

**REGULAR MEETING OF THE TOWN BOARD OF
THE TOWN OF NEW HARTFORD, NEW YORK,
HELD AT THE KELLOGG ROAD COMMUNITY CENTER
BUILDING ON WEDNESDAY, MAY 17, 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. 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: Highway Superintendent Roger A. Cleveland
Deputy Highway Superintendent Anthony DeCuffa
Police Chief Raymond Philo
Telecommunicator Supervisor Jeffrey P. Madden
Town Clerk Gail Wolanin Young, CMC/RMC and
Deputy Town Clerk I Margaret M. Jones

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

MINUTES APPROVAL

May 3, 2006 Town Board Minutes

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

(RESOLUTION NO. 144 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 **May 3, 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
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

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

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PUBLIC COMMENT

Dog Barking

Shirley Riggles questioned the dog barking law, which was instituted in 2005, explaining that her neighbor owns a dog and every time it barks, an Animal Control Officer has been dispatched to the neighbor's home. Ms. Riggles was of the understanding that a dog is in violation of the law when it barks for a period of five minutes or longer and that is not the case with her neighbor's dog. Supervisor Reed stated that he would have Attorney Green contact her regarding this law and her concern regarding the time interval.

REPORTS OF TOWN OFFICIALS

HIGHWAY SUPERINTENDENT:

Agreement – 2006-07 Control of Snow & Ice on County Roads

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

(RESOLUTION NO. 145 OF 2006)

RESOLVED that the New Hartford Town Board does hereby authorize and direct the Town Superintendent of Highways and the Town Supervisor to enter into and to execute an Agreement with the County of Oneida, by and through Dennis S. Davis, Deputy Commissioner, County Department of Public Works, 6000 Airport Road, Oriskany, New York, for the control of snow and ice on County Roads for the Snow Season dating from November 1, 2006 through April 30, 2007, and as more fully set forth in an Agreement to be filed in the New Hartford Town Clerk's Office.

The foregoing Resolution was duly put to vote upon roll call, which resulted as follows:

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**.

Curbside Green Waste Collection

The Highway Superintendent distributed a proposed amendment to the Town's green waste collection program, for enforcement purposes; this proposal has been reviewed and supported by Attorney Green. He also submitted a letter that will be mailed to local contractors, with whom he intends to discuss problems being encountered by the Town.

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Supervisor Reed thought it was too late for this year but that definitely a meeting of this type should be scheduled for March 2007. The Town Clerk was asked to prepare the necessary legislation for presentation at the June 7, 2006 Town Board meeting.

Appointments – Seasonal Laborers

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

(RESOLUTION NO. 146 OF 2006)

RESOLVED that the New Hartford Town Board does hereby appoint the following individuals as seasonal Laborers and for the hourly wages set opposite their several names, for the Highway Department, commencing May 22, 2006 and through the 2006 Summer Season; all wages to be paid bi-weekly:

NAME	POSITION	RATE OF PAY
Michael Kelly	Laborer	\$7.75 per hour
Alexander VanDyke	Laborer	7.75 per hour
James Hinman	Laborer	7.75 per hour
Allison Back	Sub-Clerk	8.00 per hour

The Resolution was voted upon by roll call, resulting 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**.

Bond Resolution – Acquisition of Trucks

The Highway Superintendent and Town Board discussed replacing a 1988 brush truck for \$69,455 under Oneida County’s contract and replacing a 1993 ten-wheel truck for \$103,750 under State Contract. The 1988 brush truck could be sent to the County auction while the 1993 ten-wheel vehicle would be kept at the Sanger Building to be used for lighter duty. Councilman Payne had discussed financial arrangements with the Bookkeeper. The Highway Superintendent has a five (5) year plan in place for the replacement of vehicles and these two vehicles are included.

The following Resolution was offered by Councilman Reynolds, who moved its adoption, seconded by Supervisor Reed, to-wit:

(RESOLUTION NO. 147 OF 2006)

BOND RESOLUTION DATED MAY 17, 2006

A RESOLUTION AUTHORIZING THE ACQUISITION OF TRUCKS FOR THE TOWN OF NEW HARTFORD, ONEIDA COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$173,205, AND AUTHORIZING THE ISSUANCE OF \$173,205 BONDS OF SAID TOWN TO PAY THE COST THEREOF.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of New Hartford, Oneida County, New York, as follows:

Section 1. The acquisition of trucks for the Town of New Hartford, Oneida County, New York, is hereby authorized at a maximum estimated cost of \$173,205.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$173,205 bonds of said Town hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is at least five years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will not exceed five years.

Section 4. The faith and credit of said Town of New Hartford, Oneida County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

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Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if.

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in *The Observer Dispatch*, which is hereby designated as the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

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

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Councilman Payne - Aye
Supervisor Reed - Aye.

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

Change Order – Higby Road Water District

Usmail Electric had experienced some problems with furnishing power to the pump station. Since the Town does not have the release from the property owner, Usmail is taking different means at an additional cost, which is well within the allotted budget; according to the Highway Superintendent and Burley-Guminiak. Thereafter, Councilman Waszkiewicz introduced the following Resolution for adoption; seconded by Supervisor Reed:

(RESOLUTION NO. 148 OF 2006)

RESOLVED that the Town Board of the Town of New Hartford does hereby authorize and direct the Town Supervisor to enter into and to execute Change Order No. 5-2 with Bat Con, Inc. in the amount of Three Thousand One Hundred Twenty Dollars (\$3,120) to install the necessary power to the Higby Road Water District pump station.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

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

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

Agreement for Road Paving

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

(RESOLUTION NO. 149 OF 2006)

WHEREAS, at the May 17, 2005 Town Board meeting, Supervisor Humphreys was authorized to execute an Agreement between the Town of New Hartford and Barrett Paving Materials, Inc. for Bituminous Concrete Paving; and

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WHEREAS, as part of this Agreement there is an option to extend this Agreement to 2006, and this extension would include an escalator cost for fuel, which escalation in fuel cost would still allow for the Town of New Hartford to save approximate Five (\$5) to Seven (\$7) Dollars a Ton for paving,

NOW, THEREFORE, BE IT RESOLVED that the New Hartford Town Board does hereby authorize the Town Supervisor to enter into and to execute an extension to the 2005 Bituminous Concrete Paving Contract to include the 2006 calendar year.

A roll call vote ensued:

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

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

Proposed Jewel Ridge Development

The Highway Superintendent reported that Town Officials would meet with the developer of Jewel Ridge (a small project off Higby Road, below Christopher Circle) and a Consultant with regard to a Stormwater Agreement for the project. Upon recommendation of the Highway Superintendent, Councilman Waszkiewicz presented the following Resolution for adoption; seconded by Councilman Reynolds:

(RESOLUTION NO. 150 OF 2006)

RESOLVED that the Town Board of the Town of New Hartford does hereby authorize and direct the Supervisor to enter into and to execute a Stormwater Agreement among the Town, a stormwater consultant and the Jewel Ridge developer wherein said consultant will perform a stormwater assessment for the Jewel Ridge subdivision; the developer will pay the cost of said assessment/study, with no costs to be borne by the Town.

A roll call vote ensued:

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

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The Resolution was thereupon declared unanimously carried and duly **ADOPTED**. Councilman Reynolds is aware that this development includes a cul-de-sac and, being conscious of problems the Town has with these, he inquired how to eliminate this maintenance issue for the Town. The Highway Superintendent suggested that the neighboring property owners be responsible for the maintenance of the cul-de-sac. Councilman Reynolds also heard that this cul-de-sac would be used for a retention basin.

Sidewalks on NYS Route 5 (Seneca Turnpike)

In response to Councilman Reynolds' inquiry, the Highway Superintendent responded that once the sidewalks are installed along Seneca Turnpike by the New York State Department of Transportation (DOT), the Town will be responsible for their maintenance since DOT is constructing them using federal monies. Highway Superintendent Cleveland explained the Town's local law, which states that the neighboring property owners are responsible for maintaining the sidewalks during winter months.

Mason Road - Paving

Mason Road lies in both the City of Utica and Town of New Hartford, with the majority of this road being located in the City of Utica. The Highway Superintendent had discussed the road's deplorable condition with Utica Officials, who have confirmed that their portion of Mason Road is scheduled for paving in July 2006.

Annexation

Councilman Waszkiewicz stated that the Mason Road matter ties in with his Agenda Item regarding the redrawing of municipal boundaries to coincide with property lines. Does the Town want to explore the cleaning up of boundary lines with the City of Utica and Town of Frankfort in areas where the boundary lines meander? Councilman Reynolds will talk with Board members regarding his concerns.

Work Permit Program

Highway Superintendent Cleveland stated the he has worked with the Oneida County Sheriff's Department utilizing prisoners to assist in cleaning up Woods Highway, Chenango Road and Pleasant Street in the Town. This Program helps with the cleanup and it does not cost the Town any money.

Grant - Trail way System

Councilman Waszkiewicz and the Highway Superintendent had met with the Department of Transportation regarding the trail ways system and distributed DOT's current brochures. DOT has suggested that the Town could build a couple of shelters in which these brochures could be placed for the general public's use in familiarizing themselves with the trail way system. Councilman Waszkiewicz suggested connecting Partyka Park (New York Mills) to the Trail way System. The following Resolution was presented for adoption by Councilman Waszkiewicz; seconded by Supervisor Reed:

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(RESOLUTION NO. 151 OF 2006)

WHEREAS, the Towns of Whitestown and New Hartford, the Village of New York Mills, the City of Utica, the Sauquoit Creek Basin Intermunicipal Commission, Oneida County and New York State Department of Transportation Region 2 are desirous of seeing pedestrian and bike trails extended within and to connect to these respective communities and along the Sauquoit Creek corridor, and

WHEREAS, the entities mentioned above desire to use as a base trail from which to extend, the Phillip A. Rayhill trail, installed as a function of the recently completed NYSDOT Judd Road extension project, and

WHEREAS, the proposed trails will interface with, extend and connect to other existing pedestrian and bike trail facilities, and provide expanded opportunities for local residents and visitors to the area to access educational, recreational, environmental and tourist destinations along the length of the proposed trails, and

WHEREAS, through installing these improvements a network of trails in the area can provide for an enhanced quality of life, and the movement of people without having to use motorized vehicles on state and local highways within the referenced communities, thereby assisting in the reduction of traffic on highways and not adding to the increase of air contaminates.

THEREFORE BE IT RESOLVED, that the Towns of Whitestown and New Hartford, the Village of New York Mills, the City of Utica and the Sauquoit Creek Basin Intermunicipal Commission, do support the extension of pedestrian and bike trails both within their respective communities and along the Sauquoit Creek corridor to effect an interconnection between their communities by providing off-highway opportunities for the movement of people including local residents and visitors to the area seeking educational, recreational, environmental and tourist destinations along the trails, and

RESOLVED, that the proposed expansion of the existing pedestrian and bike trail systems shall be, in part or in whole, effected through a grant application to the New York State Department of Transportation's Transportation Enhancements Program (TEP), and

RESOLVED, that the realization of these trails shall result in an improvement to the quality of life for our holistic area and for all who use these trails, and

RESOLVED, that the Town of New Hartford shall progress the TEP application through the assimilation of an application package including written material and the development of engineering cost estimates.

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The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

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

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

TOWN CLERK:

Local Law Introductory "A" of 2006 (Zoning Text Amendment) – Public Hearing Scheduled

The Oneida County Planning Department and Town Planning Board recommended approval of the amendment to the Code, Chapter 118, Section 118.74, Building/site permits and the Town Planner has prepared a short EAF. Upon presentation by the Town Clerk, the following Resolution was introduced for adoption by Councilman Waszkiewicz and duly seconded by Supervisor Reed:

(RESOLUTION NO. 152OF 2006)

RESOLVED that the Town Board of the Town of New Hartford shall conduct a Public Hearing on Wednesday, **June 7, 2006 at 6:00 P.M.**, or as soon thereafter as reached in the regular course of business, in the Community Center Building, Kellogg Road in said Town to consider **Local Law Introductory "A" of 2006** which, if adopted, would amend the Code, Chapter 118 thereof entitled **ZONING**, Section 118.74, Building/Site Permits, Subparagraph A., relative to conditions requiring a building/site permit; 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.

Upon roll call, the Board voted as follows:

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

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

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Dog Enumeration

Upon recommendation of the Town Clerk, Councilman Reynolds moved the adoption of the following Resolution, seconded by Councilman Waszkiewicz:

(RESOLUTION NO. 153 OF 2006)

RESOLVED that the New Hartford Town Board does hereby appoint Teresa Wolcott as a Seasonal Laborer (Dog Enumerator) for the Town Dog Enumeration Project, commencing May 30, 2006 and ending November 30, 2006, at an hourly wage of Seven Dollars and Seventy-five Cents (\$7.75), payable bi-weekly; in addition, the Town will reimburse Ms. Wolcott for her actual and necessary mileage at the rate of Thirty-six Cents (\$.36) per mile.

Upon roll call, the Board voted as follows:

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

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

REPORTS OF STANDING COMMITTEES

ASSESSOR COMMITTEE:

Board of Assessment Review

Krista Pembroke had agreed to accepted temporary appointment to the Board of Assessment Review through the Grievance Period due to the unexpected illness of Matthew Bohn; she was scheduled to participate in mandatory training on May 16, 2006; however, since his illness, Mr. Bohn has now submitted his resignation, leaving an unexpired term of four and one-half years. The Town Clerk stated that Duane Farr has been selected as Chairman for the Board of Assessment Review. The Town Clerk will contact Ms. Pembroke to determine if she would accept appointment to fill Matt Bohn's unexpired term.

MATTERS SUBMITTED BY COUNCILMEN & ATTORNEY

COUNCILMAN WASZKIEWICZ:

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Agenda Items:

- Recreation areas green space – Conference call still trying to be set up with Attorney Green and *p. j. smith & associates* to finalize requirements.
- Wireless Internet – Councilman Waszkiewicz is planning a joint public informational meeting with residents and City of Utica to review the public interest. Councilman Waszkiewicz to pursue.
- Reconnection of Old Champion Road – Review the past resolution, reconfirm that the Town Board is fine with it and submit it to the Villages of New York Mills and New Hartford for their thoughts and recommendation.
- “Adopt-A-Highway” program - Councilman Waszkiewicz gave to Councilman Payne a brochure for the graphics.
- Oneida County Empire Zone Board Review – Information from the last meeting, copies of minutes and draft development policy is being reviewed and resubmitted to the State for approval.
- Letter from Town Board – Board consensus re-send letters to State representatives and include Comptrollers offices to requesting an explanation as to the basis of law that provides the authority for the state to levy taxes to fund losses in the State Retirement fund due to Stock Market decreases.

COUNCILMAN WOODLAND:

Nuisance Abatement Committee Meeting

Councilman Woodland met with Town Justice Virkler and other committee members on May 10, 2006 about nuisance abatement. Councilman Waszkiewicz would like to re-send other municipal laws, review and make notes or changes, and then refer proposed legislation to Attorney Green.

ATTORNEY GREEN:

Assessment Grievance (Certiorari) Settlement

In behalf of Attorney Green who had another commitment, the following Resolution was introduced for adoption by Councilman Reynolds and duly seconded by Councilman Waszkiewicz:

(RESOLUTION NO. 154 OF 2006)

RESOLVED that the New Hartford Town Board does hereby agree to settle the following Certiorari proceeding brought against the Town of New Hartford for the amount(s) specified:

Property Owner: Gregory R. Brown

Location of property: Single Family Residence – 9549 Roberts Road

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<u>Tax Map No.</u>	<u>Initial Assessment</u>	<u>New Assessment</u>	<u>Tax Year</u>
350.000-1-39.2	\$185,500	\$170,000	2004-2005

Property Owner: Joseph A. Firsching
 Location of property: Warehouse – Burrstone Road

<u>Tax Map No.</u>	<u>Initial Assessment</u>	<u>New Assessment</u>	<u>Tax Year</u>
317.014-6-15	\$628,100	\$475,000	2003-2004 and 2004-2005

Upon roll call, the Board members voted as follows:

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

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

Certiorari Proceeding – PAR Technology

In response to Attorney Green’s memorandum, Councilman Reynolds presented the following Resolution for adoption; seconded by Councilman Waszkiewicz:

(RESOLUTION NO. 155 OF 2006)

RESOLVED that the Town Board of the Town of New Hartford does hereby support the Attorney for the New Hartford Central School System to proceed to trial in the PAR Technology assessment certiorari for property identified as Tax Map No. 328.000-3-10.1, located at 8383 Seneca Turnpike, New Hartford for the 2004-2005 Tax Year.

Upon roll call, the Board members voted as follows:

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

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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 Woodland presented the following Resolution for adoption; seconded by Councilman Waszkiewicz:

(RESOLUTION NO. 156 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. 15 Vouchers AA694-AA738; AA742-AA756	\$ 26,203.00
General Fund Whole-Town Police Abstract No. 15A Vouchers AA739-AA741; AA757	\$ 2,530.93
General Fund Part-Town Abstract No. 11 Vouchers BB91-BB96	\$ 9,085.79
Highway Fund Part-Town Abstract No. 11 Vouchers DB220-DB236	\$ 36,058.45
Sewer Fund Abstract No.11 Voucher SS40-SS41	\$ 519.68
Street Lighting Abstract No. 6 Voucher SL6	\$ 7,485.06
Drainage Capital Project Abstract No. 2 Vouchers HC3-HC5	\$ 257.94
Higby Road Water Tank Abstract No. 10 Voucher HF29	\$ <u>120.00</u>
TOTAL:	\$ 82,260.85

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*.

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Budget Revisions

Upon the recommendation of Bookkeeper Carol Fairbrother, Supervisor Reed offered the following Resolution for adoption, seconded by Councilman Payne:

(RESOLUTION NO. 157 OF 2006)

RESOLVED that the New Hartford Town Board does hereby authorize and direct the Town Bookkeeper to make the following revisions in the 2006 Annual Budget:

Damages received to Stop Signs in the Town

Increase Account	AA2771.0 Restitution	\$ 125.00
Increase Account	AA3310.4 Traffic Control	125.00

Correction to Board Resolution No. 128

Decrease Account	AA883 Reserve Vets park	\$30,000.00
Increase Account	AA909 Fund Balance	30,000.00
Increase Account	AA5999.2 Reserve Fund Balance Vet Park	30,000.00
Increase Account	AA7110.41 Vets Park Contractual	30,000.00

Computer Equipment

Increase Account	AA1680.2 Computer Equip.	6,000.00
Decrease Account	AA1990.4 Contingent	6,000.00

The Supervisor polled the Board members who voted 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**.

Agreement - New Hartford Police Benevolent Association (PBA)

Upon recommendation of Supervisor Reed, Councilman Reynolds introduced the following Resolution for adoption; seconded by Councilman Woodland:

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(RESOLUTION NO. 158 OF 2006)

RESOLVED that the Town Board of the Town of New Hartford does hereby ratify the Agreement between the Town and the New Hartford Police Benevolent Association and does hereby authorize the Town Supervisor to execute said Agreement upon receipt of the official copy.

The Supervisor polled the Board members who voted 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**.

REPORTS OF TOWN OFFICIALS (CONT'D)

TELECOMMUNICATOR SUPERVISOR:

Appointment - Part-Time Clerk

Telecommunicator Supervisor Jeffrey Madden announced that Nicole Panetta had resigned as Part-time Dispatcher to devote more time as Assistant Animal Control Officer. Upon recommendation of Telecommunicator Supervisor Madden, Councilman Reynolds presented the following Resolution for adoption; seconded by Councilman Woodland:

(RESOLUTION NO. 159 OF 2006)

RESOLVED that the New Hartford Town Board does hereby appoint Melissa Stanton as a Clerk Part-Time in the Dispatch Center, commencing May 30, 2006 at an hourly wage of Ten Dollars and Five Cents (\$10.05), payable bi-weekly. This appointment is contingent upon the successful completion of a background check on Ms. Stanton.

Upon roll call, the Board voted as follows:

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

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

NEW BUSINESS:

2006 Budget Transfer

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

(RESOLUTION NO. 160 OF 2006)

WHEREAS, on April 19, 2006 the Town Board adopted Resolution No. 121, authorizing the Bookkeeper to transfer Twenty-Five Hundred Dollars (\$2500) from the Part-Town General Fund Contingency Account to the Part-Town General Fund Planner Equipment Account to cover the cost of power point computer equipment; and

WHEREAS, the Bookkeeper has subsequently confirmed that there is no Part-Town General Fund Contingency Account from which a transfer can be made;

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby amend Resolution No. 121 of 2006 so that the sum of Twenty-Five Hundred Dollars (\$2500) to cover the cost of power point computer equipment shall be transferred from the Planner Contractual Account No. BB8020.44 to the Planner Equipment Account No. BB8020.02.

The Supervisor polled the Board members who voted 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*

MATTERS SUBMITTED BY COUNCILMEN (CONT'D)

COUNCILMAN REYNOLDS:

Stop Sign – Root Street/Hartford Terrace

Councilman Reynolds asked Chief Philo about the possibility of adding another stop sign on Root Street and Hartford Terrace in an attempt to regulate speeding. Chief Philo will meet with the Highway Superintendent and Councilman Reynolds regarding this matter.

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National Incident Management System (NIMS) Training

As part of the Homeland Security Act, Councilman Reynolds explained that NIMS training is a requirement for certain town officials, i.e. Supervisor, Highway Superintendent, Deputy Highway Superintendent, Codes Enforcement Officer and Police Department. Police Chief Raymond Philo confirmed that the Town Board had adopted the National Incident Management System as a template, by Resolution No. 112 adopted April 20, 2005. Councilman Reynolds stated that the NIMS training needs to be completed not later than September 1, 2006.

Proposed Construction of Power Line

A 1200-megawatt power line is proposed to be constructed by New York Regional Interconnect (NYRI) to take electrical power from the Town of Marcy through Utica, New Hartford, Chadwicks, Sauquoit, Clayville and Cassville, to residents of Orange County. Councilman Payne's Ward will be affected by this proposal. Because there are so many unanswered questions, the Town Board decided to take a stand on this. Councilman Waszkiewicz introduced the following Resolution for adoption; seconded by Councilman Payne:

(RESOLUTION NO. 161 OF 2006)

WHEREAS, New York Region Interconnect has proposed building a 1,200-megawatt power line from Marcy to New Windsor, passing through the communities of Marcy, Deerfield, Whitestown, New York Mills, Yorkville, Whitesboro, New Hartford, Utica, Paris, Clayville, Marshall, Sangerfield and Waterville;

WHEREAS, New York Region Interconnect has refused to address the concerns of the people of Oneida County regarding this project, and has not conducted the required good faith dialogue needed in a project of this magnitude;

WHEREAS, the proposed power line project has been opposed by the Manufacturers Association of Central New York and Revere Copper Products because of its potential to increase energy costs in Oneida County and have a negative impact on our economy;

WHEREAS, the proposed power line has the potential to cause serious negative impacts to the health and safety of residents in the impacted communities by the close proximity of high-voltage power lines to homes, shops and community gathering places;

WHEREAS, the routing of the proposed power line would negatively impact the property values of the hard-working families who own homes and the senior citizens deserve protection against this encroachment upon the investments they have worked to protect;

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WHEREAS, opposition to this project from the Upper Delaware River Basin areas has shown that it conflicts with environmental policies, thus indicating a reckless disregard for the environment on the part of New York Region Interconnect; now therefore, be it hereby

RESOLVED, That the Town Board of the Town of New Hartford calls upon U.S. Energy Secretary Samuel W. Bodman and the U.S. Department of Energy's Office of Electricity Delivery and Energy Reliability to deny the application of NYRI to have its power line route designated as a National Interest Electric Transmission Corridor, which would effectively allow the company to run roughshod over the people of Oneida County; and be it further

RESOLVED, That the Town Board of the Town of New Hartford also calls upon the New York State Public Service Commission to intervene on behalf of the people and businesses of Oneida County to oppose this project, and be it further

RESOLVED, That the Town Board of the Town of New Hartford also calls upon Gov. George Pataki to use the full weight of the office he holds to work on behalf of the people of Oneida County to block a project that threatens our economy, our homes, our people and our environment.

The Supervisor polled the Board members who voted 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**. Thereafter, Supervisor Reed was designated to be the Town liaison for this matter.

MATTERS SUBMITTED BY TOWN SUPERVISOR (CONT'D)

New Hartford Central School – Baseball Field Dedication

Supervisor Reed reminded everyone on Saturday, June 3, 2006, the New Hartford Central School baseball field will be dedicated and renamed in memory of Police Officer Joseph D. Corr.

EXECUTIVE SESSION

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

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(RESOLUTION NO. 162 OF 2006)

RESOLVED that the New Hartford Town Board does hereby move to enter into an Executive Session to discuss potential contract with regard to real estate.

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 7:05 P.M. The Town Clerk was asked to stay in the event the Town Board took any action after Executive Session.

END OF EXECUTIVE SESSION

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

(RESOLUTION NO. 163 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 7:35 P.M. The regular portion of the Town Board meeting was immediately reconvened.

ADJOURNMENT

There being no further business to come before the Town Board, upon motion duly made and seconded, the meeting was adjourned at 7:35 P.M.

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Respectfully submitted,

Gail Wolanin Young, CMC/RMC
Town Clerk

Margaret M. Jones
Deputy Clerk I