

**TOWN OF NEW BALTIMORE, COUNTY OF GREENE  
TOWN BOARD WORK MEETING**

**JUNE 26, 2017**

**AGENDA**

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

6:45 PM Public Hearing for Franchise/Concession Grant to Capital District Cricket Association

**Pledge of Allegiance**

**Reports**

Supervisor

- Resolution and Agreement Approving Franchise/Concession Grant to Capital District Cricket Association

County Legislator

Town Clerk

- June 12, 2017 Regular Town Board Meeting Minutes

Tax Collector

Historian

Agriculture (Chair Irving/Member Briody)

Ag Fest Liaison (Member Irving)

Animal Control (Chair Ruso/Member Dellisanti)

Assessment (Chair Dellisanti/Member VanEtten)

Audit and Control Committee (Chair Ruso/Member Dellisanti)

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

Building Inspector/Code Enforcement (Chair VanEtten/Member Briody)

- Resolution to Appoint Part-Time Code Enforcement Officer/Data Collector

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

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

Greene County EMS (Representative Dellisanti/Deputy Ruso)

Greene County Planning Board (Member Irving)

Highway (Chair Dellisanti/Member Ruso)

- Resolution to Approve Advertisement to Solicit Bids for the Purchase of a Vehicle for the Highway Department
- Resolution to Purchase and Finance a New John Deere Excavator
- Bond Resolution Authorizing Issuance of Bond Anticipation Note of Town of New Baltimore, Greene County, New York in the Amount of \$114,500 (One Hundred Fourteen Thousand, Five Hundred Dollars)
- Resolution and Temporary License Town Board of the Town of New Baltimore Approving Temporary License for Fence Encroaching on Town Property

Insurance (Chair Ruso/Member Briody)

Personnel (Chair Ruso/Member Dellisanti)

- Resolution for Amendment to Town Employee Handbook

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

Seniors (Chair VanEtten/Member Irving)

Technology/Website (Chair Briody/Member VanEtten)

- Resolution to Approve Rental of Computers from Intelligent Technology Solutions, Inc.

Town Courts Liaison (Chair VanEtten/Member Briody)

Veterans and Memorials (Chair VanEtten/Member Irving)

Wastewater Treatment (Chair Irving/Member Briody)

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

- Motion to Accept the Resignation of Corie Litchko as Director of the Summer Recreation Program
- Resolution Appointing Summer Recreation Program Staff from July 10, 2017 Through August 4, 2017
- Discussion of Sign at Cornell Park

**Public Comment Period/Community Events**

- June 29, 2017 Friends of New Baltimore Recreation at the Boathouse Grille at 6:30 PM
- June 30, 2017 Memorials Committee at 11 AM
- July 4, 2017 Town Offices Closed
- July 5, 2017 Zoning Board of Appeals Meeting If Needed at 7:30 PM
- July 10, 2017 Town Board Regular Meeting at 7 PM
- July 13, 2017 Planning Board Meeting at 7 PM
- July 24, 2017 Town Board Work Meeting at 7 PM
- September 16, 2017 Townwide Yard Sale from 9 AM-4 PM

**Audit of Claims**

**Public Comment Period/Community Events**

**Adjournment**

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

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

**RESOLUTION #123-2017**

**JUNE 26, 2017**

**RESOLUTION AND AGREEMENT  
TOWN BOARD OF THE TOWN OF NEW BALTIMORE  
APPROVING FRANCHISE/CONCESSION GRANT TO  
CAPITAL DISTRICT CRICKET ASSOCIATION**

WHEREAS, the Town Board of the Town of New Baltimore (hereinafter referred to as the “Town”) has received a request from Capital District Cricket Association (hereinafter referred to as the “Applicant”) to receive a franchise/concession at the Town Park for a cricket pitch site which will be open to public and will be a betterment to and recreational opportunity for the public and the members of the Applicant; and

WHEREAS, the Town has reviewed the request in conjunction with the NYS Town Law §64 (7) and the Town’s Park Use Permit and Procedure; and

WHEREAS, the Town declared itself Lead Agency of the within proposal and issued a Negative Declaration finding that no substantial environmental impact will arise from the project; and

WHEREAS, the Town has conducted a site review of the proposal and determined that the proposal adequately meets each of the potential review standards, which are found in the Town’s Site Plan Review Law; and

NOW THEREFORE, it is hereby

RESOLVED, that the Town grants a two-year franchise/concession to the Applicant for the use of the Town Park commencing with the date of this resolution, as set forth in the application materials; and it is further

RESOLVED, that the Town reserves the right to terminate this franchise/concession at any time if any of the conditions of this resolution and Agreement are violated and at the end of the term of the within grant copy; and it is further

RESOLVED, that the within granting of the franchise/concession is conditioned upon the following:

- 1) the project being erected and conducted in conformity with the application materials, including but not limited to the provision of topsoil, grading and seeding of the ball field and installation of a 60’x 6-8’ cricket pitch and to be used approximately 2-3 days per week, as needed;
- 2) the Applicant shall supply all insurance policies required by the Town, shall provide that the Town be an additional insured for all such policies and shall defend, insure and indemnify the Town against all claims, losses, damages, etc. arising from the grant of the within franchise/concession;
- 3) there shall be no smoking or alcohol consumption in the Park;
- 4) all litter, refuse and garbage must be removed from the Park at the end of each day and the area utilized by the Applicant shall be kept neat, orderly and well maintained at all times and;

- 5) the Applicant shall pay as and for a user fee the sum of \$25.00 per day of use similar to that which is charged other non-profit organizations.

MOTION by Councilperson \_\_\_\_\_, seconded by Councilperson \_\_\_\_\_, carried.

VOTING:	AYE	NAY	ABSENT/OTHER
SUPERVISOR DELLISANTI	_____	_____	_____
COUNCILMEMBER RUSO	_____	_____	_____
COUNCILMEMBER BRIODY	_____	_____	_____
COUNCILMEMBER IRVING	_____	_____	_____
COUNCILMEMBER VANETTEN	_____	_____	_____

DATED:

\_\_\_\_\_  
BARBARA FINKE, Town Clerk

ALL CONDITIONS AND REQUIREMENTS HEREIN ACCEPTED BY CAPITAL DISTRICT CRICKET ASSOCIATION.

\_\_\_\_\_  
CAPITAL DISTRICT CRICKET ASSOCIATION                      dated

BY:

(Name of Applicant President or other authorized official)

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

**RESOLUTION #124-2017**

**JUNE 26, 2017**

**RESOLUTION TO APPOINT PART-TIME CODE ENFORCEMENT  
OFFICER/DATA COLLECTOR**

**RESOLVED** that Albert Gasparini is hereby appointed as Part-Time Code Enforcement Officer/Data Collector at a rate of \$13.39 per hour, payable biweekly, up to a maximum of 20 hours per week.

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

**RESOLUTION #125-2017**

**JUNE 26, 2017**

**RESOLUTION TO APPROVE ADVERTISEMENT TO SOLICIT BIDS  
FOR THE PURCHASE OF A VEHICLE FOR THE HIGHWAY DEPARTMENT**

**WHEREAS** the Highway Superintendent has determined that a replacement vehicle is needed for the Highway Department.

**WHEREAS** a Notice to Bidders, approved by the Highway Superintendent and the Attorney for the Town, will be placed in The Daily Mail for two weeks. Said bids must be received by the Town Clerk no later than 4 PM on July 24, 2017 will be opened at the Work Meeting on July 24, 2017 at 7 PM.

**RESOLVED**, the Town Board approves the following advertisement to solicit bids and specifications for the purchase of a vehicle for the Highway Department.

**NOTICE TO BIDDERS**

PLEASE TAKE NOTICE that the Town of New Baltimore hereby solicits bids for the purchase of a vehicle as follows:

Ford F350, 4 x 4 Crew Cab  
176" Wheelbase  
Oxford White  
Vinyl 40/20/40  
Medium Earth Gray  
Pref Equipment PKG  
XL Trim  
Trailer Tow PKG  
Air Conditioner  
AM/FM Ster/Clk  
6.2L EFI V8 Engine  
6 Speed Automatic  
LT245 BSW at 17"  
3.73 E/Locking  
Power Equipment Group  
Running Board  
10800# GVWR PKG  
Engine Block Heater  
50 State Emiss  
Snow Plow PKG  
Spare Tire/Wheel  
Brake Controller  
Splash Guide Front & Rear  
Upfitter Switches

Sealed Bids must be received in the Town Clerk's office by July 24, 2017 at 4 PM at the New Baltimore Town Hall, 3809 County Route 51, Hannacroix, NY 12087.

The Town reserves the right to reject any and all bids.

Additional information may be obtained from Highway Superintendent Jordan at 756-2078.

By Order of the Town Board

Barbara M. Finke

Town Clerk

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

**RESOLUTION #126-2017**

**JUNE 26, 2017**

**RESOLUTION TO PURCHASE AND FINANCE A NEW JOHN DEERE EXCAVATOR**

**WHEREAS**, The Town of New Baltimore hereby determines that it is in the best interest of the residents of the Town to obtain permanent financing for the purchase of a JD 85G W/Craig HYD CPLR Excavator off the NYS Bid #PGB-22792, and

**WHEREAS**, the total cost of the purchase and the amount necessary to complete the said financing is \$114,500.00 (One Hundred Fourteen Thousand Five Hundred Dollars), and

**WHEREAS**, The Town Board of the Town of New Baltimore wishes to complete such financing at an appropriate percentage of interest upon the most advantageous bond instrument,

***NOW THEREFORE, IT IS HEREBY***

**RESOLVED**, that the Town Board of the Town of New Baltimore hereby authorizes the execution of any and all documents necessary to complete the purchase and financing of JD 85G W/Craig HYD CPLR Excavator off the NYS Bid #PGB-22792.

RESOLUTION MOTION MADE BY:

SECONDED BY:

ROLL CALL:

AYE

NAY

Supervisor Dellisanti  
Councilmember Ruso  
Councilmember Briody  
Councilmember Irving  
Councilmember VanEtten



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

**RESOLUTION #127-2017**

**JUNE 26, 2017**

**BOND RESOLUTION AUTHORIZING  
ISSUANCE OF BOND ANTICIPATION NOTE OF  
TOWN OF NEW BALTIMORE, GREENE COUNTY, NEW YORK IN THE AMOUNT  
OF \$114,500 (ONE HUNDRED FOURTEEN THOUSAND FIVE HUNDRED) DOLLARS**

*WHEREAS*, the Town Board of the Town of NEW BALTIMORE, New York by the following Resolution duly adopted on the 26<sup>th</sup> day of June, in the year 2017 authorized the Town to purchase a new JD 85G W/Craig HYD CPLR Excavator off the NYS Bid #PGB-22792:

***NOW, THEREFORE, BE IT RESOLVED:***

SECTION I: The specific object or purpose for which obligations are to be issued pursuant to this resolution is to finance the purchase of said excavator.

SECTION II: The maximum amount to be financed \$114,500 (One Hundred Fourteen Thousand Five Hundred Dollars) and the plan of financing such cost is as follows: \$114,500 (One Hundred Fourteen Thousand Five Hundred Dollars) is to be provided by the issuance of an installment bond in the amount of \$114,500 (One Hundred Fourteen Thousand Five Hundred Dollars) pursuant to this resolution.

SECTION III: The following determinations are hereby made:

(a) The period of probable usefulness of such snow plows are determined to be 10 (Ten) years.

(b) The subdivision of paragraph (a) of Section 11.00 of the Local Finance Law which is applicable in the circumstances of subdivision "29".

(c) The proposed maturity of the obligations authorized by this resolution will not be in excess of 5 (five) years.

(d) The purpose constitutes a Type II action as defined in the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which are determined under SEQRA not to have a significant impact on the environment.

SECTION IV: The Town of shall issue its bond in the amount of \$114,500 (One Hundred Fourteen Thousand Five Hundred Dollars) to finance such cost in accordance with the financial plan set forth above. Such bond shall be dated approximately as of the 17<sup>th</sup> day of July 2017 and the power to fix and determine the exact date of such bond is hereby delegated to the Town Supervisor.

SECTION V: Said bond shall obligate the Town to pay to the registered owner the principal sum of \$114,500 (One Hundred Fourteen Thousand Five Hundred Dollars) in equal installments of approximately \$22,900, plus interest each on or about the 17<sup>th</sup> day of July 2018 through 2022, respectively, annually from the date of the bond until it matures.

SECTION VI: This Board expressly reserves the power on any interest payment date prior to maturity to call in and redeem said bond by payment of all interest due to that date plus the remaining unpaid balance of the principal.

SECTION VII: When said bond shall have been duly sold, the same shall be delivered by the Town of NEW BALTIMORE Town Clerk to the purchaser upon payment to it of the purchase price including accrued interest, and the receipt of the Town of NEW BALTIMORE shall be a full acquittance to said purchaser who shall not be obligated to see to the application of the purchase money.

SECTION VIII: The faith and credit of said Town of NEW BALTIMORE are hereby pledged to the payment of the principal of said bond and interest thereon when due. An amount sufficient to pay the principal and interest on said bond as the same becomes due each year shall be included in the annual budget of such Town of NEW BALTIMORE for the year, and the said bond shall not be renewed.

SECTION IX. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION X. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION XI. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. The Town Supervisor is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Town Clerk is hereby authorized to affix the corporate seal of the Town to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION XII: The validity of the bond herein authorized may be contested only if (1) such obligation is authorized for an object or purpose for which the Town of NEW BALTIMORE is not authorized to expend money, or (2) the provisions of law which should be complied with at the date of the publication of this resolution or summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such issuance or (3) such obligations are authorized in violation of the provisions of the Constitution.

SECTION XIII: Pursuant to the provisions of the Tax Reform Act of 1986, this Board expressly represents that the Town will not issue more than ten million dollars of tax exempt obligations in any calendar year and directs that a copy of this Resolution be furnished to the bond purchaser.

SECTION XIV: This resolution shall take effect immediately.

	AYE	NAY	ABSENT
SUPERVISOR DELLISANTI			
COUNCILMEMBER RUSO			
COUNCILMEMBER BRIODY			
COUNCILMEMBER IRVING			
COUNCILMEMBER VANETTEN			

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

**RESOLUTION #128-2017**

**JUNE 26, 2017**

**RESOLUTION AND TEMPORARY LICENSE  
TOWN BOARD OF THE TOWN OF NEW BALTIMORE  
APPROVING TEMPORARY LICENSE FOR FENCE ENCROACHING ON TOWN  
PROPERTY**

**WHEREAS**, the Town Board of the Town of New Baltimore (hereinafter referred to as the "Town") has determined that a certain privacy fence has been constructed on Town-owned real property known as High Mount Road located adjacent to 997 County Route 54, Hannacroix by Ms. Patricia Hildebrandt; and

**WHEREAS**, the Town Board has determined that the location of such privacy fence, notwithstanding having been constructed on town-owned land does not imperil the motoring or pedestrian traffic nor does it impede or interfere with the maintenance of said High Mount Road; and

**WHEREAS**, The Town Board has determined that the cost for Ms. Hildebrandt to remove such fence would create an unnecessary hardship on her.

**NOW THEREFORE**, it is hereby

**RESOLVED**, that the Town grants a temporary license to Patricia Hildebrandt to allow the aforementioned privacy fence to remain on town-owned property in its current location until such time as it is removed or maintenance of same facilitates its' removal. At which time Ms. Hildebrandt shall remove same at her cost; and it is further

**RESOLVED**, that Patricia Hildebrandt hereby agrees to insure, indemnify and hold the Town of New Baltimore harmless for any claims, injuries, damages or costs arising from this temporary license made by others or as a result of the maintenance of the town highway adjacent to the said fence.

MOTION by \_\_\_\_\_, seconded by \_\_\_\_\_, carried.

VOTING:	AYE	NAY	ABSENT/OTHER
SUPERVISOR DELLISANTI	_____	_____	_____
COUNCILMEMBER RUSO	_____	_____	_____
COUNCILMEMBER BRIODY	_____	_____	_____
COUNCILPERSON IRVING	_____	_____	_____
COUNCILPERSON VANETTEN	_____	_____	_____

DATED:

\_\_\_\_\_  
BARBARA FINKE, Town Clerk

ALL CONDITIONS AND REQUIREMENTS HEREIN ACCEPTED BY PATRICIA  
HILDEBRANDT.

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PATRICIA HILDEBRANDT

dated

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

**RESOLUTION #129-2017  
JULY 26, 2017**

**RESOLUTION FOR AMENDMENT TO TOWN EMPLOYEE HANDBOOK**

**WHEREAS**, the Town Board of the Town of New Baltimore adopted an Employee Handbook on November 24, 2014, and

**WHEREAS**, there have been notifications of regulatory changes requiring changes in our handbook;

**WHEREAS**, there have been changes to the benefit offerings to the employees that requires updating the employee handbook;

**WHEREAS**, it was recognized that there was a need to provide a “table of contents” to the handbook;

**RESOLVED**, that the Town of New Baltimore Employee Handbook is hereby amended to include regulatory requirements, town changes and to include a “table of contents.”

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

**RESOLUTION #130-2017**

**JULY 26, 2017**

**RESOLUTION TO APPROVE LEASE OF COMPUTERS  
FROM INTELLIGENT TECHNOLOGY SOLUTIONS, INC.**

***WHEREAS*** the Town Clerk and Assessor are in need of a replacement computer due to age, dependability, and technology advances.

***RESOLVED*** the Town Board approves the expenditure of \$125 per quarter -- \$65 for the Town Clerk and \$60 for the Assessor -- from Intelligent Technology Solutions, Inc. for rental of new computers.

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

**RESOLUTION #131-2017  
JULY 26, 2017**

**RESOLUTION APPOINTING SUMMER RECREATION PROGRAM STAFF  
FROM JULY 10, 2017 THROUGH AUGUST 4, 2017**

***RESOLVED*** that is hereby appointed as a Substitute Counselor when needed at a salary of \$9.70 per hour.



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

**RESOLUTION #132-2017**

**JUNE 26, 2017**

**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 2017b-06-01 to 2017b-06- it is

***RESOLVED*** that the Supervisor is hereby authorized to pay claims 2017b-06-01 to 2017b-06-.

***BE IT FURTHER RESOLVED*** that the Town Clerk will prepare an abstract and hold it for public review until August 31, 2017.