

**TOWN OF BRUNSWICK  
REGULAR TOWN BOARD MEETING  
OCTOBER 13, 2016, 7:00 P.M.  
TOWN HALL**

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

**Board Members Absent:** Councilman Balistreri

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

Supervisor Herrington called the meeting to order at 7:05 p.m.

All joined in with the salute to the flag.

**VISITORS WHO WISH TO SPEAK:**

Mr. Larry Murray, 69 N. Langmore Ln., addressed the board. He stated that he is still having a water run off issue at his home. It was noted by Highway Superintendent Eddy that they had milled the road in an attempt to re-direct the water, tested the results and saw great improvement. Mr. Murray disagreed and feels more should be done especially with the nearby new construction taking place which could potentially make the matter worse. Supervisor Herrington noted that the town has met with the builder in order to be sure this doesn't occur. Mr. Murray and the Highway Superintendent will meet in the near future at the site for more review. .

**BUSINESS MEETING:**

**MINUTES OF THE PREVIOUS MEETING:**

Councilman Sullivan made a motion to accept the Minutes of the previous meetings, seconded by Councilman Christian. Approved.

**REPORTS:**

Town Clerk: William J. Lewis

Mr. Lewis gave his report for the month of September. \$8,552.13 will be remitted to the Supervisor's office. Recycling fees made up the majority of monies received, followed by Community Center rentals and dog licensing, with the balance being miscellaneous fees. Motion to accept the Town Clerk's Report was made by Councilman Casale and seconded by Supervisor Herrington. Approved. A copy of the written report is on file in the Town Clerk's Office.

Highway Superintendent: Doug Eddy

Mr. Eddy gave his report for the month of September. Road work included road patching, paving, culvert replacement, and ditch maintenance, mowing and brush/tree removal on right of ways. They assisted the Towns of Grafton and Schaghticoke with paving and the Town of Belin with road sweeping. Mowing and repairs were done at the sports facilities. Equipment repairs and fitting accessories on trucks were also completed. The pond at the Community Center was extensively overhauled. Motion to accept the report was made by Councilman Christian and seconded by Councilman Sullivan. Approved. A copy of the written report is on file in the Town Clerk's Office.

Water & Sewer Report: Bill Bradley

Mr. Bradley gave his report for the month of September. All required water samplings and Dig Safely requests (49) were completed. They repaired a leak on Meadow View Dr. installed two zone metering pits installed new pumps at the North Lake station and began siphoning the Vanderheyden Reservoir to allow for the culvert replacement under the Town Beach access road. Motion to accept the report was made by Councilman Casale and seconded by Supervisor Herrington. Approved. A copy of the written report is on file in the Town Clerk's Office.

Code Enforcement: Karen Guastella

Ms. Guastella gave her report for the month of September. The report showed \$18,168.70 was collected for Building Permit and Zoning Variance/Planning Board Fees. 35 new building permits were issued, 158 building inspections were performed and active permits totaled 403. The department had 2 code call outs, 3 code complaints and 3 code complaint inspections were made. Additionally, 20 follow up inspections were completed. Motion to accept the report was made by Supervisor Herrington and seconded by Councilman Christian. 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 September. Other than routine matters, he reviewed a draft map and plan for the Spring Avenue Water District Extension, which is under consideration, reviewed the Justice Court audit and prepared the acknowledgement Resolution, reviewed personnel matters with the Supervisor and offered legal advice, reviewed and offered editing advice on the Workplace Violence Policy, participated in a meeting with the Supervisor and staff regarding the 2017 Town Budget, attended a meeting and offered advice on the PDD Amendment application from Brunswick Square, researched law pertaining to the upcoming labor negotiations, met with water superintendent Bradley, ultimately preparing a contract to supply a private residence with public water due to a well failure at the location and lastly, researched sign law for the Supervisors Office. Motion to accept the report was made by Supervisor Herrington and seconded by Councilman Casale. Approved.

Town Historian: Sharon Zankel

Mrs. Zankel gave her report for the month of September. She met with the Evans family of Schenectady regarding the Topp-Pond family burial plot and their intent to install a gravestone at the site. She also received a request from a Lansingburgh family for the location and possible availability of plots purchased over 100 years ago. She previewed the Little Libraries project created by Nick Fisk. She will host the annual Forest Park Cemetery Tour on October 23<sup>rd</sup> at 2:00 pm. Volunteers are welcome! The Grafton Historical Society sent a public invitation to their wine and cheese tasting event, October 15<sup>th</sup>, from 4:00 to 6:00 pm at the Grafton Inn. Motion to accept the report was made by Councilman Christian and seconded by Councilman Sullivan. Approved. A copy of the written report is on file in the Town Clerk's Office.

Recycling Coordinator: Thomas Engster

Mr. Engster gave his report for the month of September. After expenses, there were revenues of \$2,715.54. 42.44 tons of materials were recycled and landfilled and 2.39 tons of electronics were recycled for the month. Motion to accept the report was made by Councilman Casale and seconded by Supervisor Herrington. Approved. A copy of the written report is on file in the Town Clerk's Office.

Library Report: Ms. Natalie Schipano

Ms. Schipano was unable to attend the meeting. Mr. Fred Wobrock gave the report for the month of September. The month saw a slight decrease in print circulation (2888) and patron visits (2066). Computer sessions, WIFI connections, e-books and digital audio books also declined a little. The regular programs will continue. The Annual Appeal has been completed and will be mailed soon. The Little Libraries reveal was September 27<sup>th</sup> and they are all at their new locations. Full schedules & news items are available at [www.brunswicklibrary.org](http://www.brunswicklibrary.org). Motion to accept the report was made by Councilman Casale and seconded by Councilman Sullivan. Approved. A copy of the written report is on file in the Town Clerk's Office.

A representative of Laberge Engineering made a brief presentation regarding a PDD Amendment application submitted by Nigro Realty, on behalf of the Golub Corporation, for the addition of a drive through pharmacy at the Price Chopper Supermarket located within the Brunswick Square PDD. A resolution to accept this application is before the Town Board this evening which, if approved, will be forwarded to the Planning and Zoning Boards for action

**RESOLUTIONS:**

**Resolution No. 62** Resolution Authorizing Release of Performance Bond in Connection with Brunswick Meadows Planned Development District. The foregoing Resolution, offered by Supervisor Herrington and seconded by Councilman Casale, was put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Casale, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Absent; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 63** Resolution Acknowledging Justice Court Audit. The foregoing Resolution, offered by Councilman Sullivan and seconded by Councilman Christian, was put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Casale, Voting Aye; Councilman Balistreri, Voting Absent; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 64** Resolution Accepting and Awarding Mini-Bid for the Sale and Purchase of 2017 Ford Escape SE 4WD in Accordance with the New York State Office of General Services Vehicle Marketplace (OGS Group 40451, Award 22898, Light Duty Vehicles). The foregoing Resolution, offered by Supervisor Herrington and seconded by Councilman Sullivan, was put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Casale, Voting Aye; Councilman Balistreri, Voting Absent; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 65** Resolution Approving and Authorizing Supervisor to Execute Water Purchase and Supply Agreement. The foregoing Resolution, offered by Supervisor Herrington and seconded by Councilman Sullivan, was put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Casale, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Absent; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 66** Resolution Accepting Application for Amendment of Brunswick Plaza Planned Development District, Appointing Consulting Engineer and SEQRA Attorney, and Referring Amendment Application to Planning Board and Zoning Board of Appeals – Nigro Companies/Golub Corporation. The foregoing Resolution, offered by Councilman Sullivan and seconded by Councilman Christian, was put to a roll call vote as follows: Councilman Sullivan, Voting Aye; Councilman Christian, Voting Aye; Councilman Casale, Voting Aye; Councilman Balistreri, Voting Absent; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 67** Resolution Approving 2017 Tentative Budget as 2017 Preliminary Budget of the Town of Brunswick. The foregoing Resolution was not offered and no votes were recorded. The foregoing Resolution was not thereupon declared duly adopted.

At this time, Supervisor Herrington asked Mr. Andrew Gilchrist, Planning and Zoning Board attorney, to review the eminent domain process currently moving forward concerning property located at 296 Town Office Rd. All legal requirements, which include notification of intent to involved persons, offer of purchase, and response time for the offer have been met. There were no responses to the purchase offer. The next steps are adopting the Negative Declaration under SEQRA, and authorizing the commencement of litigation under the Eminent Domain Procedure Law. He noted that it is still possible that the parties involved will respond before litigation begins. There are two resolutions related to the process in front of the Town board for consideration.

**Resolution No. 68** Resolution Adopting Negative Declaration Pursuant to State Environmental Quality Review Act in Connection with Acquisition of Property Through Eminent Domain Procedure Law. The foregoing Resolution, offered by Councilman Sullivan and seconded by Councilman Christian, was put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Casale, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Absent; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**Resolution No. 69** Resolution Authorizing Commencement of Litigation under Eminent Domain Procedure Law. The foregoing Resolution, offered by Councilman Christian and seconded by Councilman Sullivan, was put to a roll call vote as follows: Councilman Christian, Voting Aye; Councilman Casale, Voting Aye; Councilman Sullivan, Voting Aye; Councilman Balistreri, Voting Absent; Supervisor Herrington, Voting Aye. The foregoing Resolution was thereupon declared duly adopted.

**CORRESPONDENCE:**

Margaret Page, Treasurer and Trip Coordinator for the Sycaway Seniors Club, wrote to Supervisor Herrington thanking the Town for its continuing support. This helps members, who otherwise might not be able to afford the costs, to participate in their trips.

**OLD BUSINESS:**

None

**NEW BUSINESS:**

None

**WARRANTS:**

Warrants No. 161036 through 161184, No. 9231601 through 9231613 and No. 10071601 through 10071612 were presented. Councilman Casale made a motion to approve the warrants, seconded by Supervisor Herrington. Approved.

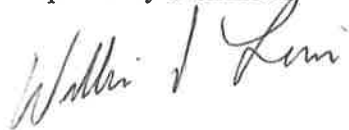
**FURTHER COMMENTS FROM VISITORS:**

None

**ADJOURNMENT:**

Councilman Christian made a motion to adjourn the meeting, seconded by Councilman Casale. Approved. The meeting adjourned at 8:05 p.m.

Respectfully submitted,



William J. Lewis  
Town Clerk