

Opening of Sealed Bids for 2023 Paving Season

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

APRIL 26, 2023

Please turn off all cell phones and electronic devices.

Reports

Supervisor

County Legislator

Town Clerk

- April 10, 2023 Town Board Regular Meeting

Historian

Agriculture/AgFest (Chair Boehlke/Member Irving)

- Resolution Authorizing Supervisor to Execute Memorandum of Understanding with AgFest Committee
- Resolution Authorizing Supervisor to Execute Lease Agreement with the VanEtten Family for AgFest

Animal Control (Chair Irving, Member Ruso)

Assessment (Chair VanEtten/Member Ruso)

Audit and Budget (Chair Ruso/Member Downes)

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

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

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

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

Greene County Planning Board (Boehlke)

Highway (Chair Ruso/Member Downes)

Insurance (Chair Ruso/Member Downes)

Personnel (Chair Ruso/Member VanEtten)

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

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

- May 3, 2023 Zoning Board of Appeals Meeting (If Needed)
- May 8, 2023 Town Board Regular Meeting at 7 PM
- May 11, 2023 Planning Board Meeting at 7 PM
- May 22, 2023 Town Board Work Meeting at 7 PM
- May 24, 2023 Grievance Day 4-8 PM
- June 3-4, 2023 AgFest at the VanEtten Farm
- September 16, 2023 Townwide Yard Sale

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.

TOWN OF NEW BALTIMORE **Draft 5/10/2023**
COUNTY OF GREENE **Adopted 7/10/2023**
TOWN BOARD WORK MEETING
TOWN HALL, 3809 COUNTY ROUTE 51, HANNACROIX, NY 12087
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OPENING OF WORK MEETING

Supervisor Ruso opened the meeting at 7:00 PM and the Pledge of Allegiance was said. Also attending Councilmembers Boehlke, Downes, Irving and VanEtten; County Legislator Linger; Town Clerk Finke; Highway Superintendent VanWormer; and 8 members of the public who signed the attendance book; Absent: Deputy Supervisor Dellisanti

Supervisor Ruso: The first thing on our Agenda is we're gonna open our bids for paving.

OPENING OF BIDS FOR 2023 PAVING SEASON

Town Clerk Finke: I have two, one was received April 21 at 3:55 PM. It was from Callanan. The second one is April 24 at 10:28.

Supervisor Ruso: This one's from who?

Town Clerk Finke: This one is from Peckham. I'll go make copies, I'll be right back.

Supervisor Ruso: We'll be patient. Alan, I know that you are just seeing this for the first time as are we. Why don't you come on up to the podium so if we have any questions because there is variances between them as you perhaps already noticed. We have two bids for bidding, the first bid that I have on my left here is from Peckham Road Corporation and the second one is from Callanan. Peckham's price is \$93.50 per ton and Callanan's is \$80.95 per ton. I think the biggest difference is that they both have an estimated tonnage that's different. Peckham suggested 2,050 and Callanan suggested 1,950. I don't know if you want to weigh in on that, Alan?

Highway Superintendent VanWormer: I really don't know why there's a difference. My suggestion for the Board at this time is going to be that we exercise our right to reject any and all bids and reject both bids and pave under the County contract which is \$79.50 a ton.

Councilmember Downes: Who's that? Who was that?

Highway Superintendent VanWormer: Callanan, but it's through County bid. Callanan got the County bid. For our Town it's \$79.50

Supervisor Ruso: Okay, so that's what the benefit of the County bids are that we can do better so we'll have to reach out to them. Are you going to do that or...?

Highway Superintendent VanWormer: I actually have a document from the Project Engineer. Anyways he sent it to me so that's what I told him I said 'if it comes in, if our bids come in higher, we'll just reject them.'

Supervisor Ruso: And it's with Callanan once again so it's really gonna be the same thing. Okay, very good, you're gonna reach out, you will keep me apprised?

Highway Superintendent VanWormer: Yup.

Supervisor Ruso: Alright, thank you.

Councilmember Downes: We have like a 1,000 feet difference. Is that going to be a problem between the two bids? High Rock Road, Callanan's have it as 8,976 and Peckham's has it at 9,780.

Supervisor Ruso: Are the start points and end points the same?

Highway Superintendent VanWormer: No, they should be the same. It should be start at 51 and end at Roberts Hill Road.

Councilmember Boehlke: Where do they get their parameters when they put these bids out?

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Highway Superintendent VanWormer: They have a machine in their car and we can ride along and it measures it out. Then they take the distance and they have some kind of a formula that they use.

Councilmember Boehlke: 1,000 feet difference.

Highway Superintendent VanWormer: 1950, 2000... I don't know, I can ask them. I'll find out when I call Callanan and find out.

Supervisor Ruso: A little over 800, 806 feet different.

Councilmember Downes: That's a lot.

Highway Superintendent VanWormer: Just trying to see if they were using the same type of material which they should have been (unable to understand).

Councilmember Downes: That was my only question because there was such a difference. Since we're gonna go with Callanan on the County bid, will we go with Callanan on the numbers then or will you...?

Highway Superintendent VanWormer: I'll have them double-check it.

Supervisor Ruso: I think a good point to be made that regardless of the distance if we were to reconcile the distances and we were going to have them even, Peckham still wants \$93.50 a ton and we're going to get it for \$79.50.

Councilmember VanEtten: And if they don't have it under-figured, won't they have to make it up at that rate anyway?

Highway Superintendent VanWormer: Yes, I'll have them come and remeasure it. It only takes a few minutes.

Motion by Supervisor Ruso seconded by Councilmember VanEtten to reject both bids

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

Assessor Dawn DeRose

So Grievance Day is May 24 from 4-8. It will be right here at Town Hall. May 1st all the assessments, the Tentative Roll will be out on the website and also on the County website. If you feel that your assessment is not, please call and I'll schedule an appointment. We're here on Tuesday from 9-2, Wednesdays and Thursdays from 9-1. If you need help filling out the forms, just let us know and we'll walk you through it. For the Senior Exemption you do get the Enhanced STAR so to be notified for the Senior, like I showed in the thing, it's on the back of your School Tax bill, the back of your Property Tax Bill.

Town Clerk Finke: Which I have right here. It's right here.

Assessor DeRose: So I have copies in the booklet too. Also it's on the website, it's also Governor Hochul passed that law this year that everything had to be sent out so everyone did receive a postcard. If you did not, I'm sorry, but they all came from the County to let you know and if your income is below \$42,399.99 please come in for next year and we'll see if we can get you into the Senior.

Ellie Alfeld: When it comes to stating your income are you allowing people to deduct for extensive medical bills that they...?

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Assessor DeRose: Yes, New Baltimore adopted the medical so if you bring in your receipts, we will use that too.

Ellie Alfeld: And it's medical as well as any other...?

Assessor DeRose: Out-of-pocket, it's any out-of-pocket expense and then on your Social Security statement there is also a line for medical too, what you pay. We'll also look at that too. Okay? Any questions for Grievance or for the STAR program?

Town Clerk Finke: And there's handouts right here.

Assessor DeRose: I'll just show you what to keep looking for. When you turn 65 the State STAR Program is supposed to be sending out letters notifying you might be eligible for the Enhanced or the Senior because we don't know when you turn 65 so that's why the State because they have everyone's income, they have everyone's birthday.

Eileen Vosburgh: What were you saying about May 1st?

Assessor DeRose: May 1st is the Tentative Roll. It will be on the website and then you can look at like comparables and stuff for your property.

Supervisor Ruso: I appreciate you're coming and enjoy the rest of your Wednesday evening.

Assessor DeRose: And also Sandy's here also to take appointments too.

Supervisor Ruso: Thank you very much both of you.

Supervisor Jeff Ruso

We have sent out March's financials. I hope you've all had a chance to review them. I'm gonna make a Motion to accept the March financial reports.

Motion by Supervisor Ruso seconded by Councilmember Boehlke

AYES: Ruso, Downes, Boehlke, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

County Legislator Linger: I'm sure it will make you happy to know that, yes, the County sends those notices out and then backcharges the Town for them which is what I voted against.

Supervisor Ruso: Yes, I was gonna say thanks for sending them out for us. We get charged.

County Legislator Linger: So I voted against that for the last eight years because I don't think the Town should be charged for it and that's one of the reasons why. You had no control over what gets sent out.

Supervisor Ruso: I know. It's actually more this year because of the Governor's requirement. So we had more mailings, more bills.

County Legislator Linger: Governor's requirement and postage is up. And right, you're gonna get two notices now.

County Legislator Pat Linger

As it stands today, NYS still does not have a budget in place 26 days after it was due. NYS requires local governments to cap their spending, but follows no such initiative for themselves. The initial proposal from the Governor was a 7% spending increase. The Senate and Assembly followed suit with initial proposals that were \$5 Billion and \$9 Billion higher. At a time where inflation is at it's highest point in over 40 years, this is a disappointing path to say the least.

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State law doesn't allow local governments to operate this way. You may have seen on the news, we had a fire at Public Health last Friday. Initial cause is related to battery packs that were stored on a shelf. Investigation is ongoing. Everyone got out safe and employees were able to limit the damage with extinguishers. We approved a resolution in support of a proposed IDA PILOT for Athens Gen. Given this agreement proposes \$32 million in facility upgrades, the potential loss of \$3-\$5 million to local procurement and potential loss of as many as 31 jobs with an annual payroll of approximately \$4.5 million, we felt it was in the best interest of taxpayers to renew this PILOT. In an effort to recruit volunteer firefighters across Greene County, we're looking to partner with Questar III Boces to offer the Basic Exterior Firefighting Operations course to our high school juniors and seniors. Early conversations have shown we have at least 10 students willing to take this course. We resolved to finally close Capital Project #74 FEMA 2011. This fund was established in 2011 to track the funding of projects resulting from the remnants of Hurricane Irene and Tropical Storm Lee. All claims have been finalized and the balance of \$235,091.45 will be transferred back to Greene County Highway Department. We approved collective bargaining agreements with the C-GCC Faculty Association, approved the CBA with UPSEU Nurses Union, and approved an amendment to the AFSCME Highway Union for a temporary change in work hours from June 5 through September 1, 2023. Employees will move to a four 10-hour work week, with crews available 5 days a week. We received notice of a \$300,000 award in micro enterprise grant funding from NYS. These funds will be eligible for grants up to \$25,000 for small businesses with up to 5 employees. I awarded two Wayne C. Speenburgh grants this month. The first one was to the Coxsackie Sportsmans Club. I partnered with Legislators from Athens and Coxsackie to assist with funding for the C-A Trap shooting team. The second award will go to the GC Outlaws to assist with the purchase of an automated external defibrillator to be kept at the Cecil C. Hallock memorial park. Several years ago, the GC Legislature resolved to use 20 percent of any profits from the in-rem auction to finance this grant fund. It has assisted youth, veteran, seniors, and not for profit organizations around the County with funding otherwise unavailable. In this year's budget proposal, the Governor has proposed stealing all of the property auction funds from counties. Her proposal was to return the funds to the property owner, leaving property taxpayers on the hook for all associated costs. While it seems we may have had some success in opposing this, there is an outstanding lawsuit elsewhere that may have an effect. At this time, we're budgeting to have this fund reduced over the next 3 years so we don't just turn the switch off on our youth. We're hoping that doesn't happen.

Town Clerk Barb Finke

7 Building Permits \$3,048.98, 2 Septic System Replacements \$80, 1 CO Search \$50, 4 Fishing Licenses \$7.80, 31 Dog Licenses \$216, 4 Late Licenses \$20, 1 Beer Permit \$20, 1 Park Rental \$25, 2 Demolition \$150, 2 Minor Subdivisions \$150, 2 Solar Residential \$100, 13 Certified Copies \$130, 21 Photo Copies \$5.25, Total State, County & Local Revenues \$4,151.23, \$41 to New York State Department of Agriculture and Markets for the Spay/Neuter Program, \$107.20 to New York State Department of Environmental Conservation for Fishing Licenses, Total to Supervisor \$4,003.03.

AgFest

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 69-2023

APRIL 26, 2023

**RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE
MEMORANDUM OF UNDERSTANDING WITH AGFEST COMMITTEE**

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the attached Memorandum of Agreement with the AgFest Committee for 2023.

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MEMORANDUM OF AGREEMENT

This Memorandum of Agreement entered into this 26th day of April, 2023 by and between the Town of New Baltimore, a municipal corporation organized under the laws of the State of New York, and New Baltimore Antique Machinery and Agricultural Festival Association, aka AgFest Committee, a New York not-for-profit corporation ("AgFest Committee").

WHEREAS, the New Baltimore Antique Machinery and Agricultural Festival, aka AgFest, is an event sponsored by the Town of New Baltimore, and the Town wishes to contract with the AgFest Committee, to plan, stage and run the event commonly known as AgFest.

FOR GOOD AND VALUABLE CONSIDERATION, the receipt of which is acknowledged, the parties agree as follows:

1. There shall be an AgFest in the Town to be held on June 3-June 4, 2023 at the VanEtten farm, New Baltimore, New York.
2. The Town shall be responsible for providing at its expense the following: a) general liability insurance in favor of the Town and AgFest, their officers, elected officials, etc. b) picnic tables; c) electricity; d) trash collection; and e) porta-sans.
3. The AgFest Committee will be solely responsible for organizing and running the festival and for any necessary clean-up after the festival ends.
4. The AgFest Committee will coordinate the provision of electric service, trash pick-up, and arrange for porta-sans with vendors.
5. The AgFest Committee will pay all expenses associated with AgFest not otherwise paid by the Town as set forth above.

TOWN OF NEW BALTIMORE
DATED: April 26, 2023

**NEW BALTIMORE ANTIQUE
MACHINERY AND AGRICULTURAL
FESTIVAL ASSOCIATION**

Motion by Councilmember Downes seconded by Councilmember Irving
AYES: Ruso, Boehlke, Downes, Irving
NAYS:
ABSENT:
RECUSE: VanEtten
Motion Carried

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TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 70-2023
APRIL 26, 2023

**RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE
LEASE AGREEMENT WITH THE VAN ETTEN FAMILY FOR AGFEST**

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign attached lease agreement with Robert and Shelly VanEtten for 2023 AgFest.

LEASE AGREEMENT

THIS LEASE AGREEMENT (the "Lease") is made as of the Memorandum of Agreement entered into this 26th day of April, 2023, by and between the Town of New Baltimore, a New York municipality, with an address of 3809 County Route 51, Hannacroix, New York 12087 (hereinafter called the "Tenant"), and Robert and Shelly VanEtten, with an address of 1314 Saw Mill Road, Ravena, New York 12143 (hereinafter called the "Landlord").

WITNESSETH:

WHEREAS, Landlord is the owner of the real property, and improvements thereon, located at 1314 Saw Mill Road, Ravena, New York 12143 (the "Property");

WHEREAS, Tenant desires to lease a portion of the Property from Landlord for the annual Antique Machinery and Agricultural Festival ("AgFest"), and

WHEREAS, Landlord is willing to lease a portion of the Property to Tenant on the terms and conditions set forth herein,

NOT, THEREFORE, in consideration of the foregoing mutual covenants herein contained, and for One Dollar and 00/100 (\$1.00), and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto mutually covenant and agree as follows:

1. Description of the Leased Premises. The property to be leased to Tenant is real property located at 1314 Saw Mill Road (the "Leased Premises").
2. Term. The term of the Lease shall commence on May 31, 2023 and end on June 6, 2023 at midnight.
3. Lawful Possession. The Landlord covenants that it is lawfully seized and in possession of the Leased Premises above described, and that it will put and keep Tenant in the peaceable possession thereof during the term of this Lease.

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4. Business Use Termination. The Leased Premises shall be used and occupied by the Tenant and Tenant's invitees solely for the AgFest, and such use is in compliance with all applicable laws, ordinances and governmental regulations. Landlord and Tenant hereby expressly acknowledge and agree that the Lease shall be immediately terminated, and the parties shall be released from any and all obligations hereunder, in the event that Tenant ceases to use the property for the aforesaid purpose.
5. Tenant's Return of the Leased Premises. Tenant shall, at Tenant's expense, return the Leased Premises in a clean and sanitary condition, and in compliance with applicable laws, ordinances, regulations and code.
6. Indemnification. Tenant shall protect, indemnify and save harmless the Landlord and its successors and assigns, and Landlord's agents from and against all claims, damages and suits arising directly or indirectly, in whole or in part, from any activity, work or thing done, permitted, suffered or omitted to be done by Tenant, or by any of Tenant's agents, employees, or invitees in or about the Leased Premises.
7. Insurance. Tenant agrees to maintain appropriate liability insurance for the AgFest to name Landlord as an Additional Insured.
8. Assignment and Subletting. Tenant may not sublet or assign this Lease to any person or any corporation, partnership, or other entity, without obtaining the prior written consent of Landlord, which consent may be unreasonably withheld.
9. Waiver. No mention in this Lease of any specific right or remedy shall preclude Landlord from exercising any other right or from having any other remedy or from maintaining any action to which it may be otherwise entitled either at law or in equity. The waiver of any breach, covenant, condition or agreement herein contained must be in

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10. writing. The failure of Landlord to insist in any one or more instances upon a strict performance of any covenant of this Lease or to exercise any option or right therein contained shall not be construed as a waiver or relinquishment for the future of such covenant, right or option, but the same remain in full force and effect unless the contrary is expressed in writing by Landlord.
11. Termination. This Lease may be terminated by written agreement of the parties.
12. Complete Agreement. This Lease contains the entire understanding among the parties with respect to the transactions contemplated hereby and supersedes all other agreements and understandings among the parties. Except as expressly set forth in this Lease, none of the parties has relied upon any oral representation or oral information given to it by any representative of either party. This Lease can only be modified pursuant to a written agreement signed by both parties.
13. Governing Law. This Lease shall be governed by, and construed in accordance with, the laws of the State of New York.

IN WITNESS WHEREOF, Landlord and Tenant have executed and delivered this Lease, intending to be bound hereby, as of the date and year first above written.

TENANT, TOWN OF NEW BALTIMORE

LANDLORD

Name: Jeffrey R. Ruso
Title: Supervisor

Robert VanEtten

Shelly VanEtten

DATED: April 26, 2023

Motion by Councilmember Boehlke seconded by Councilmember Irving

AYES: Ruso, Boehlke, Downes, Irving

NAYS:

ABSENT:

RECUSE: VanEtten

Motion Carried

Councilmember Irving: How many years has the AgFest been going on?

Councilmember VanEtten: 29-30.

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Councilmember Irving: We missed what two years?

Councilmember VanEtten: Yeah, because of COVID. We didn't do it for two.

Recycling Center Operator Kirk Thrombley

03/29/23 to 04/24/23 60 Gallon Bags of Plastic (No Hard Plastic) 9, 4 Bundles of Magazines and Phone Books, 39 Bags and Bundles of Newspaper, 45 Boxes and Bundles of Cardboard

Supervisor Ruso: The metal dumpster was emptied and we received a check from Baroni Recycling for the contents. I don't recall the dollars, \$300 thereabouts.

Code Enforcement Officer Allan Jourdin

Summarization of Code Enforcement Officer activities for March, 2023, is as follows: Building Inspections: 26; Building Permits Issued: 5; Building Permits Renewed: 1; Building Permit Renewal Letters Sent: 6 (1st Notice: 4; 2nd Notice: 2); Certificates of Compliance Issued: 6; Certificates of Occupancy Issued: 3; Certificate of Occupancy Search Requests: 1; Demolition Permit Applications Received: 1; Total New Building Permit Applications Received: 6; New Building Permit Applications Awaiting Permit Issuance: 12; Open Building Permits: 187; New 1-Family Home Applications: 1; New Septic System Applications: 1; New Septic System Permits: 1; Septic Tank Replacement Applications: 1; Septic Tank Replacement Permits Issued: 1; Solar Applications – Roof Mount 1; Roof Mount Expansion 1; Ground Mount 1; Application Fees for March, 2023: \$3,279.03 Total Fees for Year to Date: \$7,828.03

Greene County EMS Representative Nick Dellisanti

The regular monthly meeting was held on Tuesday, April 18, 2023. There were 10 EMS calls in March for a total of 39 for the year 2023. We had 180 calls for all of 2022.

Supervisor Ruso: Which equates to 15 a month so we're slightly down from the 15, but don't forget everybody we get charged for every one a couple hundred bucks each time EMS is called.

County Legislator Linger: Jeff, I know Nick's not here, but Greene EMS did just start a new program with the paramedics. They now have ventilators on board.

Supervisor Ruso: They're going to be doing the intubation?

County Legislator Linger: Yes, in your living room or on the side of the road. Pretty impressive.

Supervisor Ruso: Okay, surprised by that. I mean they'll be going down the throat, laryngeal. They're not gonna cut a hole. I would hope not. Not gonna put a trach in.

Highway Superintendent Alan VanWormer

March 27 to April 26, 2023 Continued chipping brush from the last heavy wet snow storm; Checked mailbox on HighBridge Road for damage; Replaced diesel particulate filter on 2012 International plow truck #13; Cleaned up dirt at intersection of Rt.54 and Roberts Hill Road; Cut some brush on Deans Mill Road, and Gedney Hill Road with boom mower; Removed fallen tree from High Rock Road; Cut low hanging limbs on Hillcrest Road; Started to repair some lawns from plow damage; Installed a gutter on the fuel shed and front entry door to highway Garage; Patched holes with winter mix; Changed flat rear tire on 1985 International dump truck #8; Cleaned up yard and parking area at Town Hall; Marked culverts on HighRock Road to be replaced before paving; Put water tank on F350 to prepare for sweeping; Picked up rental sweeper from Finke Equipment and swept all roads; Repaired aged lawn on Deans Mill Road; Reanchored chairs at Cornell Park with concrete; Repaired wash out on South Ridge Road with winter Mix; Cleaned up dirt on sharp corner on High Rock Road; Started to haul in stone for paving on Staco Road, Thank you to Greene County Highway, and Town of Cocksackie for their help; Staco Road is paving is scheduled for Monday May 8 and Tuesday May 9; Repaired dug up lawn at Medway Grapeville Firehouse; Thank you to Medway Grapeville Fire Commissioners for allowing us to stock pile stone for paving in there large parking lot.; Replaced leaking fuel line on 1996 International dump truck #9; Cleaned up highway garage lawn; Mowed town hall, highway Garage, and district 1 and 2 park; Met with Supervisor, Deputy Supervisor and Harold

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Vadney regarding foil information; Replaced broken rocker arm bridge on 1985 International Dump #8; Patched holes on High Bridge Road with winter mix; New Haul truck should be delivered to us by mid June if all goes well; New plow truck has a build date of February 2024. At the March meeting of the Greene County Highway Superintendents Association I was elected Vice President. I also recently completed two Cornell Local Roads workshops one called Reducing Liability for Highway and Public works departments, and one called Dollars and Sense of Municipal Operations, both were extremely informative. I will be attending a third on Wednesday May 10th here in Greene County with the subject being Principals of Paving. Town wide road clean up dates for this year will be Saturday and Sunday May 13 and 14th, and Saturday and Sunday May 20 and 21. Bags will be picked up Monday May 15, and Monday May 22.

Highway Superintendent VanWormer: And I was just looking over the paperwork for the paving and I think one of the discrepancies is Peckham came up somehow with 804' more distance on High Rock Road than Callanan did. I don't know how that happens, but I'll have Callanan come back and remeasure it before we do anything.

Supervisor Ruso: Still, the price per ton is...

Councilmember Downes: Right, that's not my point, though. My point was I just want to make sure we were covered what the big difference was.

Councilmember Irving: Alan, a couple years ago we put up those signs on Acquetuck Road 'No Parking.' They're still there and I think that has made a difference, but someone came to me and said just before you come up over the rise going east on Acquetuck, there's a sign missing 'School Bus Stop.' Those stumps there, those trees they were taken down by the property, pine trees or did we take them down?

Highway Superintendent VanWormer: No, we took those down.

Councilmember Irving: Do we own to those?

Highway Superintendent VanWormer: Yeah.

Councilmember Irving: I just wondered who's responsible...

Highway Superintendent VanWormer: That was one of the best things we ever did as far as winter goes because a lot of sunlight gets in there and it melts the ice and there's always an icy spot in the winter.

Councilmember Irving: There's some Special Needs Children that live on the other side on that road there and I was wondering I know some towns do, they have parking, could we go far enough over to have parking there for those residents that live there or is there enough there?

Supervisor Ruso: Across the way from their home?

Highway Superintendent VanWormer: Yes.

Supervisor Ruso: They're parking on kind of someone's lawn. I know it's owned by the Town, but...

Highway Superintendent VanWormer: The trees are in the right-of-way, but the lawn actually belongs to the hotel there.

Councilmember Irving: Not enough room on that shoulder?

Supervisor Ruso: They mow it.

Highway Superintendent VanWormer: I don't think so. There's also a water line too that runs there.

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Councilmember Irving: Hydrant right. Okay, thank you.

Planning Board Chair Rob VanEtten

The Planning Board met in Special Session on April 12, 2023, to continue discussion with representatives from LSE Monoceros LLC on their Site Plan Application submitted for the New Baltimore Solar Project to be constructed on a thirty-acre portion of their owned 124-acre parcel located at 14073 NYS Route 9W. The Planning Board will be reviewing engineer applicant responses received to the RFP sent out and make recommendation to the Town Board for their consideration. Once the Town Board has acted, required contract is signed and in place, Engineer has had opportunity to review Site Plan application and supporting documentation and provided Planning Board with their report, LSE Monoceros LLC will again be placed on Planning Board agenda for an upcoming meeting to continue discussion. The Planning Board also met on April 13, 2023, with the following business transacted: Public Hearing was held on the William and Shari Wentz Minor Subdivision Application for two-lot minor subdivision of property located at 1473 County Route 51. Public Hearing was held on the Special Use Permit Application for a 26.070kW 66-panel roof-top solar project for residence owned by Darryl Ford at 61 Tower Road. In the Regular Monthly Meeting that followed: ...Wentz Minor Subdivision was approved. ...Darryl Ford Special Use Permit Application approved. ...The Chairman stamped and signed the Major Subdivision Maps for the Taranto Trust Property Major Subdivision. This completes the Planning Board's approval for this subdivision. ...Special Use Permit Application was submitted by James Gardner of Kasselmann Solar, LLC for a ground mount solar array measuring 503.52 square feet for the Eric Hoglund property at 92 Kliese Lane. Special Use Permit is required because the square footage exceeds what is allowed by Solar Legislation in effect at time of application. Required Public Hearing was scheduled for 7 p.m. May 11. ...In response to RFP sent out for an Engineer to work with Planning Board on the New Baltimore Solar Project, responses were reviewed with Crawford and Associates Engineering and Land Surveying, Hudson, New York, selected. Board's recommendation has been forwarded to the Town Board for their action.

Supervisor Ruso: Yes, I do have the material regarding Crawford which was not a terrible surprise, they are well-regarded and well-known their knowledge of solar projects and, in fact, we had them as our engineering contractor for a previous project just so you know.

Zoning Board of Appeals Chair Pat Linger

The Zoning Board of Appeals did not meet on April 5, 2023, since there were no applications to come before the Board.

Town Courts

The following is the Town of New Baltimore Court monthly report for March 2023.

- Total March monies received was \$23,430.00
 - Judge Huff \$14,553.00
 - Judge Konsul \$8,877.00
 - State/County Share* Town Share*
- Total 2023 (January-March) monies received \$45,395.00
 - State/County Share * Town Share *
- Total New Cases Received 149

*State report not available

Upcoming Meetings

- May 3, 2023 Zoning Board of Appeals Meeting at 7:30 PM (If Needed)
- May 8, 2023 Town Board Regular Meeting at 7 PM
- May 11, 2023 Planning Board Meeting at 7 PM
- May 22, 2023 Town Board Work Meeting at 7 PM
- May 24, 2023 Grievance Day 4-8 PM
- June 3-4, 2023 AgFest at the VanEtten Farm
- September 16, 2023Townwide Yard Sale

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Public Comment Period

Peter Melewski: So as follow-up to when we were here six weeks ago talking about the traffic in New Baltimore and then about a month ago I was at Kelly Halloran's house and the Sheriff was there and we got talking about, he was suggesting a petition and he had talked to Assemblyman Tague about that and Assemblyman recommended that was a good idea to get NYSDOT's attention. So I'm here this evening, there's Kelly and Eileen here, they gathered petitions along with Carol Melewski. They gathered over 150 signatures. Most of these people are people that are within walking distance of 144 in the hamlet. Transmittal letter is pretty self-explanatory. I know you haven't had a chance to read it yet. I'll just give you a few highlights. So on behalf of the petitioners we wish to acknowledge the support we received in recent weeks from the State Senator Hinchey's Office, the Sheriff, Chris Tague's Office via the Sheriff. We also want to thank Major DeQuarto of Troop F who arranged for traffic monitoring and truck scales unit and the Sheriff again and his staff and the mobile speed monitoring device in the hamlet. So these officials have all been mailed a copy of the cover letter and signatures last night so they'll probably get it tomorrow. The petitioners request that NYSDOT limit the use of 144 in the hamlet by truck class and size and conduct an engineering study report between Shady Harbor Marina and Gill Road. We ask that the Town Board pass a resolution of support for this request which can then be passed on to Mr. Linger and the full County Legislature for hopefully a similar resolution that would go to New York State DOT. The two resolutions would then be sent to New York State DOT to initiate an engineering study report hopefully before this year is out with well-advertised opportunities for hamlet resident input and public comment. I've got myself there as a point of contact with any questions or if you keep us informed after this evening.

Supervisor Ruso: I think what we'll do is I'd rather write a more appropo resolution as opposed to just making a Motion unless you'd prefer otherwise. We could do a Motion right here and now, but it's not a formalized resolution.

Peter Melewski: Oh, yes. No, no, no, no, a resolution is fine.

Supervisor Ruso: We'll have that for the next meeting. I'll write it on up. We can do that. Time is of the essence as always. This is the warming months. If there's ever going to be anything done, what possibility will we have it done this summer.

Peter Melewski: Well, they can get this study started and stuff, they won't get the work done.

Supervisor Ruso: That's what I mean. Well, with the bridge project I think that will assist some of the traffic that we've had at least for this year. When that bridge is done, it will be just as bad as ever.

Peter Melewski: Correct. That's a good time to get a study started.

Supervisor Ruso: Alright so I'll prepare a resolution for the next meeting. Thank you.

Peter Melewski: Alright, perfect.

Eileen Vosburgh: I was wondering if we could get an update on District 1 Park and the equipment.

Councilmember VanEtten: Not really because I've called and I've emailed several times and I'm not getting any response. So is Nick. So we just keep trying. So I'm not sure. Like everything else it's backed up. Everything has been backed up. I don't know if you've had any contracting work done and it's been wet so I guess they haven't been able to get on there, but I've not been able to get a response from the guy. So I will keep trying and that's all I can do.

Supervisor Ruso: I know it was delivered.

Councilmember VanEtten: It was delivered. Yeah, it's here. We just have to get them to install it. So I'm wondering if it's because it's been so wet. I don't know because again because I have not been able to get hold of him.

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Supervisor Ruso: It would be nice if he called you back.

Councilmember VanEtten: It would be nice if he called me back or emailed me back even I would settle for.

Town Clerk Finke: It's been paid for so...

Councilmember VanEtten: It's been paid for so...

Ellie Alfeld: They got their money.

Councilmember VanEtten: Yeah, they got their money that's probably that way, but that's like everything this year and last year and the last few years.

Councilmember Boehlke: Contractors are backed up.

Ellie Alfeld: And you can't get some parts. There's a hold up on almost anything you've can think of because of the parts.

Councilmember VanEtten: Try ordering a truck.

Eileen Vosburgh: The other question is can we have the financial reports and all the reports that are discussed at the Work Meeting?

Town Clerk Finke: That's hundreds of pages.

Eileen Vosburgh: I think we should be able to have them.

Supervisor Ruso: We usually have them onhand here.

Eileen Vosburgh: The financial reports definitely. I mean sometimes Nick will as part of the Agenda I'll see his EMS report so I'd appreciate it if we could have all of those reports included attached to the Agenda.

Councilmember VanEtten: All the financial reports?

Eileen Vosburgh: Yeah, why not?

Councilmember VanEtten: Boy, Barb, that would be a lot of work for you.

Town Clerk Finke: A lot of redacting to do because there's a lot of bank account numbers.

Supervisor Ruso: We'll consider that I suppose. I'd have to find more details.

George McHugh, Esq.: Signatures if there's signatures.

Supervisor Ruso: You can always FOIL them, of course.

Eileen Vosburgh: I think it's part of the Open Meetings stuff that we should be able to have anything that packets that the Board Members receive. We definitely would like to see those financial reports because you approve them right at each Work Meeting.

Supervisor Ruso: Yeah, you're here at all these meetings, yeah.

Eileen Vosburgh: Right, so I'd like to see them without having to FOIL them.

Supervisor Ruso: I don't have them in front of me.

Eileen Vosburgh: No, I mean is you just attach them to the agenda so everybody could see.

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Supervisor Ruso: We'll talk about it. We can always put them on the table at Town Hall. That might be easier than scanning. Well, no, a bunch of scanning Minutes all the same.

Eilleen Vosburgh: Well, just let us know (unable to understand).

Supervisor Ruso: We'll consider that.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 71-2023
APRIL 26, 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-04-01 to 2023b-04-36, it is

RESOLVED that the Supervisor is hereby authorized to pay claims 2023b-04-01 to 2023b-04-36.

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

Motion by Supervisor Ruso seconded by Councilmember VanEtten

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

General \$16,454.82, Highway \$5,267.51, Sewer 1 \$43,536.85, Sewer 2 \$304.21, Water 2 \$2,919.25, Water 3 \$571.33, Streetlighting 1 \$2,002.13, Streetlighting 2 \$195.39, Total \$71,251.49

Janet Kash: The work on the bridge over the Hannacroix bridge, it hasn't started yet. You guys had said it was going to start on April 15. Have you gotten any updates on why it hasn't started yet?

County Legislator Linger: It did start actually.

Janet Kash: Oh, did it? I mean I haven't seen any...

County Legislator Linger: It's got lights up now.

Janet Kash: The lights are up, but...

Supervisor Ruso: The bridge work itself has not yet started and I spoke to the Engineer and he has been saying that the wet weather has not been cooperative. That's what he said.

Janet Kash: Oh, okay. We just kept waiting (unable to understand).

Supervisor Ruso: But he could be just like every contractor saying... That's what he said. That was last week,

Janet Kash: I was just wondering what the holdup might have been for the lane closures.

Supervisor Ruso: But they do have the lights up. I was actually concerned about the dip, what those lights are. They're pretty low.

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Janet Kash: And the other thing I wanted to mention is just an announcement. I don't know if you remember that in 2018 and in 2019 a group of citizens here founded and had the New Baltimore Music and Arts Festival. We got sidelined by the pandemic. We are doing it again this year on July 9 at Hallock Park from Noon to 6 and it will be dedicated to the memory of Thomasina Winslow, our friend who passed away in January. So when we get flyers and all that, we'll bring them to Town Hall.

Supervisor Ruso: Post them and so forth, yeah. You did book the Park right?

Janet Kash: Yes, all done.

Adjournment

Motion by Councilmember VanEtten seconded by Councilmember Downes, the meeting was adjourned at 7:49 PM

AYES: Ruso, Boehlke, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT: Downes

Motion Carried

Respectfully Submitted,

Barbara M. Finke RMC
Town Clerk