Hopkins

Ms. Hopkins gave her report for the month of February. Last month there were 3053 physical checkouts, 2,019 walk in visitors, 3,056 digital checkouts, 187 Wi-Fi users (23/day average), assisted with 110 technical usages and 219 reference questions were addressed. 490 people participated in various programs, and 14 passports were processed. Chuck Golden and Mike McDonald for helping with an issue with their neighbors chickens that were damaging the

property. She also thanked the Brunswick Elks Lodge for choosing the Brunswick Library as their charity of the month, sponsoring an upcoming roast beef dinner on March 13<sup>th</sup> benefitting the library. Thanks also to Stewarts for a donation of \$800.00 from the Holiday Match proceeds. This will help fund family service programs Program schedules (new and continuing), special events and news items are available at [www.brunswicklibrary.org](http://www.brunswicklibrary.org) Motion to accept the report was made by Councilman Cipperly and seconded by Councilman Balistreri. Unanimously approved. A copy of the written report is on file in the Town Clerk's Office.

**RESOLUTIONS:**

None.

**CORRESPONDENCE:**

None

**OLD BUSINESS:**

None.

**NEW BUSINESS:**

Councilman Cipperly gave an update on the trails being constructed between Keyes Lane and the Highland Creek development on McChesney Ave. With help from Jesse Hoffman, neighborhood volunteers, Bill Bradley and the Water Department, the mostly wooded rough trails have been cleaned and are marked. Maps being developed and kiosks at the trailheads will be installed soon. People are encouraged to use this beautiful area.

Caryn Mlodzianowski, Bohler Engineering, representing Primax Properties, LLC, gave a brief explanation of the request they are submitting for a zoning change, in order to construct an 11,000 square foot building for a Dollar General retail store, at the intersection of Carrolls Grove Road and NY Route 7. Currently this is a BLO district (business/light industrial use) which does not allow a building over 5,000 square feet. The request submitted is to rezone this parcel to B15, which would allow the larger structure. Attorney Cioffi advised that procedurally to move forward, the Town Board would first have to accept the request. If accepted, this does not change the zoning, and next the proposal and site plans would need to go through the normal Zoning and Planning Board processes/reviews. If approved through these boards and referred back to the Town Board, a Local Law to make the zoning change would be drafted and a public hearing would be scheduled.

**WARRANTS:**

Warrants No. 230195 through 230282, No.21723001 through 21723009 and No.30323001 through 30323007 were presented. Motion to approve the warrants was made by Councilman Sullivan and seconded by Councilman Christian. Unanimously approved. Individual fund expenses were as follows:

General	\$	143,077.65
Highway	\$	73,264.20
Water	\$	9,822.81
Sewer	\$	1,672.40
Special Sewer District #6	\$	1,323.68
Special Fire	\$	1,644,906.50

**FURTHER VISITORS WHO WISH TO SPEAK:**

Jennifer Mann, 91 Hill Road, had enjoyed Town Historian Broderick's report on the Ginsburg family. On that note she wanted people to be aware of and participate in the charity motorcycle rides sponsored by Brunswick Harley Davidson which is owned/operated by their family.

Concerning the proposed zoning change discussed this evening:

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Andy Ross, 266 Carrolls Grove Road, wanted to be clear on the process regarding the Dollar General proposal. The previously stated process was reviewed. Answering if the Town Board would act upon the proposal at the next meeting, he was informed there is no time line set in stone for this type of process, however it is common to not let things languish. Mr. Ross noted that there were many people from this neighborhood in attendance tonight, who are adamantly opposed to this plan.

Ann Grabb, no address given, asked if the proposed zoning change would extend further along the Route 7 corridor. It would not.

Caroline Trzinski, 205 Carrolls Grove Road, is against the proposal and asked why the board couldn't make a decision right now. She was reminded it had to go through the proper process. Two of her concerns were traffic on Carrolls Grove Road and the probable increase in litter along the roadside.

Andy Ross, 266 Carrolls Grove Road, asked if the firm asking for the zoning change can actually apply if they didn't own the property. Mr. Cioffi noted that it is not uncommon for applicants to have a contract on the purchase of lands, and request modification of zoning to move their project forward.

Ann Button, Carrolls Grove Road, said this is a dangerous road/intersection already and line of site for seeing approaching traffic on Route 7 is poor.

Micheline Wilson, 269 Carrolls Grove Road, asked the Town to look at other Dollar General stores in the area. She has witnessed them being built, then the properties were neglected, garbage/litter all around and large increase in traffic.

Jim Tkacik, 387 Brunswick Road, told the board that there should be more advanced notice of proposals/issues that are to be discussed at a meeting via the website or social media. Allow residents time to review before the meetings. Once again he urged the town to be more informative on the website.

Paula Lanue, 1254 NY Route 7, feels that businesses that have been built east of route 278 have been able to meld with the character of Brunswick and the surrounding lands. This proposed business would not! She also cited traffic and trash as an issue.

Justine Hudson, 120 Carrolls Grove Road, stated that Carrolls Grove Road is already a very dangerous road and cut through traffic will only worsen the situation and put lives at risk.

**ADJOURNMENT:**

Councilman Sullivan made the motion to adjourn the meeting. Motion was seconded by Councilman Christian. Unanimously approved. The meeting adjourned at 8:05 p.m.

Respectfully submitted,

William j. Lewis  
Town Clerk