

**6:30 PM Public Hearing on Proposed Local Law 2 of 2023, A Local Law Providing Real Property Tax Exemptions for Volunteer Firefighters and Volunteer Ambulance Workers Pursuant to Section 466-A of the Real Property Tax Law**

**AGENDA  
TOWN OF NEW BALTIMORE, COUNTY OF GREENE  
TOWN BOARD REGULAR MEETING**

**FEBRUARY 27, 2023**

*Please turn off all cell phones and electronic devices.*

**Reports**

Supervisor

County Legislator

Town Clerk

- February 13, 2023 Town Board Regular Meeting

Historian

Agriculture/AgFest (Chair Boehlke/Member Irving)

Animal Control (Chair Irving, Member Ruso)

Assessment (Chair VanEtten/Member Ruso)

Audit and Budget (Chair Ruso/Member Downes)

- Resolution to Approve Annual Review of Accounts for Tax Collector, Town Court, Town Clerk, Supervisor, and Petty Cash Audits of the Building/Planning/Zoning, Tax Collector, and Town Clerk

Buildings & Grounds/Recycling (Chair Irving/Member Boehlke)

Building Inspector/Code Enforcement Officer (Chair Downes/Member Ruso)

Fire, EMS & Law Enforcement (Chair Dellisanti/Member Downes)

- Resolution to Adopt Local Law #2 of 2023, A Local Law Providing Real Property Tax Exemptions for Volunteer Firefighters and Volunteer Ambulance Workers Pursuant to Section 466-A of the Real Property Tax Law

Grants/Promotions/Economic Development (Chair VanEtten/Member Ruso)

Greene County Planning Board (Boehlke)

Highway (Chair Ruso/Member Downes)

Insurance (Chair Ruso/Member Downes)

- Resolution to Authorize Purchase of Property and Casualty Insurance

Personnel (Chair Ruso/Member VanEtten)

Planning Board/Zoning Board of Appeals (Chair Boehlke/Member Irving)

- Resolution to Appoint Member to the Planning Board

Seniors (Chair VanEtten/Member Downes)

Technology/Website (Chair Downes/Member Boehlke)

Town Courts (Chair VanEtten/Member Ruso)

Veterans and Memorials (Chair VanEtten/Member Irving)

Wastewater Treatment (Chair Irving/Member Boehlke)

Youth, Parks and Recreation (Chair VanEtten/Member Boehlke)

**Upcoming Meetings**

- March 1, 2023 Zoning Board of Appeals at 7:30 PM (If Needed)
- March 9, 2023 Planning Board Meeting at 7 PM
- March 13, 2023 Town Board Regular Meeting at 7 PM
- March 27, 2023 Town Board Work Meeting at 7 PM

## **Public Comment Period/Community Events**

### **Audit of Claims**

### **Adjournment**

**\*\*\*\* Agenda Subject to Change\*\*\*\***

## **GUIDELINES FOR PUBLIC CONDUCT DURING TOWN BOARD MEETINGS**

1. The Supervisor shall preside at the meetings of the Town Board. In the absence of the Supervisor, the Deputy Supervisor shall be the acting Supervisor. In the event both the Supervisor and the Deputy Supervisor are absent, the other members shall designate one of their members to act as temporary chairman. A majority of the Board shall constitute a quorum for the transaction of business, but a lesser number may adjourn.
2. Town residents who wish to speak shall fill out a card at the entrances of the meeting room listing their name, contact information, and the subject matter in which they would like to speak. These cards will be collected prior to the beginning of the Town Board meeting and given to the Town Supervisor or Deputy Supervisor in the absence of the Supervisor.
3. Speakers must be recognized by the presiding officer and then proceed to the lectern and state their name and address. They must limit their remarks on official town business to up to three minutes on a given topic and may not yield any remaining time to another speaker. They must address their remarks to the Board as a body and not to any member thereof and not to other members of the audience in the form of a debate.
4. Speakers should present their remarks in a courteous manner and may not make disparaging remarks or personal comments about public officials, town residents, or others. All speakers will observe the commonly accepted rules of courtesy, decorum, dignity, and good taste with no cursing, swearing, clapping, booing, finger pointing, bullying, whispering, or talking that disrupts the proceedings of the business of the Town Board.
5. Any speaker who disregards the directives of the presiding officer in enforcing the rules, disturbs the peace at a meeting, makes impertinent or slanderous remarks, or generally conducts themselves in an inappropriate manner shall be barred from further participation and will forfeit any balance of time remaining for their comments.
6. After a final warning, if a speaker willfully refuses to step down, the Town Supervisor shall contact the appropriate authorities to remove the speaker from the meeting room and to restore order.
7. The Town Supervisor, or in their absence the Deputy Supervisor, shall ensure compliance with these rules.

## **SUPERVISOR'S REPORT**

**February 27, 2023**

**The monthly financial reports for January were forwarded to all Board members. Has everyone had a chance to review them? I would like to make a Motion to accept the January financial reports.**

**TOWN OF NEW BALTIMORE, COUNTY OF GREENE**

**RESOLUTION 42-2023  
FEBRUARY 27, 2023**

**RESOLUTION TO APPROVE ANNUAL REVIEW OF ACCOUNTS FOR TAX  
COLLECTOR, TOWN COURT, TOWN CLERK, SUPERVISOR  
AND PETTY CASH AUDITS OF THE BUILDING/PLANNING/ZONING, TAX  
COLLECTOR, AND TOWN CLERK**

*WHEREAS* Town Law Section 123 requires each town officer or employee who has received or disbursed any monies to produce all supporting books, records, receipts, warrants, vouchers and cancelled checks as authorized by Section 29 of the General Municipal Law.

*WHEREAS* Councilmember Kelly Downes, Member of the Audit and Budget Committee, completed the Annual Review and Petty Cash Audits of the financial records the Tax Collector and Town Clerk on February 13, Town Court on February 2 and Petty Cash Audit of Building/Planning/Zoning Department on February 1.

**TOWN OF NEW BALTIMORE BUILDING DEPARTMENT  
Hannacroix, New York**

**Monthly Report  
February 27, 2023**

Summarization of Code Enforcement Officer activities for January, 2023, is as follows:

Building Inspections: 21  
Building Permits Issued: 3  
Building Permits Renewed: 1  
Building Permit Renewal Letters Sent: 2 First Notice; 1 Second Notice  
Certificates of Compliance Issued: 8  
Certificates of Occupancy Issued: 1  
Certificate of Occupancy Search Requests: 3  
Demolition Permits Issued: 1  
New Building Permit Applications Received: 5  
New Building Permit Applications Awaiting Permit Issuance: 16  
Open Building Permits: 181  
Pellet Stove Permits: 1  
New Septic System Permit: 1

Application Fees for January, 2023: \$256.00  
Total Fees for Year to Date: \$256.00

Allan Jourdin, CEO

**TOWN OF NEW BALTIMORE, COUNTY OF GREENE**

**RESOLUTION 43-2023**

**FEBRUARY 27, 2023**

**RESOLUTION TO AUTHORIZE PURCHASE OF PROPERTY  
AND CASUALTY INSURANCE**

***RESOLVED*** the Town Board of the Town of New Baltimore hereby authorizes the Supervisor to purchase coverage with Trident Insurance Co. through Marshall & Sterling effective March 5, 2023 for one year at a cost of \$41,130.04.

# GREENE COUNTY EMS

- The regular monthly meeting was held  
on Tuesday, FEBRUARY 21, 2023.
- There were 18 EMS calls in JANUARY  
for a Total of = 18 for the year ~ 2023
- We had 180 calls for all of 2022

Respectfully submitted by:

Nick Dellisanti, Deputy Supervisor

**TOWN OF NEW BALTIMORE, COUNTY OF GREENE**

**RESOLUTION 44-2023  
FEBRUARY 27, 2023**

**RESOLUTION TO ADOPT LOCAL LAW #2 OF 2023,  
A LOCAL LAW PROVIDING REAL PROPERTY TAX EXEMPTIONS FOR  
VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS  
PURSUANT TO SECTION 466-A OF THE REAL PROPERTY TAX LAW**

**LOCAL LAW #2 OF 2023**

***BE IT ENACTED*** by the Town Board of the Town of New Baltimore, as follows:

SECTION I. Legislative intent and purpose.

- a. The Town Board of the Town of New Baltimore finds and determines that attracting and retaining quality volunteer firefighters and emergency medical personnel is one of the most critical problems facing our community and that maintaining effective emergency protection depends on the ability to train and retain volunteers.
- b. The Town Board finds and determines that it is essential for the Town to provide real property tax exemptions as an incentive to attract new volunteers and help combat a persistent and alarming decline in the number of volunteers serving as active responders to fire and medical emergencies and unless recruits are found to replace retiring volunteers and seasoned members are encouraged to continue their volunteer service, the health and safety of citizens served by the volunteer firefighter and emergency medical personnel corps may be jeopardized.
- c. The Town Board further finds and determines that real property tax exemptions are an appropriate way to recognize the personal sacrifices and dedication of these community-spirited men and women who unselfishly give their time and risk their safety to protect their neighbors without compensation.
- d. The purpose of this Local Law is to adopt the real property tax exemptions provided for volunteer firefighters and emergency medical personnel in accordance with Section 466-a of the Real Property Tax Law to read as follows.

Section 1. Real Property Tax Exemption. Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse residing in the Town of New Baltimore shall be exempt from taxation to the extent of 10 percent of the assessed value of such property for Town purposes, exclusive of special assessments.

Section 2. Qualifications. Such exemption shall only be granted to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance services if:

- (a) the applicant resides in the Town of New Baltimore and is a member of an incorporated volunteer fire company or fire department or incorporated voluntary ambulance service which provides service within the town.

(b) the real property which is the subject of such exemption is the primary residence of the applicant.

(c) the real property is used exclusively for residential purposes; provided however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this Local Law.

(d) the applicant has obtained and displayed a certificate issued by the authority having jurisdiction for the incorporated volunteer fire company or fire department indicating that the applicant has been an enrolled member of such incorporated volunteer fire company or fire department for at least two years or the applicant has been certified by the authority having jurisdiction for the incorporated voluntary ambulance service as an enrolled member of such incorporated voluntary ambulance service for at least two years.

Section 3. Continuation of eligibility requirements. The applicant shall maintain continual eligibility for the exemption by being a continuously active member of the incorporated volunteer fire company, fire department, fire district, or incorporated voluntary ambulance service. An active member shall meet the requirements for active service as defined by each company, department or corporation. Annual attestation by such company, district or corporation is required to maintain this exemption.

Section 4. Twenty-year active members. Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty years of active service, as defined in Section 3 hereof, and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, shall be granted the ten percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within the Town of New Baltimore.

Section 5. Un-remarried Surviving Spouses of Volunteers killed in the line of duty. An un-remarried spouse of a volunteer firefighters or volunteer ambulance workers killed in the line of duty may receive the real property tax exemption if:

1. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated volunteer ambulance service who was killed in the line of duty; and.
2. Such deceased volunteer had been an enrolled member for at least five years; and.
3. Such deceased volunteer had been receiving the exemption prior to his or her death.

Section 6. Un-remarried Surviving Spouses of Volunteers with at least Twenty Years of Service. An un-remarried spouse of a volunteer firefighters or volunteer ambulance workers with twenty years of service may receive the real property tax exemption if:

1. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated volunteer ambulance service.

2. Such deceased volunteer had been an enrolled member for at least twenty years.

3. Such deceased volunteer and un-remarried spouse had been receiving the exemption of such property prior to the death of such volunteer.

Section 7. Application process.

1. Applications for such exemption shall be filed with the assessor of the town on or before the taxable status date on a form as prescribed by the New York State Commissioner for the Office of Real Property Tax Services.

2. The assessor of the town shall have the duty and responsibility of procuring and filing a copy of such certification prior to granting the exemption provided for by this Local Law.

Section 8. No diminution of current benefits. No applicant who is a volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of law on the effective date of this Local Law shall suffer any diminution of such benefit because of the provisions of this Local Law.

SECTION II. Effective Date. This local law shall take effect immediately upon filing with the Secretary of State.

Town of New Baltimore Planning Board

Monthly Report  
February 27, 2023

The Planning Board met on February 9 with the following business transacted:

...Received Major Subdivision Application for the Misty Pines Major Subdivision of the Robert Taranto Trust Property located on the North/West side of County Route 51. The 114-acre parcel will be divided into 11 lots with each having road access directly onto Route 51. Required Public Hearing on the application will be held at 7 p.m. on March 9. Authorized representative appearing before the Board for the handling of this subdivision is Allan Lord from New York Land and Lakes Development, LLC.

...Heard initial Site Plan Application presentation by representatives from LSE Monoceros, LLC and LodeStar Energy for the proposed 4.8 MW-AC utility scale solar collection system to be located on a 124.41 acre parcel on west side of Route 9W. The project will be sited in three different areas within a 30 acre section of the parcel set aside for the project to be known as the New Baltimore Solar Project. The Board will not give further consideration to the project or move forward in the sending out of the required Lead Agency Letters or Requests for Proposal (RFP) to Engineering firms seeking an Engineer to assist the Board in this project review until such time as the Board has received letter from Central Hudson advising the Town that they will have capacity in the grid and will accept the electricity generated by this Solar Farm. Portion of a Central Hudson document submitted as part of application packet stated "the interconnection was found to be feasible with modifications" but did not definitively state they would accept the energy generated into the grid on project completion.

Robert Van Etten, Chair

**TOWN OF NEW BALTIMORE, COUNTY OF GREENE**

**RESOLUTION 45-2023  
FEBRUARY 27, 2023**

**RESOLUTION TO APPOINT MEMBER TO THE PLANNING BOARD**

***RESOLVED*** that      is appointed to the Planning Board for a three-year term expiring  
December 31, 2025.

**TOWN OF NEW BALTIMORE ZONING BOARD OF APPEALS**

***Monthly Report  
February 27, 2023***

The Zoning Board of Appeals did not meet on February 1, 2023, since there were no applications to come before the Board.

Patrick Linger, Chair

**TOWN OF NEW BALTIMORE, COUNTY OF GREENE**

**RESOLUTION 46-2023  
FEBRUARY 27, 2023**

**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 2023b-02-01 to 2023b-02-, it is

*RESOLVED* that the Supervisor is hereby authorized to pay claims 2023b-02-01 to 2023b-02-.

*BE IT FURTHER RESOLVED* that the Town Clerk will prepare an abstract and hold it for public review until March 31, 2023.