

**REGULAR MEETING OF THE TOWN BOARD OF
THE TOWN OF NEW HARTFORD, NEW YORK,
HELD AT BUTLER MEMORIAL HALL ON
WEDNESDAY, OCTOBER 1, 2008 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
*Councilwoman Christine G. Krupa
Councilman David M. Reynolds
Councilman Richard B. Woodland, Jr.
Supervisor Earle C. Reed

OTHER TOWN OFFICIALS: Codes Enforcement Officer Joseph Booth
Director of Senior Services M. Eileen Spellman
Highway Superintendent Roger A. Cleveland
Parks & Recreation Director Michael W. Jeffery
Senior Engineering Technician John Meagher
Town Clerk Gail Wolanin Young and Deputy
Clerk I Melody K. Fancett

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

REPORTS OF TOWN OFFICIALS

AGING – DIRECTOR OF SENIOR SERVICES:

Resignation – Meal Site Manager, Part-time

The Director of Senior Services announced that Linda Christian, Part-time Meal Site Manager at the New Hartford Adult Dining and Activity Center, had resigned effective September 25, 2008 for other employment.

[*NOTE: Councilman Payne and Councilwoman Krupa arrived at 6:02 P.M.]

Appointment – Part-time Food Service Helper

Upon recommendation of Director of Senior Services M. Eileen Spellman, the following Resolution was introduced for adoption by Councilman Reynolds and duly seconded by Councilman Woodland:

(RESOLUTION NO. 242 OF 2008)

RESOLVED that the New Hartford Town Board does hereby appoint Charlotte Mazurowski as a Part-time Food Service Helper for the New Hartford Adult Dining and

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Activity Center, at an hourly rate of Seven Dollars and Seventy-five Cents (\$7.75), commencing October 2, 2008; wages to be paid bi-weekly.

Whereupon, the Town Board voted upon roll call:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

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

PARKS AND RECREATION DIRECTOR:

Appointment – Seasonal Employee

Upon recommendation of Parks and Recreation Director Michael Jeffery, the following Resolution was introduced for adoption by Councilman Payne and duly seconded by Councilwoman Krupa:

(RESOLUTION NO. 243 OF 2008)

RESOLVED that the New Hartford Town Board does hereby appoint Jason Fitzgerald as an Ice Attendant at the Recreation Center for the 2008-09 winter season, commencing October 3, 2008, for the Parks and Recreation Department, at an hourly wage of Seven Dollars and Thirty-five Cents (\$7.35), wages to be paid bi-weekly.

Whereupon, the Town Board voted upon roll call:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

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

Agreements – 2008-09 Ice Rental

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

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(RESOLUTION NO. 244 OF 2008)

RESOLVED that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute Ice Rental Agreements for the 2008-2009 Ice Season between the Town of New Hartford and the following organizations:

- New Hartford Youth Hockey Association, Inc.
- New Hartford Figure Skating Association
- New Hartford Old Timers League

all of which groups have provided the Town with the appropriate Certificate of Insurance.

The Town Board members voted as follows:

Councilwoman Krupa	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Councilman Reynolds	-	Aye
Supervisor Reed	-	Aye.

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

Philip Rayhill Memorial Trail – Adopt-a-portion

Upon presentation by the Parks and Recreation Director, Councilman Payne introduced the following Resolution for adoption; seconded by Councilwoman Krupa:

(RESOLUTION NO. 245 OF 2008)

WHEREAS, the New Hartford Kiwanis Club has requested to adopt a portion of the Philip Rayhill Memorial Trail for purposes of seasonal trash/debris collection;

NOW, THEREFORE, BE IT RESOLVED that the New Hartford Town Board, as the maintenance authority, does hereby approve the request of the New Hartford Kiwanis Club to adopt that portion of the Philip Rayhill Memorial Trail outside the State road right-of-way, from the BOCES parking lot entrance to the Whitestown/New Hartford town line for a distance of approximately one and one-quarter (1 ¼) miles.

Upon roll call, the Town Board members voted as follows:

Councilwoman Krupa	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye

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Councilman Reynolds - Aye
Supervisor Reed - Aye.

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

PRESENTATIONS

Mohawk Valley EDGE

Peter Zawko, Oneida County Empire Zone Coordinator, apprised the Town Board that the Oneida County Zone Administrative Board (ZAB) has requested a technical boundary correction to the Oneida County Empire Zone in the Town of New Hartford. When Oneida County re-drew its Empire Zone boundaries in 2005, it designated 222.1 acres in the Town of New Hartford, 13.9 acres of which fall within various utility easements, which makes them undevelopable for commercial/industrial purposes. The New Hartford Business Park owners approached Oneida County to make a change to the existing boundaries to delete the 13.9 acres of power line easements and replace that acreage with 13.9 acres of prime development property to facilitate the ongoing expansion of the New Hartford Business Park. The Oneida County ZAB would like to have a concurring resolution adopted by the Town that they are in agreement with this revision and for the County to proceed with the revision. Mr. Zawko confirmed the 13.9 acres revision is a “trade”.

Upon Councilman Reynolds’ questioning, Mr. Zawko explained that Mohawk Valley EDGE is involved in economic development, including enticing new business to the Mohawk Valley while helping existing businesses flourish, the Empire Zone Program (tax credits), administering the Oneida County Industrial Development Agency (OCIDA), loan funds (gap financing), work with different partner agencies, site locations and realtors.

Councilman Payne moved that action be tabled until the Special Town Board meeting scheduled for Wednesday, October 8, 2008.

Ralph Reed* (amended Oct 22, 2008) and Edmund Wiatr Jr., inquired if the same person owned all the property, and who had approached the ZAB for this revision, respectively. Mr. Zawko responded that the New Hartford Business Park/Lawrence Adler had approached the County. (Amended: Ralph Humphrey)

HIGHWAY SUPERINTENDENT:

Machinery

The Highway Superintendent had received two (2) quotes for a stainless steel sander, the lowest of which was from Tracey Road Equipment. Upon request of the Highway

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Superintendent, Councilman Payne introduced the following Resolution for adoption; seconded by Councilman Reynolds:

(RESOLUTION NO. 246 OF 2008)

RESOLVED that the New Hartford Town Board does hereby authorize and direct the Highway Superintendent to purchase one (1) new fourteen-foot (14') stainless steel sander from Tracey Road Equipment for a total amount of Seventeen Thousand Five Hundred Forty-five Dollars (\$17,545.00); payment to be made from the Highway Department Machinery Account.

The foregoing Resolution was duly put to a vote upon roll call, resulting as follows:

Councilwoman Krupa	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Councilman Reynolds	-	Aye
Supervisor Reed	-	Aye.

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

Authorization to Execute Contract - Brantwood Road Culvert Lining and Outlet Modification

Upon recommendation of the Highway Superintendent, Councilman Reynolds introduced the following Resolution that was duly seconded by Councilwoman Krupa:

(RESOLUTION NO. 247 OF 2008)

WHEREAS, on September 10, 2008 the New Hartford Town Board had accepted the low bid of Eighty-one Thousand Five Hundred Fifteen Dollars (\$81,515.00) submitted by Central New York Construction, Inc. and had awarded the contract to said low bidder for the Brantwood Road Culvert Lining and Outlet Modification project;

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute the contract between the Town of New Hartford and Central New York Construction, Inc.

Change Order No. 1 – Brantwood Road Culvert Lining and Outlet Modification

Upon request of the Highway Superintendent, the following Resolution was offered for adoption by Councilman Payne and duly seconded by Councilwoman Krupa:

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(RESOLUTION NO. 248 OF 2008)

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 for the Brantwood Road Culvert Lining and Outlet Modification, a no-cost Change Order due to the Project commencing later than anticipation. Said Change Order will extend the project completion date from September 30, 2008 to October 31, 2008.

Upon roll call, the Town Board members voted as follows:

Councilwoman Krupa	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Councilman Reynolds	-	Aye
Supervisor Reed	-	Aye.

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

Master Agreement – Engineering Consultant Services

Over the past several months the Highway Superintendent, Town Attorney and Shumaker Engineering had drafted a Master Agreement that would incorporate all requirements into one document that would be attached to future engineering agreements with that company. Thereafter, Councilman Reynolds introduced the following Resolution for adoption; seconded by Councilman Payne:

(RESOLUTION NO. 249 OF 2008)

RESOLVED that the New Hartford Town Board does hereby approve the Master Agreement For Consulting Services by and between Shumaker Consulting Engineering & Land Surveying and the Town of New Hartford and, upon approval of the Town Attorney, does hereby authorize and direct the Town Supervisor to enter into and to execute said boiler-plant Master Agreement that will be affixed to the front of any future contracts with Shumaker Consulting Engineering & Land Surveying.

A roll call vote ensued:

Councilwoman Krupa	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Councilman Reynolds	-	Aye
Supervisor Reed	-	Aye.

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

Special Districts

Upon inquiry of Councilman Payne, the Highway Superintendent recalled that at the last Town Board meeting, the Town Board had basically reached consensus on moving forward of an extension to the Consolidated Sewer District. Other districts – lighting, water, possibly sidewalks and other types of districts that might be looked at and/or modified how rates are calculated – could also be consolidated. This would afford better bookkeeping and quality of life for residents of the Town. In order to obtain an analysis of this type of approach to special districts, the Highway Superintendent had contacted a technical consultant asking for a proposal to be submitted.

TOWN CLERK:

2009 Tentative Budget

The 2009 Tentative Budget had been filed with the Town Clerk’s Office on Tuesday, September 30, 2008; Town Clerk Gail Wolanin Young presented copies of said Budget to the Town Board members.

MATTERS SUBMITTED BY TOWN SUPERVISOR

FINANCIAL:

Audit of bills

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

(RESOLUTION NO. 250 OF 2008)

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. 26	
Vouchers AA1452-AA1479;	
Vouchers AA1486-AA1488;	
Vouchers AA1490-AA1494	\$ 72,698.47
General Fund Whole-Town Abstract No. 27A(POLICE)	
Vouchers AA1480-AA1485;	
Vouchers AA1489; AA1495	\$ 41,512.36
General Fund Part-Town Abstract No. 23	
Vouchers BB138-BB141	\$ 4,222.99

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Highway Fund Whole-Town Abstract No. 1 Voucher DA1	\$ 14.40
Highway Fund Part-Town Abstract No. 21 Vouchers DB428-DB444	\$ 57,120.58
Sewer Fund Abstract No. 24 Vouchers SS95-SS100	\$ <u>5,972.35</u>
	TOTAL: \$181,541.15

Whereupon, the Town Board members voted individually as follows:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye.

Thereafter, the Resolution was declared unanimously carried and duly ***ADOPTED***.

ADJOURNMENT

There being no further business to come before the Board, upon motion of Councilman Reynolds, seconded by Councilman Payne, the meeting was adjourned at 6:29 P.M.

Respectfully submitted,

Gail Wolanin Young, Town Clerk