

**PUBLIC HEARING ON 2018 PRELIMINARY BUDGET AT 6:30 PM  
PUBLIC HEARING ON LOCAL LAW #3 PROVIDING FOR CONTINUANCE OF A  
REAL PROPERTY TAX EXEMPTION FOR COLD WAR VETERANS AT 7 PM**

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

**November 13, 2017  
AGENDA**

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

**Pledge of Allegiance**

**Approval of Minutes**

- October 9, 2017 Public Hearing on Expanding the Residency Requirements for Code Enforcement and Building Inspector
- October 9, 2017 Town Board Regular Meeting
- October 23, 2017 Town Board Work Meeting

**Public Comment Period**

**Correspondence**

- Greene County Council on the Arts SPROUTS Program
- New York State Department of Transportation/Route 144 Hamlet Safety Issue
- Cornell Cooperative Extension of Columbia and Greene Counties Opening
- Cell Phones for Soldiers Sponsored by Senator George Amedore

**New Business**

- Resolution to Adopt the 2018 Budget
- Resolution to Enact Local Law No. 3 of 2017 entitled “Providing for Continuance of a Real Property Tax Exemption for Cold War Veterans”
- Resolution to Increase Pay Rate for Recycling Center Operator/Laborer
- Resolution to Approve Contract for Code Enforcement Officer Per Emergency Appointment
- Resolution to Place Advertisement for Members of Planning Board, Zoning Board of Appeals, Board of Assessment Review and Part-Time Clerk
- Resolution Authorizing the Supervisor to Make Amendments to the 2017 Budget
- Motion to Approve Use of the Highway Garage by New Baltimore Fire District for Drill on November 20, 2017 and November 27, 2017 from 7-9 PM
- Audit of Claims

**Upcoming Meetings**

- November 16, 2017 Friends of New Baltimore Recreation at 5:30 PM at Yanni’s
- November 27, 2017 Town Board Work Meeting at 7 PM
- December 6, 2017 Town of New Baltimore Senior Activity Committee Christmas Party at Pegasus at 12 Noon, Reservations (518)756-2452 Required Before November 29
- December 6, 2017 Zoning Board of Appeals Meeting at 7:30 PM (If Needed)
- December 11, 2017 Town Board Regular Meeting at 7 PM
- December 14, 2017 Planning Board Meeting at 7 PM
- December 27, 2017 Town Board Work Meeting at 7 PM

**Public Comment Period/Community Events**

**Adjournment**

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

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**COUNTY OF GREENE**                      **Adopted 11/27/17**  
**TOWN BOARD REGULAR MEETING**  
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**OPENING OF REGULAR MEETING**

Supervisor Dellisanti opened the meeting at 7:08 PM and the Pledge of Allegiance was said. Also attending Deputy Supervisor Ruso, Councilmembers Briody, Irving, and VanEtten, Tal G. Rappleyea, Esq., Town Clerk Finke and 10 members of the public who signed the attendance book. Absent: Tax Collector Jordan and Highway Superintendent Jordan

**APPROVAL OF MINUTES**

A Motion to approve the October 9, 2017 Public Hearing Minutes on Expanding the Residency Requirement for Code Enforcement and Building Inspector submitted by Town Clerk Finke was made by Supervisor Dellisanti seconded by Councilmember VanEtten. The adoption of the foregoing Motion was duly put to a vote and the vote was as follows:

AYES: Dellisanti, Ruso, Briody, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

A Motion to approve the October 9, 2017 Town Board Regular Meeting Minutes submitted by Town Clerk Finke was made by Supervisor Dellisanti seconded by Deputy Supervisor Ruso. The adoption of the foregoing Motion was duly put to a vote and the vote was as follows:

AYES: Dellisanti, Ruso, Briody, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

A Motion to approve the October 23, 2017 Town Board Work Meeting Minutes submitted by Town Clerk Finke was made by Supervisor Dellisanti seconded by Councilmember Irving. The adoption of the foregoing Motion was duly put to a vote and the vote was as follows:

AYES: Dellisanti, Ruso, Briody, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

**PUBLIC COMMENT**

**Ellie Alfeld:** I have just one comment and that is about the Minutes that you've just approved. Most people don't know what are in those Minutes. In bygone days in this Town all the Minutes were read again the night that they were going to be approved. I know that's almost impossible now; I'm not suggesting that, but again I bring your attention to the fact nobody knows what's in the Minutes. I understand Barbara's been overloaded with searches and the Freedom of Information and all that, but right now on the site New Baltimore site the Minutes are last done on August 16. There's no way that anybody here knows what's and I know it's not normal.

**Supervisor Dellisanti:** I know she posts them right after we approve them at the Board.

**Ellie Alfeld:** I'm not doubting; I'm not challenging.

**Town Clerk Finke:** I'll check into it.

**Ellie Alfeld:** I'm just making you aware that again we don't have any information and most people don't know what that camera does anyway. So, I really bring it...we need information and one of the ways we can get it is to read the Minutes, but as I said I know that there's been some kind of a breakdown somewhere and I'd just like it looked into. Thank you.

**Councilmember Briody:** If the Minutes aren't up there it's not as if it's a standard.

**Ellie Alfeld:** I know that. I said that, Scott. Barbara's always had it.

**Town Clerk Finke:** And anyone can always call me, be happy to mail them, email them, drop at your house. I do it all.

**Supervisor Dellisanti:** Jim Eckl.

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**James Eckl:** I indicated that I wanted to address proposed Resolution 181 and the subject matter which it addresses. I wanted to express my concern that the matter in the record suggests that it contemplated that the proposed action is to appoint a public officer. For instance, the Minutes that are on the Town website of the September 25 Work Meeting indicate that the Supervisor said and here I'm quoting from the Minutes "There's a new recommendation from the State that if the Code Enforcement Officer is not a resident of the Town we must enact a local law to allow the Board to appoint a nonresident to that position." There are other references elsewhere in the record which indicate that what's proposed is to engage someone to be an independent contractor consultant and I submit to you that those two ideas are mutually exclusive. They're simply not different ways of doing the same thing; they're very different things. The status of a public officer is fundamentally different from the status of an independent contractor. In my understanding of the law, the Town is free to engage anybody without regard to residence as an independent contractor consultant. Residence becomes important when it comes to the appointment of someone to be a public officer and the ordinary rule as I understand is that the town can only appoint a public officer who is a resident of the town except that by a suitably worded valid local law. The town can essentially give itself the power to appoint a nonresident to be a public officer. Now I'm not acquainted with Elliott Fishman; I've never met him. I don't know anything about him other than the fact that he's a certified code enforcement official. I got no quarrel with him. I don't (unable to understand) and if the Board wants to engage him as an independent contractor consultant, they can certainly do so. No argument with that. But I submit to you madam and gentlemen you're deluding yourselves if you think that you can engage him or anybody else as an independent contractor and have the person so contracted with, have the discretionary enforcement powers that only a public officer can exercise. I can refer you to the provision of the Department of State regulations if you like. If you like, I can read it to you. I would also like to observe that I'm further troubled by the fact as a practical matter it's almost impossible to if I can use the expression to mesh the provisions of the Town Code with the provisions of the Department of State regulations that Title 19 of New York Code Rules and Regs Chapter 32 and that's so because the two different programs use similar sounding titles which, however, have very different meanings. For instance, the Town Code uses the terms Building Inspector and Code Enforcement Officer and the Department of State regulations use the titles Building Safety Inspector and Code Enforcement Official. Now all of us who speak English as a first language understand that Building Inspector sounds an awful lot like Building Safety Inspector and Code Enforcement Officer sounds an awful lot like Code Enforcement Official and it's tempting to assume that they are equivalent, but they're simply not. They're not even close to being similar. For instance, in the Town Code Building Inspector has a much greater range of powers than does the Code Enforcement Officer. Building Inspector is assigned 12 separately stated powers. Code Enforcement Officer is assigned three of those powers, power to issue stop work orders, the power to handle complaints, and the power to issue compliance orders. I might mention as an aside that there are other provisions of the Town Code which confer further powers on the Code Enforcement Officer. For instance, the enforcement powers that's conferred on the Code Enforcement Officer by the dog feces removal statute. Conversely in the Department of State regulations, the Building Safety Inspector is limited to their performance one function – performance of fire safety and property maintenance inspections of existing buildings and structures whereas the Code Enforcement Official may perform those inspections and can also review plans incidental to the permitting of construction and alteration of building instructors, can also perform related construction inspections and can also perform any other enforcement activity, but within the Town Code the Code Enforcement Officer as far as I can tell isn't granted the power to conduct fire safety and property management inspections. Lots of the duties that are assigned to the Building Inspector by the Town Code can only be performed by somebody who is a Code Enforcement Official within the meaning of the Department of State regulations. I reiterate that Mr. Fishman is certified as a Code Enforcement Official notwithstanding the Department of State regs; it's the Code Enforcement Official who possesses the greater range of power. That's simply not so in the Town Code. The Town Code is the opposite. The Building Inspector is the one who has the greater range of powers and duties and I submit to this body that with every respect you need to ask yourselves do you plan to engage Elliott Fishman to be the Code Enforcement Official as the term that's defined in the Department of State regulations and of which he is certified. If you mean to engage him to perform that function, you gotta realize that's not a position that exists in the Town Code. Or conversely if you want to be the Code Enforcement Officer as the term is described in the Town Code, you gotta realize he's way overqualified for that. And in any event you have to ask yourselves do you mean to appoint him to be a public official which you

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can do as per the law as I understand that was adopted at the October 9 meeting or do you need to engage him as an independent contractor consultant and if that's what you mean to do, if you need to engage him as an independent contractor consultant, you gotta next ask yourselves who's gonna to be the public officer who's going to exercise the discretionary enforcement powers that are inherent in the office that an independent contractor simply cannot discharge. And in closing, thank you for your patience. I hope it will not be thought that I am sniping at you because I'm not. I live here too. I live right across the street. I want to see the Uniform Fire Safety Code enforced in this Town as it ought to be. If somebody's violating it, is violating it so egregiously that it's appropriate to bring an enforcement action, I want to see the enforcement action succeed and it's not gonna succeed if it is brought by someone purporting to act as a public officer who in fact is an independent contractor. I beseech you to figure just what it is you mean to do here and why it is you want to do it and I thank you for your patience. Good evening.

**Supervisor Dellisanti:** Janet Kash.

**Janet Kash:** Good evening. To start out I just wanted to congratulate Barb and Jeff for their reelection and, Shelly, you as well. Kelly, I don't know if you're here and to wish you well and just say that you know even though we come here and we question you guys a lot, it's really because we're all working for the same thing and that's to make the Town of New Baltimore a great place for all of us to live. So, to start out that way. So my question really comes from a sense of befuddlement. On October 9 I know that I was here with a number of other Town residents and we discussed the CEO position and I had really thought that it was going to be the pay rate of \$100 an hour, but I'm sure that it was said at that meeting that it was for 10-12 hours a month and not 10-12 hours a week. Was that a misstatement?

**Supervisor Dellisanti:** That was not a misstatement at that time.

**Janet Kash:** Okay, what changed?

**Supervisor Dellisanti:** The contract that was prepared by our Attorney and the consultant and the number of inquiries that we've gotten from Marjorie and Julie that have gone to the consultant. He just cannot do that in 10-12 hours.

**Janet Kash:** Yeah, well, we kind of thought that from the get go.

**Supervisor Dellisanti:** The first conversation was 10-12 hours per month and when the contract came around he said there's absolutely...I'm telling you right now we've had more...

**Janet Kash:** Well you didn't have to ask him, you could've asked me.

**Supervisor Dellisanti:** I'm just letting you know that we have had more communications on building inspections in the last two months than we've had in the last four years.

**Janet Kash:** I'm sure; I'm sure. Yeah, well you know it's a curiosity because it's obviously a rather large job from \$1,200 a month to \$4,800 a month which annualized would be \$57,600 so I guess one of the questions that I have for you, I know that this fellow is going to be temporary, but with something that's this expensive, the \$100 a hour, would that be something that you would ordinarily put out to bid in some way or does that not go under the procurement of the Town? It just seems like an extraordinary amount of money per hour.

**Supervisor Dellisanti:** He is the only person that applied for the job. We had advertised it half a dozen times.

**Janet Kash:** Right, is that a difference in putting it out to bid though rather than just advertising or is it the same thing?

**Councilmember VanEtten:** You would have to have people apply before you put it out to bid. You would have to have other people that would do that kind of service.

**Janet Kash:** Okay, alright. So I guess in the meantime since we have this gentleman who's coming in for as long as we need him, have you given any thought to what kind salary you

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might want to pay to try to attract someone here because there's obviously a really big difference between less than \$14 an hour and \$100 an hour? Can you fall somewhere in the middle there you think, could be more competitive possibly with other towns and attract greater candidates and if so do you have any what that might be?

**Supervisor Dellisanti:** We've been discussing that, but I'm not at liberty to give you a number just yet.

**Janet Kash:** Okay, alright, well thank you for that. So the other question I have which also has a wee bit to do with disclosure and I know that Barb has been very, very busy with everything that she does in the Town and the Minutes and all that, but I'm really interested to see the Minutes tonight of the October 9 meeting because that does say that it's 10-12 hours a month.

**Town Clerk Finke:** I'll be right back; they're all on the sign board.

**Janet Kash:** Thanks and the other question we had and this is a curiosity that you may or may not be able to answer for us, after the October 9 meeting...

**Town Clerk Finke:** It was hanging on my board; it always is.

**Janet Kash:** Thank you ma'am and thank you for being responsive when I emailed you today to ask about this question. But the other question was and this is a curiosity when we were here at the October 9 meeting we know that it was taped obviously and then the following Monday we wanted to watch it on Channel 11 MidHudson Cable and instead of it being October 9 Board Meeting it was the September 25 Work Meeting so we were really curious since we wanted to resee the tape and also I missed part of Jeff's budget presentation, but to the best of our knowledge that meeting never aired on MidHudson Cable. Do you have any idea why?

**Supervisor Dellisanti:** I do not.

**Janet Kash:** Okay because I called them and they said 'well if they sent it to us it would have aired' but to the best of my knowledge it was never, ever seen.

**Town Clerk Finke:** I know we had some issues, didn't we have issues with sound?

**Councilmember VanEtten:** You weren't here that day and I don't think that it came out.

**Janet Kash:** Yeah, Diane was here.

**Supervisor Dellisanti:** Sound was not working on that particular night although we were told it was, but it wasn't working. And if they don't have sound, they're not going to print it.

**Janet Kash:** Alright so you actually think that the tape from that night was actually violated and wasn't viable and so you couldn't really watch it.

**Councilmember VanEtten:** That happens every once in a while, we've had that happen.

**Supervisor Dellisanti:** Correct.

**Janet Kash:** But if anybody wanted to FOIL it, is there any way for us to see what it was even if the sound isn't that good?

**Town Clerk Finke:** You can listen to the tapes anytime.

**Supervisor Dellisanti:** We still have the tape machine you can listen to.

**Janet Kash:** Oh, okay. So we can get some popcorn and listen to the tape for like two hours. Cool. Didn't want to miss what you had to say, Jeff, because you were fascinating me when I had to leave.

**Deputy Supervisor Ruso:** Oh, no, I don't think so. I was dreadful.

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**Janet Kash:** Alright, so I guess just a follow up on this possibly in terms of disclosure and I do also agree that we should bring back the newsletter in any form that we can obviously you know people really would like to have it. It's a lot of work and I'm sorry to hear that it died because the printer died, but have you folks thought of trying to do a You Tube channel of your Board Meetings? It seems to be pretty easy to me. I'm a (unable to understand), but I think that that would be another way for you to get the information about your meetings out and perhaps in a more immediate manor.

**Supervisor Dellisanti:** Maybe we could discuss that.

**Councilmember VanEtten:** We can discuss it, but I don't know how it would help the people that don't have the computer and you can't read it. That's the main...

**Councilmember Briody:** Yeah, you'd have to have a computer for that or a smart...

**Janet Kash:** Yeah, well, we don't know how to help the people that you know can't get the newsletter either, but for those of us who might want to watch it on You Tube might miss Channel 11 on Monday night, but then there would also be an archive of all the meetings and people would stop if they didn't understand anything and go back so I just think that that's something that you might want to look into just in the interest of public information.

**Supervisor Dellisanti:** Why don't we discuss that?

**Janet Kash:** That would be great.

**Supervisor Dellisanti:** Thank you.

**Janet Kash:** Alright thank you, Nick and congratulations, we look forward to working with all of you.

**Town Clerk Finke:** But the Town is complying with the Open Meetings Law and what is expected of us.

**Attorney for the Town Rappleyea:** Oh, absolutely. Yes.

**Janet Kash:** Oh, we do know that. It's just that in this day and age when we've actually got a little technology under our belt even though I don't understand most of it, it just seems that we could go a little more forward with things that are simple like that.

**Councilmember VanEtten:** And we do have a Facebook page.

**Janet Kash:** You know a You Tube channel; my cat shelter does it so it can't be that hard. Thank you.

## **CORRESPONDENCE**

### **Greene County Council on the Arts**

**Supervisor Dellisanti:** We received a thank you note from the Greene County Council on the Arts from the Sprouts Program. "Dear Mr. Dellisanti and the Town of New Baltimore Thank you for your contribution to the Greene County Council on the Arts SPROUTS Program A free summer arts program for children ages 3 to 7. Sincerely, Ruth Leonard, Erika Russo & Tara VanRoy GCCA Sprouts co-Directors" And the card actually had some art from the kids that were involved in the program. Very nice.

**Attorney for the Town Rappleyea:** In response to Ms. Mitchell's question earlier, I went on line to pull up the statute just because it's so complicated. Just so you know, it's not like we're trying to blow it off, but it actually says 10% of the assessed value of such property provided, however, that such exemption shall not exceed \$8,000 or the product of \$8,000 multiplied by the latest state equalization rate from the assessing unit or in the case of a special unit 50% of the assessed value of the property.

**Anne Mitchell:** Thank you for using your cell phone.

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**Supervisor Dellisanti:** Now you know why I didn't know what the formula was.

**Attorney for the Town Rappleyea:** The assessor has it in the computer.

**Janet Kash:** As I understand it thought it's just an extension of existing law.

**Attorney for the Town Rappleyea:** Exactly.

**Janet Kash:** It stopped at 10 years and now this just keeps it going.

**Supervisor Dellisanti:** Exactly.

**Attorney for the Town Rappleyea:** That's correct.

**Supervisor Dellisanti:** Exactly.

**New York State Department of Transportation**

**Supervisor Dellisanti:** Route 144 Hamlet safety issue; I received a letter from the Regional Director. We had our grand opening of our playground here at Cecil Hallock Park, had a ribbon-cutting ceremony with Senator Amedore and after that I took him down to Route 144. He took a number of pictures of the area. We showed him the telephone poles that were knocked down, Mr. Wolfe's concrete base that he has by his house there, and the fence that was taken down by the school building there. We got a nice letter back from Sam Zhou, he's the Regional Director. They are going to be doing an investigation and they will be getting back to us. So as soon as I get that, I will make a report on that, hopefully it will be very soon.

**Audience Members:** Thank you.

**Supervisor Dellisanti:** You're welcome.

**State of New York Department of State**

**Supervisor Dellisanti:** We also got a letter from the Department of State that Local Law 2 was filed on October 24 and has been approved.

**Cornell Cooperative Extension**

**Supervisor Dellisanti:** They are looking for an Environment & Natural Resources Team Leader. They're asking if you know anyone that's looking for a position, applications must be received on-line by November 20. I have the information, the contact, if you have anyone that's interested, don't hesitate to contact myself or Barb Finke and we will get that information to you.

**Cell Phones for Soldiers**

**Supervisor Dellisanti:** We did this last year with Senator Amedore's office. We have a box in our lobby. If you have any cell phones that you do not use anymore, please donate them to us here in the Town Hall. We have a box from Senator Amedore. He gets those traded in for calling cards for the active duty soldiers right now that are now overseas. So it was very successful about a year and a half ago and I hope it's successful again.

**NEW BUSINESS**

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

**RESOLUTION 178-2017  
NOVEMBER 13, 2017**

**RESOLUTION TO ADOPT THE 2018 BUDGET**

***BE IT RESOLVED***, that following a Public Hearing held on November 13, 2017 regarding the 2018 Preliminary Budget, the Town Board hereby adopts the 2018 Preliminary Budget as the 2018 Final Budget.

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Motion by Supervisor Dellisanti seconded by Deputy Supervisor Ruso

AYES: Dellisanti, Ruso, Briody, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:



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TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 179-2017  
NOVEMBER 13, 2017

RESOLUTION ENACTING LOCAL LAW NO. 3 OF 2017  
ENTITLED “PROVIDING FOR CONTINUANCE OF A REAL PROPERTY  
TAX EXEMPTION FOR COLD WAR VETERANS”

**WHEREAS**, Section 458-b of the Real Property Tax Law which authorizes a limited exemption from real property taxes for residential real property owned by veterans who rendered military service to the United States during the “Cold War” is set to expire; and

**WHEREAS**, an amendment to said Real Property Tax Law 458-b effective September 17, 2017 authorizes municipalities to continue the real property tax exemption upon the enactment of local law authorizing same; and

**WHEREAS**, in regard to “Cold War” veterans who own residential real property within the Town of New Baltimore, it is the desire of the New Baltimore Town Board to continue to offer the “Cold War” veterans exemption at the maximum amounts;

LOCAL LAW 3 OF 2017

SECTION 1. In accordance with the provisions of Section 458-b and amendments thereto, of the Real Property Law of the State of New York, residential real property owned by veterans who rendered military service to the United States during the “Cold War” shall be partially exempt from town taxation.

SECTION 2. The maximum exemptions allowable from town real property taxation pursuant to Section 458-b of the Real Property Tax Law are hereby adopted.

SECTION 3. This local law shall take effect immediately upon its filing with the Secretary of State.

Motion by Supervisor Dellisanti, seconded by Councilmember VanEtten, the above Resolution was put to a Roll Call Vote as follows:

Vote:	AYE	NAY	ABSENT/OTHER
Supervisor Dellisanti	<u>  X  </u>	<u>          </u>	<u>          </u>
Councilmember Briody	<u>  X  </u>	<u>          </u>	<u>          </u>
Councilmember Irving	<u>  X  </u>	<u>          </u>	<u>          </u>
Councilmember Ruso	<u>  X  </u>	<u>          </u>	<u>          </u>
Councilmember VanEtten	<u>  X  </u>	<u>          </u>	<u>          </u>

Result: Motion was passed by the following margin: 5-0

Whereupon, this Resolution was declared adopted by the Town Board of the Town of New Baltimore

Dated: November 13, 2017

Filing: A copy of this resolution was filed in the office of the Town Clerk of the Town of New Baltimore on November 14, 2017.

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

**RESOLUTION 180-2017**  
**NOVEMBER 13, 2017**

**RESOLUTION TO INCREASE PAY RATE FOR  
RECYCLING CENTER OPERATOR/LABORER**

**WHEREAS** Kirk Trombley was appointed Recycling Center Operator/Laborer by Resolution 103-2017 on May 8, 2017 at a rate of \$11.00 per hour.

**RESOLVED** following a satisfactory six month probationary service, the rate of pay will increase to \$11.50 per hour.

Motion by Supervisor Dellisanti seconded by Councilmember Irving

AYES: Dellisanti, Ruso, Briody, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

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

**RESOLUTION 181-2017**  
**NOVEMBER 13, 2017**

**RESOLUTION TO APPROVE CONTRACT FOR CODE ENFORCEMENT  
OFFICER PER EMERGENCY APPOINTMENT**

**WHEREAS** Elliott Fishman, PE was hired on a temporary emergency as-needed basis as a Code Enforcement Officer per Resolution 157-2017 on September 25, 2017

**RESOLVED** the contract with Elliott Fishman, PE and the Town of New Baltimore is approved at \$100 per hour for up to 12 hours per week temporarily until new appointment.

Motion by Supervisor Dellisanti seconded by Councilmember VanEtten

AYES: Dellisanti, Ruso, Briody, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

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

**RESOLUTION 182-2017**  
**NOVEMBER 13, 2017**

**RESOLUTION TO PLACE ADVERTISEMENT FOR MEMBERS OF  
PLANNING BOARD, ZONING BOARD OF APPEALS,  
BOARD OF ASSESSMENT REVIEW, PART-TIME CODE ENFORCEMENT  
OFFICER AND PART-TIME CLERK**

**WHEREAS** an advertisement will be placed in *The Daily Mail* for positions that are currently unfilled or whose term of office has expired or will expire on December 31, 2017.

**RESOLVED** that the Town Clerk will place the following advertisement, approved by the Attorney for the Town, in *The Daily Mail* for 7 days.

The Town of New Baltimore is seeking applicants for the Planning Board, Zoning Board of Appeals, Board of Assessment Review, where annual training is required; Part-Time Code Enforcement Officer/Data Collector who has or will complete Department of State Code Certification; and Part-Time Clerk, Please send letter of interest or resume outlining experience to Supervisor Nick Dellisanti, 3809 County Route 51, Hannacroix, NY 12087, [ndellisanti@townofnewbaltimore.org](mailto:ndellisanti@townofnewbaltimore.org), or call (518)756-6671 Ext. 7 for information by December 8, 2017.

**TOWN OF NEW BALTIMORE**                      **Draft 11/17/17**  
**COUNTY OF GREENE**                      **Adopted 11/27/17**  
**TOWN BOARD REGULAR MEETING**  
**TOWN HALL, 3809 COUNTY ROUTE 51, HANNACROIX, NY 12087**  
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Motion by Supervisor Dellisanti seconded by Deputy Supervisor Ruso

**Ellie Alfeld:** I have a question on that resolution that we're placing now. I do not see a Data Collector listed on my printout here that is for tonight. I see the other jobs. That means that Mr. what's his name, Fishborn, Fish...

**Supervisor Dellisanti:** Fishman.

**Ellie Alfeld:** He will not be doing any Data Collecting?

**Supervisor Dellisanti:** Presently he is.

**Ellie Alfeld:** I understand that.

**Supervisor Dellisanti:** If we appoint somebody else that applies for this job, that person would be doing the Code Enforcement and Data Collecting.

**Ellie Alfeld:** And he will have to have a salary in addition to what we were paying the other people for doing the full job. Is that correct?

**Supervisor Dellisanti:** Mr. Fishman won't be working for us any longer if we have a new Code Enforcement Officer.

**Ellie Alfeld:** Oh, so one's going to replace the other.

**Supervisor Dellisanti:** Correct.

**Deputy Supervisor Ruso:** Hopefully.

**Supervisor Dellisanti:** Hopefully. Any other questions or comments?

**Ellie Alfeld:** I'm just crossing the t's and dotting the i's.

**Deputy Supervisor Ruso:** The sooner the better.

**Eilleen Vosburgh:** What is that part time clerk for?

**Supervisor Dellisanti:** What's the part-time clerk for?

**Eilleen Vosburgh:** Yeah.

**Supervisor Dellisanti:** To work for Ms. Finke.

**Eilleen Vosburgh:** So that's a new position?

**Supervisor Dellisanti:** It will be.

**Eilleen Vosburgh:** How many hours is that?

**Town Clerk Finke:** We're not sure yet.

**Supervisor Dellisanti:** I have no idea.

**Town Clerk Finke:** We don't even know if anyone will apply.

**Eilleen Vosburgh:** It seemed new to me. I was surprised to see that we're hiring somebody else.

**Supervisor Dellisanti:** It's new.

**Judy Felsten:** My question is if you've discovered any other avenues of advertising for these positions particularly if you found any online ways of advertising.



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**Town Clerk Finke:** We were on the 360, I forget what that was.

**Supervisor Dellisanti:** Hudson Valley 360.

**Ellie Alfeld:** Yeah, that's a good one.

**Supervisor Dellisanti:** Any other questions or comments?

**Councilmember VanEtten:** From the Board, no.

**Supervisor Dellisanti:** Hearing none, all in favor AYE.

**Emily Wheeler:** Being new to the Town I never even heard of *The Daily* or whatever it is.

**Supervisor Dellisanti:** The *Daily Mail*.

**Emily Wheeler:** I get the *Times Union* so I would have no clue that that paper existed and no clue if any of these positions were open. So I agree if they're on the website, if they're on Facebook. If there is a Facebook page I'll look when I get home.

**Councilmember VanEtten:** They are on the website.

**Emily Wheeler:** Is it on Facebook too?

**Town Clerk Finke and Supervisor Dellisanti:** It will be.

**Councilmember VanEtten:** It will be; it had to be approved first.

**Emily Wheeler:** I'm just saying as a new resident I've never heard of that newspaper. I get the *Times Union*.

**Deputy Supervisor Ruso:** We have to do the resolution in the first place to advertise; Facebook (unable to understand) will be updated.

**Emily Wheeler:** So why I guess the question is do you use that paper probably used it for years? Why isn't something *Times Union* use everybody every Sunday?

**Councilmember VanEtten:** Because we have to use a paper that's in our County.

**Deputy Supervisor Ruso:** We have to designate an Official Newspaper.

**Emily Wheeler:** You have to use, okay.

**Supervisor Dellisanti:** It has to be a daily, it can't be a biweekly.

**Deputy Supervisor Ruso:** It has to be a daily and the *Daily Mail* is a Catskill paper and that's what we've used for I don't know how many.

**Emily Wheeler:** I'm just curious.

**Councilmember VanEtten:** Many, many years.

**Emily Wheeler:** I had no idea the paper existed so it's like I would never think to look at it.

**Deputy Supervisor Ruso:** We have to designate a daily issue.

**Councilmember VanEtten:** But you can feel free to call for answers.

**Emily Wheeler:** I'll Like your Facebook page and then I'll see the information.

**Town Clerk Finke:** I can say when I was on the Board that there were issues with the residents who didn't want an Albany paper; they wanted a Greene County paper.

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**COUNTY OF GREENE**  
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**Judy Felsten:** If you’re having trouble filling it, the positions, are you also allowed to add another paper to your advertising?

**Town Clerk Finke:** The cost would be so much.

**Supervisor Dellisanti:** It’s expensive.

**Judy Felsten:** They won’t do anything for small municipalities?

**Supervisor Dellisanti:** No, we can’t even get a press release in the paper sometimes. (To Ellie) And you know that.

**Ellie Alfeld:** I know that.

**Judy Felsten:** I just think it needs wider circulation clearly.

**Town Clerk Finke:** Well, we are doing what the State requires.

**Attorney for the Town Rappleyea:** Right.

**Judy Felsten:** I know that.

AYES: Dellisanti, Ruso, Briody, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

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

**RESOLUTION 183-2017**  
**NOVEMBER 13, 2017**

**RESOLUTION AUTHORIZING THE SUPERVISOR TO MAKE  
 AMENDMENTS TO THE 2017 BUDGET**

**RESOLVED** that the following amendments to the 2017 Budget are hereby adopted:

<u>LINE</u>	<u>DESCRIPTION</u>	<u>TO</u>	<u>FROM</u>
<b><u>GENERAL FUND</u></b>			
A1355.1	Assessment Personal Service	\$ 200.00	\$
A1620.1	Buildings Personal Service	250.00	
A8020.1	Planning Personal Service	1,000.00	
A8160.1	Refuse & Garbage Personal Service	300.00	
A1410.1	Deputy Clerk		1,200.00
A7310.1	Youth Programs Personal Service		550.00
A1420.4	Attorney Contractual Expense	\$ 2,000.00	
A1220.1	Supervisor Clerk Personal Service		1,000.00
A5132.4	Garage		1,000.00
A7140.4	Playgrounds Contractual Expense	1,850.00	
A7310.4	Youth Programs Contractual Expense	170.00	
A7989.4	Cultural Programs	495.00	
A7020.1	Recreation Administration Personal Service		1,150.00
A7140.1	Playgrounds Personal Service		944.00
A7310.1	Youth Program Personal Service		401.00
A3310.4	Traffic Control	385.00	
A3620.4	Safety Inspections Contractual Expense	520.00	
A9040.8	Workers’ Compensation	175.00	
A9055.8	Disability Insurance	300.00	
A1991.4	Education		800.00
A1989.4	Other General Government Support		500.00
A6989.4	Economic Development		100.00

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**HIGHWAY FUND**

DA5142.1	Snow Removal Personal Service	\$ 15,000.00	\$	
DA5110.1	Road Maintenance Personal Service			15,000.00
DA5130.2	Machinery Equipment	\$ 22,000.00		
DA9080.8	Uniforms			2,000.00
DA9060.8	Hospital & Medical Insurance			10,000.00
DA5110.4	Road Maintenance Contractual Expense			10,000.00
Increase the Following Lines:				
DA5720	Statutory Installment Bond	\$114,500.00		
DA5130.2	Machinery Equipment	114,500.00		
DA5031	Interfund Transfer	\$ 28,000.00	\$	
A9901H	Interfund Transfer Highway			28,000.00

Motion by Supervisor Dellisanti seconded by Deputy Supervisor Ruso

**Supervisor Dellisanti:** Questions or comments? The only comment I have is we received this from our bookkeeper to keep the budget in line until the end of the year. Any other questions?

AYES: Dellisanti, Ruso, Briody, Irving, VanEtten  
 NAYS:  
 ABSTAIN:  
 ABSENT:

Motion by Supervisor, seconded by Councilmember VanEtten to approve the use of the Highway Garage by the New Baltimore Fire District for drill on November 20 and November 27, 2017 from 7 PM-9 PM.

**Supervisor Dellisanti:** Any questions or comments? The only comment I have on this is this is an annual program that the Department does, the Fire Department does, and they’ve used our space many times before.

AYES: Dellisanti, Ruso, Briody, Irving, VanEtten  
 NAYS:  
 ABSTAIN:  
 ABSENT:

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

**RESOLUTION 184-2017**  
**NOVEMBER 13, 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 2017-11-01 to 2017-11-57, it is

**REVOLVED** that the Supervisor is hereby authorized to pay claims 2017-11-01 to 2017-11-57,

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

Motion by Supervisor Dellisanti seconded by Deputy Supervisor Ruso  
 AYES: Dellisanti, Ruso, Briody, Irving, VanEtten  
 NAYS:  
 ABSTAIN:  
 ABSENT:

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General \$11,356.99, Highway \$37,967, Sewer 1 \$21,909.80, Sewer 2 \$31.07, Lighting 1 \$1,727.55, Lighting 2 \$164.21, Total \$73,156.62

**Upcoming Meetings**

- November 16, 2017 Friends of New Baltimore Recreation at 5:30 PM at Yanni's
- November 27, 2017 Town Board Work Meeting at 7 PM
- December 6, 2017 Town of New Baltimore Senior Activity Committee Christmas Party at Pegasus at 12 Noon, Reservations (518)756-2452 Required Before November 29

**Ellie Alfeld:** Reservations are still being taken.

- December 6, 2017 Zoning Board of Appeals Meeting at 7:30 PM (If Needed)
- December 11, 2017 Town Board Regular Meeting at 7 PM
- December 14, 2017 Planning Board Meeting at 7 PM
- December 27, 2017 Town Board Work Meeting at 7 PM

**PUBLIC COMMENT/COMM**

**Eilleen Vosburgh:** Saturday, December 9 come-a-caroling at Cornell Park for the New Baltimore Conservancy 6:30; no raindate just come.

**Supervisor Dellisanti:** December 9.

**Eilleen Vosburgh:** December 9 6:30 there is a bonfire, we have caroling, brownies, hot chocolate. New Baltimore Conservancy.

**Supervisor Dellisanti:** Thank you, any luncheon at the Church?

**Ellie Alfeld:** Not until December. It will be the...

**Supervisor Dellisanti:** Second Wednesday.

**Ellie Alfeld:** Second Wednesday and it's going to be a ham dinner.

**Supervisor Dellisanti:** Thank you. Any other business to come before the Board? Hearing none...

On a Motion by Councilmember Briody, seconded by Councilmember VanEtten, the meeting adjourned at 7:51 PM.

AYES: Dellisanti, Ruso, Briody, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

**Supervisor Dellisanti:** Thank you all for coming; this meeting is closed.

Respectfully Submitted,

Barbara M. Finke  
Town Clerk