

**REGULAR MEETING OF THE TOWN BOARD OF  
THE TOWN OF NEW HARTFORD, NEW YORK,  
HELD AT BUTLER MEMORIAL HALL ON  
WEDNESDAY, APRIL 5, 2006 AT 6:00 P.M.**

The Town Supervisor called the meeting to order at 6:00 P.M. and led those in attendance in the Pledge of Allegiance to the American Flag. Supervisor Reed asked that everyone remain standing in honor of the late Police Officer Joseph D. Corr, with hearts and prayers offered to his family; Supervisor Reed acknowledged the article in today's Observer Dispatch, connecting more suspects to the February 27, 2006 robbery/murder involving Officer Corr. Also, Supervisor Reed acknowledged that Director of Senior Services Eileen Spellman is now home recuperating from unexpected surgery. The roll was then taken with the following Town Officials and Department Heads being present during the progress of the meeting:

**TOWN BOARD MEMBERS:** Councilman Robert A. Payne III  
Councilman John C. Waszkiewicz III  
Councilman David M. Reynolds  
Councilman Richard B. Woodland, Jr.  
Supervisor Earle C. Reed

**OTHER TOWN OFFICIALS:** Codes Enforcement Officer Gerald F. Back  
Highway Superintendent Roger A. Cleveland  
Town Clerk Gail Wolanin Young, CMC/RMC

Thereafter, a quorum was declared present for the transaction of business.

**MINUTES APPROVAL**

**March 15, 2006 Town Board Minutes**

After reviewing minutes that had been mailed to all Board members, Councilman Woodland introduced the following Resolution for adoption, seconded by Councilman Payne:

**(RESOLUTION NO. 95 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby accept and approve as submitted the minutes of the **Regular** Town Board meeting on **March 15, 2006** and does further waive the reading of the same.

Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye

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Councilman Payne - Aye  
Supervisor Reed - Aye.

The Resolution was declared carried and duly **ADOPTED**.

**REPORTS OF TOWN OFFICIALS**

**CODES ENFORCEMENT OFFICER:**

**Appointment – Seasonal Employee**

Upon request of the Codes Enforcement Officer, Councilman Woodland introduced the following Resolution for adoption; seconded by Councilman Reynolds:

**(RESOLUTION NO. 96 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby appoint Ellen Arnold as a Clerk-Sub at the hourly wage of Seven Dollars and Seventy-five Cents (\$7.75) for the Codes Enforcement Department, commencing May 15, 2006; all wages to be paid bi-weekly:

Upon roll call, the Town Board voted as follows:

Councilman Waszkiewicz - Aye  
Councilman Reynolds - Aye  
Councilman Woodland - Aye  
Councilman Payne - Aye  
Supervisor Reed - Aye.

The Resolution was declared unanimously carried and duly **ADOPTED**.

**Unsafe Building – 12 Dixon Road**

Upon recommendation of the Codes Enforcement Officer, the following Resolution was introduced for adoption by Councilman Waszkiewicz and seconded by Councilman Payne:

**(RESOLUTION NO. 97 OF 2006)**

**WHEREAS**, the Town of New Hartford had adopted on July 21, 1982 a Local Law (Chapter 52 of the Code) regulating unsafe and dangerous buildings in the Town of New Hartford; and

**WHEREAS**, after the Town Codes Enforcement Officer had received complaints in 2005 about broken windows at a residence located at 12 Dixon Road, Tax Map Parcel

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No. 328.012-2-34.2, owned by Gerard and Sharon Lynch whose last known address is 12 Dixon Road, New Hartford, NY 13413, the Town Board authorized that the building be secured with associated costs to be levied against this property; and

**WHEREAS**, the Town Police Department has reported that vandals have currently broken windows at this location that appears to be abandoned, and the Codes Enforcement Officer had communicated with said owners via certified mail;

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of New Hartford does hereby authorize and direct the Codes Enforcement Officer to proceed with securing this abandoned property, which will be offered for tax sale by Oneida County in June 2006. All town-incurred costs shall be assessed against the land on which said public nuisance exists; specifically, the Town Board does hereby approve clean up of said premises.

The foregoing Resolution was voted upon by roll call, as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Resolution was declared unanimously carried and duly **ADOPTED**.

**Zoning Text Amendment Proposal – Local Law Introductory “A” of 2006**

Upon recommendation of the Codes Enforcement Officer who had discussed the matter with his Committee and in an effort to match the State Building Code, Councilman Reynolds introduced the following legislation for the Town Board’s consideration at a future Public Hearing; co-sponsored by Councilman Woodland:

**TOWN OF NEW HARTFORD, NEW YORK  
LOCAL LAW INTRODUCTORY “A” OF 2006**

**A Local Law to amend the Code of the Town of New Hartford, Chapter 118 thereof entitled ZONING, Section 118-74, Building /Site Permits, Subparagraph A., relative to conditions requiring a building/site permit.**

**BE IT ENACTED** by the Town Board of the Town of New Hartford as follows:

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**SECTION 1.** Chapter 118 of the Code of the Town of New Hartford, Section 118-74, Subparagraph A is hereby amended *to read as follows*:

Section 118-74. Building/site permits.

- A. No person, firm, or corporation shall commence the moving, demolition, erection, construction, enlargement, alteration, improvement, or conversion of any building, structure, or sign without first obtaining a separate Building Permit from the Code Enforcement Officer. Additionally, no excavation, grading or clearing for any building or use shall be commenced unless and until a permit therefor has been issued by the Officer or the Board of Appeals, whenever it is provided in this Chapter that the approval of the Board of Appeals is required or the authority having determination as to whether or not this exemption applies shall be at the discretion of the Officer.

**SECTION 2.** All other provisions of Chapter 118 of the Code of the Town of New Hartford, and amendments thereto, are hereby affirmed except to the extent that this Local Law shall modify or amend.

**SECTION 3.** This Local Law shall become effective immediately upon its filing in the Office of the Secretary of State.

Thereafter, Councilman Reynolds offered the following Resolution for adoption and Councilman Woodland seconded same:

**(RESOLUTION NO. 98 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby declare itself as Lead Agent in the matter of Local Law Introductory "A" of 2006 [Zoning Text Amendment, Chapter 118, Section 118-74 Building/site Permits, Subparagraph A]; and be it

**FURTHER RESOLVED** that, as Lead Agent, the Town Board does hereby refer Local Law Introductory "A" of 2006 to the Town Planning Board and to the Oneida County Planning Department for their review and written recommendation pursuant to General Municipal Law and the Town's Zoning Law.

Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye

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Supervisor Reed - Aye.

The Resolution was declared unanimously carried and duly **ADOPTED**.

**Junk Vehicles**

Codes Enforcement Officer Gerald Back has met with Councilmen Woodland and Reynolds to address what constitutes junk vehicles and the Town Clerk's Office has contacted General Code Publishers for legislation adopted by other municipalities, addressing this subject.

**DISPATCH CENTER:**

**Radio Transmitter Replacement:**

In behalf of Telecommunicator Supervisor Jeffrey Madden who had discussed the matter with the Standing Committee, Supervisor Reed introduced the following Resolution for adoption; seconded by Councilman Payne:

**(RESOLUTION NO. 99 OF 2006)**

**WHEREAS**, the New Hartford Emergency Dispatch Center had been using a loaner radio transmitter that has now been returned to the owner and therefore, the sum of \$6,495.00 had been appropriated in the 2006 Budget, Line Item AA3220.02, for the purchase of one (1) radio transmitter; and

**WHEREAS**, on March 15, 2006 it was reported that the 15-year old Highway radio had "crashed" and is obsolete, after which the Town Board adopted Resolution No. 92, authorizing the purchase of one (1) radio for communications between Dispatch and the Highway Department at a cost of \$1,457.80 to be paid from the 2006 Budget, Line Item AA3220.02, leaving a balance of \$5,037.20;

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby authorize and direct the Telecommunicator Supervisor to purchase a radio transmitter from the 2006 Budget, Line Item AA3220.02, for the sum of \$6,495.00, with the shortfall of \$1,500.00 to be transferred from the Contingency Account AA1990.4.

The Town Board then voted upon roll call:

Councilman Waszkiewicz - Aye  
Councilman Reynolds - Aye  
Councilman Woodland - Aye  
Councilman Payne - Aye  
Supervisor Reed - Aye.

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The Resolution was declared unanimously carried and duly *ADOPTED*

**HIGHWAY SUPERINTENDENT:**

**Stormwater Drainage Pipe – Roadside Ditch Enclosure**

The Town had implemented a stormwater drainage improvement program in 1994 and had been funding this program through a bond issue that expired a number of years ago. Thereafter, policy was established that the property owner pays for the drainage pipe and in recent years, costs have increased. Upon recommendation of the Highway Superintendent, the following Resolution was offered for adoption by Councilman Payne and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 100 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby establish the following costs to be paid by property owners who request roadside ditch enclosure fronting their property, as part of the Town’s on-going stormwater drainage improvement program, said costs including backfill to become effective April 6, 2006:

***Roadside Ditch Enclosure Fee Schedule  
Presented on a Per Linear Foot Basis***

<i>12-inch diameter pipe</i>	<i>\$10.50</i>
<i>15-inch diameter pipe</i>	<i>\$12.50</i>
<i>18-inch diameter pipe</i>	<i>\$17.50</i>
<i>24-inch diameter pipe</i>	<i>\$25.50.</i>

The Town Board then voted upon roll call that resulted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Resolution was thereafter declared unanimously carried and duly *ADOPTED*.

**Agreement – Road Striping**

Upon the recommendation of the Highway Superintendent, Councilman Payne presented the following Resolution for adoption; seconded by Supervisor Reed:

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**(RESOLUTION NO. 101 OF 2006)**

**RESOLVED** that the Town Board of the Town of New Hartford does hereby authorize and direct the Town Supervisor to execute the 2006 Road Striping Agreement between the Town of New Hartford and the Oneida County Department of Public Works wherein said County will provide road striping within the Town; the cost of which will be determined upon completion of the work.

Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

Resolution No. 78 was thereafter declared unanimously carried and duly **ADOPTED**.

**Employee Retirement – Highway Department**

The Highway Superintendent reported that Lawrence Miller, an employee with the Town Highway Department since 1967, retired effective February 25, 2006. A retirement celebration is being planned for Mr. Miller.

**Appointment to Fill Vacancies – HEO and MEO**

Supervisor Reed introduced the following Resolution for adoption, seconded by Councilman Payne:

**(RESOLUTION NO. 102 OF 2006)**

**WHEREAS**, Lawrence Miller retired from the Town Highway Department, thereby creating a vacancy in the position of Heavy Equipment Operator (HEO);

**NOW, THEREFORE, BE IT RESOLVED** that, upon recommendation of the Highway Superintendent, the New Hartford Town Board does hereby appoint and promote Michael Coonradt to fill the vacancy of Heavy Equipment Operator (HEO), effective April 3, 2006, at the hourly wage consistent with the current bargaining agreement; and be it

**FURTHER RESOLVED** that the New Hartford Town Board does hereby appoint and promote John Kelly to fill the vacancy of Motor Equipment Operator (MEO), created by the promotion of Michael Coonradt, effective April 3, 2006, at the hourly wage consistent with the current bargaining agreement.

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Upon roll call, the Board voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Resolution was thereafter declared unanimously carried and duly **ADOPTED**.

**Policy for Water Taps in Higby Road Water District**

Upon recommendation of the Highway Superintendent, Councilman Waszkiewicz offered the following Resolution for adoption; seconded by Supervisor Reed:

**(RESOLUTION NO. 103 OF 2006)**

**RESOLVED** that, effective April 5, 2006, the New Hartford Town Board shall only authorize water taps being funded by the Higby Road Water District for:

- Occupied properties intending to connect to the new public water main
- For owners of vacant property, if they have made known their intent to the Town to process a building permit prior to the end of July of 2006;

And

**BE IT FURTHER RESOLVED** that, once the Higby Road Water District's waterline contractor has completed installing the water taps, all future water taps in said Water District shall be the responsibility of and at the sole cost of the property owner, and that all such requests shall be processed through the Mohawk Valley Water Authority (MVWA).

The Town Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Resolution was thereafter declared unanimously carried and duly **ADOPTED**.



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**Sale of Surplus Vehicle – 1995 Jeep**

Upon recommendation of the Highway Superintendent, the following Resolution was offered for adoption by Supervisor Reed and duly seconded by Councilman Payne:

**(RESOLUTION NO. 104 OF 2006)**

**RESOLVED** that, the Highway Superintendent having received an offer to purchase a surplus Town vehicle, the New Hartford Town Board does hereby accept the offer submitted by Roberts Construction and does hereby authorize the sale to said bidder of one (1) 1995 Jeep SPT, VIN 1J4FJ68S0SL646389, for the sum of One Hundred Fifty Dollars (\$150).

Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Supervisor declared the Resolution unanimously carried and duly **ADOPTED**.  
[NOTE: At the December 21, 2005 Town Board meeting, this vehicle ('646389) was reportedly sold to John Baker, when it was actually a 1995 Jeep Cherokee (VIN 1J4FJ68S4SL507785) that had been sold; the Jeep Cherokee ('507785) had been removed from the Town's insurance policy in July 2005.] After the license plate for the 1995 Jeep ('646389) has been turned in to the State Department of Motor Vehicles, the Highway Superintendent will deliver the DMV receipt to the Town Clerk's Office so that this vehicle ('646389) can be removed from the Town's insurance policy.

**Additional Streetlights – New York Mills Garden Street Light District**

Having received a petition requesting additional streetlights, the Highway Superintendent recommended adoption of the following Resolution that was introduced by Councilman Waszkiewicz and duly seconded by Supervisor Reed:

**(RESOLUTION NO. 105 OF 2006)**

**RESOLVED** that, based upon a petition received by the Highway Superintendent, the New Hartford Town Board does hereby authorize and direct National Grid to install two (2) one hundred (100) watt, high-pressure sodium lights on NiMo Pole Nos. 7 and 8 within the existing New York Mills Garden Street Light District, with all expenses to be incurred by said Street Light District.

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Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Resolution was thereafter declared unanimously carried and duly ***ADOPTED***.

**Higby Road Water District – Extend Main**

Upon recommendation of the Highway Superintendent, the following Resolution was introduced for adoption by Councilman Payne and seconded by Supervisor Reed:

**(RESOLUTION NO. 106 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute Change Order No. 1-5 between the Town of New Hartford and Bat-Con, Inc., to extend a water main easterly along Mallory Road from the intersection of Sessions and Mallory Roads, a distance of about five hundred (500) feet to the Higby Road Water District boundary.

Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Supervisor declared the Resolution unanimously carried and duly ***ADOPTED***.

**Pre-Development Agreement/MOU**

Upon recommendation of the Highway Superintendent, Councilman Reynolds introduced the following Resolution for adoption, seconded by Councilman Woodland:

**(RESOLUTION NO. 107 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute a Pre-Development Agreement between the Town of New Hartford and Chuck E. Cheese, Commercial Drive, New Hartford, NY wherein said Chuck E. Cheese has not offered to contribute any funds as this project,

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internal renovations only of a former Eckerd's drug store in the K-Mart shopping center [Tax Map Parcel No. 328.008-1-3], does not meet any of the threshold requirements for off-site mitigation, as same relates to this project within the Seneca Turnpike-Commercial Drive Generic Environmental Impact Study boundary area; and be it

**FURTHER RESOLVED** that the Town Board does hereby authorize and direct the Town Supervisor to execute a Memorandum of Understanding (MOU) relative to this project.

The Town Board then voted upon roll call, resulting as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Resolution was thereafter declared unanimously carried and duly **ADOPTED**

**Sewer Code Proposed Amendment – Local Law Introductory “B” of 2006**

Upon recommendation of the Highway/Sewer Superintendent, Councilman Waszkiewicz introduced the following legislation for the Town Board's consideration at a future Public Hearing; co-sponsored by Supervisor Reed:

**TOWN OF NEW HARTFORD, NEW YORK  
LOCAL LAW INTRODUCTORY “B” OF 2006**

**A Local Law to amend the Code of the Town of New Hartford, Chapter 98 thereof entitled SEWERS, Section 98-20, Independent Connections Required for Each Lot, and Section 98-21, Maintenance of Connections, redefining the responsibility of the property owner and the Sanitary Sewer District.**

**BE IT ENACTED** by the Town Board of the Town of New Hartford as follows:

**SECTION 1.** Chapter 98 of the Code of the Town of New Hartford, Section 98-20 is hereby amended *so that the last sentence now reads:*

Section 98-20. Independent Connections Required for Each Lot.

No multiple connections involving two or more property owners will be permitted without the recommendation of the Sewer Superintendent and concurrence by the Town Board.

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**SECTION 2.** Chapter 98 of the Code of the Town of New Hartford, Section 98-21, is hereby amended *to read as follows*:

Section 98-21. Maintenance of Connections.

Normal maintenance of the sewer lateral from the house to the sanitary sewer main shall be the responsibility of the property owner. Normal maintenance shall include, but not be limited to, investigation of the lateral for the location and/or cause of complete or partial blockages, the removal of grease, tree roots, and the build-up of other material not readily dissolvable in water, and the repair or replacement of the lateral as required to maintain a smooth and unobstructed flow of sewerage from the structure which it serves to the sewer main.

The Town shall:

1. repair or replace only that portion of the sewer lateral within the pavement limits should excavation within the pavement limits be required to remedy a lateral deficiency, and
2. provide pavement restoration, as required.

The Town shall not be responsible for any costs incurred by the property owner related to investigation of the lateral for blockages, the removal from the lateral of foreign material, and/or the repair/replacement of the lateral outside the pavement limits.

**SECTION 3.** All other provisions of Chapter 98 of the Code of the Town of New Hartford, and amendments thereto, are hereby affirmed except to the extent that this Local Law shall modify or amend.

**SECTION 4.** This Local Law shall become effective immediately upon its filing in the Office of the Secretary of State.

**Public Hearing Scheduled – Local Law Introductory “B” of 2006**

The following Resolution was introduced for adoption by Councilman Waszkiewicz and duly seconded by Supervisor Reed:

**(RESOLUTION NO. 108 OF 2006)**

**RESOLVED** that the Town Board of the Town of New Hartford shall conduct a Public Hearing on Wednesday, **April 19, 2006** at **6:00 P.M.**, or as soon thereafter as reached in the regular course of business, in Butler Memorial Hall, 48 Genesee Street in said Town

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to consider **Local Law Introductory “B” of 2006** which, if adopted, would amend the Code, Chapter 98 thereof entitled **SEWERS**, Sections 98-20 [Independent connections required for each lot] and 98-21 [Maintenance Required]; and be it

**FURTHER RESOLVED** that the Town Board does authorize and direct the Town Clerk to publish the legal requisite Notice of Public Hearing in The Observer Dispatch.

A roll call vote ensued:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Resolution was declared unanimously carried and duly **ADOPTED**.

**TOWN CLERK:**

**Raffle Consent**

The following Resolution was introduced for adoption by Councilman Reynolds and duly seconded by Supervisor Reed:

**(RESOLUTION NO. 109 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby grant permission to the American Lung Association, 5096 Commercial Drive, Yorkville, New York, an organization duly granted a Games of Chance Identification Number by the New York State Racing and Wagering Board, to sell raffle tickets at Sangertown Square Mall, New Hartford, New York, in accordance with all rules and regulations of said Racing and Wagering Board; and be it

**FURTHER RESOLVED** that the Town Clerk be, and she hereby is, authorized and directed to execute Form GC-RCF, Raffle Consent Form.

The Resolution was voted upon by roll call as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

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The Resolution was declared unanimously carried and duly *ADOPTED*.

### MATTERS SUBMITTED BY COUNCILMEN & ATTORNEY

#### COUNCILMAN WASZKIEWICZ:

##### Agenda Items:

- Inter-modal Transportation Trailways – consensus of Town Board to send a letter to State Representatives requesting member item grant dollars to develop system
- Noise Ordinance & and nuisance abatement legislation – consensus to expand the committee to include the District Attorney and Town Justice to develop and finalize a proposed law
- Route 12 – will send literature to Board members
- Wireless internet – discussion on whether Town should consider installing wireless internet similar to that offered by the City of Utica
- Inter-municipal Comparison Committee – the Board reviewed the recommendation for committee membership, chairperson and letter of authorization
- Stormwater Management Criteria – should the Town establish written guidelines and criteria
- Recreation areas green space – regarding the Findings Statement, the Parks and Recreation Director and/or Councilman Waszkiewicz will check with peter j smith & associates to determine any additional wording that might be needed for the Town Attorney and Planning Board to act on
- Re-connection of Old Campion Road – Mirror resolutions with the Villages of New York Mills and New Hartford reinforcing the importance and support of this improvement to the entire community. Councilman Waszkiewicz to contact New York Mills Mayor and Councilman Reynolds to contact New Hartford Mayor

#### COUNCILMAN REYNOLDS:

##### Agreement – Grant Writer

Councilman Payne introduced the following Resolution for adoption; seconded by Councilman Waszkiewicz:

#### (RESOLUTION NO. 110 OF 2006)

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute an Agreement with Connie Miner, Clarence, New York, for grant writing services pursuant to the terms and conditions of said Agreement.

Upon roll call, the Town Board voted as follows:

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Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Resolution was declared unanimously carried and duly **ADOPTED**.

Also, the resume from Kathy Conklin, a marketing professional, is on file in the Supervisor's Office; Ms. Conklin has offered to look at grants or whatever else the Town might be looking for.

**Request for State Audit**

Upon recommendation of Councilman Reynolds who had met with a Senior Examiner in the Office of State Comptroller, the Town Supervisor offered the following Resolution for adoption; seconded by Councilman Waszkiewicz:

**(RESOLUTION NO. 111 OF 2006)**

**WHEREAS**, an audit by the State Comptroller's Office has not been conducted in a number of years;

**BE IT RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to contact the Office of State Comptroller and request that an audit of the Town's accounting be conducted.

A roll call vote ensued:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Resolution was declared unanimously carried and duly **ADOPTED**

**Building Renovation/Consolidation**

Councilman Reynolds has met with John Dow relative to building renovation and/or consolidation and has another meeting scheduled April 6, 2005 with Mr. Dow to continue the process; Mr. Dow hopes to have some suggestions within 60-90 days.

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**Dedication - Late Police Officer Joseph D. Corr**

New Hartford Central School plans to dedicate their Oxford Road ball field in memory of the late Police Officer Joseph D. Corr; the June 3, 2006 event will include dedication of the field, a community cookout and ballgame. June 4 has been scheduled as a rain date.

**COUNCILMAN PAYNE:**

**Energy Management**

Councilman Payne is working with New Hartford Central School to determine how we might save or partner on energy matters. Also, an Albany organization has looked at lighting in Recreation and the Highway departments.

The Town Supervisor is also working with the Director of Senior Services Eileen Spellman on lighting improvements at the New Hartford Adult Dining & Activity Center.

**ATTORNEY GREEN:**

**Settlement of Certiorari (Assessment) Cases**

In behalf of Attorney Green, the Town Supervisor presented the following Resolution for consideration after which Councilman Woodland introduced the legislation for adoption; duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 112 OF 2006)**

**WHEREAS**, claims have been brought against the Town of New Hartford relative to property assessments of Niagara Mohawk Power Corporation; and

**WHEREAS**, these claims can be released as against the Town of New Hartford;

**NOW, THEREFORE, BE IT RESOLVED** that the New Hartford Town Board does hereby agree to settle the following Certiorari (assessment) proceedings brought against the Town for the amount(s) specified for the designated tax years:

<b><u>Tax Map No.</u></b>	<b><u>New Assessment</u></b>	<b><u>Tax Year(s)</u></b>
<b>Niagara Mohawk</b>		
329.010-2-1	\$2,374,879.00	2003-2005
329.010-2-1.1	\$ 73,321.00	2003-2005
329.010-2-1.2	\$ 51,801.00	2003-2005.

Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye



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Councilman Woodland - Aye  
Councilman Payne - Aye  
Supervisor Reed - Aye.

The Resolution was declared unanimously carried and duly *ADOPTED*.

**MATTERS SUBMITTED BY TOWN SUPERVISOR**

**FINANCIAL:**

**Audit of Vouchers**

On recommendation of the Town Supervisor, Councilman Waszkiewicz presented the following Resolution for adoption; seconded by Councilman Reynolds:

**(RESOLUTION NO. 113 OF 2006)**

**RESOLVED** that the Town Board of the Town of New Hartford does hereby authorize and direct the payment of the bills itemized on the following Abstracts, that have been duly audited by the Town Board:

General Fund Whole-Town Abstract No. 9 Vouchers AA443-AA455	\$ 10,692.16
General Fund Whole-Town Abstract No. 10 Vouchers AA456-AA532; Vouchers AA553-AA561	\$ 208,751.36
General Fund Whole-Town Abstract No. 10A (Police) Vouchers AA533-AA552; AA563	\$ 30,066.69
General Fund Part-Town Abstract No. 8 Vouchers BB57-BB70	\$ 3,525.78
Highway Fund Part-Town Abstract No. 8 Vouchers DB165-DB187	\$ 52,033.64
Sewer Fund Abstract No. 7 Voucher SS26	\$ 2,736.40
Sewer Fund Abstract No. 8 Vouchers SS27-SS30	\$ 2,382.61
Street Lighting Abstract No. 4 Voucher SL4	\$ 8,105.40
Fire Districts Abstract No. 1 Vouchers SF1-SF3	\$ 878,106.00
Higby Road Water Tank Abstract No. 6 Vouchers HF19-HF20	\$ 274,454.57
Higby Road Water Tank Abstract No. 7 Vouchers HF21-HF24	\$ <u>75,504.60</u>

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**TOTAL:       \$1,546,359.21**

Whereupon, the Town Board members voted individually as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

This Resolution was declared unanimously carried and duly **ADOPTED**.

**NEW BUSINESS:**

**Proposed Veterans Memorial**

Supervisor Reed announced that the New Hartford American Legion was sponsoring a fundraiser on Saturday, April 29, 2006 at their facility for the Veterans Memorial to be constructed at NYS Routes 12 and 5, across from Utica National Insurance.

**Budget Transfer**

Upon recommendation of the Bookkeeper, the following Resolution was introduced for adoption by Supervisor Reed and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 114 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Bookkeeper to transfer the sum of Five Hundred Dollars from General Fund Contingency Account AA1990.4 into General Fund Dispatch Computer Equipment Account AA1680.2, for the purpose of purchasing two (2) 19" flat screen monitors.

The Town Board members then voted upon roll call:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Supervisor declared the Resolution unanimously carried and duly **ADOPTED**.

**EXECUTIVE SESSION**

Councilman Waszkiewicz introduced the following Resolution for adoption and Councilman Payne seconded same:

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**(RESOLUTION NO. 115 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby move to enter into an Executive Session to discuss Dispatch Center union negotiations.

A roll call vote ensued:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

Thereafter, the Resolution was declared unanimously carried and duly **ADOPTED**. All persons present, including the news media, were then excused from the meeting at 6:41 P.M. The Town Clerk was asked to stay in the event the Town Board took any action.

**END OF EXECUTIVE SESSION**

Councilman Waszkiewicz then offered the following Resolution for adoption and Councilman Payne seconded same:

**(RESOLUTION NO. 116 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby move to end its Executive Session and to reconvene the regular portion of the Town Board meeting.

The Board members voted upon roll call that resulted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Supervisor declared the Resolution unanimously carried and duly **ADOPTED**; the Executive Session ended at 6:56 P.M. The regular portion of the Town Board meeting was immediately reconvened.

Thereafter, Supervisor Reed introduced the following Resolution for adoption and Councilman Reynolds seconded same:

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**(RESOLUTION NO. 117 OF 2006)**

**RESOLVED** that the New Hartford Town Board does hereby approve and ratify the Agreement between the Town of New Hartford and the New Hartford Central Dispatch Benevolent Association, Inc. for a year-term period ending in 2009.

Upon roll call, the Board voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

The Resolution was thereafter declared unanimously carried and duly ***ADOPTED***.

**ADJOURNMENT**

There being no further business to come before the Town Board, upon motion duly made and seconded, the meeting was adjourned at 7:03 P.M.

**Respectfully submitted,**

**Gail Wolanin Young, CMC/RMC  
Town Clerk**