

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

APRIL 12, 2021

Please turn off all cell phones and electronic devices.

Pledge of Allegiance

Approval of Minutes

- March 22, 2021 Town Board Work Meeting Minutes

Public Comment Period

New Business

- Resolution to Authorize the Purchase of a Skid-Steer Loader for the Highway Department
- Resolution Appointing Full-Time Highway Department Employee
- Resolution Approving Agreement for Expenditure of Highway Monies
- Resolution to Approve Replacement of Springs on 2002 International Dump/Plow Truck
- Resolution to Place Advertisement for Bids for Paving Projects for the 2021 Paving Season
- Resolution Setting Public Hearing for a Proposed Local Law Changing the Date Established for Grievance Day for Real Property Assessment Review
- Resolution to Approve Contract for Appraisal Services of Town Owned Lands
- Resolution Abolishing Office of Town Tax Collector and Assigning Duties to the Town Clerk
- Resolution to Authorize the Supervisor to Execute Agreement for Portable Standard Toilets
- Resolution to Accept Bid for Electrical Improvements to Silver Lake District 3 and Joseph Wyche District 1 Parks
- Audit of Claims

Upcoming Meetings

- April 26, 2021 Public Hearing on Proposed Local Law 1 of 2021 Changing the Date Established for Grievance Day for Real Property Assessment Review at 6:45 PM
- April 26, 2021 Town Board Work Meeting
- May 1-2, 2021 Town Roadside Clean-Up Day, Sign up in Town Clerk's Office or the Recycling Center
- May 5, 2021 Zoning Board of Appeals Meeting at 7:30 PM if Needed
- May 8-9, 2021 Town Roadside Clean-Up Day, Sign up in Town Clerk's Office or the Recycling Center
- May 10, 2021 Town Board Regular Meeting at 7 PM
- May 13, 2021 Planning Board Meeting at 7PM
- May 24, 2021 Town Board Work Meeting at 7

Public Comment Period/Community Events

Adjournment

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

GUIDELINES FOR PUBLIC CONDUCT DURING TOWN BOARD MEETINGS

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

This policy will be amended by Majority vote of the Town Board.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 76-2021

APRIL 12, 2021

**RESOLUTION TO AUTHORIZE THE PURCHASE OF A SKID-STEER
LOADER FOR HIGHWAY DEPARTMENT**

WHEREAS the Highway Department desires to purchase a Skid-Steer Loader

RESOLVED the Town Board of the Town of New Baltimore approves the purchase of a 2021 S770 T4 Bobcat Skid-Steer Loader, Model S770 from Robert H. Finke & Sons per New York State Contract #PC67141, Award #PGB22792 for \$52,472.15.

S770 T4 Bobcat Skid-Steer Loader.....	\$42,872.20
P68 Performance Package.....	4,461.10
C23 Comfort Package.....	3,326.40
Selectable Joystick Controls (SJC).....	661.50
74" Heavy Duty Bucket.....	855.00
Bolt-On Cutting Edge 74".....	233.45
Dealer Assembly Charges.....	62.50
Total.....	\$52,472.15

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 77-2021

APRIL 12, 2021

**RESOLUTION APPOINTING FULL-TIME
HIGHWAY DEPARTMENT EMPLOYEE**

WHEREAS due to a vacancy, the Town of New Baltimore has advertised for Highway Department positions in The Daily Mail.

RESOLVED that Gary Jesse Maher is appointed as a Full-Time Heavy Motor Equipment Operator at a salary of \$17.81 per hour for a probationary period of six months where the salary will increase to \$18.31 following successful evaluation.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 78-2021

APRIL 12, 2021

**RESOLUTION APPROVING AGREEMENT FOR EXPENDITURE OF
HIGHWAY MONIES**

RESOLVED, that the attached Agreement for Expenditures of Highway Monies submitted to Highway Superintendent Alan VanWormer (Highway 284 Agreement) is hereby approved.

**AGREEMENT FOR THE EXPENDITURE OF HIGHWAY MONEYS
Section 284 OF THE HIGHWAY LAW**

AGREEMENT between the Town Superintendent of Highways of the Town of New Baltimore, of Greene County, State of New York and the undersigned members of the Town Board. Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected in the Town for the repair and improvement of highways, and received from the State for State Aide for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. The sum of \$116,000 shall be set aside to be expended for primary work and general repairs upon 63.18 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or renewals thereof.
2. PERMANENT IMPROVEMENTS. The following sums shall be set aside to be expended for the permanent improvement of Town highways:
 - a) On the road commencing at County Route 51 and leading to Ringwald Road, a distance of 1.75 miles, there shall be expended not over the sum of \$19,589.50
Type: Chip Seal
Width of Traveled Surface: 22'
Thickness: 1/4"
Chip Seal Single Coat 1.75 miles of Shady Lane
 - b) On the road commencing at Shady Lane and leading to the Town Line, a distance of .75 miles, there shall be expended not over the sum of \$8,221.50.
Type: Chip Seal
Width of Traveled Surface: 22'
Thickness: 1/4"
Chip Seal Single Coat, 0.75 miles of Gedney Hill Road
 - c) On the road commencing at County Route 54 and leading to School Hill Road, a distance of 0.75 miles, there shall be expended not over the sum of \$9,338.00.
Type: Chip Seal
Width of Traveled Surface: 22'
Thickness: 1/4"
Chip Seal Single Coat 0.75 Miles of Highmount Road

d) On the road commencing at Shady Lane and leading to County Route 51, a distance of 1.25 miles, there shall be expended not over the sum of \$95,137.50.

Type: 12.5 mm Top Overlay
Width of Traveled Surface: 20'
Thickness: 1.5"
1.5 Blacktop Overlay on Sodom Road for Approximately 1.25 Miles

e) On the road commencing at County Route 51 and leading to County Route 54, a distance of 1.25 miles, there shall be expended not over the sum of \$74,175.00.

Type: Blacktop Overlay
Width of Traveled Surface: 18'
Thickness: 1.5"
Place 1.5" Blacktop Overlay on Jennings Road for a Distance of Approximately 1.25 Miles.

f) On the road commencing at Sodom Road, a distance of 1 mile, there shall be expended not over the sum of \$66,435.00.

Type: Blacktop Overlay
Width of Traveled Surface: 20'
Thickness: 1.5"
Place 1.5" Blacktop Overlay on Old Kings Road for 1 Mile Starting at Sodom Road

3. All work and materials utilized in the above projects shall be obtained in accordance with the Town of New Baltimore Procurement Policy and public bidding requirements pursuant to New York State General Municipal Law Article 5A.

Executed in duplicate this _____ day of April, 2021.

Supervisor Jeffrey R. Ruso

Councilmember William J. Boehlke Sr.

Councilmember Kelly Downes

Councilmember Charles A. Irving Jr.

Town Superintendent of Highways
Alan VanWormer

Councilmember Shelly VanEtten

County Superintendent of Highways Scott Templeton

NOTE: This Agreement should be signed in duplicate by a majority of the members of the Town Board and the Town Superintendent of Highways. Both copies must be approved by the County Highway Superintendent. One copy must be filed in the Town Clerk's office and in the County Highway Superintendent's Office. COPIES DO NOT HAVE TO BE FILED IN ALBANY.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 79-2021

APRIL 12, 2021

**RESOLUTION TO APPROVE REPLACEMENT OF SPRINGS
ON 2002 INTERNATIONAL DUMP/PLOW TRUCK**

WHEREAS the 2002 International Dump/Plow Truck is in need of a rear leaf spring replacement and it is recommended that springs be replaced in pairs.

WHEREAS Highway Superintendent Alan VanWormer procured two quotes for replacement per the Town Procurement Policy.

RESOLVED the Town Board of the Town of New Baltimore approves the replacement by Watkins Spring Co. Inc. for \$2,001.24, \$1,551.24 Parts and \$450 Labor

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 80-2021

APRIL 12, 2021

**RESOLUTION TO PLACE ADVERTISEMENT FOR BIDS FOR
PAVING PROJECTS FOR THE 2021 PAVING SEASON**

RESOLVED following approval from the Highway Superintendent, the Attorney for the Town, and the Town Board, the Town Clerk will send the below Notice to Bidders for publication in the *Daily Mail* for seven (7) days.

NOTICE TO BIDDERS

The Town of New Baltimore will be accepting sealed bids for the following paving projects for the 2021 paving season:

Sodom Road for a distance of 7,600', 20' wide, 1.5" compacted 12.5mm top
Old Kings Road for a distance of 5,280', 20' wide, 1.5" compacted 12.5 mm top
Jennings Road for a distance of 6,523', 20' wide, 1.5" compacted 12.5mm top

Questions can be directed to Highway Superintendent Alan VanWormer at (518)756-2078 Ext. 3 or (518)567-4961. Sealed bids marked 'Paving Bid' must be received at the Town of New Baltimore, 3809 County Route 51, Hannacroix, NY 12087 by Monday, May 10, 2021 at 4PM. The Town reserves the right to reject any and all bids.

By Order of the Town Board
Barbara M. Finke, Town Clerk

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 81-2021

APRIL 12, 2021

**RESOLUTION SETTING PUBLIC HEARING FOR A PROPOSED
LOCAL LAW CHANGING THE DATE ESTABLISHED FOR GRIEVANCE DAY
FOR REAL PROPERTY ASSESSMENT REVIEW**

BE IT RESOLVED, that the Town Board of the Town of New Baltimore will hold a Public Hearing on Monday, April 26, 2021 at 6:45 PM at the Town Hall, 3809 County Route 51, Hannacroix, New York to hear those members of the public who wish to be heard regarding proposed Local Law 1 of 2021, a Local Law Changing the Date Established for Grievance Day for Real Property Assessment Review.

PROPOSED LOCAL LAW #1 of 2021

**A LOCAL LAW CHANGING THE DATE ESTABLISHED FOR GRIEVANCE DAY
FOR REAL PROPERTY ASSESSMENT REVIEW**

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

SECTION 1. Title

This chapter shall be known as “A Local Law Changing the Date Established for Grievance Day for Real Property Assessment Review.”

SECTION 2. Authority

This chapter is enacted pursuant to Real Property Tax Law §512, which established grievance day as the fourth Tuesday of May, but enables a Town to change such grievance day by local law.

SECTION 3. Statement of Purpose

The Town of New Baltimore employs a sole Assessor who also serves as the Assessor for other assessing units. Pursuant to the authority granted in Real Property Tax Law § 512 the Town of New Baltimore wishes to establish a date for the meeting of the Board of Assessment Review to hear grievances other than that established in Real Property Tax Law §512(1).

SECTION 5. Grievance Day

The Town of New Baltimore hereby adopts as its grievance day the first Thursday following the fourth Tuesday in May and so many days thereafter as the Board of Assessment Review deems necessary for the purpose of the Board of Assessment Review hearing complaints in relation to assessments.

SECTION 6. This Local Law shall take effect immediately upon its filing in the Office of the Secretary of State.

SET DATE AND TIME FOR 2021 GRIEVANCE DAY

WHEREAS Grievance Day means the date on which the Board of Assessment Review shall meet to hear complaints in relations to assessments.

RESOLVED the Town Board of the Town of New Baltimore sets the 2021 Grievance Day for Thursday, May 27, 2021 from 4-8 PM.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 82-2021

APRIL 12, 2021

**RESOLUTION TO APPROVE CONTRACT FOR APPRAISAL SERVICES
OF TOWN OWNED LANDS**

WHEREAS the Town Board of the Town of New Baltimore (the “Town”) has decided that it may be in the best interest of the town to market for sale certain town lands, which are vacant lands of approximately 8 acres in size, and identified as tax map number 1.00-3-7, and

WHEREAS the Town Board has determined that as part of their due diligence in this matter, it is prudent that an appraisal report of the subject property be prepared prior to taking any formal action on this matter,

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of New Baltimore in regular session duly convened, hereby authorizes the Town Supervisor to contract with Holden and Associates, for a fee not to exceed \$400.00, for the purpose of preparing an appraisal report for the Town of New Baltimore regarding the subject property currently owned by the Town of New Baltimore and identified as tax map number 1.00-3-7.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 83-2021

APRIL 12, 2021

**RESOLUTION ABOLISHING OFFICE OF TOWN TAX COLLECTOR
AND ASSIGNING DUTIES TO TOWN CLERK**

WHEREAS the Town Board of the Town of New Baltimore (the “Town”) has investigated and reviewed whether the office of Tax Collector is necessary, and

WHEREAS the Town Board has determined that in the interest of economy and efficiency of operation, the office of Tax Collector is no longer required for the proper conduct of the affairs of the Town, and

WHEREAS Section 36 of the Town Law of the State of New York permits the Town Board of a town of the second class, such as the Town of New Baltimore, by resolution adopted at least 150 days prior to any biennial Town election, to abolish the office of Tax Collector, whose duties thereafter would be assumed by the Town Clerk, and

WHEREAS the next biennial Town election will be held on November 2, 2021, which date is more than 150 days from the date hereof

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of New Baltimore in regular session duly convened as follows:

1. Pursuant to the provisions of Town Law section 36, the office of Tax Collector of the Town of New Baltimore be and hereby is abolished effective December 31, 2021 the date of expiration of the term for which Diane Jordan, the incumbent of said office, was elected.
2. Pursuant to Town Law section 36, upon the expiration of the term of office of such Tax Collector, she shall surrender and deliver to the Town Clerk of the Town of New Baltimore all assessment rolls, books, papers, writings and all other documents and property in her possession as such officer.
3. Effective January 1, 2022, it shall be the duty of the Town Clerk of the Town of New Baltimore to collect and receive all state, county and town taxes and assessments that may be levied in said Town, and the Town Clerk shall have all the powers and be subject to all the duties of a collector with respect to the collection of such taxes, the deposit of receipts and the return of unpaid taxes, as provided by subdivision 1 of section 35 of the Town Law of the State of New York.
4. Effective January 1, 2022, Real Property Tax Services of the County of Greene, in which the Town is situate, shall issue its warrant to such Town Clerk for the collection of taxes in the Town in the same manner as warrants are issued to collectors, and all other warrants or authorizations for the collection of taxes, assessments or other moneys upon the taxable property of said Town.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 84-2021

APRIL 12, 2021

**RESOLUTION TO AUTHORIZE THE SUPERVISOR TO EXECUTE
AGREEMENT FOR PORTABLE STANDARD TOILETS**

RESOLVED the Supervisor is authorized to execute an agreement with Greene County Septic Cleaners, Inc. for one unit at Cornell Park, one unit at Joseph Wyche Park, two units at Cecil C. Hallock Park, and two units at Silver Lake Park for \$83.38 each per month.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 85-2021

APRIL 12, 2021

**RESOLUTION TO ACCEPT BID FOR ELECTRICAL IMPROVEMENTS
TO SILVER LAKE DISTRICT #3 AND JOSEPH WYCHE DISTRICT #1 PARKS**

WHEREAS a legal notice for requests for sealed bids for electrical improvements to Silver Lake and Joseph Wyche Parks appeared in the *Daily Mail* on March 26, 2021.

WHEREAS a bid opening was held on Wednesday, April 4, 2021 at 3PM at Town Hall, 3809 County Route 51, Hannacroix, NY 12087 and five qualifying bids were received and opened.

RESOLVED following review by and recommendation of Delaware Engineering, the Town Board of the Town of New Baltimore accepts a bid from Bullock Utilities, Inc. for said improvements at a cost of \$19,850.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 86-2021

APRIL 12, 2021

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 2021-04-01 to 2021-04-43, it is

REVOLVED that the Supervisor is hereby authorized to pay claims 2021-04-01 to 2021-04-43.

BE IT FURTHER RESOLVED that the Town Clerk will prepare an abstract and hold it for public review until June 30, 2021.