

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

**COUNTY OF GREENE  
TOWN OF NEW BALTIMORE  
REGULAR TOWN BOARD MEETING  
APRIL 12, 2010- Page 2**

**Adopted**

Supervisor moved and Councilman Norris seconded the approval of Minutes of **February 22, 2010 Work Meeting** submitted by the Town Clerk. Councilwoman Finke asked that the word *amazingly* be struck; Town Clerk Brooks responded that the sentence, "Amazingly, the driver would be willing to go about 9 o'clock in the morning to homes to pick up people or to a central location and proceed to Price Chopper or Walmarts," was a direct quote. **Supervisor moved to approve the minutes as is, Councilman Norris seconded.** The vote was as follows:

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

**Adopted**

**Presentation – Marshall & Sterling Insurance Agency**

Supervisor stated that Town Board has voted, unanimously, on the choice of Marshall and Sterling, added that energies need to be focused to provide best insurance program to protect the Town's assets, employees, public officials, and the Board looks forward to the professional guidance from Marshall and Sterling from working with them through the years.

The Agency has loss control services and Nolan Pazin will arrange for a physical inventory. The Agency offers a ZyWave website and a format for an employee handbook for the Town.

Supervisor said the locations addressed are Town Hall, Highway garage, Wastewater Treatment Plant, Pump Station, (another pump station will be added, Houghtaling Road/Kalkberg Commerce Park, when the IDA transfers the deed) old Highway garage/red barn, and three Town parks with pavilions with playground equipment.

Mr. Pazin advised Trident reviewed the values:

Highway Garage \$225,000,  
Salt shed \$112,500,  
Lawnmower shed \$11,520;  
Pole barn \$120,000,  
Wastewater Treatment Plant \$366,000,  
Pump station \$56,300,  
Gazebo/Mill Street \$1,000,  
Park pavilion/New Baltimore Road \$2,000,  
Park pavilion CR54 \$2,000,  
Park pavilion Old Kings Road \$2,000.

Marshall and Sterling offers costimator and will provide to the Highway Superintendent when they meet; an appraisal has been done in the past.

Wastewater Treatment Plant is three buildings, as Trident is aware. There is \$1,000 deductible for the Town parks and, if a windstorm, Town would be able to replace everything.

There are two locations in Flood Zone A, the Wastewater Plant and Pump Station, not covered on prior policy. Supervisor understands that municipalities who do not purchase Flood Insurance are not being reimbursed by FEMA (Federal Emergency Management Agency) and asked for premium with the largest deductible; \$12,781 is the premium for a \$1,000 deductible- common with Marshall and Sterling. Mr. Pazin said this Flood Insurance is based on getting an Elevation Certificate-required by FEMA- adding that the

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Town should have that. Code Enforcement Officer John Cashin offered that Greene County does not have that. At that Plant's 25 years of age, Mr. Pazin felt the engineer would have that; it is expensive and may need to be surveyed again. Supervisor said this was Actual Cash Value, not replacement cost, they would depreciate the building. The Elevation Certificate may save \$12,000.

The Town has an annual AgFest, to which the Town gives money, electricity, refuse removal, port-a-johns, and picnic tables, held on private property. Prior Board had the intent to add the event to the Town's policy; it did not happen. The festival has not been covered since 2006; Selective, in 2006, extended coverage without written agreement. The Town must enter into written agreement with the AgFest; the insurance will come into effect only if liability was from something the Town provides. Mr. Pazin said that in 2006, under Selective, he believed the Town had a claim of \$750,000. It was a change in the marketplace that now calls for getting into a written agreement, not just from Selective, but also Trident and NYMIR. Mr. Pazin said the last [AgFest] certificate was gotten in 2006 and Marshall and Sterling was not asked after that for a certificate. Supervisor did not see anything in the file where the AgFest location, VanEtten Farm, was added; Mr. Pazin said it was in the past with Selective, saw no problem adding it, and would have to consult underwriter. Shelly VanEtten asked Supervisor to attend the next AgFest meeting and explain; Supervisor O'Rorke agreed. Arlene McKeon was shocked, as a member of the Board at that time, and did not know it wasn't covered. Mr. Pazin said the Town must tell the Agency the time, day, and what property an event is held on to be provided a rider. Supervisor wanted to bring this forward, find the best way to handle it, and possibly help AgFest get its own policy. Mr. Pazin felt that the farther the Town can remove itself, the better; "if the AgFest were sued over and above [its policy], then the Town could come in," said Mr. Pazin, adding that the Town's policy exists for the constituents of the Town. Supervisor said the issues arose while doing an application for the other company; an annual application process is helpful.

Mr. Pazin was asked for a comparison of Selective's coverage to Trident's; the Summer Recreation Program and Town-wide Cleanup are covered as activities of the Town. Councilwoman Finke asked if the Town were covered for pollution into the Hudson River; Answer: Coverage is very limited. If sewer goes into a home, there is very limited coverage for building and for clean-up. A pollution application was delivered; Supervisor said that would be completed for any carrier. There is no policy in effect for loaned or leased equipment.

Marshall and Sterling Agency is employee-owned, employs 25 mostly Greene County residents including a New Baltimore resident, has worked with several Town Supervisors, the last of whom appointed Lisa Benway to the Insurance Committee, has worked with Lisa to provide best insurance to Town of New Baltimore, and respects her commitment to Town of New Baltimore and to Grapeville Agency.

**Public Comment Period**

**Councilman Byas moved and Councilman Meredith seconded to move Public Comment to end of meeting.**

**Correspondence**

From Ward Hamilton, Hamilton's Home and Yard, letter asking when Town Board will issue requests for bids for parks maintenance for 2010 and what is the Board doing to mow the two-three acres of Town property.

From Ted Lounsbury, Triple L Landscaping, letter to Town Board expressing interest in submitting bid for the mowing of Town parks, and with gratitude for having held the job for three years in the past.

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From Eric Hoglund, Eagle Associates, letter to Councilman Byas' attention; notice of termination of April 13, 2009, contract if no response by 12 midnight of April 13, 2010, as there has been no word from the Parks Committee regarding the Town's intentions and he have been made aware of notice in the Daily Mail seeking to purchase a mower. The contract specifies 30 days written notice [see page 6, section V]. Also, all employees of Eagle Associates live in the Town and have provided a good service to the Town..

From Liz LoGiudice, an email volunteering to serve on the Zoning Assessment Committee if it is created this meeting. Also, the site for the upcoming Ag Committee Meeting will be Pete and Maggi Zacek's farm. Also, the last Speaker Series for Ag Committee will be Sunday, April 18, asking for suggestions how the event may access the Town Hall meeting room, the site for the event. Councilman Norris offered to open for the event. Town Clerk Brooks offered that the flyer for that event was in the back of the room.

**Old Business** - None

**New Business**

- Resolution to Pay Claims

**RESOLUTION  
APRIL 12, 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 G20100301-54; H20100301-23; and S20100301-11, for a total amount of \$66,256.70, it is

RESOLVED, that the Supervisor is hereby authorized to pay claims totaling \$66,256.70.

BE IT FURTHER RESOLVED that the Town Clerk has prepared an abstract and holds it for public review until April 23, 2010.

**Councilman Norris moved, seconded by Councilman Meredith.** No discussion. The adoption of the foregoing Resolution was duly put to a vote, and upon roll call, the vote was as follows:

<b>ROLL CALL VOTE:</b>	<b>BYAS-AYE</b>	<b>FINKE-AYE</b>	<b>MEREDITH-AYE</b>
	<b>NORRIS-AYE</b>	<b>O'RORKE-AYE</b>	

**Adopted**

This resolution will provide the fire departments with coverage in the event the Code Enforcement Officer is unavailable due to illness, vacation or other reason.

**RESOLUTION  
APRIL 12, 2010**

**RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE  
INTERMUNICIPAL AGREEMENT WITH THE TOWN OF COXSACKIE**

WHEREAS, the Town of New Baltimore and the Town of Coxsackie each employ a single Code Enforcement Officer responsible for investigating and reporting violations of local and state law, and

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WHEREAS, there are occasions when either New Baltimore's or Cocksackie's Code Enforcement Officer is unavailable due to sickness, vacation or other reasons and there is a consequent need for coverage.

WHEREAS, being in close proximity there are occasions in which the Town of Cocksackie and the Town of New Baltimore wish to share Code Enforcement services to conserve resources for the benefit of taxpayers in the respective municipalities, and

WHEREAS, being in close proximity there are occasions in which the Town of Cocksackie and the Town of New Baltimore wish to share and exchange code enforcement services to conserve resources for the benefit of taxpayers in their respective municipalities.

NOW, THEREFORE, BE IT RESOLVED, that Supervisor of the Town of New Baltimore is hereby authorized to execute an Intermunicipal Agreement whereby the Towns of New Baltimore and Cocksackie will share or exchange Code Enforcement services.

**Supervisor O'Rorke moved and Councilman Norris seconded.** The vote was as follows:

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

**Adopted**

Supervisor said this will memorialize a current custom. She read.

**RESOLUTION  
APRIL 12, 2010**

**RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE  
INTERMUNCIPAL AGREEMENT WITH THE TOWN OF COEYMANS**

WHEREAS, the Town of Coeymans Highway Superintendent has jurisdiction over Town roads and highways within the Town of Coeymans, and

WHEREAS, the Town of New Baltimore Highway Superintendent has jurisdiction over Town roads and highways within the Town of New Baltimore, and

WHEREAS, being in close proximity there are occasions in which the Town of Coeymans and the Town of New Baltimore wish to share and exchange municipal highway services to conserve resources for the benefit of taxpayers in their respective municipalities,

NOW, THEREFORE, BE IT RESOLVED, that Supervisor of the Town of New Baltimore is hereby authorized to execute an Intermunicipal Agreement whereby the Towns of New Baltimore and Coeymans will share or exchange highway services such as plowing, salting, sanding or paving.

**Supervisor moved and Councilman Meredith seconded.** Plowing, salting and sanding have not been custom in the past and have been included for emergency reasons. The vote was as follows:

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

**Adopted**

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The Town gave \$500 in 2009 to the Farmers' Market and planned \$400 for 2010, and \$300 for 2011 of which the Market Board is aware. A small profit was realized in 2009. Supervisor read.

**RESOLUTION  
APRIL 12, 2010**

**RESOLUTION AUTHORIZING FUNDING FOR  
NEW BALTIMORE FARMERS' MARKET**

RESOLVED, that the Town Board does hereby authorize the amount of \$400 to be paid from the budgetary appropriation for Cultural Programs to the New Baltimore Farmers' Market to assist in funding the operation of the New Baltimore Farmers' Market for its 2010 season.

Councilman Norris moved and Councilwoman Finke seconded. The vote was as follows:

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

Adopted

Supervisor read.

**RESOLUTION  
APRIL 12, 2010**

**RESOLUTION TO RECOMMEND RE-APPOINTMENT TO  
GREENE COUNTY PLANNING BOARD**

RESOLVED, that the Town Board of the Town of New Baltimore does hereby recommend to the Greene County Legislature that Jeffrey Flack be re-appointed as the Town of New Baltimore's representative to the Greene County Planning Board, upon the expiration of his current term on March 15, 2010.

Councilwoman Finke moved and Supervisor O'Rorke seconded. No discussion. The vote was as follows:

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

Adopted

This resolution will settle litigation with regard to an assessment lawsuit seeking a reduction; Supervisor read.

**RESOLUTION  
APRIL 12, 2010**

**RESOLUTION APPROVING  
COMPROMISE AND SETTLEMENT  
OF ACTION AGAINST TOWN  
REGARDING ASSESSMENT OF  
CERTAIN REAL PROPERTY**

WHEREAS, New Baltimore, LLC ("Petitioner") commenced a proceeding in Supreme Court, Greene County, seeking a reduction in the assessment of certain real property (Parcels 29.00-3-16 and 29.00-3-17) located in the Town of New Baltimore (the "Town"), and

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WHEREAS, a tentative settlement agreement has been reached between Petitioner and the Town whereby all proceedings will be considered discontinued, with prejudice, provided that the combined 2010 assessment of the two tax parcels (Parcels 29.00-3-16 and 29.00-3-17) totals no more than \$843,600, and

WHEREAS, the tentative settlement has been recommended by David J. Wukitsch, attorney to the Town, and Gordon Bennett, Sole Assessor, and reviewed by the Town Board at its regular April, 2010 monthly meeting, and

WHEREAS, such a proposed settlement would present the parties with an expeditious and economic alternative to further litigation so as to resolve the issues between them, and

WHEREAS, the Town Board has determined that the proposed settlement is in the best interests of the Town; now

THEREFORE BE IT RESOLVED, that the Town Board does hereby accept and approves the settlement of petitioner's 2009 tax assessment proceeding, which provides that the 2009 proceeding in Supreme Court, Greene County (Index No. 1089/09) be discontinued, with prejudice, on the condition that the combined 2010 assessment of the two parcels totals no more than \$843,600, without costs to either party, and it is further,

RESOLVED, that the Town Board does hereby adopt this resolution to conclude the litigation between Petitioner and the Town regarding the assessment referenced above on Parcels 29.00-3-16 and 29.00-3-17 on the terms set forth herein.

**Supervisor O'Rorke moved and Councilman Norris seconded.**

The result is a twenty-five percent decrease for 2010 and no change to 2009. No litigation expense incurred and the school district has signed off. The assessor negotiated with the Attorney for the Town; there is another lawsuit pending. The vote was as follows:

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

**Adopted**

- Web Site renewal

Councilman Finke supplied the Board with the quote from the recent presenter and current provider of website services. The Board will come back to this later.

Supervisor read.

**RESOLUTION  
APRIL 12, 2010**

**RESOLUTION RENEWING DESIGNATION OF ENGINEERS AUTHORIZED  
TO PERFORM ENGINEERING REVIEW SERVICES ON BEHALF OF TOWN**

WHEREAS, the Town Board, on January 11, 2010, designated CT Male Associates, Delaware Engineering and J. Kenneth Fraser & Associates as eligible engineering firms to be retained by the Town Board, Planning Board or Zoning Board of Appeals for purposes of providing engineering services in conjunction with the review of projects that are under consideration by the Town Board, Planning Board or Zoning Board of Appeals, and

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WHEREAS, the Town Board hereby finds that there is a continued need for designation of licensed professional engineers to perform such engineering review work that may be required for projects under consideration by the Town in the course of its usual business.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of New Baltimore does hereby renew the designation of CT Male Associates, Delaware Engineering, J. Kenneth Fraser & Associates, AND adds Creighton Manning Engineering as engineering firms that are eligible for retention by the Town Board, Planning Board or Zoning Board of Appeals for purposes of providing engineering services in conjunction with the review of projects that are under consideration by the Town Board, Planning Board or Zoning Board of Appeals, and

BE IT FURTHER RESOLVED that such designation shall expire on December 31, 2010.

**Councilman Norris moved and Councilwoman Finke seconded.** No further discussion. The vote was as follows:

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

**Adopted**

- Status of contract with Mohawk and Hudson River Humane Society

The Town of New Baltimore is in violation of Agriculture and Markets Law Section 115 with the lapse of our contract and has 30 days to rectify the situation; the Town was in violation of this law in 2009 and received a citation at that time. Councilman Byas has a call in requesting a new contract be mailed; Councilman Norris spoke with them this day and it will be faxed to the Town in the morning. The Board will come back to this.

- Summer Recreation Director

Councilman Byas picked up the three applications tonight, and asked whether two positions were needed. Supervisor asked if all the applicants were interviewed. Councilman Byas said he hadn't had a chance, having picked them up tonight,

**Councilman Norris moved to table, seconded by Supervisor.** The vote was as follows:

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

- Town Parks – Mowing and Porta Johns

The various options available for the mowing of the parks were reviewed. Kirk Trombley is willing to commit to 30 hours of mowing. Councilman Byas wanted to go over the numbers tonight, was given until tomorrow to renew contract. Reasons given for continuing the contract were: annoyance of maintenance and repair, weather, scheduling, trailer size, costs of gas, cost of weed whacker, maintenance, workers' compensation, and unknown cost of actual service performed. The Eagle Associates contract expires tomorrow.



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**RESOLUTION  
APRIL 12, 2010**

**RESOLUTION TO EXTEND AGREEMENT  
FOR MOWING OF TOWN PARKS**

WHEREAS, the Town Board, by Resolution dated April 13, 2009, authorized the Supervisor to enter into an agreement with Eagle Associates as the lowest bidder for mowing services for the Town parks, at an annual rate of \$8,700.00 per year, and

WHEREAS, Eagle Associates has provided parks mowing services for 2009 and said services having met the expectations of the Town, and

WHEREAS, Eagle Associates has offered to continue providing parks mowing services to the Town for 2010 at an annual rate of \$8,700, and

NOW THEREFORE, BE IT RESOLVED, that the Town Board does hereby accept the offer of Eagle Associates to provide mowing services for Town Parks for the amount of \$8,700.00, pursuant to the same terms and conditions in the original contract executed in 2010.

**Councilman Norris moved and Supervisor O'Rorke seconded.** Councilwoman Finke stated it is prudent to have something in place. The vote was as follows:

<b>ROLL CALL VOTE:</b>	<b>BYAS-NAY</b>	<b>FINKE-AYE</b>	<b>MEREDITH-NAY</b>
	<b>NORRIS-AYE</b>	<b>O'RORKE-AYE</b>	

**Adopted**

- Board of Assessment Review appointment

Supervisor O'Rorke recommended the one and only applicant who is qualified, interested and available on the needed dates. Discussion ensued. Supervisor moved to table the resolution to appoint, seconded by Councilman Norris. The vote was as follows:

<b>ROLL CALL VOTE:</b>	<b>BYAS-AYE</b>	<b>FINKE-AYE</b>	<b>MEREDITH-AYE</b>
	<b>NORRIS-AYE</b>	<b>O'RORKE-AYE</b>	

**Tabled**

- Authorization of expenditures for Justice Grant

This will authorize the expenditures of the Justice grant as well as the window replacements.

**RESOLUTION  
APRIL 12, 2010**

**RESOLUTION AUTHORIZING RENOVATIONS TO TOWN HALL  
PROPOSED BY TOWN JUSTICES TO BE FUNDED BY  
GRANTS RECEIVED FOR THE TOWN JUSTICE COURT**

WHEREAS, the Town of New Baltimore Justice Court has received grant monies from the New York State Office of Court Administration, a portion of which are proposed to be used to fund renovations to improve the operation and efficiency of the Town Justice Court, and

WHEREAS, the Town Justices have proposed specific renovations to the Town Board which involve work to be done in the Town Hall offices and meeting room, and

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WHEREAS, the renovations being proposed are to be entirely funded from grant monies received by the Town Justice Court in March 2010.

NOW THEREFORE, BE IT RESOLVED, that the following renovations and purchases proposed by the Town Justices to be made to the Town Hall offices and meeting room, to be funded entirely from grant monies received in March, 2010 by the Town Justice Court from the New York State Office of Court Administration, are hereby approved:

- 1) Install exterior lighting in Town Hall parking lot.
- 2) Remove old paneling in Meeting Room. Replace with insulation, sheet rock, wainscoting, and paint walls.
- 3) Install additional lighting in Meeting Room
- 4) Purchase of mobile cart for computer equipment in court room
- 5) Purchase of commercial printing calculator with extra ribbon

**Councilman Norris moved and Councilman Finke seconded.** Discussed were: time limit to accomplish work, two photocell units from Central Hudson to be placed where we request it and best serve the Town, energy-conserving lights, sodium and orange glow, wainscoting paneling, wainscoting boards, cost issues.

**Councilman Norris moved to table the resolution, seconded by Councilman Meredith.** The vote was as follows:

<b>ROLL CALL VOTE:</b>	<b>BYAS-AYE</b>	<b>FINKE-AYE</b>	<b>MEREDITH-AYE</b>
	<b>NORRIS-AYE</b>	<b>O'RORKE-AYE</b>	

**Tabled**

A quote was received for \$3,500 from Peter Wolfe for the window replacements; an energy efficient window replacement was not included in the grant.

**RESOLUTION  
APRIL 12, 2010**

**RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS  
FROM CAPITAL RESERVE FUND FOR BUILDINGS FOR  
REPLACEMENT OF WINDOWS IN MEETING ROOM**

WHEREAS, the Town Board of the Town of New Baltimore has previously established a Capital Reserve Fund for buildings in accordance with the provisions of Section 6-c of the General Municipal Law, and

WHEREAS, the Town Board hereby finds that it is necessary to replace the windows in the Meeting Room at the Town Hall, and

WHEREAS, renovations will be made in the meeting room by William Carney, DBA Bluegrey Construction and paid by the grant received by the Justice Courts,

WHEREAS, the Town Board has received proposals from a qualified contractors to replace said windows, in accordance with the Procurement Policy of the Town of New Baltimore, and has selected the contractor submitting the lowest cost proposal to replace said windows.

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NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of New Baltimore does hereby authorize the expenditure of \$2,466 from the Capital Reserve Fund for Buildings for payment of expenses related to the replacement of the windows at the Town Hall, and

BE IT FURTHER RESOLVED that this Resolution is subject to permissive referendum.

**Councilman Norris moved and Supervisor seconded.**

Items discussed were wood vs. vinyl, historical register, residents who attended school here, wainscoting, a beautiful ceiling, building has been changed too much to qualify for Register, wood storms on the outside, interior storm sashes. Councilman Byas will return with recommendations.

**Councilman Norris moved, seconded by Councilman Meredith.** The vote was as follows:

<b>ROLL CALL VOTE:</b>	<b>BYAS-AYE</b>	<b>FINKE-AYE</b>	<b>MEREDITH-AYE</b>
	<b>NORRIS-AYE</b>	<b>O'RORKE-AYE</b>	

**Adopted**

- **Website**

Regarding the renewal of website management services provided to the Town by Webmaster Anthony Rago, **Councilman Meredith moved to table the resolution, seconded by Supervisor O'Rorke.**

The vote was as follows:

<b>ROLL CALL VOTE:</b>	<b>BYAS-AYE</b>	<b>FINKE-AYE</b>	<b>MEREDITH-AYE</b>
	<b>NORRIS-AYE</b>	<b>O'RORKE-AYE</b>	

**Tabled**

- **Presentation of new Ethics Policy**

Councilman Norris and Supervisor presented a draft of the new Ethics Policy. The Town Board will review and make changes or recommendations at April 26 Work Meeting, and to adopt the new policy at the May Town Board Meeting to meet deadline with NYS Comptroller's office. The failings of the ethics audit of 2009 were supervision of family members and proving that every employee had received Ethics Policy. It has been reviewed by Attorney for the Town.

- **Committee to review Zoning**

Councilman Norris and Supervisor recommend using the individuals that have expressed an interest and leave five slots for additional members, look at the Town's progress, meet with other Committees of the Town, and report back to the Town with suggested changes then the Board could take action if needed. On November 10, 2008, two members voted no on Local Law 4 of 2008. Prior Town Supervisor Louis stated this was a living document, to be changed by a group of people in an open process.

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**RESOLUTION  
APRIL 12, 2010**

**RESOLUTION ESTABLISHING AND MAKING APPOINTMENTS TO  
THE TOWN OF NEW BALTIMORE ZONING UPDATE COMMITTEE**

**WHEREAS**, the Town Board, upon recommendations set forth in the Town of New Baltimore Comprehensive Plan, has determined that the goals preserving and promoting the unique characteristics of the Town of New Baltimore will best be accomplished through the establishment of a Zoning Update Committee of New Baltimore, and

**WHEREAS**, said recommendations arose from the Comprehensive Plan for the formation of Zoning Update Committee. This Committee should have a yearly list of action items to build accountability and monitor progress. At the beginning of each year, the Zoning Update Committee can review the Town's progress during the calendar year; describe the status of current projects needing additional action. As conditions in the Town and region change, a broader view of the plan and its implementation should occur every five years (or sooner if circumstances warrant). A report should be generated to provide a checklist of achievements, a list of recommendations yet to be undertaken, and a summary review of accomplishments. This review provides the flexibility to ensure the plan continues to reflect the most effective and appropriate means to maintain the distinctive character of the Town in the face of change.

**THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of New Baltimore hereby establishes a Town of New Baltimore Zoning Update Committee, consisting of interested and dedicated residents. Be charged with the responsibility to make recommendations to the Town Board, and

**BE IT FURTHER RESOLVED** that the Town of New Baltimore Zoning Update Committee shall consist of ten residents of the Town of New Baltimore. The following initial appointments are hereby made to the Town of New Baltimore Zoning Update Committee:

Robert Turan, Janet Angelis, Chris Kemnah, Kingsley Greene, Lee Davis

**BE IT FURTHER RESOLVED**, that the Committee may seek guidance for outside resources, such as the Greene County IDA, Chamber of Commerce, Greene County Planning Board, and Town Zoning Officer. Additionally the Committee may find it beneficial to meet with other Committees of the Town including but not limited to the Town Planning Board, Zoning Board of Appeals and Agriculture Committee, and

**BE IT FURTHER RESOLVED**, that the Town Board shall designate two of its members to serve as a liaison to the Town of New Baltimore Zoning Update Committee, with Supervisor O'Rorke and Deputy Supervisor Norris being hereby designated as the Town Board's liaison to the Town of New Baltimore Zoning Update Committee.

From a list of 10 people, some withdrew and others have come forward. Supervisor O'Rorke and Councilman Norris are open to suggestions and want to get this moving.

**Councilman Norris moved to adopt the resolution and was seconded by Supervisor O'Rorke.**

Supervisor said there are five spots and 10 from Citizens' Alliance have withdrawn their names. The vote was as follows:

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

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**Defeated**

**PUBLIC COMMENT**

Comments included the following topics: Data Collector collecting on recent Certificates of Occupancy and Certificates of Compliance, Code Enforcement Officer sharing photos with Assessor, recycling electronics, new link on website, "Got garbage/recycling", purchase of sweeper and broom attachments for loader, Bernie Jones' cinders in his Lime Kiln Road driveway and cracks in same driveway possibly from the Town trucks, attendance at April 26 Town Board Work Meeting by Greene County IDA Executive Director Sandy Mathes, effect of conversation in the audience on the recording for the Town Clerk, request for better recording system, request for a Town chipper in light of burning ban, and complaints received by Association of Towns indicating that NYSERDA had no grants for chippers.

With no more from the Town Board or from the public, **Councilman Norris moved to adjourn the meeting, and Supervisor O'Rorke seconded.**

The vote was as follows:

|                        |                   |                    |                     |
|------------------------|-------------------|--------------------|---------------------|
| <b>ROLL CALL VOTE:</b> | <b>BYAS-AYE</b>   | <b>FINKE-AYE</b>   | <b>MEREDITH-AYE</b> |
|                        | <b>NORRIS-AYE</b> | <b>O'RORKE-AYE</b> |                     |

**Motion Carried**

The meeting was adjourned at 10:27 p.m.

Respectfully,

Janet A. Brooks  
Town Clerk

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