

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
REGULAR TOWN BOARD MEETING
MONDAY, OCTOBER 13, 2008-Page 1**

Supervisor Louis called the meeting to order at 7:35 pm and the Pledge of Allegiance was said. Also attending: Councilwomen McKeon, Councilmen Norris, and Byas, Highway Superintendent Jordan, Town Clerk Brooks, Tax Collector Stuart, and 13 members of the public. Absent: Councilman Kuenster, Attorney for the Town Wukitsch.

Supervisor Louis welcomed all attending, noting the upcoming retirement of Ronald Van Wormer, after 35 years of dedicated service to the Town Highway Department. He read.

**RESOLUTION
OCTOBER 13, 2008**

**RESOLUTION HONORING RONALD VAN WORMER
FOR HIS YEARS OF SERVICE TO THE TOWN OF NEW BALTIMORE**

WHEREAS, Ronald Van Wormer began his service with the Town of New Baltimore in April, 1973, and

WHEREAS, Ronald Van Wormer's many years of service for the Town of New Baltimore Highway Department demonstrates his commitment to public service, and his commitment to the protection of the public's health, safety and general well being, and

WHEREAS, his long and distinguished record is an inspiration to all of those who have shared the privilege of knowing and working with him, and

WHEREAS, the Town Board hereby acknowledges its duty and responsibility to honor those employees of our town who have made significant and everlasting contributions to the well being of our residents and our town.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of New Baltimore does hereby pause in its deliberations to express our most heartfelt appreciation to Ronald Van Wormer on behalf of the Town Board and residents of the Town of New Baltimore for his 35 years of dedicated service, and extend our very best wishes to him, as he embarks on a new chapter in his life.

Councilwoman McKeon moved to adopt, seconded by Councilman Byas.

Adopted **Ayes- 4** McKeon, Louis, Norris, Byas
 Nays- 0
 Absent-1 Kuenster

MINUTES

The minutes of the **September 8, 2008 Regular Town Board Meeting** were presented for approval.

Councilwoman McKeon moved, seconded by Councilman Norris.

Adopted **Ayes- 4** McKeon, Louis, Norris, Byas
 Nays- 0
 Absent-1 Kuenster

The minutes of the **September 29, 2008 Special Town Board Meeting** were presented for approval.

Councilwoman McKeon moved, seconded by Councilman Norris.

Adopted **Ayes- 4** McKeon, Louis, Norris, Byas
 Nays- 0
 Absent-1 Kuenster

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CORRESPONDENCE

A scoping notice (October 8, 2008) has been received for the **LaFarge modernization project, Town of Coeymans, Albany County**, New York State Department of Environmental Conservation, as SEQR lead agency, has determined that the project may have a significant impact on the environment and that a draft environmental impact statement must be prepared. Written comments on the scoping outline may be submitted and will be accepted by the Department until the close of business on November 10, 2008. A public scoping session is scheduled for Wednesday, October 29, at the RCS High School Auditorium from 7-9:00pm that will provide the public with an opportunity to comment on the draft scope. The proposed action involves modernizing the existing LaFarge Cement facility, replacing the existing wet manufacturing process with dry manufacturing process, the construction of a new 525-foot tower, and increased carbon monoxide emissions. Other emissions in other operations will decrease or remain unchanged. The facility is located approximately 2.25 miles north of 9W and State Route 143, in the Town of Coeymans. Copies of the Environmental Assessment Form with Positive Declaration are on file in the Town Clerk's office.

Relative to Notice of Public Hearing on transaction **Greene IDA and Empire Merchants, LLC**, the public hearing is amended to October 20 at 5:30 pm at the New Baltimore Town Hall.

From **Greene County Legislature**, Resolution 36808, offered by New Baltimore County **Legislator Jim VanSlyke**, rescinds the previous resolution relative to the cancellation of parcels assessed to **Charles Maurer, Sr.**; property is reinstated for purposes of the County acquiring temporary incidence of ownership to participate in the environmental restoration project through NYSDEC. Councilman Byas asked if the Town loses a year of taxes, answer no, it is back on the tax roll.

From a resident of State Route 144, a letter regarding dog issues, copied to the Animal Control Officer.

OLD BUSINESS

A replacement will be hired for the opening resulting from Ronald VanWormer's retirement. The position was advertised in three local papers, six applications were received, 2 were Town residents, and Highway Superintendent recommends the hiring of **Knute Shader**, who has all prerequisite experience and licenses.
Supervisor read.

**RESOLUTION
OCTOBER 13, 2008**

RESOLUTION APPOINTING HIGHWAY DEPARTMENT EMPLOYEE

WHEREAS, a vacancy in a position of Heavy Motor Equipment Operator will occur in the Town Highway Department resulting from the retirement of Ronald Van Wormer, and

WHEREAS, the Town has advertised for the position of Heavy Motor Equipment Operator, and

WHEREAS, the Town Superintendent of Highways has reviewed the applications submitted in response to this advertisement, and

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WHEREAS, the Town Superintendent of Highways has recommended that this position be filled by Knute Shader, a Town of New Baltimore resident who meets the qualifications for this position.

NOW THEREFORE, BE IT RESOLVED, that Knute Shader is hereby appointed to a position as a Heavy Motor Equipment Operator for the Town Highway Department, effective November 3, 2008, at the hourly wage set forth for this position in the 2008 Organizational Meeting Resolution, provided that said appointment shall be on a probationary basis for six months.

Councilman McKeon moved to adopt, seconded by Councilman Norris.

Adopted **Ayes- 4 McKeon, Louis, Norris, Byas**
 Nays- 0
 Absent-1 Kuenster

At a recent meeting it was decided that the **Town's lease agreement of parking lot at Hannacroix Preserve** would be conditional upon an inspection by Highway Superintendent Jordan, who determined there was work to be done on a walk-through with Councilman Norris and a rep of Conservancy. The Conservancy will be seeking grants to get it to condition where it will not negatively impact the Town plows- to be done in next 4 weeks. The agreement will be revisited at Regular Meeting in November.

A question was raised last month on **survey of Jennings Road**, and a report and survey map was done and referred to Attorney for the Town Wukitsch. Attorney and Highway Superintendent will meet to determine action.

NEW BUSINESS

A replacement part-time Wastewater Treatment Plant Operator (approximately 15-20 hours per year) must be appointed; the individual appointed in Spring 2008 is no longer able to continue. Chief Plant Operator Polverelli has recommended an individual who has applicable licenses, Supervisor Louis and Councilman Byas have met and recommend the individual.

**RESOLUTION
OCTOBER 13, 2008**

**RESOLUTION APPOINTING
PART TIME WASTEWATER TREATMENT PLANT OPERATOR**

RESOLVED, that upon the recommendation of the Chief Wastewater Treatment Plant Operator, Kenneth Cymbalisty is hereby appointed as a Part Time Wastewater Treatment Plant Operator, effective immediately, at a salary rate of \$12.50 per hour.

Councilwoman McKeon moved to adopt, seconded by Councilman Byas.

Adopted **Ayes- 4 McKeon, Louis, Norris, Byas**
 Nays- 0
 Absent-1 Kuenster

Councilman Norris asked to look at the Town's Emergency Management Plan after his election to office, coming from a fire service background. About that time National Incident Management System (NIMS) required changes in protocol. With the plan about 10 years old, Councilman Norris formed a committee (March 26, 2008) with **Greene County Emergency Services Coordinator John Farrell**, and thanked **Supervisor David Louis**, **Town Clerk Janet Brooks**, **Emergency Management Officer Alan VanWormer**, **New Baltimore Fire Chief John Wallace, Jr.**, and **Medway-Grapeville Chief Ken Fava**. Having met five times the result is an easy-to-use-and-understand and

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concise plan with the Mutual Aid agreements. The Committee also determined, upon suggestion of the Town Clerk, to establish a telephone number **756-6600** with **recorded emergency information**, and a message is there now; NIMS suggests establishing a way to communicate with Town residents. Councilman Norris was a natural for this not-easy job of assembling busy people with an end result, said Supervisor Louis. Supervisor read.

**RESOLUTION
OCTOBER 13, 2008**

**RESOLUTION TO ADOPT TOWN OF NEW BALTIMORE
EMERGENCY MANAGEMENT PLAN**

WHEREAS, the Town Board of the Town of New Baltimore by its Resolution dated June 12, 2006 has adopted the National Incident Management System (NIMS) as the Town of New Baltimore's standard for emergency incident management and

WHEREAS, the adoption of the National Incident Management System has necessitated a comprehensive revision to the Town of New Baltimore Emergency Management Plan, and

WHEREAS, a working group consisting of the Town Board Emergency Services Committee, the Town of New Baltimore Emergency Management Officer and the Fire Chiefs of both of the town's fire companies, has met to review and revise the Town of New Baltimore Emergency Management Plan, and

WHEREAS, said working group has completed this project and has submitted a revised Town of New Baltimore Emergency Management Plan, dated September 9, 2008 to the Town Board for its consideration, and

WHEREAS, the Town Board hereby finds that it is in the best interests of the Town to adopt this revised Town of New Baltimore Emergency Management Plan, and that in doing so, the health, safety and welfare of the residents of the Town shall be better protected.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of New Baltimore hereby adopts the Town of New Baltimore Emergency Management Plan, dated September 9, 2008, as the official Town Emergency Management Plan for the Town of New Baltimore.

Councilman Norris moved to adopt the Plan, seconded by Supervisor Louis.

Adopted Ayes- 4 McKeon, Louis, Norris, Bras

Nays- 0

Absent-1 Kuenster

Town Clerk will post to website. Ellie Alfeld asked whether 911 calls were taken over by the **New York State Police**. Supervisor and Councilman Norris believe the calls all go through the **Greene County Emergency Control Center** in Cairo.

Pertaining to **2009 Town Budget** presented two weeks earlier, a new state requirement was added tonight, a table of exemptions, the percentage of property that is exempt, and cost impact of that for purposes of Town taxes. Currently 12.89% of all property in the Town is exempt from taxes, a figure somewhat misleading because Greene IDA is included and makes a **Payment In Lieu Of Taxes (PILOT)**. Based on the 2009 Tentative Budget, \$132,564 that is not being paid by these entities and otherwise being paid by the town: however, deduct the \$49,700 budget to be paid by the Greene IDA as PILOT, netting out between \$82,000- \$83,000/annually.

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As stated at presentation, the 2009 Budget proposed carries an estimated tax increase based on estimated assessed value of 1.78% year over year (or about \$42,000), excluding the impact of college chargebacks; the levies projected in the Budget assume 100% Town share of college chargebacks. Driven greatly in the Highway Department by cost of materials (significantly higher than a year ago) it includes a cost of living increase of 4% for Town employees, with the exception of part-time elected positions with a 2% increase. There is a \$2500 setaside in the event a Senior Citizen program is started up in the Town. A change in health insurance will provide savings.

Supervisor asked the Town Board for suggestions. Councilwoman McKeon said no suggestions, good job. Councilman Norris agreed. Councilman Byas asked to put the Attorney for the Town out to bid. Supervisor stated that if it were, that he does not support, there is no way of quantifying there would be a reduction against the idea for reasons he would happily explain, as chief financial officer. Councilman Byas felt it could be done for *half* the price, what if the result was *twice* the price. Supervisor asked, relative to the 2009 Budget, is it in the best interest of the town to underestimate what the cost may be- anything short of litigation is covered in his current retainer, his litigation rate is \$125/hour, which is extremely low in the marketplace. Supervisor added that as the attorney since 1991, has served under several Town Boards, has represented the Town in litigation and is not aware of any unsuccessful cases. In Supervisor's experience that is a good price, and the Town is able to contact him any day of the week; Councilwoman McKeon has had experience with him regarding supplying sample legislation; Town Clerk Brooks can respond to his timeliness and access on Freedom of Information Law request consultations. Councilman Norris commented on how quickly he returns phone calls and requests. Supervisor added, in fairness to Councilman Byas, that no one could comment on the prices that would come in, but the issue is also the lateness of the request for the Budget at hand, continuing that he receives the same salary as 17 years ago, and we haven't looked because no one has felt compelled to look. Town Clerk Brooks contributed that she had been told that in her first 4 months in office she had received more FOIL requests than Town Clerk Weeks had in 16 years and not a one was late due to the promptness of information provided by Attorney Wukitsch. Councilman Byas stated that he felt the Board should look at others.

RESOLUTION
OCTOBER 13, 2008

RESOLUTION TO ESTABLISH 2009 PRELIMINARY BUDGET

RESOLVED, that the Town Board of the Town of New Baltimore hereby establishes the Preliminary 2009 Budget at the amounts set forth in the 2009 Tentative Budget.

Councilwoman McKeon moved to adopt, seconded by Councilman Byas.

Adopted Ayes- 3 McKeon, Louis, Norris
 Nays- 1 Byas
 Absent-1 Kuenster

To set public hearing date, Supervisor read.

RESOLUTION
OCTOBER 13, 2008

RESOLUTION TO SET PUBLIC HEARING DATE FOR
2009 PRELIMINARY BUDGET

WHEREAS, the Town Board has established the 2009 Preliminary Budget, and

WHEREAS, the Town Law of the State of New York requires that a Public Hearing be held regarding each year's Preliminary Budget.

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NOW THEREFORE, BE IT RESOLVED, as follows:

The Town Board of the Town of New Baltimore will hold a public hearing on October 27, 2008 at 7:30 p.m. at the Town Hall, Rt. 51, Hannacroix, New York, to hear those members of the public who wish to be heard regarding the 2009 Preliminary Budget.

Councilwoman McKeon moved to adopt, seconded by Councilman Norris.

Adopted Ayes- 4 McKeon, Louis, Norris, Byas

Nays- 0

Absent-1 Kuenster

One item this year representing savings to the Town is ~~health insurance~~ *draft*. The current program was projected for a 17+% increase (or \$20,000). Supervisor found an alternative that will cover active employees and retired but not Medicare eligible into CDPHP. It allows him to split Medicare-eligible employees and offer a program not provided by them (CDPHP): Blue Shield Northeastern NY's Medicare Advantage plan. In final analysis by Supervisor Louis and Councilman Norris, between the cost avoidance and the cash savings, is about a \$35,000 difference from the current policy package. Supervisor has consulted the active and retired to be sure that doctors are participating; switch will occur next month. Councilwoman McKeon questioned the \$25/co-pay, and \$4/\$30/\$60 drug; her program with NYS School Boards Association is \$30/co-pay and \$10/\$30/\$50 drug. Councilman Byas asked about the layout of the figures, bottom renewal runs 12-01-08-through 11-30-09, locking in for 11 months of the upcoming year; Option 3 is the recommended- two different plans now suggested.

For the **Village of Coxsackie water rate** situation, the Town received very late notice for a public hearing of water rates being put into effect. There is some impact on Serta. Supervisor Louis found out the proposed rates the day before the public hearing, that they would double; the Village of Coxsackie had not gone for an increase in some time. One point made at the hearing was that there were Town of Coxsackie residents paying more than **Scheller Park** residents. The Village of Coxsackie relented: instead of \$288/6 months, they settled at \$210/6 months. The contract language is loose, stating that the rates can change by a given percentage compared to the Village, but it must be reasonable. A mailing will go out advising the Scheller Park residents of these rates; rates will not be in effect till August 2009 billing and getting good meter readings for January will be very important.

Supervisor proposed **Local Law No. 4 of 2008 Zoning Ordinance**. Process began in earnest with the adoption of the Town's Comprehensive Plan in March 2007. A number of strategies were set forth in Comprehensive Plan, dealing with subdivision and zoning ordinances. One strategy was the formation of a zoning update committee: Supervisor Louis and Councilwoman McKeon (from the Comprehensive Plan Committee and Citizens' Planning Advisory Group), Planning Board Chair Lee Davis and Alta Turner, and Zoning Board of Appeals Chair Meave Tooher, and Elan Planning and Design's Kate Mance and Lisa Nagle. Over the course of 12 months they drafted, and took public comment in two sessions in July. The working group met 3 times in month of August, in open meeting for public observation, and prepared 2nd draft of zoning and subdivision. As a group they met with the public 3 times in September, on different days of the week, for about 2 hours each. With those notes they met again on September 30th, made additional changes, and the final draft result is tonight's Local Law No. 4 of 2008. Supervisor outlined: much of the content is currently in zoning ordinance,

Article 2- is added (flow chart of permit and approval process),

Article 3- is similar in structure but consolidated in one article-US Route 9W districts originally were professional /residential/mixed use are changed to *commercial* districts- and a *service* district from CR51 to Kreitmeyer Road, *center commercial* is comparable to

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the former mixed use but with its permitted uses expanded, then *light commercial* was professional/residential.

Article 4- is the use regulations, intention in revising is to set up a table with *districts* in *columns* and *permitted uses* in *rows*. Based on public comment in July and September, the use table was revisited, with intent to acknowledge the uses on 9W corridor and reduce or eliminate the number of non-conforming situations that would have occurred. The vision had to reflect reality of what was going on; a number of uses were added that added flexibility in future business growth.

Article 5- deals with dimensional regulations, tabular form, lot minimums, building height, setbacks, etc., and does allow more than one non-residential or commercial buildings on a lot.

Article 6- has parking, adult use, manufactured homes, ~~added safety~~ and setback requirements in veterinary and kennel restrictions, light industry standards, density limits for multifamily dwellings, where water and sewer is lacking that is 4 units per acre. Signs include size limitation, former owners now grandfathered in that may have exceeded current regulations. Signs do not have to be parallel to the road. In the Supp Article 6 design guidelines apply to new development, steep slope standards apply to US Route 9W only.

Article 7- deals with site plan review, differentiating between major and minor projects; a minor subdivision could be more quickly approved with less scrutiny. The change of use trigger for site plan review is also clarified; if the new use requires a Special Use Permit there would be a site plan review for change of use.

Article 8- deals with Planned Development Districts (PDD), does not exist in current zoning, recommended in the Town's Comprehensive Plan. This allows for different land uses in an area that would be covered by a single development plan. Expected to be the model for the Greene IDA's Destination Retail Park, this is applicable anywhere in the town of more than 10 contiguous acres, and requires the Town Board's approval of the implementation of the design and Planning Board input.

Article 9- deals with conservation subdivisions, probably most controversial, which do not apply to the sale of land or to minor subdivisions. There are requirement that apply to major subdivisions that involve a requirement for conservation. Many comments later from the public, the changes have made the regulations as flexible and fair as possible. Anyone proposing a major subdivision of 5, 6, or 7 lots is exempted from the conservation subdivision procedure if lots are at least 5 acres in size; anyone is exempted for 8 or more lots if the subdivided lots are at least 10 acres in size. (This was adopted by the Town of Cocksackie when they amended their zoning.) If there is a proposal for a major subdivision of 5 or more lots there is a waiver provision from the conservation subdivision procedure. The waiver is clearly laid out. There are many different kinds (11 or 12) of categories for use of conservation land; it is the landowner's decision. Fundamental change was made to how conservation land is proposed; the landowner has the right to determine what land will be conserved if it meets the total number of acres in the 50% factor (that language was changed.)

Article 10- deals with Special Use Permits, only minor changes were made to conform to state law

Article 11- deals with nonconforming uses, carried over from the current to this proposal, a revision in second draft: the Special Use Permit can be done at the same time as a Site Plan Review.

Article 12- no changes

Article 13- deals with Variances, only minor changes were made to conform to state law

Article 14- enforcement; no changes

Article 15- describes the future amending process

Article 16- has a very long list of definitions, reducing and avoiding future misunderstandings

Article 17- repeals current zoning in favour of the proposed zoning

The Zoning Map has been changed, properly identifying Hillcrest Road.

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As the public sessions have been held and all the revisions are now in front of Town Board, Supervisor Louis proposes public hearing.

**RESOLUTION
OCTOBER 13, 2008**

**RESOLUTION SETTING PUBLIC HEARING DATE
FOR PROPOSED AMENDMENTS TO ZONING ORDINANCE**

WHEREAS, the Town Board of the Town of New Baltimore duly adopted a Zoning ordinance on or about October 11, 1977, as amended from time to time, and

WHEREAS, the Town Board has been presented with comprehensive amendments to said ordinance, and

WHEREAS, the Town Board, in accordance with the Town Law of the State of New York, is required to schedule a public hearing for the purpose of providing members of the public to be heard regarding the proposed amendments to the Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED, as follows:

The Town Board of the Town of New Baltimore will hold a public hearing on November 3, 2008 at 7:30 p.m. at the Town Hall, Rt. 51, Hannacroix, New York, to hear those members of the public who wish to be heard regarding Local Law No. 4 of 2008, a Local Law Enacting a Revised Zoning Ordinance and Zoning Map for the Town of New Baltimore; and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Baltimore is directed with the assistance of the Attorney for the Town to provide the required publication and notice of said public hearing.

Councilwoman McKeon moved, seconded by Councilman Norris.

Adopted **Ayes- 4** **McKeon, Louis, Norris, Byas**
 Nays- 0
 Absent-1 **Kuenster**

Supervisor Louis stated that Subdivisions are covered in Proposed Local Law No. 5 of 2008. There are not as many as zoning. They are cross-referenced back to zoning. There are no changes in Minor Subdivision regulations. Supervisor pointed to Sec 115-6M that discusses what gets presented with the Major Subdivision plat, allows for possibility of Planning Board receiving a major subdivision and asking the applicant to thoroughly evaluate water and sewer impacts of that subdivision, allows for flag lots with provision for common driveways and regulations for flag lot driveways of a more reasonable width than a Road. With that said, Supervisor read.

**RESOLUTION
OCTOBER 13, 2008**

**RESOLUTION SETTING PUBLIC HEARING DATE
FOR PROPOSED SUBDIVISION REGULATIONS**

WHEREAS, the Town Board of the Town of New Baltimore duly adopted an ordinance establishing subdivision regulations on or about June 12, 1973, as amended from time to time, and

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WHEREAS, the Town Board has been presented with a local law containing comprehensive amendments to said subdivision regulations, and

WHEREAS, the Town Board, in accordance with the Town Law of the State of New York, is required to schedule a public hearing for the purpose of providing members of the public to be heard regarding the proposed local law regarding amendments to the subdivision regulations.

NOW, THEREFORE, BE IT RESOLVED, as follows:

The Town Board of the Town of New Baltimore will hold a public hearing on November 3, 2008 at 7:00 p.m. at the Town Hall, Rt. 51, Hannacrois, New York, to hear those members of the public who wish to be heard regarding Local Law No. 3 of 2008, a Local Law Enacting Revised Subdivision Regulations for the Town of New Baltimore; and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Baltimore is directed with the assistance of the Attorney for the Town to provide the required publication and notice of said public hearing.

Councilwoman McKeon moved to approve public hearing, seconded by Councilman Norris.

Adopted Ayes- 4 McKeon, Louis, Norris, Byas
 Nays- 0
 Absent-1 Kuenster

PUBLIC COMMENT

Ron Kent asked for progress on **Jennings Road**; there is a plan, answered Supervisor Louis.

MONTHLY REPORTS

Supervisor Louis reported that vouchers, appearing on the abstracts prepared for this meeting, were being approved by the Town Board and year-to-date figures have been incorporated in the 2009 Budget.

County Legislator Jim Van Slyke was not present.

Town Clerk Brooks reported for the month of September: C/O searches 1; Permit fees: building 8 (one of which was reduced by \$51.70 from previous month), chimney/woodstove 2, and conservation fees 12, dog licenses 34, marriage licenses 2; park permits 2, photocopies 25, and with recycling fees the revenue to Town Supervisor was \$ 2,186.15 and non-local revenue disbursed of \$1,308.15. On October 10, Records Clerk Diane Jordan and Town Clerk Brooks removed 3,450 lbs of records from the vault, moved the shelving, cleaned the floor, and returned the contents in category order. Also, responded to an order for Heritage of New Baltimore books, 6 mailed UPS to Florida to a member of the Albright family. Also, the Town-wide recorded emergency information phone line has been activated and a message left- the number is **756-6600**.

Highway Superintendent Jordan reported for the month of Mowed grass along roads; Hand patched roads with blacktop; Weedeated around and under guide rails; Picked up garbage dumped on Jennings Road; Replaced front tires on 96 International 10-wheeler; Repaired guide rail posts at Schoolhouse Lane and Roberts Hill Road; Removed debris from culvert pipe on West Deans Mill Road; Built turn around for snow plow truck on Hawley Lane West; Mowed Town Hall, Cornell Park, and District #3 Park; Serviced Bomag Roller; Replaced sign at Shady Lane and Ringwald Road; Weedeated and cut brush around signs; Installed new culvert pipe on Shady Lane at Sylvandale Road

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15"x 47"; Installed new culvert pipe on Swezey Road 15" x 40"; Started to mix up sand and salt and put in big shed; Cut down dead trees behind Town Garage; Called State Tel to replace bulb in pole light at Town Hall (last we knew still not working); Replaced stop sign at West Deans Mill Road and Deans Mill Road; Painted all fuel tanks in fuel shed ; Graded dirt roads; Finished wiring sander for F550; Patched dirt roads with crusher run ; Called County Highway about bucket truck to cut some dead trees it was out for repair; Repainted hood on 85 Oshkosh plow truck; Picked up yard sale signs; Washed and waxed all trucks; Replaced batteries in 85 Oshkosh; Put sealer on Handicap parking area at Town Hall; Dug out and blacktopped more handicap parking area; Cut brush behind building at Town Hall; Worked on all plow trucks, sanded and painted where needed; Replaced Yield sign at South Ridge Road and Hillcrest Road; Installed Handicap parking signs at Town Hall; Supervisor said extensive drainage work is being done and new catchbasins are in.

draft

Regarding Wastewater Treatment Plant , Supervisor and Councilman Byas met with Jim Polverelli, outstanding issue is Scott Alarm (Councilman Byas will call) and no other issues reported.

Town Historian Clesson Bush reported for September:

- has been working to arrange the donation of a number of documents and photographs from the Sickles family, long-time Town residents, to the Vedder Research Library of the Greene County Historical Society.
- led, along with former Town Historian John Bonafide, a tour of the New Baltimore National Historic District for the Turpin Bannister Chapter of the Society of Architectural Historians. John is the key person at the State Office for Parks, Recreation, and Historic Preservation for National and State Historic sites and was instrumental in designating our district.
- arranged a contact for a local person who was interested in obtaining information on a family member who was a Revolutionary War veteran.
- was contacted via e-mail by a person looking for information about the burials of some of his ancestors at the Sylvandale or Hillside Cemetery. We investigated and sent him some digital photos of the relevant tombstones.
- received a phone call from a former Town resident who had been informed that there was a tombstone for his late parents at one of the local cemeteries despite the spreading of their ashes around their home property. After touring that cemetery and a neighboring one, we could not find such a stone.
- attended the funeral of Raymond Beecher, the well-known historian and author, with whom I worked at the Greene County Historical Society and who I considered a primary mentor on Greene County history.
- gave a short presentation, along with photos and a short tour, at the reunion for the Rocky Store school. About 60 people attended the picnic and were very interested and pleased to hear that the school might be undergoing some additional work to renew the way it looked when they attended classes there. Rocky Store, the room in which we now sit, was the last active one-room school in New Baltimore and Greene County, a lasting legacy to the way students were educated for 150 years here in Town. Talk at the picnic also arose about placing the building on the National Register of Historic Places.
- had an article published in the Ravena Coeymans Historical Society newsletter on the Albano drive-in.

Code Enforcement Officer/Building Inspector John Cashin reported activities for August/September, 2008 are as follows:

New Building Permit Applications Received – 27; Pool Permit Applications – 1; Building Permits Issued – 15; Building Permits Re-Opened – 1; Building Inspections – 67; Pool Permits Issued – 2; Certificates of Occupancy granted – 5; Temporary Certificates of Occupancy granted – 1; Certificates of Compliance Granted – 7; Junk Vehicle Complaints – 4; Court Appearances – 3; Zoning Violation Investigations – 4;

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Code Violation Investigations – 32; Application Fees for August: \$1,442.10; Application Fees for September: \$1,721.05; Total Fees for Year to Date: \$23,069.39

For Newsletter, Councilwoman McKeon reported that it should be reaching households by October 18.

Assessor Gordon Bennett reported: senior participants will be receiving renewal forms by the end of October; the 2008 Middle Class STAR rebate checks have been mailed by NYS Tax and Finance. Basic STAR recipients do not have to reapply as long as property information remains the same. If property information has changed during the year, or no application was filed for 2007, application for STAR must be submitted by December 31, 2008. A property owner with an income greater than \$250,000 is not eligible for a rebate check even if the individual has a Basic STAR. An Enhanced STAR recipient will be issued a check automatically by the end of October; amounts will be about 40% higher than last year.

Agriculture Committee Chair Councilman Kuenster was not present.

Public Memorial Committee met on September 29, 2008, prior to the Special Town Board Meeting, and the next meeting is set for 6:30 pm on the night of the January Regular Town Board Meeting.

Planning Board Chair Lee Davis reported the Planning Board met on October 9, 2008, with the following business transacted: Received Minor Subdivision Application from Susan Mulhern for a two-lot subdivision of her property located on Staco Road. Required Public Hearing is scheduled for 7:30 p.m., November 13, 2008. Discussed with representatives from Package Pavement, Inc. and their contractor, Plank, LLC, their plans for constructing a 10,000 square foot storage building on their property located on Route 9W. Site Plan Application was submitted and required Public Hearing scheduled for 7:45 p.m., November 13, 2008. Discussed with individuals purchasing property on Deans Mill Road their plans to purchase additional acreage to be added to the parcel they are purchasing. Reviewed engineering bid quotes requested and received for the review of engineering submittals in conjunction with a Special Use Permit and Site Plan. Applications for a proposed assisted living facility to be located on Route 9W. Firm to complete the review on behalf of the Planning Board was selected from those firms having submitting bids.

Zoning Board of Appeals Chair Meave Tooher reported having met on October 1, 2008, with the following business conducted:
Public Hearing on the Ubrich Variance Application for a Use Variance for residential and agricultural use on their property on Route 9W was completed and closed.
In the regular monthly meeting that followed, the Board approved the Ubrich Variance with limitations. A review of these limitations will occur annually at the October Zoning Board of Appeals Meetings until the Board determines that the annual review is no longer necessary.

Recycling Center Operator Spencer Sebert reported receiving 2 washers, and 2 microwave ovens, 11 tires, and revenue to Town of \$45.00. Also received were 13 tires from the Highway Department, 35 60-gallon bags of plastic, 9 55-gallon drums of cans, 93 bundles of magazines, 130 bags and bundles of newspaper, 13 bags of shredded paper, and 44 boxes and bundles of cardboard. For Maintenance, Spencer cleaned drain line from catch basin outside basement door and repaired outside bulletin board case.

Supervisor thanked Councilman Byas for giving Assemblyman Tim Gordon a tour of the work going on for the basement Greene County **Sheriff Substation**. Councilman Byas said that the **western parking lot light pole** was going to be moved at the time of the expansion of the parking lot. Could it just be put on a timer? Councilman Norris asked

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why it needed to wait until downstairs was complete? Town Clerk Brooks referred to May 2008 Town Board Work Meeting where the plan was to move the western pole at the time of Highway Department's work on the parking lot, and that George Arnold (Georges Electric) cannot reach the sensor and recommended moving the sensor. Councilman Byas answered that he thought the parking lot out back was going to be done, too; he will follow-up with Central Hudson. Supervisor asked that a timer be placed on the pole; Councilman Byas said he will look into it. Councilman Norris added that he had purchased a solar motion sensor for the **red office door light** and has learned that it isn't working properly. Supervisor said that getting safely to the parking lot was the issue.

Animal Control Officer Joe Tanner reported for July 1 - September 30, 2008; traveled 612 miles in the last 3 months; 79 dog complaints, 12 cat complaints, 3 raccoon complaints, and 6 squirrel complaints. Most complaints have been the dogs from **Morning Glory Farm**; as new tenants move in with dogs a new problem results with same address. The neighbors feel they have had this problem for a long time, but with different animals. I am told as soon as a tenant signs a lease that takes it off the landlord; I have Town Court tomorrow on the dogs barking. I had a raccoon in an attic. I brought 2 dogs to the shelter, I have been to Town Court 1 other time, I had some problems with some squirrels loose in a house, helped close holes and no problems since. I had some problems out back with some cats causing damage to a old car, caught cats and relocated them. Councilman Byas asked about the two dogs that had gone to the shelter; Councilwoman McKeon answered that the cost was borne by the owner (not the Town). Supervisor asked what the Town's recourse is if a dog is picked up that is not licensed; Councilwoman McKeon said fined, taken to Town Court, Town Clerk Brooks added that each month the Animal Control Officer is provided with a list of unlicensed dogs.

Fire/EMS /Law Enforcement Chair Norris reported: at the September 16th meeting of the Greene County Paramedic Association the public service announcement was viewed that had been filmed early in the year: a resident of Greenville, in cardiac distress, is transported to the hospital by the Greene County Paramedic Service and the monitor he wears transmits information to the triage unit. Thirty seconds long, it can be seen on the Discover and History channels on Hudson Cablevision this month.

The Emergency Management Committee met on September 9, reviewed the draft **Emergency Management Plan**, and voted to bring it to the Town Board for approval at the next Regular Meeting. I would like to thank everyone on the committee for a job well done. The next step will be a tabletop exercise conducted by the Greene County Emergency Services Coordinator John Farrell. Greene County All Hazards Mitigation will meet October 14 to review the data received from Greene County Towns.

For Parks, Councilwoman McKeon reported for Parks Director Amy Decker, a CD of photos from the summer recreation program has been delivered to Town Hall and will be on the website shortly. Also, a video exits of the rock climbing wall.

For Promotion/Economic Development Councilman Norris reported that Chairman Councilman Kuenster had spoken at the Mabey Farm Agricultural Incubator (Greene IDA and Senator Seward were present) where new farmers will learn how to farm, use tractors, learn about fertilizers and eventually move on to their own farm. When the Multi-Use Destination Park is built it will include a regional market and restaurant to further this initiative.

Grants had no report

For Website and Technology, Supervisor will put the proposed Local Laws Nos. 4 and 5 of 2008 and the 2009 Preliminary Budget on the website.

Personnel had no report.

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Town Clerk Brooks reported a record number of **Town Wide Yard Sales** on the map, rumour of a large number of pop-up yard sales, thank-you to Farmers' Market Manager Lynn Garcia for her help at District 1/Wyche Park, and Medway Congregational Church and New Baltimore Reformed Church for supplying restrooms and refreshments.

With no more from the Board or the public, Councilman McKeon moved to adjourn, seconded by Councilman Norris.

Motion Carried Ayes- 4 McKeon, Louis, Norris, Byas

Nays- 0

Absent-1 Kuenster

The meeting was adjourned at 9:45 p.m.

Respectfully,

Janet A. Brooks
Town Clerk

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