

DRAFT

COUNTY OF GREENE
TOWN OF NEW BALTIMORE
SPECIAL JOINT TOWN BOARD MEETING WITH TOWN OF COXSACKIE
NOVEMBER 27, 2012- page 1

OPENING OF SPECIAL MEETING

Supervisor Betke called the meeting to order at 7:00 pm and the Pledge of Allegiance was said. Also attending from Town of Coxsackie: Councilman Richard Hanse, Councilman Pat Kennedy, Councilman Jeffery Lewis, Councilman Thomas Hobart, Attorney for the Town Joan Tailleur, Town Clerk Bambi Hotaling. Also attending from Town of New Baltimore: Town Supervisor O'Rorke, Councilwomen Benway and Finke, Councilman Norris, Attorney for the Town David Wukitsch, Town Clerk Brooks and 2 members of the public who signed the attendance sheet.
Absent: Councilman Meredith.

Proof of legal notice was presented.

TOWN OF NEW BALTIMORE
NOTICE OF JOINT SPECIAL BOARD MEETING

Notice is hereby given that the New Baltimore Town Board will hold a Joint Special Meeting on Tuesday, November 27, 2012 at 7:00 pm at the Coxsackie Town Hall, 16 Reed Street, Coxsackie, NY 12051.

The purpose of this Joint Special Meeting will be a joint meeting of the Town of Coxsackie Town Board and the Town of New Baltimore Town Board regarding the land annexation by New Baltimore of 4 vacant acres in front of Empire Merchants in Kalkberg Commerce Park that straddles the towns' lines as well as the annexation by Town of Coxsackie of 9 acres that have been assessed in the past by Town of Coxsackie, and the deeds for which all indicate Town of Coxsackie, located at 12319 US 9W in the Town of New Baltimore. This notice is in accordance with General Municipal Law section 703-a.

By Order of the Town Board
Janet A. Brooks
Town Clerk

Town Supervisor Betke reviewed that the purpose of the meeting is to discuss the annexations: a swap of land along US Route 9W corridor between Town of Coxsackie and Town of New Baltimore to resolve a longstanding issue of boundary line and regarding tax rolls. Having reached an amicable solution, Supervisor Betke related that his grandfather, as mayor, had dealt with these issues in the 1960's. Supervisor Betke reminded, first, to look at and formalize the agreement to move forward with shift of a triangle, split by town boundary and requiring negotiations with how businesses may come into business park, on east side of US Route 9W to Town of New Baltimore. The pump station's precise location was also discussed. Second, to work out well, we have proposal that Diederich's/Slater family's roughly-9acre parcel in question will stay in Town of Coxsackie; Supervisor Betke conferred with Slater family who desire to stay in Town of Coxsackie. To resolve this issue, Supervisor Betke said the Town of Coxsackie will relinquish the Greene IDA about 2-acre (4 acres altogether) parcel along Town' boundary in Kalkberg Commerce Park.

Supervisor O'Rorke thanked Supervisor Betke for his description and the members of the Town Board of Town of Coxsackie for working with Town Board of Town of New Baltimore, with appreciation of their cooperation to move forward on this.

Supervisor Betke asked for questions from the Boards.
Hearing none, he asked for questions from the public.
Hearing none, he suggests setting public hearing; discussion ensued regarding 20-day window and dates; to hold this in December provides for it to be on the tax rolls for January 2013.

MOTION TO SET PUBLIC HEARING

Councilman Hobart moved to set joint public hearing on Wednesday, December 19, 2012, at 7pm at Coxsackie Town Hall, 16 Reed Street, Coxsackie, NY 12051, and was seconded by Councilman Kennedy.

AYES- Betke, Hanse, Kennedy, Lewis, Hobart
NAYES- none

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**ABSTENTION- none
ABSENT- none**

Joan Tailleux asked for correct tax ID; this can be gotten from Assessor Bennett tomorrow; discussion yielded that one public notice will suffice and the cost will be shared.

Supervisor O'Rorke moved to set joint public hearing on Wednesday, December 19, 2012, at 7pm at Coxsackie Town Hall, 16 Reed Street, Coxsackie, NY 12051, and was seconded by Councilwoman Benway.

AYES- O'Rorke, Benway, Finke, Norris

NAYES- none

ABSTENTION- none

ABSENT- Meredith

Attorney Wukitsch asked to revise the proposed resolution language in third WHEREAS clause, third line, and to strike words appearing after "present"; also the owners' name(s) to be completed.

Supervisor Betke reminds of consideration of this action under SEQR; as an unlisted action, no coordinated review will take place. **Supervisor Betke moves that the Town of Coxsackie deems this an unlisted action under State Environmental Quality Review Act, no coordinated review will take place and a negative declaration will be issued, seconded by Councilman Hanse.**

AYES- Betke, Hanse, Kennedy, Lewis, Hobart

NAYES- none

ABSTENTION- none

ABSENT- none

Supervisor O'Rorke moves that the Town of New Baltimore deems this an unlisted action under State Environmental Quality Review Act, no coordinated review will take place and a negative declaration will be issued, seconded by Councilwoman Benway.

AYES- O'Rorke, Benway, Finke, Norris,

NAYES- none

ABSTENTION- none

ABSENT- Meredith

Toward the proposed joint resolution, Supervisor Betke read.

**COUNTY OF GREENE
NOVEMBER 27, 2012**

**JOINT TOWN BOARD RESOLUTION
TOWN OF COXSACKIE-TOWN OF NEW BALTIMORE**

WHEREAS, the Town Board of the Town of Coxsackie and the Town Board of the Town of New Baltimore have entered into an Agreement for the annexation of certain properties in the Town of New Baltimore and in the Town of Coxsackie which are described in the notice of hearing and set forth below; and

WHEREAS, pursuant to Section 703-a of General Municipal Law the governing Boards of New Baltimore and Coxsackie intend to propose the annexation of such property by joint resolution and have provided due notice of a joint meeting of the Town Boards on November 27, 2012 at the Town Hall of the Town of Coxsackie for the purpose of considering the annexation and hearing all interested parties; and

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WHEREAS, a joint meeting was duly held on November 27, 2012 at the Town Hall of the Town of Coxsackie, 16 Reed Street Coxsackie, New York at which a quorum of each Town Board was present,

RESOLVED, that a joint public hearing will be held of the Town Board of the Town of Coxsackie, Greene County, New York and the Town Board of the Town of New Baltimore, Greene County, New York at the Coxsackie Town Hall, 16 Reed Street, Coxsackie, New York on the 19th day of December, 2012, at 7:00 o'clock local time, to consider and authorize the initiation of simultaneous annexation proceeding by the aforementioned Towns to annex tax lot ID # 41.00-5-35, and currently owned by Greene County IDA and assessed and located in Town of Coxsackie to the Town of New Baltimore and to annex tax lot ID # 40.04-2-9 and currently owned by Diederich's/Slater Family assessed and located in the Town of New Baltimore, to the Town of Coxsackie; and it is hereby further

RESOLVED that the Towns of New Baltimore and Coxsackie shall provide for joint Notice to be sent and Publication to be made pursuant to Section 704(1) of the General Municipal Law and that the cost of the same shall be split equally between the Towns.

Upon Motion of Supervisor Betke and Councilman Lewis, respectively, the joint resolution was put to a vote which resulted as follows:

TOWN OF COXSACKIE

AYES- Betke, Hanse, Kennedy, Lewis, Hobart
NAYS- none
ABSTENTION- none
ABSENT- none

TOWN OF NEW BALTIMORE

AYES- O'Rorke, Benway, Finke, Norris
NAYS- none
ABSTENTION- none
ABSENT- Meredith

ADJOURNMENT

With no further discussion, **Supervisor Betke moved to adjourn the Special Meeting and was seconded by Supervisor O'Rorke.** The adoption of the foregoing Motion was duly put to a vote, and the vote was as follows:

AYES- Betke, Hanse, Kennedy, Lewis, Hobart, O'Rorke, Benway, Finke, Norris
NAYES- none
ABSTENTION- none
ABSENT- Meredith
MOTION CARRIED

The meeting was adjourned at 7:20 pm.

Respectfully,

Janet A. Brooks
Town Clerk
Town of New Baltimore

Bambi Hotaling
Town Clerk
Town of Coxsackie