

COUNTY OF GREENE
TOWN OF NEW BALTIMORE
WORK MEETING
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WORK MEETING

Supervisor O'Rorke called the meeting to order at 7:40 pm and the Pledge of Allegiance was said. Attending: Councilwoman Finke, Councilmen and Norris, Highway Superintendent Jordan and, Town Clerk Brooks, and 14 members of the public who signed the attendance sheet. Absent: Councilwoman Benway (vacation), Councilman Meredith, Attorney Wukitsch. Supervisor said she had met with the Town's insurance broker, Erin Nevins, to review the Town's insurance for 2013 Proposed Budget. Erin has served the Town for years, made certain recommendations two years ago that have paid off well for the Town, and also talk about what to expect for 2013 and the Town Board's options.

SPECIAL PRESENTATION- 2013 Health Insurance Rates, Erin Nevins

Erin Nevins, Health Insurance Administrator at EP Nevins Agency, reviewed that she has worked with the Town now for several years, and a few years ago the Town Board made decision to change from a standard co-pay-type plan and make a unique benefit offering coupling it with a Health Reimbursement Account (HRA), knowing the Town's liability but without knowing true expenses. Program runs December 1- November 30 because the Town found it difficult to budget, and now the renewal cycle provides Town Board with time to prepare budget. With prior co-pay based plan, the amount was known, \$25 to go to doctor, no deductibles or coinsurance, a comprehensive plan. On December 1, 2010, that plan's total cost with enrollment was \$122,000 for the year. The Town Board decided to look at alternatives, switched to a similar plan, left co-pay structure and drugs alone, but changed the way the hospital service was offset and set a HRA beside it because employees previously weren't responsible for those costs and keep 'apples to apples'. After the first year in that plan, all the usage submitted from the HRA, the plan actually cost \$110,000, saving the Town \$12,000 in one year. Employees learn and get used to a plan. So, that plan renewed in 2011, and total cost was \$113,000 with all claims; the Town still experienced substantial savings. Now up for renewal again, using premium, cost of plans, and same usage, the plan comes to about \$122,000, back to the estimated cost of standard plan- but Erin checked cost of 'that standard plan': \$135,000. The Town continues to save substantially. Sometimes change decisions are painful, getting health insurance differently and using a debit card; the reward in the end for the employees and the Town is very good. Now the Town is up for renewal. The renewal to keep what they have, actual true cost minus claims, is \$115,000 for the year. If Town continues to fund this liability, everyone using every bit of it, the Town's liability total would be \$171,000 if fully used. Obviously no one uses 100% but the Budget must provide for that. For this year, the committee chose a transitional plan, blending co-pay and high deductible; it is at the time where the Town should move to a full deductible plan and, working the same way, all the medical and hospital are subject to deductible. On the second plan proposed, medical, hospital and prescription are subject to deductible and, with prescription, there are a couple of nuances: 1) If it is a preventive medication, there will be a co-pay, \$4/\$30/\$60 and a list is provided and not subject to deductible. 2) If it is on Rx for Less (a deep discount for generic drugs purchased at CVS, Walmart, or Price Chopper), 100 pills for as little as \$1. If the participant actually hits the deductible, the drugs go to \$4/\$30/\$60 co-pay as they have been; if they hit the out-of-pocket max, the carrier pays 100% of those drugs at that point. By the Town setting aside these HRA dollars for the employees to offset these out-of-pocket costs, on the one plan because drugs are not part of the deductible scenario, they'll just continue to pay their co-pays. On the second plan, because they are subject to deductible, the Town would be liable for those drug costs under the HRA plan, so greater likelihood of Town using more of HRA funds.

So, Erin put together a whole liability exposure under each scenario: if all enrolled tapped the program for 100%, the Town's liability would still be less. Supervisor reviewed, third column over, the \$125,000, and 'capitated' is a good thing. Erin explained that the carrier picks up where the Town leaves off; the deductible is 'capitated'. Supervisor always asks her for the worst case scenario: looking at \$125,000, third line over, compared with the more traditional program at \$135,000. Supervisor continued

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that the Town would be taking a chance, a very likely chance, that not everyone will meet their maximum deductible, so Town would have money left at year's end. Erin continued that the plan cost for that scenario is \$80,000 and, with the liability of the HRA, a total of \$125,000, and that is worst case, currently at \$142. The worst case scenario is that you might spend little extra, but likelihood of saving money is higher because the premiums are \$80,000.

Supervisor offered that Highway Superintendent Jordan has begun a calisthenics program: jumping jacks at 6:45am [laughter] and only fruit at break. Erin continued to point out a list of preventive medications, at \$4/30/60 as well as 100 pills for \$1, including statins. Federally mandated, on any plan, include the preventive care 100% covered by the carriers—colorectal screenings, mammogram, well checkups, colonoscopy- CDPHP on their website has a good list. What enrollees currently have would continue, LifePoints program, as an opportunity to earn 365 points in the January to December year by doing healthy things (buying at farmers' market, *Walking for the Cure*, etc.), and an enrollee can earn \$365 to cash in for gift cards.

Erin reviewed that previously-selected HRA vendor has been challenging; Supervisor reviewed that there were issues with some claims and thanked Erin for giving her time, at no additional cost to Town, to manage the employees' claims and direct the HRA as to what they needed to pay and keep it streamlined. Erin explained that it is very hard to process claims when they do not have 'real time' access/cannot see them.

CDPHP has implemented a health reimbursement administrative department internally for "claims immigration"—a very nice feature: when you go to doctor, s/he files the claim to CDPHP, the claim is adjudicated, the \$1500 deductible is noticed, funds are automatically taken from the Town's account, a check is cut, and the benefits explanation is sent to the member. On the doctor side: they send the same explanation of benefits and that check is sent in 'real time'. Debit card is 'real time' at the pharmacy; other than pharmacy, it should not be used but rather the claims process. Erin said BCI and Patti Westervelt gave good service, but this price is extremely comparable, and Erin recommends the Town adopt that when they renew. Supervisor said that everyone has done their best, including the employees, thanked Erin, and added that Patti did everything she possibly could for us.

With middle option: Erin explained drugs are not subject to the \$1500 deductible; drugs are just at the co-pay and Rx for Less is in place, members are responsible for their \$4/30/60 co-pay, no deductible scenario. Even though there is a drug rider, you have to have it on there in order for them to calculate against satisfying the deductible and out-of-pocket cost. All drugs are subject to deductibles, you have to pay the retail, slightly-discounted rate for the prescription drug (\$1000/month Humera shot); outside of that, if it is preventive drug, it will not be put against the deductible, but because you have the drug card we'll let you go ahead, depending on the tier level of the drug, you'll just pay the \$4/30/60 co-pay, and have Rx for Less, too. It limits the Town's exposure a little, and it is more likely that folk will take stuff on the list and, if they're taking a \$1000 Humera shot, the likelihood that many folk are taking that kind of drug is small. On first plan, if you hit \$1500, both imbedded, each member is stocked with the single amount even if they have a family contract, \$1500/single and \$3000/family, if you hit those medical or hospital deductibles, then the carrier starts to pay 100%.

On the other plan, \$2500/single, \$5000/family, again imbedded so it stops at the single; if you have a bad year, one person in your family stops at the single; prescriptions can apply toward that deductible, \$1000 difference between the deductible and the out-of-pocket maximum; once you hit deductible on that, medically or drugs, there is an additional amount, \$1000/single and \$2000/family, that you could potentially pay for drug co-pays because you go to co-pays for certain. If you hit the out-of-pocket maximum, the insurance carrier pays 100% for drugs.

Supervisor asked for the worst case scenario. Erin continued: if everyone tapped out 100% you'd be at \$145,000/year. The known premiums are \$117,000-\$118,000. The drugs on the first plan do not calculate toward that. Supervisor pointed out the benefit to employee, no decision being made tonight, insurance doesn't renew til Dec, decision to be made in November, and wanted Erin to have an opportunity to explain to Board. Supervisor will look to the Board for direction and plan accordingly for the Budget.

The benefit to the employee between current plan and this is that there is no co-pay for going to see doctor; everything is subject to the deductible which the Town will fund; out of pocket goes

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away, in addition to adding the HRA immigration fees.

Supervisor asked Town's accountant and AOT whether it is possible to reserve funds for Health Insurance; answer: no. If the Board looked at 3rd plan, beside the premium, there was the additional liability we could incur- asking can we reserve for the 'swing' years when it was needed; Town's CPA is checking into that; that would be ideal. Not to take entire savings, but put away a little each year for that; General Fund is cleared out each year, that balance goes into surplus, and a new year begins.

Erin explained, regarding HRA funds, the Town must give a check to cover the cost of those claims. With CDPHP, they take 8% deposit that they keep for the life of the term, and at the end of the term they mail back the refund. Beside the 8%, CDPHP connects electronically to the Town's specified account and EFT (electronic funds transfer) the funds as the claims are occurring, so each month you keep those funds in-house, within the municipality's rights legally. A second option is a zero balance account, connected to the mutual fund, Town avoids losing interest and, as you need the money, they EFT it 'out the tunnel', according to municipality's rules.

Adding that the Board is just seeing this tonight, Supervisor asked for the Board's questions. Councilman Norris clarified for the \$81,000 plan, employee doesn't pay co-pay for doc or scripts; yes, if for preventive meds, but other than that is deductible driven and comes from HRA. Supervisor recalls a couple other items with co-pay; durable medical equipment is at 50% (standard benefit) and is subject to the deductible and the deductible is funded by the Town- yes, employee will have more money in pocket at the end of the day. Erin continued that for doctor, emergency room, hospital all would have co-pay, satisfied under the deductible; actually both plans are beneficial to the employees. The Town Board must decide how much of a risk to take with the HRA; with direction from the Board, Erin will return and meet with employees to review the nuances of the plans.

Councilman Norris asked about the HRA monthly cost; CDPHP's cost as opposed to BCI, currently \$60. \$4/employee/month, \$50/month minimum and with 10 people it would be only \$40, but for the \$50/month minimum charge. With CDPHP the cost is \$3.25/month, no minimum monthly, however a \$250 set fee. When you compare the two, CDPHP and BCI, it is almost exactly the same. Supervisor said this new plan is streamlined, less confusing for the employees, and employees have information right away. Erin reminds there is an employee portal now to review claims, but with the integrated claims migration they have access to that information and can review each day.

Supervisor thanked Erin for coming to explain.

MONTHLY REPORTS

Supervisor reports: the NYS Comptroller's Office representatives were here earlier in the month; she thanked the Town Hall staff, Highway Superintendent Jordan, and Councilman Norris because the representatives needed endless amounts of information on demand, most of what they wanted we had, and there were some they felt should be 'tweaked' a little. They asked for Town's IT policy and a list of the computer inventory; we have neither. Waiting for official word, overall the visit seemed to have gone well. Supervisor will be surprised if they don't find something to return and audit; one item they have been auditing at other municipalities is Workers' Compensation certification submitted by each contractor that performs work for the Town. Comptroller's Office representatives asked to enter building before staff and have a key to the building; Town Clerk's office accommodated them.

Supervisor met with Emergency Management Officer Van Wormer for the Catskill Creek Watershed Project; although Town did not suffer much stream damage we are working with them and with Cornell Cooperative Extension. July 31 Budget reports have been distributed to Board members.

County Legislator- not present, no report.

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Town Clerk Brooks reports for month of July: 1 site plan review \$300.00; 1 special use permit non-commercial \$40.00; 8 building permits \$400.00; 1 chimney and woodstove \$40.00; 2 deck/porch \$150.00; 1 septic system replacement \$40.00; 1 CO search \$15.00; conservation fees \$3.20; 25 dog licenses \$173.00, 1 replacement tag \$2.00; 2 marriage licenses \$35.00; 1 park permit \$25.00; 7 certified copies \$70.00; 22 photocopies \$6.25; recycling fees \$72.50. Total to Supervisor \$1,371.95; to NYS Ag \$31.00; to NYS Dept of Health \$45.00; to NYSDEC \$54.80.

Highway (Deputy Highway Superintendent VanWormer was out on fire call) Superintendent Jordan reports hand patching, grader patching, sandblasted and painted two (1995 and 1985) trucks, the new truck is completely done, and called insurance broker to increase value on new truck. Sandblasting was all done in-house with compressor from the county; Town paid for sand. Highway committee has reviewed Highway Budget with Highway Superintendent and looks to be on track for the 2012 284 Agreement, coming in about \$40,000 less, based on estimates of how much will be needed, and with what was left in Budget under General Repairs, previously \$150,000, another \$60,000 with what was left, and now asking the Board to increase \$150,000 to \$210,000. Highway Superintendent Jordan said this is for grader patching.

**AGREEMENT FOR THE EXPENDITURE
OF HIGHWAY MONEYS**

AGREEMENT between the Town Superintendent of the Town of New Baltimore, Greene County, New York, and the undersigned members of the Town Board.

Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected in the Town for the repair and improvement of highways, and received from the State for State Aid for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. The sum of \$210,000 shall be set aside to be expended for primary work and general repairs upon sixteen (16) miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.

2. PERMANENT IMPROVEMENTS. The following sums shall be set aside to be expended for the permanent improvement of Town highways:

(a) On the road commencing at New Baltimore Road and leading a distance of 5,690 feet, there shall be expended not over the sum of \$78,328.

Type: 6	Width of traveled surface: 21 feet
Thickness: 1 ½ inch	Sub-base: Oil and stone

(b) On the road commencing at Washington Street and leading a distance of 1,566 feet, there shall be expended not over the sum of \$21,888.00.

Type: 6	Width of traveled surface: 21 feet
Thickness: 1 ½ inch	Sub-base: Oil and stone

(c) On the road commencing at High Bridge Road and leading a distance of 2,150 feet, there shall be expended not over the sum of \$22,572.

Type: 6	Width of traveled surface: 12 feet
Thickness: 2 inches	Sub-base: Blacktop

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- (d) On the road commencing at Carhart Road and leading a distance of 700 feet, there shall be expended not over the sum of \$8892.00.

Type: 6 Width of traveled surface: 14 feet
Thickness: 2 inches Sub-base: Milling

Executed in duplicate this 23rd day of April, 2012 and revised on the 27th day of August, 2012.

_____ Supervisor	_____ Councilman
_____ Councilman	_____ Councilman
_____ Councilman	_____ Councilman
_____ Councilman	_____ Councilman
_____ County Superintendent of Highways	_____ Town Superintendent

NOTE: This Agreement should be signed in duplicate by a majority of the members of the Town Board and by the Town Superintendent. Both copies must be approved by the County Superintendent. One copy must be filed in the Town Clerk's office and one in the County Superintendent's office. *COPIES DO NOT HAVE TO BE FILED IN ALBANY.*

**RESOLUTION
AUGUST 27, 2012**

RESOLUTION TO APPROVE HIGHWAY 284 AGREEMENT

RESOLVED, that the Town Board of the Town of New Baltimore does hereby approve the attached Highway 284 Agreement dated August 27, 2012.

Supervisor moved and was seconded by Councilman Norris. Councilwoman Finke recused herself on original; she has family who live on one of the roads. Supervisor believed since the change is only to General Repairs; Councilwoman Finke said it still indicated the same road name. Supervisor, without Councilwoman Finke does not have a quorum on that vote. Superintendent Jordan can wait two weeks. The vote was TABLED

Councilwoman Finke thanked Highway crew for putting up Town-wide Yard Sale signs.

Buildings & Grounds/Recycling Spencer Sebert reports: 2 washers, 1 water heater, 1 microwave, 12 tires, for a total of \$50.50. Also, 60gallon bags of plastic 27; 55gallon drums of cans 9; bundles of magazines 33; bags and bundles of newspaper 54; bags of shredded paper 14; boxes and bundles of cardboard 26. Also 33 tires were removed from Recycling Center by Highway crew. Supervisor asked about no Town Hall water issue; Spencer had replaced filter in June and July, unsure whether he had been able to replace water filter in August; the men's room toilet was running, thanks to Clerk Loux for that repair.

Building Committee has been involved in negotiations with neighbors with regard to purchasing land beside Town Hall to increase parking capability for Town Court and, in payment, giving the neighbors the lot the old repair-needy town barn sits on; there are a couple aspects to consider. Councilman Norris and Highway Superintendent Jordan sat with neighbors; both sides are very happy with conversation and offer. The offer is 2 acres of land gained in exchange for \$3000 cash, payment of surveying and attorney fees, and filing fees. Supervisor added that, giving up red barn, a pole barn needs to be built behind and against the present Highway pole barn for \$9-10,000, 2 sides to keep equipment out of weather, open to the south, no floor or foundation. Supervisor, regarding payment for pole barn, added that even though buildings are not part of

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Highway Budget, Superintendent Jordan thinks he can absorb in the Highway Budget. There is a tradition to budget to transfer \$70,000, the transfer hasn't been made yet, and it would have no impact on the Town Budget. Councilman Norris clarified that the transfer would just be reduced by the cost of the building? Supervisor said the cost of survey would be taken from the General Fund, perhaps the Contingency line but possibly not. Clerk Brooks asked to clarify no impact on the "Adopted 2012 Town Budget"; answer: yes.

Ellie Alfeld asked, regarding the 2 acres, is there 100' road frontage, or 4x5? Superintendent Jordan said a pin sits 400' back and the rectangle would be taken from that pin. Ellie asked about the road frontage; Councilman Norris said sellers' request was for the least amount of road frontage, using the pin. Ellie said if she hears 'least amount of road frontage', that it is only 50'. Supervisor said it will meet the zoning requirement for road frontage, squared off, and will be resolved by the survey; it will be kept as a separate parcel; 5-10-30 years down road perhaps will be built upon, or be a Town asset. Supervisor asked Councilwoman Finke if she had questions; no. Councilman Norris and Superintendent looked at the stone wall, between light pole and tree, and make into parking lot, increasing safety on Tuesdays. Ellie reminds to consider cost of poles and lighting; pole is here. Supervisor said this will get court attendees cars off the roadside, take care of future needs, and if we do not the Town has a two-acre asset; tonight, Supervisor wishes the Board to engage the surveyor, write the contract with description from surveyor, and due to it being a subdivision, may need to go to Planning Board or will they give us the letter of authority to perform the subdivision? Supervisor emailed surveyor to ask his timeframe, next the Town needs to get onto [possibly] the September Planning Board agenda. Ellie asked had more than one surveyor been contacted; yes, quotes are in from Charles Hite and Santo Associates. Councilwoman Finke asked if there was a timetable for demolition/construction. Supervisor believed Highway Superintendent Jordan would like to finish this fall, and keep all equipment under cover. Councilwoman Finke asked what are the plans for the parking lot; Superintendent Jordan felt if winter began as mild, parking lot could be done before snow and when time allows for Highway crew. Councilman Norris reviewed: cutting down trees, pulling roots, then applying crusher run for 10-15+ parked cars and 200ish square feet.

**RESOLUTION
AUGUST 27, 2012**

RESOLUTION TO ACCEPT SURVEY PROPOSAL FROM SANTO ASSOCIATES

WHEREAS the Town of New Baltimore wishes to enter into a land purchase agreement with Ronald Rausch, Tax Map No. 17.00-6-3, to purchase two acres of land immediately adjacent to the Town Hall to accommodate additional parking space at Town Hall, and

WHEREAS, the Town Board wishes to include in the negotiated price of the land the barn and parcel located on Tax Map No. 17.00-6-5 owned by the Town of New Baltimore, and

WHEREAS, the Town has negotiated a verbal purchase price that requires the Town to pay for all survey costs associated with this transaction, and

WHEREAS, the Town has received two proposals for the survey,

NOW, THEREFORE, BE IT RESOLVED that the Town Board accepts the lowest proposal from Santo Associates which is attached to this resolution. The Town Supervisor is authorized to execute said proposal.

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

BENWAY-Absent

**FINKE-AYE
NORRIS-AYE**

**MEREDITH-Absent
O'RORKE-AYE**

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ADOPTED

Supervisor asked Clerk Brooks to notice in newspaper. Clerk Brooks read; the report arrived following Alan Van Wormer's fire response:

Highway Superintendent Jordan reports July 23 to August 27: Mounted all plow and hydraulic equipment on 2013 International; Mon, July 23 heavy storms with many downed trees, highway crew worked O/T to clean up; Mowed along roads; Chipped brush and debris left behind from storm; Grader patched roads with blacktop; Patched some roads with blacktop by hand; Mowed and weeded parks; Cleaned debris from culverts; Installed dump body on 2013 International; Cut up fallen tree on Alcove Road; York-raked dirt roads; Mowed and weed eat cemeteries; Replaced leaking oil on 96 International; Picked up pile of weeds at Town Hall from flower beds, thank-you, Karla and Alma Flegel for their good gardening; Removed large stump at Deans Mill Road, Weed eat around Town Garage; Removed steering cylinder from Bomag roller and sent out for repairs; Put up signs for Yard Sale Day; Replaced feature hose on 1996 International; picked up garbage dumped on Paradise Hill Road and couch dumped on West Deans Mill Road, Replaced STOP sign at West Deans Mill Road and CR51 intersection- someone put Sunoco stickers all over it.

Building Inspector/Code Enforcement Ray Blaisdell reports July: Accusatory Statements: 3; Building Inspections: 25; Building Permits Issued: 3; Building Permits Renewed: 5; Building Permits Closed With Violation: 2; Certificates of Compliance Issued: 2; Certificates of Occupancy Issued: 1; Commercial Site Fire Inspections: 3; Court Appearances: 1; General Complaints: 5; Junk Vehicle Complaints: 1; New Building Permit Applications Received: 4; Outside Boiler/Woodstoves, etc. Permits Issued: 1; Pool Permit Applications Received: 1; Pool Permits Issued: 1; Septic Tank Replacement/Repair Applications Received: 1; Septic Tank Replacement Permits Issued: 1; Code Violation Investigations: 2; Zoning Violation Investigations: 2; Application Fees for July, 2012: \$590.00
Total Fees for Year to Date: \$11,608.80.

Insurance Chair Supervisor O'Rorke asked the Board to please mull over tonight's presentation toward the 2013 Budget.

Wastewater Treatment Chair O'Rorke reported for Operator Polverelli: committee met with Jim, had to pull the pump at pump station, last done May of 2011, less and less use before grit affects it, no quote back from Emmons yet; meeting with Delaware Engineering on Wednesday morning to look at manholes and Jim and Steve Grimm have inspected another 8 manholes, situation is now pretty serious, and Delaware is aware. Supervisor added that it was good to have them on board for this. Councilman Norris said we can look at grit resistant impellor (part of the pump).

Planning Board Chair Kathleen Rundberg reports: Planning Board met on August 9, with the following business transacted: Public Hearing was held on the Special Use Permit and Site Plan Applications for Scenic Hudson. In the regular monthly meeting that following: Further discussion was held on the Scenic Hudson applications. Scenic Hudson has been placed on the September 20 meeting agenda; resolution to be put forth at that meeting by the Chair for Board consideration will be reviewed by the Town Planning Board's attorney prior to the meeting. While some members of the Planning Board expressed concern regarding Town properties being sold to non-profits and coming off the Town's tax roll, it must be remembered that we, as planners doing our job, cannot be concerned with this. The task before us is simply Site Plan Review and a Special Use Permit. Scenic Hudson already owns the land; it is to the benefit of the entire community for the Conservancy to manage the land as per the requirements of a Special Use Permit. Due to Primary being held on the Planning Board's regular September meeting night, the Planning Board will meet September 20 at 7:30 pm.

Zoning Board of Appeals Chair Meave Tooher reports Zoning Board of Appeals met on August 1; appearing before the Board was a group of hamlet residents who were not in agreement with

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Code Enforcement Officer Blaisdell's July 10, 2012, response to their complaint regarding weekend music events held at the restaurant, Yanni's Cucina, located at Shady Harbor Marina. Code Enforcement Officer Blaisdell's denial of their complaint was based on: 1) The 1994 Planning Board's Site Plan approval resolution for a restaurant to be constructed at the Marina, which did not include a condition limiting or restricting music in any manner. 2) The Code in effect at the time of this 1994 Site Plan approval did not spell out any outside entertainment restrictions. 3) The Town does not have a Noise Ordinance as part of its Town Code. These residents appealed this denial to the Zoning Board of Appeals for its interpretation of the Code as it related to the music events at the August 1, 2012, meeting. Due to a possible quorum issue on September 5, 2012, the Board's usual meeting night, the September meeting will be held on September 19; public hearing on the above-referenced appeal will be held September 19 at 7:30 pm.

Assessor Supervisor said the Town has 3 outstanding lawsuits, asked Assessor Bennett to attend September Board meeting. He reports for August: *Lawsuit Update* We are happy to report that we received copies of the Stipulations of Discontinuance for the lawsuits with the Best Western & Holiday Inn Express. *Around the Office*: Julie has been pulling the property record files as time allows, checking and updating information as needed to be sure that the physical file information matches exactly what is in the computer software program. She has been pulling exemption forms that have reached their 6-year retention.

Economic Development Committee Chair Norris reports attending a meeting with Congressman Chris Gibson and local business owners at the Greene IDA to discuss what issues and ideas those in the business community have and what solution can be made. CA Albright's Randy Lent from was one of the local business owners present. Some of the issues that were brought up were: regulation and lengthy permitting process, infrastructure problems and health care costs, also discussed with Supervisor a 'business or business person of the year' award for the Business Appreciation Breakfast event. Supervisor said we have a business owner interested in working with Town for that property and accessibility hoping to have meeting with NYS Department of State regarding river frontage and grants available. Councilwoman Finke asked to attend that meeting.

Grants Chair Finke had no report.

Fire, EMS & Law Enforcement Chair Norris reports for *Greene County EMS*: At the Greene County EMS July 24 meeting the following business took place, health insurance policy was reviewed and approved, records retention policy was reviewed and approved and the 2013 budget was discussed and voted on. With this new EMS budget the Town-wide increase will be \$901. The town had 9 ALS calls in June and a total of 37 as of June 30, 2012. *Emergency Management Officer* VanWormer reminds there is still a ban on ALL residential burning in New York State till October 10, with a mandatory fine of \$250. *Greene County Sheriff's* Deputy Scott reports: *2012 2nd Quarter Statistics*, August 19 for New Baltimore Satellite Station. *Please note the following statistics are from within the Town of New Baltimore for the period April 1- June 30.

CALLS FOR SERVICE	122
UNIFORM TRAFFIC TICKETS	49
ARRESTS	6
COXSACKIE RESERVOIR CHECKS	98

Supervisor noted the rate for Ambulance District 1 is in, 2%, committee is working on getting rates from Ambulance District 2.

Councilman Norris reports 654 E911 signs made, approximate cost of signs \$5,541, leaving balance of \$1,959, and some signs are left. Supervisor understood the signs were already purchased; this is the value of those remaining.

Technology/Website (Chair Meredith/Member Benway)

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Newsletter Chair Finke waiting for few more articles, and maybe dog census article.

Animal Control Member O'Rourke proposes, following conversation with NYS Ag and Markets, the Town is significantly under-licensed with its dog population; Deputy Town Clerk Jordan reports 310 licensed. Proposing a census after many Greene County Public Health dog bite reports where dog is unlicensed and not vaccinated for rabies. Idea of a Newsletter insert had problems; now looking at separate mailing and obtaining quotes, Christie French, Hillcrest Press, for postcard (similar to a Board of Elections notice): \$275, and mailing: \$700; rough total: \$1,000. Ellie asked if it would be stamped return ? and if no response? There is a census fee called for in the Code, if you are caught not returning the census and you do, in fact, have a dog. Folk who frequent Town Hall can drop the card. Ellie remembers in the past folk knocked on doors, adding to make sure Town Justices have appropriate fines for those who do not; Town Board cannot dictate to the Town Justices. Supervisor suggests \$5 census fee be increased to something more substantial- for those with dogs who do not respond to census. Ellie said 1st census was \$25 fine for not licensed, then doubled for the second time.

Supervisor asked for the Board's thoughts. Councilman Norris thought having many unlicensed dogs means a loss of revenue for the Town. Ideally, those who own the dogs pay the costs of the Animal Control Officer; although he responds to calls that are not dogs, the brunt of his job is making sure returned to proper owner and, ideally, Town takes in revenue to pay cost of ACO, otherwise the cost is carried by those without dogs. The Board can choose to not do anything, and have 300 who have done the right thing by licensing, or the Board can choose to do the census. Town of Greenville had a successful census; dog control officer had to knock on doors. NYS Ag and Markets figures indicate 1.5 dogs for each resident. Clerk Brooks offered that Town of Chatham is in the same place as New Baltimore in determining what to do. Jean Horn asked, with significant cost to mail, why not put in Newsletter. Supervisor answered the census isn't ready and the Town Board hasn't yet agreed to do it, in addition to issues with the newsletter.

Councilwoman Finke related a story of receiving back 125,000 questionnaires full of phone bills, etc., that were stuck in the mailing, couldn't the response be dropped at Town Hall, and was phoning an option. Supervisor understood that what she meant was to avoid the cost of a stamp, to use Town Hall dropslot, to phone Animal Control Officer, and to have record of responses with someone's name on it. Supervisor continued that with article in newsletter, and the mailing, and the Board has provided the justices with the tools to act, so it would be difficult for a person not to know that dog licensing was the law. Supervisor believes the mailing will be addressed to Current Resident or Occupant and the data listing will come from Greene County Real Property. Bob Knighton asked for an online response link from the website; Supervisor didn't believe the website was set up for that; Councilwoman Finke believed it could go to an email address. Supervisor said she or Councilwoman Benway, who make up the animal control committee, could be emailed from the website at no additional cost to the Town.

Councilman Norris clarified the numbers; possibly 2700 dogs that are not counted in the Town at \$7/dog- the Town is looking at \$19,000, and that's worth the cost and effort.

Bob Knighton asked whether the average family of four has 6 dogs? Doesn't seem right.

Councilman Norris answered, when out campaigning, he sees lots of dogs.

Ellie asked, even if lots of dogs, the State of New York still has to be paid.

Supervisor said it is a small portion, not as it was paid also to the County, and now the Town incurs the cost of the tags and license renewal mailings.

Supervisor felt even if half of that total of dogs is true, Councilman Norris thought worth that investment for the Town, reminding that it is yearly license and dog bites without rabies certificate is a public safety issue. Supervisor asked is the Board ready to go ahead.

Councilman Norris felt worthwhile and asked when it was last done.

Supervisor believed Joe Tanner performed census some years ago; Kathy Rundberg believed in the 1980's was last dog census. Councilwoman Finke said Ravena-Coeymans-Selkirk High School has community service projects and Joe Tanner worked with them. Kathy Rundberg said little bags were made up including a dog biscuit to make it as friendly as possible, and back then the estimate was 3 dogs per person.

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Supervisor believed to get some responses back from the mailer before sending out 'foot soldiers', and hopes the result will enable the Town to recoup all the cost.

Ellie said first step is for Councilwoman Finke to put in newsletter, then try to recapture \$1000. Made low to begin, Councilman Norris suggests raising the dog licenses next year; Supervisor said that will increase burden on those who have already done the right thing by having a license and added that using that news of a rise may encourage folk to license now under these lower license rates.

Councilwoman Finke said some will comply and some will not and doesn't know whether the mailing is worthwhile.

Supervisor said once census is sent, there will be a fine if an owner is caught without license and she hopes enough will come forward.

Ellie figured that there aren't many folk who don't know that a dog is supposed to be licensed in New York State.

Councilman Norris agreed. Councilwoman Finke said some will comply and some will not.

Clerk Brooks reminded that the Town is already behind in the mailing costs for 2012.

Councilman Norris thought maybe some licenses will occur from the newsletter article.

Supervisor said the article should come first then; Councilwoman Finke asked if she was to write the article.

Clerk Brooks offered to help with the article as Councilwoman Benway was arriving home from vacation on Wednesday.

Councilman Norris added to his EMS report [see above] and Clerk Brooks added that the E911 signs are being picked up from the Town Clerk's Office; Deputy Clerk Jordan has made many reminder phone calls and many have been picked up.

Parks Chair Councilman Meredith is absent; Supervisor noted a NYS Department of Health Notice of Violation was received August 20 for District 3. Unsure whether he has contacted NYSDOH, Councilwoman Benway has sent him emails, so Supervisor will call Department of Health, reporting the water is turned off. Councilman Norris asked whether there was vandalism to the building; Highway Superintendent Jordan confirmed yes, but no contents in building. Kathy Rundberg reports District 1/Wyche Park baby swing is broken; Highway Superintendent will call parks laborer to address.

Supervisor reports total expenses of \$6,125 for 2012 Summer Recreation Program which is \$2,725 over what was budgeted; however, grant and donations revenue totaled \$4,023. Also, Clerk Brooks reports a return of about \$27 back from their \$500 petty cash.

Personnel Chair Supervisor O'Rourke reported that Workplace Violence Committee met today; PESCH has requested Committee meet once a year, Supervisor created record for that purpose; evaluate training program, PERMA (the new Workers' Compensation carrier) will be contacted for assistance in training. Supervisor said the committee is planning to do employee training in late September, early October training; Alan will do Highway and public works staff, Dawn will be here for Town Hall staff, and Supervisor will do Planning Board and Zoning Board of Appeals. Supervisor will be in contact with everyone shortly.

Supervisor asked Workplace Violence Committee to review her new sexual harassment policy and sent it to Attorney Wukitsch for review. His 3 recommendations: page 5 under Appeals, "such appeal must be made in writing to the town supervisor; the appellant should be entitled to present evidence to the town board as to why the investigation procedure was flawed". (Supervisor will send out revised copy.) On page 6 under Recordkeeping, still under Appeals, "in this regard, the town at all times retains sole discretion to determine the appropriate disciplinary and/or corrective action to be taken with regard to a meritorious complaint". On page 6 under Recordkeeping, "the Town Records regarding alleged discrimination shall be confidential and maintained separate and apart from personnel records".

The Town Board will review, Supervisor will email revised copy and prepare to take action at September Regular Meeting, so that training may occur alongside Workplace Violence training, and asks the Board make the Workplace Violence contacts also become the contacts for the sexual harassment policy.

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Agriculture Committee Chair Councilman Norris reports no meeting was held this month; next meeting will be Thursday, September 13, a primary day and he will call the president to determine change of location.

Seniors Ellie Alfeld reports next meeting on September 19 at 1:30 pm; all are welcome; they will discuss the possibility of an early December holiday luncheon at a local restaurant.

Memorial Committee Member Councilwoman Finke reports next meeting will be September 19 at 6pm at Town Hall; Honor of Service ceremony September 30 at 2 pm. Kathy Rundberg stopped at Barry Guptill's greenhouse: he prepared design of exact amount of bricks for walkway and he'll donate 5 chrysanthemums, one for each family being honored. The stone for Fran Williams is being engraved and picked up, reported Supervisor, and regarding the memorial committee, Supervisor had to turn over copies of all bank accounts to the NYS Comptroller's Office, this includes the Memorial Committee that bears the Town name and must be handled by town supervisor. Supervisor informed NYS Comptroller's Office that this one bank account was outstanding but that the Town Board is in the process of closing it; Supervisor is not listed on the account and asked the Committee to ask Tax Collector Lynn Taylor to close that account and provide the final statement (@\$9.00) to Supervisor.

Ag Fest Committee Rob Van Etten asked for final bills; Supervisor would like to meet to close the year. Kathy Rundberg offered that their next meeting is September 25 at 7 pm, usual location, with election of officers.

Town Courts In Councilwoman Benway's vacation, Supervisor spoke to Clerk Palmateer and the jury trial may be moved; September 25-27, reports Deputy Clerk Jordan. Justice Joseph Cosenza submitted a letter of resignation, effective immediately, August 13, with the sale of his home he is relocating. Supervisor said we'll certainly miss him, he has been a great asset to the Town, accomplished much in his tenure, made great strides in workings of the court, and the appearance of the court room. Justice Farrell put together a quick going away party together for him, very nice to see all the other local justices. As the resignation was received before September 20, that vacant position allows time for election and, as required by statute, the town clerk has notified Board of Elections; there will be a slot on the ballot. The town justice position is unique in that a candidate is not elected to fulfill a portion of a term, but rather begins a new full four-year term; whoever is elected January 1, 2013 will have a full four-year term, and will run off-calendar.

Ellie asked whether the Town Board will fill the vacancy. Supervisor said that will be discussed; Justice Cosenza's home closing was on again, off again. Liaison Councilwoman Benway, who is not here tonight, met with Justice Farrell; he will step up and handle court for remainder of 2012; if Town Board chose to appoint someone, and a person has volunteered their service with experience with the District Attorney's Office, they could be up to speed quickly but they must be available for December class and set up new bank accounts even for temporary service. Justice Farrell has determined he would hold 2 longer courts per month, until 7pm or later; court clerk believes they can handle this plan and not encounter extra hours for staff. The Town Board will decide how to handle.

Councilwoman Finke certainly feels this candidate is qualified; Supervisor said there is no issue of that. Justice Farrell can handle workload; it lightens typically in December. If Town Board does not appoint now, after election the Town Board may appoint the winner and, if a lay person is elected, without the class the person cannot take the bench. If an attorney is elected, the class is still needed but the candidate may take the bench. The next training is in December. Supervisor said, unless the Board felt that they need to appoint someone, Councilman Norris repeated Justice Farrell's ability to handle workload and would like entire Board to be in attendance.

Historian Hischer reports: Had an inquiry from a citizen assuming Horton Ice Cream was manufactured in New Baltimore, and actually there was a Horton Ice Cream Ice House just south of Matthews Point; the ice cream was made in New York City; Received communication from Walter and Frances Dietz's son-in-law, Butch Bourguignon (Arizona), who has donated the old

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hamlet school's handbell that was wrung by Mrs. Kniffen, Mrs. Dietz' sister-in-law, to signal end of recess. [Supervisor thanked Town Clerk Brooks for connecting Butch to Historian Hilscher.] Where to put?; Submitted a report to the Greene County Historical Society providing information on the Van Der Zee hay press and recommended that the Society accepts same. Lynn Van Der Zee Christie and her daughter understand that the hay press is a significant historical and agricultural artifact and have graciously agreed to donate it to a suitable home where it will be preserved and used to educate the public.

WATER DISTRICT NO. 2 REQUEST

Supervisor said Greg O'Connor was not here for the 6pm meeting, unfortunately he did not get a letter as he is not yet part of the district. Many ideas were expressed and Supervisor is looking to the Town Board for direction; Councilman Norris would like feedback from residents of the district. Supervisor answered that Mr. O'Connor needs to know what to do, if the Board needs more time to get feedback, wants to hold another meeting, or contact residents of the district. Councilwoman Finke said costs. Supervisor said the Board would need to engage Delaware Engineering, \$1300, to determine the district; everything done by Delaware so far has been pro bono, and some tightening up is needed for the district's boundaries. Supervisor believes Rebusmens would like to see their property in the district, they were subdivided off, and we cannot find the original map. Supervisor spoke to Attorney Wukitsch and, for legal work, she expects no additional cost. Delaware does this sort of thing, legal work and filing, with confidence. Supervisor asked whether the Board wants to get the costs of the 3/4" service versus the full 6" line and then evaluate? Do we want to extend to O'Connor? Or further to Schoolhouse Road and gather 10 additional lots?

Ellie Alfeld feels it is necessary to engage engineering so as to get full picture, and determine whether Mr. O'Connor needs to come onto the district and foot the entire bill. If Schoolhouse Road or Roberts Hill wants to join, and share cost, 3/4" or 6" line, and the whispering Ellie heard that many in district do not want to pay toward this situation, is it beneficial to focus on Schoolhouse Road, and maybe share expense with 10 others. Supervisor said it depends on whether they set up as a separate district or an extension; researching the map and history, historically not everyone got new piping but they had to share the cost; that is how districts work. Councilman Norris asked how much time Delaware needed to prepare report; Supervisor said fairly quickly, maybe September, and without a resolution, if quote is acceptable, she would move forward for \$1300 to do investigation and research which would come out of Water District 2's \$2700 Surplus.

Hearing no disagreement, **Supervisor moved to engage Delaware Engineering to do preliminary studies needed for Water District No. 2 at a cost of \$1300, from Water District No. 2 Surplus and Councilman Norris seconded.** No discussion. The adoption of the foregoing Motion was duly put to a vote, and the vote was as follows:

BENWAY-Absent	FINKE-AYE	MEREDITH-Absent
	NORRIS-AYE	O'RORKE-AYE

MOTION CARRIED

Donna Carlson offered that Zoning Advisory Committee, having reviewed definitions, has changes to suggest to the Use Table, Committee does not agree on all the suggestions, met on August 23 and will meet again on September 27, and hope to have something in writing to the Town Board. Also, regarding Comprehensive Plan Committee, asked could committees collaborate?

Supervisor answered that the Comprehensive Plan work must be done outside of zoning; Supervisor reached out to the Planning Federation and they have offered free services. Supervisor is doing her 'homework', with assistance of Building, Planning and Zoning Clerk Loux, on various issues that have come before the ZBA; her goal is to not hire an outside consultant, but it will put a lot of work onto the Committee; quite a few people were interested in

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serving, but Planning Federation suggests keeping it to 8 people. Supervisor hopes to have some of this in front of Town Board by September Regular Meeting.

Donna Carlson continued that, with the proposed changes, they should look at whether the Comprehensive Plan should be changed. Supervisor explained that if Zoning Advisory Committee has changes and the Town Board is agreeable to the changes, then would have to look at whether the Comprehensive Plan would require changing; if no change is required, the Town Board could start to act. If significant, they would have to look at whether the Generic Environmental Impact Statement (GEIS) would also require change, then the Comprehensive Plan Update Committee would need to get to work. There are many variables.

Kathy Rundberg believed she was not at meeting when the committee was formed; Supervisor said the Committee isn't formed; Kathy asked to be part of the Comprehensive Plan Committee.

Jean Horn has no interest but asked the Town Board to expedite matters to help the O'Connor's with their water issue. Supervisor said that is the Board's plan, and there is a similar situation with Water District No.1, and with a big step, important to do the best that we can, and have a game plan for the future: no requirements for hook-up, no process.

Councilman Norris believed that 12 people sat on the original Comprehensive Plan Committee; Supervisor said 8 was the recommendation of the Planning Federation.

Town-Wide Yard Sale, said Councilwoman Finke, is September 15 and thanked her daughter who sanded, painted and colored new signs before leaving for college in North Carolina.

ADJOURNMENT

With no further business to come before the Board, **Supervisor moved to adjourn, Councilman Norris seconded.** No discussion. The adoption of the foregoing Motion was duly put to a vote, and upon roll call, the vote was as follows:

BENWAY-Absent	FINKE-AYE	MEREDITH-Absent
	NORRIS-AYE	O'RORKE-AYE

MOTION CARRIED

The meeting was adjourned at 9:42 pm.

Respectfully,
Janet A. Brooks
Town Clerk