



The Town of East Greenbush

225 Columbia Turnpike, Rensselaer, New York 12144

TOWN BOARD MEETING

AGENDA

November 20, 2013

Call to Order
Pledge to the Flag
Town Board Meeting:

7:00 PM

PRE BOARD

Members of Town Board

Present

Absent

Supervisor Langley
Councilperson Matters
Councilperson Mangold
Councilperson Malone

Communications / Announcements / Reports

Open Public Privilege: NOTE: Each speaker shall state name and address prior to addressing the Board and shall be granted the floor for up to five minutes. The Board thanks everyone in attendance for their understanding and also for their desire to actively participate in the decision-making process locally.

Resolutions and Proposals by Town Board Members:

XX-2013 A Resolution to Approve Meeting Minutes

WHEREAS, the minutes of Town Board meetings, as provided in § 106 of Article 7 of the New York Public Officers Law, shall be approved by the Board prior to them being finalized, deemed official and disseminated to the public by the Town Clerk; and

WHEREAS, that the minutes of the regular Town Board Meeting held on October 16, 2013; and

WHEREAS, the Town Board has reviewed these minutes and any necessary corrections have been made; now, therefore, be it

RESOLVED, that the minutes of the regular Town Board Meeting held on October 16, 2013, are hereby approved as submitted.

The foregoing Resolution was duly moved by Supervisor Langley and seconded by Councilperson Matters and brought to a vote resulting as follows:

Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson Mangold	VOTED
Councilperson Malone	VOTED

XX-2013 A Resolution Approving the Adoption of the Annual Budget for Fiscal Year 2014

WHEREAS, pursuant to New York Town Law § 106, subd. 2, the East Greenbush Town Supervisor duly filed a Tentative Budget and budget message in the office of the Town Clerk on September 30, 2013 (referred to hereinafter as the "Tentative Budget"); and

WHEREAS, the Tentative Budget provided for no increase in the Town's real property tax levy for fiscal year 2014; and

WHEREAS, the Comptroller has heretofore acknowledged that the Tentative Budget is balanced; and

WHEREAS, pursuant to New York Town Law § 106, subd. 4, the East Greenbush Town Board, at its regular meeting held on October 16, 2013 and with dissenting votes cast by Supervisor Langley and Councilperson Matters, duly approved a Preliminary Budget which was duly filed in the office of the Town Clerk on October 16, 2013 (referred to hereinafter as the "Preliminary Budget"); and

WHEREAS, the Preliminary Budget provided for, among other things, a tax increase in the town's real property tax levy for fiscal year 2014, along with a spending increase; and

WHEREAS, pursuant to New York Town Law § 108, the East Greenbush Town Board duly conducted a public hearing on the Preliminary Budget; now, therefore, be it

RESOLVED, that, pursuant to New York Town Law § 109, subd. 2, the Preliminary Budget, as amended to reflect the Tentative Budget in every respect, be, and the same hereby is, duly adopted as the annual budget for fiscal year 2014 (referred to hereinafter as the "Adopted Budget"); and be it further

RESOLVED, that the Town Clerk file shall cause a copy of the Adopted Budget to be duly filed in her office; and be it further

RESOLVED, that, pursuant to New York Town Law § 109, subd. 3, the Supervisor, Comptroller, Receiver of Taxes, and the Assessor take all action required and/or appropriate relative to the implementation of the Adopted Budget.

The foregoing resolution was duly moved by Supervisor Langley, seconded by Councilperson Matters, and brought to a vote as follows:

Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson Mangold	VOTED
Councilperson Malone	VOTED

XX-2013 A Resolution Approving and Authorizing the Settlement of Tax Certiorari Proceeding entitled WP COLUMBIA ASSOCIATES, LLC v. Town of East Greenbush

WHEREAS, WP COLUMBIA ASSOCIATES, LLC has brought Article 7 RPTL Tax Certiorari actions against the Town of East Greenbush in Rensselaer County Supreme Court, Index No. 13-244028 now pending for the year 2013/2014, regarding properties as hereinafter set forth, and

WHEREAS, after considerable discovery, inspection, lease review, income and expense review and negotiation with Petitioners counsel, the Town's certiorari counsel and the Assessor's Office have recommended a settlement agreement to the following values for the year 2013/2014, as follows:

Tax Identification Number	Current Assessed Value	Reduced Assessment	Total Reduction
166.-3-3.111	\$12,779,900.00	\$11,250,000.00	\$1,529,900.00
166.-3-3.113	\$814,700.00	\$800,000.00	\$14,700.00

WHEREAS, the settlement shall provide that the Town's portion of any refund shall be paid by the County and charged back to the Town in the next year's tax levy, resulting in no immediate financial impact to the Town, now therefore

BE IT RESOLVED, that the above captioned tax certiorari proceeding be settled in the amounts and for the years set forth above, and that the tax certiorari counsel be and is hereby authorized to execute all documents necessary to effectuate said settlement.

The foregoing resolution was duly moved by Councilperson Malone and duly seconded by Councilperson Mangold and brought to a vote as follows:

Councilperson Malone	VOTED
Councilperson Mangold	VOTED
Supervisor Langley	VOTED
Councilperson Matters	VOTED

XX-2013 Scheduling of Public Hearing to Adopt a Local Law Making Gold Star Parents Eligible for the Veterans Alternative Exemption

WHEREAS, the Town Comptroller has certified holding a Public Hearing shall pose no adverse impacts to the Town's finances; now therefore be it

RESOLVED, that the Town Board of the Town of East Greenbush, County of Rensselaer, State of New York, will hold a Public Hearing on the 18th day of **December, 2013**, at **6:30PM** in the evening of said day, at the Town Hall, 225 Columbia Turnpike, in said East Greenbush, New York, with regard to Adopting of a Local Law Making Gold Star Parents eligible for the veterans Alternative Exemption.

The foregoing resolution was duly moved by Councilperson Matters, seconded by Supervisor Langley and brought to a vote as follows:

Councilperson Matters	VOTED
Supervisor Langley	VOTED
Councilperson Mangold	VOTED
Councilperson Malone	VOTED

ADJOURNMENT

Motion to adjourn by Supervisor Langley seconded by Councilperson Matters and brought to a vote as follows:

Supervisor Langley	VOTED
Councilperson Matters	VOTED
Councilperson Mangold	VOTED
Councilperson Malone	VOTED