

COUNTY OF GREENE
TOWN OF NEW BALTIMORE
REGULAR TOWN BOARD MEETING
DECEMBER 13, 2010- page 1

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Opening of Regular Meeting

The meeting was called to order at 7:37 pm by Supervisor Susan O'Rorke and followed by the Pledge of Allegiance. In attendance: Councilwoman Finke, Councilmen Byas, Meredith and Norris, Deputy Highway Superintendent VanWormer, Town Clerk Brooks, and (a full house) members of public who signed attendance sheet. Absent: Highway Superintendent Jordan.

Approval of Minutes

Previously tabled at November 8, 2010, Councilman Norris moved and Supervisor seconded the approval of Minutes of **October 11, 2010 Regular Meeting** submitted by the Town Clerk. Councilwoman Finke was not present at the August 23 meeting.

The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

ROLL CALL VOTE:	BYAS-AYE	FINKE-AYE	MEREDITH-AYE
	NORRIS-AYE	O'RORKE-AYE	

Adopted

Previously tabled at November 8, 2010, Supervisor moved and Councilman Norris seconded the approval of Minutes of **October 25, 2010 Work Meeting** submitted by the Town Clerk. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

ROLL CALL VOTE:	BYAS-AYE	FINKE-AYE	MEREDITH-AYE
	NORRIS-AYE	O'RORKE-AYE	

Adopted

Councilman Norris and Supervisor moved and seconded the approval of Minutes of **November 8, 2010 Public Hearing on Proposed Local Law 1 of 2010** submitted by the Town Clerk. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

ROLL CALL VOTE:	BYAS-AYE	FINKE-AYE	MEREDITH-AYE
	NORRIS-AYE	O'RORKE-AYE	

Adopted

Councilman Norris moved and Councilman Byas seconded the approval of Minutes of **November 8, 2010 Regular Town Board Meeting** submitted by the Town Clerk. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

ROLL CALL VOTE:	BYAS-AYE	FINKE-AYE	MEREDITH-AYE
	NORRIS-AYE	O'RORKE-AYE	

Adopted

Public Comment Period

Supervisor read comment regarding newspaper articles on Councilman Byas' mail. Supervisor asks the Board to address the topic of communication at the December 27, 2010 Work Meeting. Councilman Byas said regarding the pickup of the first mail.

Jonathan Donald announced he plans to videotape the Town Board Regular and Work Meetings beginning in January with assistance of business classes of Catskill High School. Others are also interested and he hopes to have it on cable tv, making the whole process of government open and healthy. Supervisor asked if tape or cd/dvd could be put on the website. Ellie Alfeld said brought to her attention that there are vacancies on PB or ZBA and the notices were put in the newspapers? Wants to know were any letters sent to those Board members whose terms were expiring to determine their interest in continuing and why would Board look out if present Board members have not been asked their interest in continuing? Ellie asked if individual letters were sent to these pb and zba members. Had not received letters til after the deadline.

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Rich Guthrie asked for contact to be made; Councilwoman Finke said she will reach out to them. Deadline in advertisement was December 13; Councilman Byas had no issue with extending deadline 10 days.

Arlene McKeon asked if current Board members were not contacted prior to the newspaper, adding it was common custom, intent to fill that position, those conversations were sometimes very uncomfortable to place, but very inconsiderate.

Councilman Byas asked how Arlene McKeon handled that when he began as a Board member. She said he had requested that a person not be reappointed.

Arlene McKeon said, taught by former supervisors of both parties, candidates are sought for qualifications, leadership qualities, zone or voting district, to represent a cross-section of the entire town. For the result you don't want one political party and not the other, which is very important with political appointments, and give them respect and consideration.

Ellie asked, whoever considers these applications, that they have history, Comprehensive Plan experience, subdivisions, rules and regulations. ZBA has the memories of what has taken place, would be like taking Janet (Brooks) out of the town clerk's job and asking someone to just do the job, and asked to keep that in mind.

Diane Louis commented that, without insulation or energy efficiency windows, the intended cost-saving measures were ignored. The December 4, 2010 letter to the editor of the Daily Mail, was ridiculous, purposely tarnishing the Town, seasoned Planning Board and ZBA members should be kept on with projects coming. Everyone should call 828-1616 ext 249 Roger Colman and ask to keep Toby Rogers on staff at the Daily Mail.

Janet Angelis thanked Board members for passing the budget, asked to stop using the unfortunate error of the email as it is not in the best interest of the town, to take care of roads as developers have financials to attend to and need the town roads, and other important matters. (applause)

John Cashin thanked the Supervisor for bringing in Attorney General's Office and to freeze this information, recommended for all NY'ers, prevents all the junk mail. Credit monitoring, although well-intentioned, state experts say would waste taxpayers' money. On the topic of honest mistakes, he knows Board thinks a home run was hit, but an honest mistake is still honest; a good politician knows when to fold, what you look like is foolish, vindictive, and evil. (applause.)

Nick Jenny hears questions around town as to whether Town procurement policy has been followed, this is a red flag as to how Town handles its money, hoping it is not true, this is exactly the sort of thing that gets really bad attention and has liability issues. He urges everyone that this should not be done casually. Procurement is sort of thing that gets negative attention.

Lisa Benway thanked for Attorney General's representative who said credit monitoring is useless.

Councilman Norris, addressing the Planning Board and Zoning Board of Appeals, reminded Councilman Byas that in their shared years of service, all Town Board members were kept in the loop, all were involved and communicated, knew the direction and why, and did find someone, interviewed and followed a process. Problem is that there was no communication here, and he doesn't understand what direction the Committee is going.

Councilman Byas repeated that Councilwoman Finke said who would want that thankless job,

Dave promoted that. Councilman Norris remembers differently, that everyone on the Board was involved. Councilman Byas said he did not speak to [Kevin]. Councilman Norris said everyone knew, no one was left out, and Councilman Norris is looking for communication.

Councilman Meredith said there was talk of two people leaving and that's why the ad was run.

Arlene McKeon asked whether a call was made to find out if person was still interested in serving. The committees recommend and, as a Board, they make the decision.

In 25-30 years, Ellie Alfred knows every Board is a fine balance, future development rests on their shoulders, they have to keep track of every regulation and not screw up on less road frontage, etc, and then proceed through the fine points to have proper growth. Ellie referenced neighboring towns' boards who haven't planned as well as New Baltimore, zoned as New Baltimore is we don't have businesses right on top of 9W because the Planning Board and Zoning Board of Appeals do a good job, with heart, soul, sweat and tears. (applause)

Arlene McKeon said these Boards are bipartisan, be careful not to make political appointments. Act in this regard; be sure to make every decision for New Baltimore and not as political vendettas.

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Pam Trombley hears that the Town Board is assuming these people do not want to be reappointed. Isn't it ethical to ask the person if they want to be reappointed?

David Wukitsch said, in his years since 1987, consensus has been reached a couple of times to not reappoint. Expanding the pool is fine, but courtesy is due to persons ending their term.

Diane Louis asked to consider experience and training.

Don Russo doesn't think there's anything wrong with expanding the pool, find out what interests are, and he understands that the whole Board votes on who is put forward.

Rich Guthrie echoed Councilman Norris, hoping that there is communication amongst Board members to share letters and resumes and not share at the last minute.

Councilwoman Finke asked if Supervisor has authority to arbitrarily have mail held; Supervisor did reach out to Councilman Byas and the goal was for him to have all his mail to perform his job as councilman and not need to table things.

Councilman Byas volunteered to sign for budget tables from Supervisor and said he wasn't asked to sign.

Correspondence

From LaFarge to all interested stakeholders, notice of public hearing on December 9 and public comment period remaining open through February 15, 2011.

From Greene County IDA Executive Director Alexander Mathes, a letter thanking for request for update on the planned IDA project, there is activity on all pieces, and on the Warren site. He states that current zoning helps to secure the project, and the training of the board members involved in planning and zoning will help significantly. Also acknowledging the IDA's hiring of Elan Planning's Lisa Nagle to teach the recent Planned Development District training in New Baltimore.

From Catskill Mountain Housing Corporation, announcement of program find qualified applicants who wish to replace mobile homes, request for referrals of single-family eligible houses to them, income qualifications to meet, and January 21, 2011 deadline. After deadline applications will be taken first-come, first-served. Supervisor asked Committee to speak with the building department.

From Code Enforcement Officer/Building Inspector John Cashin, a letter of resignation effective December 17, 2010 from the position of code enforcement officer/building inspector for the Town of New Baltimore. The Town Board wishes John the best of luck in his new full-time position with Town of Catskill; **Councilman Meredith moved and Councilman Byas seconded to accept the resignation of Mr. Cashin.** The adoption of the motion was duly put to a vote, and the vote was as follows:

VOTE:	BYAS-AYE	FINKE-AYE	MEREDITH-AYE
	NORRIS-AYE	O'RORKE-AYE	

Motion Carried

From Town of New Baltimore Workplace Violence Coordinator Alan VanWormer, a letter of resignation as workplace violence coordinator due to communication problem that has been corrected; that letter of resignation has been withdrawn by Mr. VanWormer. Attorney for the Town Wukitsch said Councilman Byas and Norris were on Town Board when the policy was passed, an employee representative was required, employees chose Alan and he accepted. NYS Labor Law 27B specifies no certain qualifications. Supervisor suggests a second person, a female. Councilwoman Finke asked why not the attorney; the statute refers to an employee. Councilwoman Finke asked if determination shouldn't have been made regarding liability, if findings were wrong or investigation was done wrong. Attorney Wukitsch said no liability to the Town, investigations happen all the time; bad faith and improper motive are the key words. Attorney Wukitsch said the state imposed this rule; the Town had the option to hire consultant. NYS Department of Labor puts out packet, training materials, and guidance document. The Town must select someone with whom employees feel comfortable talking. Town of Coeymans retained an outside consultant, and 4 employees (representing highway, building, office, and bookkeeping). Arlene McKeon said the prior board's thought was that employees may not feel comfortable talking with a peer. Supervisor contacted Public Sector HR; they thought the policy statement was in line with statute and the contact person was appropriate. Alan VanWormer questioned whether point of contacts could be information gathering and then pass information to an outside agency.

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Arlene McKeon said you can change your policy to reflect that suggestion, Greene County uses Public Sector HR.

Attorney Wukitsch thought that might be good idea; the employee would gather and report information.

Councilwoman Finke said there were no defined steps as to what to do with the information.

The statute requires the Town to gather information; employees are covered by law, threats or threatening behaviour by, and not limited to, town employees, could be anyone, maybe member of the public, or a contractor. Language is not limited to actions of employees.

Councilwoman Finke suggested definition of terms used. Councilman Norris suggested if the Board wants to rewrite the policy to look at it.

Supervisor asked for quote, initial is \$150/hr. Employee handbook also needed.

Arlene McKeon said the quote was just under \$2000, the other rivertowns also needed this done, and so the prior board tried to coordinate efforts for cut rate. To define "threatening" cannot be done; it can only be done by the employee.

Supervisor reminded that Councilman Byas and Norris had the complete policy as they were on the board at that time.

Arlene McKeon told Councilman Byas that he had been present for workplace violence training; Councilman Byas did not recall it.

Old Business

- Adoption of Dog License Law -- 2010 Local Law #1

LOCAL LAW NO. 1 of 2010

**A LOCAL LAW AMENDING THE CODE OF THE TOWN OF NEW BALTIMORE,
CHAPTER 42 (DOGS AND OTHER ANIMALS), ARTICLE IV (LICENSING DOGS)**

Be it enacted by the Town Board of the Town of New Baltimore, County of Greene, as follows:

Section 1. Purpose

The Town of New Baltimore hereby enacts a dog licensing law due to the elimination of the State of New York's dog licensing function.

Section 2. Amendment

Chapter 12 of the New Baltimore Town Code is hereby amended to add the following Article IV:

**Article IV
Licensing of Dogs**

§ 42-26. Age by which Dogs must be licensed

All dogs in the Town of New Baltimore must be licensed with the Town Clerk by the age of 4 months and are required to present a current Certificate of Rabies at the time of licensing or the renewal of an existing license.

§ 42-27. Expiration

All dog licenses will be valid for a period of one year and will expire at the end of the month one year from the date of issue.

§ 42-28. Late Fees

A late fee of \$5.00 will be assessed if not renewed within 30 days of expiration.

§ 42-29. Fees

Fees for Licensing of Dogs: The fee for a spayed or neutered dog will be \$7.00, (which included the assessment of a \$1.00 surcharge for the purpose of carrying out animal population control) and the fee for an unsplayed or unneutered dog will be \$15.00, (which included the assessment of a \$3.00 surcharge for the purpose of carrying out animal population control) with such fees being reviewed by the Town Board periodically and may be changed by a resolution of the Town Board, if deemed necessary. (Dogs that are used for therapy must be licensed but the fees will be waved)

§ 42-30. Rabies Certification

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The application for a license or renewal shall be accompanied by a statement certified by a licensed veterinarian showing that the dog has received the rabies vaccine; or, in lieu thereof, a statement certified by a licensed veterinarian that because of the dog's age or other reason, the life of the dog would be endangered by the administration of the vaccine.

§ 42-31. Enumeration Fee

When the Town Board determines the need for a dog enumeration or inventory, a fee of \$5.00 will be assessed to all dogs found unlicensed or renewed at the time the enumeration is conducted.

§ 42-32. Purebred License

The Town of New Baltimore will not be issuing Purebred or Kennel Licenses. All dogs will be licensed individually as per fee system stated above.

§ 42-33. Service Dogs

The Town of New Baltimore will not require a license for any guide dog, service dog, hearing dog or detection dog.

§ 42-34. Shelters

The Town of New Baltimore does not allow the licensing of dogs by a shelter. The shelter MUST send the adoptive dog owners to the Town Clerk of the Town or City in which the dog will be harbored for licensing OR to the Town Clerk of the Town of New Baltimore, for the purchase of the license for adoption purposes.

§ 42-35. Purchasing Dog Licenses

All dog licenses may be purchased by visiting the Town offices or by regular mail. If licensing or renewing a license by mail, the appropriate fee must accompany the forms. There will be NO refund of fees.

§ 42-36. Funding

All fees will be used in funding the administration of the Dog Control Law for the Town of New Baltimore.

§ 42-37. Fees for Seizure of Dogs

The fee for seizure and impoundment of dogs in violation of this law or the Laws of the New York State Department of Agriculture and Markets Law are as follows: First Offense: The same impoundment and/or euthanasia fees per animal that are charged to the town for such service plus \$35, Second and all future offenses: \$60.00 plus the impoundment and/or euthanasia fees per animal.

§ 42-38. Replacement Fee

A fee of \$2.00 will be imposed for any tag replacement.

§ 42-39 Non-Resident of the Town

Any dog harbored within the Town of New Baltimore which is owned by a resident of New York City and licensed by the City of New York, or which is owned by a non-resident of New York and licensed by a jurisdiction outside the State of New York, shall for a period of thirty (30) days be exempt from the licensing and identification provisions of this local law with proof of rabies vaccination.

§ 42-40 Violation

A. It shall be a violation, punishable as provided in subdivision C of this section, for:

- (1) any owner to fail to license any dog;
- (2) any owner to fail to have any dog identified as required by this article;
- (3) any owner to fail to renew a dog license on or before the license expiration date;
- (4) any person to knowingly affix to any dog any false or improper identification tag;
- (5) any owner or custodian of any dog to fail to confine, restrain or present such dog for any lawful purpose pursuant to this article;
- (6) any person to furnish any false or misleading information on any form required to be filed with the Town of New Baltimore pursuant to this local law;

B. It shall be the duty of the Dog Control Officer to bring an action against any person who has committed any violation set forth in this local law pursuant to the Penal Law of the State of New York. Every Dog Control Officer shall have the power to issue an appearance ticket pursuant to section 150.20 of the criminal procedure law, to serve a summons and to serve and execute any other order or process in the execution of the provisions of this article. Any Dog Control Officer of the Town of New Baltimore may serve any process, including an appearance ticket, a uniform appearance ticket and a uniform appearance ticket and simplified information, related to any proceeding, whether criminal or

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civil in nature undertaken in accord with the provisions of this article or any local law or ordinance promulgated pursuant thereto. In addition, any Dog Control Officer, upon his or her determination that an owner has failed to license any dog within the Town may impose an administrative fee in accordance with the levels set forth in paragraph 7. C below.

C. A violation of this section shall be punishable as follows:

- (1) by a fine of not less than fifty (\$50.00) dollars nor more than two hundred and fifty (\$250.00) dollars, except that,
- (2) when the person was found to have violated any part of this section within the preceding five years, the fine may be not less than one hundred (\$100.00) dollars nor more than \$250.00 dollars, and
- (3) where the person was found to have committed two or more such violations of any part of this section within the preceding five years, the fine may be not less than one hundred and fifty (\$150.00) dollars nor more than four hundred (\$400.00) dollars.

Section 3. Effective Date

This Local Law shall be effective January 1, 2011 after filing with the Secretary of State.

**RESOLUTION
DECEMBER 13, 2010**

**RESOLUTION TO ADOPT LOCAL LAW NO.1 OF 2010, A LOCAL LAW
AMENDING THE CODE OF THE TOWN OF NEW BALTIMORE,
CHAPTER 42 (DOGS AND OTHER ANIMALS), ARTICLE IV (LICENSING DOGS)**

WHEREAS, the Town Board of the Town of New Baltimore has held a public hearing on November 8, 2010 and continued on December 13, 2010 regarding proposed Local Law 1 of 2010, A Local Law Amending the Code of the Town of New Baltimore, Chapter 42 (Dogs and Other Animals), Article IV (Licensing Dogs), at which time the public was given an opportunity to speak regarding this proposed Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts Local Law 1 of 2010, A Local Law Amending the Code of the Town of New Baltimore, Chapter 42 (Dogs and Other Animals), Article IV (Licensing Dogs).

With that addition of the words "by which" in the heading of Chapter 42-26, to read Age by which Dogs must be licensed", **Supervisor moved, seconded by Councilman Norris.** The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

**ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
NORRIS-AYE O'RORKE-AYE**

Adopted

New Business

- Resolution to Pay Claims

**RESOLUTION
DECEMBER 13, 2010**

RESOLUTION TO AUTHORIZE SUPERVISOR TO PAY AUDITED CLAIMS

WHEREAS, the Town Clerk has presented claims to the Town Board for audit and review and,

WHEREAS, the Town Board has audited claims G2010/12 01-44; H2010/12 01-29; and S2010/12 01-08, for a total amount of \$47,570.44, it is

RESOLVED, that the Supervisor is hereby authorized to pay claims totaling \$47,570.44.

BE IT FURTHER RESOLVED that the Town Clerk has prepared an abstract and holds it for public review until December 29, 2010.

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Supervisor moved and Councilman Byas seconded. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

**ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
NORRIS-AYE O'RORKE-AYE**

Adopted

- Resolution to Adopt Sewer Roll for 2011

**RESOLUTION
DECEMBER 13, 2010**

RESOLUTION TO ADOPT SEWER DISTRICT TAX ROLL FOR 2011

RESOLVED, that the Town Board hereby adopts the Sewer District Tax Roll for 2010, as the Sewer District Tax Roll for 2011, with the following changes:

- 1) Tax Map ID 7.12-3-5 and 7.12-3-7, John Cannon and Alta Turner, listed on the 2010 Sewer District Tax Roll as 10 Points Debt Service, 10 Points Operation and Maintenance per each parcel, is removed and replaced by parcel ID 7.12-2-13 on the Sewer Tax Roll. One parcel has been annexed to another existing parcel to create a new parcel.

Councilman Norris moved and Supervisor seconded. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

**ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
NORRIS-AYE O'RORKE-AYE**

Adopted

- Resolution to Set Public Hearing for 2011 Sewer Rates

Representing a \$21.27 increase for the average home, Supervisor read.

**RESOLUTION
DECEMBER 13, 2010**

**RESOLUTION SETTING PUBLIC HEARING DATE
FOR PROPOSED LOCAL LAW ESTABLISHING 2011 SEWER USE FEES**

BE IT RESOLVED, that the Town Board of the Town of New Baltimore will hold a public hearing on December 27, 2010 at 7:30 p.m. at the Town Hall, Rt. 51, Hannacroix, New York, to hear those members of the public who wish to be heard regarding Local Law No. 2 of 2010, a Local Law Establishing Sewer Use Fees for 2011 for New Baltimore Sewer District No. 1.

Councilman Norris moved and Councilman Meredith seconded. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

**ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
NORRIS-AYE O'RORKE-AYE**

Adopted

- Resolution for Credit Monitoring

Looked to Attorney Wukitsch for advice. Waited for Attorney General, doesn't know what Town is doing for employees. Attorney Wukitsch said a letter can be sent asking employee if monitoring is wanted, prepared form, paying for the credit block, Attorney Wukitsch doesn't know enough about technology to advise. Lisa Benway said NYS Attorney General's office said monitoring doesn't work. Councilman Norris said the credit block is free to start, \$5 to reup. Alta Turner said handouts were very good. Ellie Alfeld asked if she feels she needs it, or will sign off. Councilman Norris asked to insert in paychecks, if employee fails to respond we accept that as a declination of both block and monitoring.

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Ken Finke asked what relieves the Town of responsibility, is it up to employee? A court, judge and jury would decide that answered Attorney Wukitsch.

Tim Walsh said there are prescribed procedures, present that to the town board, until we've done that,

Attorney Wukitsch said there is a prescribed protocol, contacting 3 state entities, and it has been done. If someone has obtained the info, used it, we cannot predict the responsibility of the town if that happened. Town can only do what is in statute, offering employees opportunities. Councilwoman Finke asked if there were any federal laws; Attorney Wukitsch said he was not aware of any.

Alan VanWormer asked do you want monitoring or block, Attorney Wukitsch is not an expert. Supervisor said we cannot sign up anyone for monitoring.

Don Russo said if monitoring is offered, employee denies, loss is experienced, town is liable.

Attorney Wukitsch said a potential suit would be decided by judge or jury to decide. Town can prevent liability, make notifications, offer monitoring, is that enough, I don't know.

Arlene McKeon asked if Town was found to have liability where someone suffers loss directly from the dissemination of the material. Loss can come from anybody.

Attorney Wukitsch said the plaintiff would have to prove that it was something the Town did. The party who suffers has the burden of proof. Take steps to prevent loss.

Supervisor said the town could set up a claims process, to be audited. In joint account, only one social security number would have been released.

Mary Norris asked if hard copies have been destroyed; Attorney Wukitsch directed a letter to all Board members, believes he's received assurances that that has been done.

Councilman Norris asked, since information became public, how does that take the Town out of liability, how would someone prove it was the Town, or that person carrying it. They would have to prove it was the town.

Ellie said that would be the Town's response to the claim.

Bob Knighton said to be sure the Town has done everything to their power, giving employees the information.

Attorney for the Town Wukitsch read.

**RESOLUTION
DECEMBER 13, 2010**

**RESOLUTION AUTHORIZING SUPERVISOR TO NOTIFY EMPLOYEES
REGARDING CREDIT MONITORING**

WHEREAS, the Town of New Baltimore Supervisor inadvertently disclosed private information of Town employees on October 26, 2010 and

WHEREAS, the Town notified the three state agencies required under the NY General Business Law and

WHEREAS, the Town had obtained information and input from the State Attorney General's Office and offered this information to the affected employees and,

WHEREAS, the Town wishes to take those actions necessary to protect the private information of the affected Town employees,

NOW, THEREFORE, BE IT RESOLVED that the Town Supervisor shall notify each affected employee of the opportunity for monitoring for a period of a year from November 8, 2010, at no expense to the employee and shall obtain an acceptance /declination form from each employee in the form attached to this resolution and

BE IT FURTHER RESOLVED, that the Town will pay documented costs of the affected employee for blocks necessary to protect the private information

Supervisor moved and Councilman Norris seconded. Supervisor has no employees interested in monitoring. Supervisor asked for one-year of monitoring upon review of the Town Board. **Supervisor moved and Councilman Meredith seconded.** Norris said monitoring

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could be started last month. One year from Nov 8, 2010. **Supervisor moved and Councilman Meredith seconded.** The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
 NORRIS-AYE O'RORKE-AYE

Adopted

- Resolution for Purchase of New Truck for Highway- TABLED in the absence of Highway Superintendent Jordan as it was snowing.
- Resolution to renew Dan Rubino's Contract

Supervisor recommends a \$1/hour rise to \$11.50/hr. Ellie Alfeld understands the \$1 increase, not a \$4.50/hour increase.

**RESOLUTION
DECEMBER 13, 2010**

**RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE AGREEMENT WITH
DAN RUBINO FOR COURT SECURITY**

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute renewal agreement with Dan Rubino for the period November 24, 2010 to May 24, 2011 for Court Security at a hourly rate of \$11.50.

Councilman Norris moved and Supervisor seconded. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
 NORRIS-AYE O'RORKE-AYE

Adopted

- Sewer Bonds

Regarding the sewer bonds, Councilman Byas contacted two banks; Bank of Greene County required a financial advisor and National Bank of Cocksackie said it didn't make sense to do bonds. Supervisor called Bank of Greene County and got 3.9% rate, an estimate of \$2,500 for bond counsel, for total savings of \$3,100; they advised unless 3% savings is realized, it is not worth it.

- Renewal of Lease with OSI for Use of Hannacroix Parking Lot

**RESOLUTION
DECEMBER 13, 2010**

**RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE
ONE YEAR LEASE EXTENSION FOR HANNACROIX PRESERVE AND
HUDSON RIVER INTERPRETIVE TRAIL PARKING AREA**

BE IT RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a lease extension, between the Town of New Baltimore and the Open Space Conservancy, Inc., for the parking area used for the Hannacroix Preserve and the Hudson River Interpretive Trail, for a one year period expiring December 8, 2011.

Councilman Norris moved and Supervisor seconded. Supervisor said our agreement is that the parking lot meets specifications needed by Highway Superintendent Jordan, who has no issue regarding plowing it this year. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

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ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
 NORRIS-AYE O'RORKE-AYE

Adopted

- Resolution to increase Pam Trombley's Pay

**RESOLUTION
DECEMBER 13, 2010**

RESOLUTION ADJUSTING SALARY FOR DEPUTY JUSTICE CLERK

WHEREAS, the Town Board, by Resolution dated February 8, 2010, appointed Pam Trombley to the position of part-time Deputy Justice Clerk for the Town of New Baltimore, and

WHEREAS, said appointment was made on a probationary basis that conclude on November 16, 2010 and

WHEREAS, the Town Justices have indicated in writing that Pam Trombley has successfully completed her probationary period, and

WHEREAS, in recognition of her performance, the Justices have recommended an increase in the hourly salary for the Deputy Justice Clerk, Pam Trombley from \$10.00 to \$10.50 at the end of the probationary period.

NOW THEREFORE, BE IT RESOLVED, that Resolution adopted on February 8, 2010, is hereby amended to increase the hourly salary for Pam Trombley from \$10.00 to \$10.50 effective November 16, 2010.

Councilman Norris moved and Councilman Meredith seconded. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
 NORRIS-AYE O'RORKE-AYE

Adopted

- Establishment of Economic Development Committee

The Resolution establishing an economic development committee was tabled at the May 10, 2010, Regular Meeting. Councilman Norris spoke to community business people, willing as liaison to form committee, to come and start it, in keeping with the Comprehensive Plan. Smart economic growth will stabilize taxes, suggests first meeting Wednesday, January 12, 2010 at 7pm at Town Hall. Ken Finke wants to limit the number; Councilman Norris said feedback he's heard in the community wants to open it to anyone who wants to come and added that the Ag Committee meeting of over 20 people was successful. Ken Finke said someone's going to appoint someone to do something; Don Russo asked what the goals of the committee are, and how will it differ from Planning Board and ZBA? Councilman Norris said, at Business Breakfast, business owners expressed they want input and certain growth. Greene IDA looks at the whole county. Jeff Russo asked if the committee has decision-making authority; Councilman Norris said Ag Committee meets to improve farming in town. Ken Finke said it is not another step of government. Councilman Norris felt it could provide advice.

**RESOLUTION
DECEMBER 13, 2010**

**RESOLUTION ESTABLISHING TOWN OF NEW BALTIMORE
ECONOMIC DEVELOPMENT COMMITTEE**

WHEREAS, The Town of New Baltimore Comprehensive Plan recommends the establishment of a Economic Development Committee, and

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DRAFT

WHEREAS, a committee should be established to promote the growth of the Town's existing businesses, assist new businesses wishing to establish in the Town, participate in ongoing economic development efforts with the Town, Greene IDA, Greene County Economic Development, Tourism and Planning Department, and the Cocksackie Area Chamber of Commerce.

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby establishes the Town of New Baltimore Economic Development Committee; and

BE IT FURTHER RESOLVED that the committee shall consist of local business people, a Town Board member, and interested citizens

BE IT FURTHER RESOLVED, that said Committee shall make periodic reports to the Town Board and to the town's citizens, and

BE IT FURTHER RESOLVED that Deputy Supervisor Norris is to serve as the Town Board Liaison to the Town of New Baltimore Economic Development Committee.

Supervisor moved, seconded by Councilman Norris. Ellie said it may, as the Business Breakfast, bring folk together to exchange ideas. IDA. January 12, 2011, 7pm at Town Hall will be an open, first meeting. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
NORRIS-AYE O'RORKE-AYE

Adopted

- Establish date of 2011 Organizational Meeting

The first Town Board Regular Meeting will be January 10, 2010, at 7:30 pm. The Town Board Organizational Meeting will be held January 3, 2010, 7:30 pm. **Supervisor moved and Councilman Norris seconded.** The adoption of the motion was duly put to a vote, and the vote was as follows:

VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
NORRIS-AYE O'RORKE-AYE

Motion Carried

- Resolution to Purchase a Server/Computer Equipment

Supervisor stated that currently the Town Board is \$1,954 over budget in Central Data Processing, as original contract with Intelligent Technology Solutions (ITS) was to be less than \$4,000. She said if everything's been signed and that is the desire of the Board, we are okay; the quote for the contract was \$4,000. Supervisor was not aware of the other licensing router that cost over \$430.

Supervisor moved to audit claims for payment and remove all invoices for ITS from this December 13, 2010 abstract, seconded by Councilman Norris.

The adoption of the motion was duly put to a vote, and the vote was as follows:

VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
NORRIS-AYE O'RORKE-AYE

Motion Carried

- Town observance of New Year's Day holiday

In 2009, January 1 was received as a holiday, if chosen for 2010 it would accrue in a 2011 pay period. The observance could be December 31 or January 3 as official holiday. Discussion ensued. **Supervisor moved to observe New Year's holiday on Friday, December 31, seconded by Councilman Norris.**

The adoption of the motion was duly put to a vote, and the vote was as follows:

VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
NORRIS-AYE O'RORKE-AYE

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Motion Carried

Adjournment

Councilman Norris moved to adjourn and was seconded by Supervisor. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

**ROLL CALL VOTE: BYAS-AYE FINKE-AYE MEREDITH-AYE
 NORRIS-AYE O'RORKE-AYE**

Adopted

The meeting was adjourned at 9:49 pm.

Respectfully submitted,

Janet A. Brooks
Town Clerk