

**REGULAR MEETING OF THE TOWN BOARD
OF THE TOWN OF NEW HARTFORD, NEW YORK
HELD AT BUTLER MEMORIAL HALL IN SAID TOWN
ON WEDNESDAY, JANUARY 14, 2015 AT 7:00 P.M.**

Town Supervisor Patrick Tyksinski called the meeting to order at 7:00 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 PRESENT:

Councilman James J. Messa
Councilman Paul A. Miscione
Councilman Richard B. Woodland, Jr.
Supervisor Patrick M. Tyksinski

ABSENT:

Councilman David M. Reynolds

OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:

Assessor Darlene Abbatecola
Codes Enforcement Officer Joseph A. Booth
Deputy Supervisor Matthew Bohn III
Director of Finance Daniel Dreimiller
Highway/Sewer Superintendent Richard C. Sherman
Police Chief Michael Inserra
Town Attorney Herbert J. Cully
Town Clerk Gail Wolanin Young

Thereafter, a quorum was declared present for the transaction of business. Councilman Reynolds was absent due to illness.

MINUTES

December 10, 2014 Town Board meeting

Councilman Woodland introduced the following Resolution for adoption, seconded by Councilman Miscione:

(RESOLUTION NO. 1 OF 2015)

RESOLVED that the New Hartford Town Board does hereby accept and approve as submitted the minutes of the Regular Town Board meeting held December 10, 2014, and does further waive the reading of the same.

Upon roll call, the Board members voted as follows:

REGULAR TOWN BOARD MEETING
January 14, 2015
Page 2 of 41

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

PUBLIC HEARING

7:01 P.M. Local Law Introductory “H” of 2014
Town Code, Chapter 65, Fire Prevention and Building Code
Administration and Enforcement

At 7:01 P.M. the Town Supervisor opened the Public Hearing for the Town Board’s consideration of Local Law Introductory “H” of 2014. [NOTE: The Town Clerk had available the legislation, the Notice of Public Hearing, Affidavit of Posting and Proof of Publication (January 5, 2015 edition of The Observer Dispatch).] The Town Attorney explained that the Town has experienced difficulty with abandoned structures and particularly an instance that necessitated the demolition of a fire-damaged residence; it was determined that the property owner had passed away a number of years ago and there appeared to be no heirs at law or anyone coming forth for the estate. The Town was stuck doing the demolition. After reviewing Chapter 65 of the Town’s Code, it was not clear as to the Town’s ability to charge back the demolition costs onto the tax bill. If the Town were able to do that, then the County reimburses the Town for that cost; and this legislation would allow the Town to add on the tax bill, if the Town is required to do a demolition, the cost of the demolition, including attorney and other costs.

The Town Supervisor then inquired if anyone present wished to speak in favor of, in opposition to, or to comment upon Local Law Introductory “H” of 2014.

No one having come forth, the Town Supervisor declared the Public Hearing closed at 7:03 P.M.

Adoption of Local Law Introductory “H” of 2014 as Local Law No. One of 2015

Thereafter, Councilman Messa moved that Local Law Introductory “H” of 2014 be adopted as Local Law No. One of 2015, in the following format; seconded by Councilman Miscione:

Town of New Hartford, New York
Local Law No. One of 2015

A Local Law to amend the code of the Town of New Hartford, Chapter 65 Section 65-17 thereof entitled **ENFORCEMENT; PENALTIES FOR OFFENSES**.

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

SECTION 1. CHAPTER 65 § 65-17. ENFORCEMENT; PENALTIES FOR OFFENSES, SHALL BE SUPPLEMENTED TO ADD THE FOLLOWING PARAGRAPH AT THE END OF SUBPARAGRAPH D:

All costs incurred by the Town in enforcing this chapter shall be recoverable from the owner of the premises. Such costs hereunder shall include, but not be limited to the following:

- (1) Actual attorney fees and disbursements for services rendered with or without the commencement of litigation;
- (2) Actual engineering fees and disbursements, including the costs of the Town's Code Enforcement Officer.
- (3) Actual costs of securing, demolishing, removing or repairing the building or structure;
- (4) Costs of serving and/or publishing notices; and
- (5) Costs of Title and tax searches.

The costs incurred in enforcing this chapter shall be added to the next assessment roll for Town taxes against the tax parcel(s) and shall be collected and enforced in the same manner as other taxes for that parcel(s).

In addition to any other remedies herein, the Town may commence a special proceeding under Article 4 of the Civil Practice Law and Rules in a court of competent jurisdiction to collect the costs incurred by the Town in enforcing this chapter. Should the Town recover and be paid said costs through such a proceeding (and after costs have been added to the assessment rolls), the assessment roll and tax records shall be adjusted accordingly to properly credit amounts so paid and recovered.

SECTION 2. All other provisions of Chapter 65 of the Code of the Town of New Hartford, 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.

The Town Supervisor polled the Town Board members who voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

Local Law Introductory “H” of 2014 was thereafter declared unanimously carried and duly ***ADOPTED*** as Local Law No. One of 2015.

PUBLIC PRESENTATIONS

Airport/Landing strip

Kevin Martin, Attorney with the Martin-Rayhill law firm, was present with his client, Mr. Baldwin, who asked him to make a presentation to the Town Board regarding his efforts to obtain approval of his airstrip. The purpose of the Baldwin’s request is that the Town Board forward a request to the State Commissioner of Transportation for determination as to whether or not the Baldwin’s airstrip complies with DOT standards and to ensure a timely resolution of the matter and avoid further delay. He began the aviation project in 1999, spent considerable money on the project and, considering his age, has about ten (10) years on the outer limit to pursue his aviation hobby and does not want to miss another year of flying. Mr. Martin reviewed the matter between the Baldwins, the Codes Department, Town Board and Planning Board starting in August 2014 through November 2014 but there is still no resolution. Mr. Martin quoted from the State’s General Business Law (Section 249) that a local governing body of a town shall, prior to granting authorization (airport/landing strip), request the Commissioner of Transportation to determine whether or not the airport complies with standards. The DOT could provide technical assistance and criteria to local governments. The Town Board withheld this referral in September 2014. Mr. Martin believes this matter should go before DOT first but he’s really worried about the delay and Mr. Baldwin’s lack of use of his property and hobby. Mr. Martin stated that Michael Baldwin must produce documents to be submitted to DOT and there is no cost to the Town.

Discussion ensued among the Town Board and Town Attorney, the latter of whom affirmed that the Baldwins need input and approval from the NYS DOT and approval also from FAA. He stated that the Town Board is required to refer this matter to DOT at some point. However, if the Planning Board makes changes to the location, the size, dimension, or limits the hours of operation of the landing strip, it didn’t make sense to

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 5 of 41

send Mr. Baldwin’s application to DOT, then to the Planning Board, and back to DOT. There is no cost to the Town and the Town Attorney doesn’t know DOT’s timeframe for the review process; but he does expect the Town Planning Board’s decision in February or March 2015. Also, the Planning Board could give conditional approval or no approval.

The Planning Board has declared itself as Lead Agent for SEQR and has received “no comments” from several agencies; however, the Mohawk Valley Water Authority expressed their concern of where the flight pattern would be located as it is their intent to site a water tank on Snowden Hill Road or Tibbitts Road. The Town Supervisor noted there had been problems with this air strip and the Codes Department had cited the property owner. He thought this matter was not in the best interest of the Town and preferred to await the Planning Board’s decision and if the Planning Board approved the project, then send the matter to DOT. Thereafter, Councilman Miscione moved the adoption of the following Resolution; seconded by Councilman Woodland:

(RESOLUTION NO. 2 OF 2015)*defeated

RESOLVED that the Town Board of the Town of New Hartford does hereby authorize the referral of Michael Baldwin’s application for an airport/landing strip on Tibbitts Road to the NYS Commissioner of Transportation for review as required by Section 249 of the State General Business Law.

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

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Nay
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Nay.

The Resolution was declared **DEFEATED** by a 2 – 2 vote.

REPORTS OF TOWN OFFICIALS BY STANDING COMMITTEE CHAIRMAN

Public Safety and Courts Committee – (Supervisor Tyksinski)

Agreement – 2015 Animal Sheltering

Councilman Miscione introduced the following Resolution for adoption; seconded by Councilman Woodland:

(RESOLUTION NO. 3 OF 2015)

RESOLVED that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute the Animal Sheltering Agreement between the Town of New Hartford and the Stevens-Swan Humane Society, for the calendar year 2015.

A roll call vote ensued:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Agreement – 2015 STOP DWI

Councilman Miscione introduced the following Resolution for adoption and Councilman Messa seconded same:

(RESOLUTION NO. 4 OF 2015)

RESOLVED that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute the 2015 STOP DWI agreement between the Town of New Hartford and the Oneida County Office of Traffic Safety for calendar year 2015.

The Town Supervisor polled the Board members who voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Creation of Part-time Police Officer (School Safety Officer) Positions

Councilman Miscione introduced the following Resolution for adoption and Councilman Messa seconded same:

(RESOLUTION NO. 5 OF 2015)

RESOLVED that the Town Board of the Town of New Hartford does hereby create six (6) additional Part-time Police Officer positions with the Oneida County Personnel Department, effective January 14, 2015.

Supervisor Tyksinski stated that these Part-time positions are fully funded by the School District as part of their School Safety Program. Thereafter, the foregoing Resolution was voted upon by roll call:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Appointment – Part-time Police (School Safety) Officers

Upon recommendation of Police Chief Inserra, the following Resolution was introduced for adoption by Councilman Miscione and duly seconded by Councilman Messa:

(RESOLUTION NO. 6 OF 2015)

RESOLVED that the New Hartford Town Board does hereby appoint the following individuals as Part-time Police (School Safety) Officers at an hourly wage of Thirty Dollars and Twenty-two Cents (\$30.22), wages to be paid bi-weekly:

- Paul E. Colburn, effective January 27, 2015
- Gaetano LaGatta, effective February 2, 2015
- Anthony A. Salerno, effective February 2, 2015.

Whereupon, the Town Board voted upon roll call:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Woodland	-	Aye
Councilman Messa	-	Aye
Supervisor Tyksinski	-	Aye.

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

Zoning (Codes) and Planning Committee – Councilman Messa

Local Law Introductory "A" of 2015 – Town Code, Chapter 59, Electrical Standards

Councilman Messa introduced the following legislation for the Town Board's consideration at a future Public Hearing; co-sponsored by Councilman Miscione:

Town of New Hartford, New York
Local Law Introductory "A" of 2015

A Local Law to amend the Code of the Town of New Hartford, Chapter 59 thereof entitled ELECTRICAL STANDARDS by repealing and replacing the existing Chapter 59 with the text adopted herein.

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

SECTION 1. Chapter 59 (ELECTRICAL STANDARDS) of the Code of the Town of New Hartford is hereby repealed in its entirety and is hereby replaced with the following text:

Chapter 59
Electrical Standards

59-1 Title.

This chapter shall be known as the "Electrical Code of the Town of New Hartford."

59-2 Legislative intent.

Whereas it is in the best interest of the public safety, health and welfare that all work concerning electrical installations and alterations or wiring for electric power in excess of 50 volts on all real property within the Town of New Hartford, New York, be made subject to the National Electrical Code (NEC), also known as the "National Fire Protection Association Standard No. 70," as amended, as approved and adopted by New York State, and whereas, in order to ensure that the provisions of said National Electrical Code are enforced in the Town of New Hartford, New York, it is necessary that inspection services be performed therein by duly qualified and responsible agencies, requiring the registration of inspection agencies, this article is hereby enacted to provide for the registration of approved electrical inspection agencies within the Town of New Hartford, New York.

59-3 Designation of approved agencies.

An "approved agency" hereunder shall mean any person, firm or corporation engaged in the business of performing electrical inspections; provided, however, that:

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 9 of 41

- A. Such agency is duly qualified to do business in the State of New York.
- B. Such agency is acceptable, as an independent electrical inspection agency, to the electrical utility or utilities furnishing electrical energy in and to the Town of New Hartford, New York.
- C. All persons acting in a capacity as an electrical inspector shall be certified by either the International Association of Electrical Inspectors (Certified Electrical Inspector Master) or the International Codes Council as an electrical inspector (E1 and E2), or the latest equivalent rating by either organization. The certification shall be filed with the Town of New Hartford Codes Department and remain in full force and effect at all times such inspector conducts inspections of electrical installations in the Town of New Hartford. An approved electrical inspection agency shall file with the Codes Department a copy of the certification for each electrical inspector who shall operate on its behalf within the Town.
- D. Such agency shall file with the Codes Department suitable proof of current liability insurance of not less than \$3,000,000, including errors and omissions, for each person and each occurrence and name the Town of New Hartford as “additionally insured” to satisfy claims or judgment for property damage and/or personal injury arising out of failure of its inspector to properly discharge his duties and responsibilities. Additionally, all agencies shall maintain the required workers compensation and disability coverage naming the Town of New Hartford a certificate holder.
- E. Such agency shall pay an annual fee of \$1000.00 for their primary inspector and an additional fee of \$250.00 for each additional inspector employed to perform inspections in the Town of New Hartford. Registration shall commence on the first working day of December and end on the last working day of December for the subsequent year. Registration may occur later but applicant will not be afforded a prorated fee.
- F. Such agency shall provide the Town with a schedule of fees for the calendar year in which they are applying and in no case change those fees during that year unless a 60 day advance notice is given to the Town.
- G. The Town Board may at any time, upon its own initiative or upon the recommendation of the Code Enforcement Officer, terminate the authority of any authorized electrical inspection agency or electrical inspector to conduct electrical inspections hereunder and the Code Enforcement Officer may upon the noncompliance by such agency or inspector with the provisions herein or upon the

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 10 of 41

- inconsistent application of the standards for electrical installations to different premises by either, suspend the approval of any such agency or inspector upon notice to the Town Board, which suspension shall continue until further action by the Town Board. Any registration fee paid shall not be reimbursed unless the Town Board resolves to reimburse said agency.
- H. Each approved electrical inspection agency is hereby authorized to conduct inspections and re-inspections of electrical installations in buildings and premises within the Town of New Hartford, for compliance with the Electrical Code, and to approve or disapprove the same, and in no event shall the cost or expense of such inspections and/or re-inspection be a charge to the Town of New Hartford, and all costs for inspections or re-inspection required by this section shall be paid by the applicant. Each certified inspector of an approved electrical inspection agency is hereby designated and authorized to serve as an electrical inspector for the Town of New Hartford.
- I. No electrical inspector or electrical inspection agency approved hereunder shall inspect and approve or issue a certificate of compliance for any property for which there has been issued a notice of noncompliance by another electrical inspector or electrical inspection agency authorized hereunder unless the inspection of corrected work was required by the Code Enforcement Officer of the Town of New Hartford.

59-4 Duties of inspector.

- A. It shall be the duty of the inspector to report, in writing, to the Code Enforcement Officer, whose duty shall be to enforce all the provisions of this chapter, all violations or deviations from or omissions of the Electrical Code or the electrical provisions of the New York State Uniform Fire Prevention and Building Code, Editor's Note: See Ch. 65, Fire Prevention and Building Code Administration and Enforcement as referred to in this chapter, insofar as any of the same apply to electrical wiring and installations in the Town of New Hartford, upon written request of the Code Enforcement Officer.
- B. The inspector is authorized to make inspections and re-inspections of electrical wiring, installations, devices, appliances and equipment in and on properties within the Town of New Hartford where necessary for the protection of life and property.
- C. An emergency, or in the event a questionable electrical installation is observed by a Code Enforcement Officer of the Town of New Hartford, the Code Enforcement Officer may request that any approved agency perform an inspection of suspected violations and the subsequent costs of which shall be paid for by the property owner or contractor. Any

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 11 of 41

agency called in these situations shall be the agency of record and shall continue as the inspection agency of record until all violations are remedied or until their contract is fulfilled.

D. In all cases, all approved electrical inspection agencies must immediately notify the Town of New Hartford Codes Department electronically of all applications and initial inspections of electrical installations, describing the extent of the work being inspected.

E. It shall be the duty of the approved electrical inspector to furnish written reports to the Code Enforcement Officer of the Town of New Hartford and owners and/or lessees of property where defective electrical installations and equipment are found upon inspection. He shall also authorize the issuance of a certificate of compliance when electrical installations and equipment are in conformity with this chapter and the Electrical Code and only when the prerequisite inspections have taken place. A copy of such certificate shall be sent to the Town of New Hartford to the attention of the Code Enforcement Officer and include the building permit number on the report where applicable. Certificates shall be sent electronically within 48 hours of final inspection and a hard copy is to follow no later than 10 days after final inspection detailing the extent of the inspection.

F. All approved electrical inspectors shall be required to provide a cellular telephone number and e-mail address by which the Town of New Hartford Codes Department can contact each inspector.

G. All approved electrical inspectors will be provided with identification cards which must be displayed at all times during an inspection in the Town of New Hartford.

59-5. Adoption of standards.

Chapter 65 of The Code of the Town of New Hartford accepts the New York State Uniform Fire Prevention and Building Code (Uniform Code) as the building code standard for the Town of New Hartford. Since the Uniform Code accepts "National Fire Protection Association Standard No. 70" (NEC) as the reference standard for electrical codes, the latest version of the NEC or NFPA 70 adopted by the Uniform Code shall be the accepted standard for the Town of New Hartford.

59-6. Prohibitions.

A. It shall be a violation of this article for any person, firm or corporation to install or cause to be installed or alter electrical wiring (50 volts or greater) in or on properties of the Town of New Hartford, New York, without obtaining an electrical compliance certificate from an approved electrical inspector of the Town of New Hartford.

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 12 of 41

B. In no case, shall an electrical survey be substituted for a full electrical inspection on new electrical installations. In the event an electrical inspection is requested or ordered, after electrical work has been concealed, it shall be the responsibility of each approved electrical inspector to require any concealed wiring be exposed for the purposes of inspection to his/her satisfaction so he/she may issue a certificate of compliance.

C. It further shall be a violation of this article for a person, firm or corporation to connect or cause to be connected electrical wiring 50 volts or greater) in or on properties in the Town of New Hartford, New York, or power to any source of electrical equipment prior to the issuance of a temporary certificate or a certificate of compliance by an approved electrical inspection agency.

D. Further it shall be a violation for any approved electrical inspection agency to issue a certificate of compliance without making a thorough inspection of electrical work.

59-7. Penalties for offenses.

Any person, firm or corporation violating any provision of this article shall be deemed guilty of a violation and, upon conviction thereof, shall be liable to a civil penalty of a fine and/or imprisonment as prescribed in Chapter 118-24 of the Code of the Town of New Hartford. Each separate day or any portion thereof during which any violation occurs or continues shall be deemed to constitute a separate offense and, upon conviction thereof, shall be punishable as herein provided.

59-8. Cost of services.

The services performed by such approved agency shall be rendered without cost to the Town of New Hartford, New York; provided, however, that nothing herein contained shall prevent such agency from charging fees to private applicants for its said services in accordance with its published schedule of fees, as the same may be amended from time to time, which said schedules shall be on file with the Town Clerk.

SECTION 2. All other provisions 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 take effect April 1,2015 and upon filing with the Secretary of State.

Local Law Introductory "B" of 2015 – Town Code, Chapter 65, Fire Prevention and Building Code Administration and Enforcement

Councilman Messa then introduced the following legislation for the Town Board's consideration at a future Public Hearing; co-sponsored by Councilman Miscione:

Town of New Hartford, NY
LOCAL LAW INTRODUCTORY "B" OF 2015

A Local Law to amend the Code of the Town of New Hartford, CHAPTER 65 thereof entitled FIRE PREVENTION AND BUILDING CODE ADMINISTRATION AND ENFORCEMENT, Section 65-17. Enforcement; penalties for offenses.

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

SECTION 1. Chapter 65 of the Code of the Town of New Hartford, Section 65-17.C (Civil Penalties) is hereby amended to read as follows:

- Change Section 118-80 to Section 118.24

SECTION 2. Chapter 65 of the Code of the Town of New Hartford, Section 65-18 (Fees) is hereby amended to read as follows:

- Change Section 118-93 to Section 118-40

SECTION 3. All other provisions 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 take effect April 1, 2015 and upon filing with the Secretary of State.

Local Law Introductory "C" of 2015, Town Code, Chapter 118, Zoning

Councilman Messa then introduced the following legislation for the Town Board's consideration at a future Public Hearing; co-sponsored by Councilman Miscione:

Town of New Hartford, NY
LOCAL LAW INTRODUCTORY "C" OF 2015

A Local Law to amend the Code of the Town of New Hartford, CHAPTER 118 thereof entitled ZONING, Section 118-65. (Outdoor storage accessory to residential uses), and Schedule A (Attachment 3), Permitted Uses (Home Occupations, Type 1 and 2).

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

SECTION 1. Chapter 118 (Zoning) of the Code of the Town of New Hartford, Section 118-65 (Outdoor storage accessory to residential uses) is hereby amended to read as follows:

- Change Section 118-81 to Section 118.80

SECTION 2. Chapter 118 (Zoning) of the Code of the Town of New Hartford, Schedule A (Attachment 3) Permitted Uses is hereby amended to read as follows:

- Home occupations - the subscripts Type 1 and 2 for home occupations are hereby reversed

SECTION 3. All other provisions 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 take effect April 1, 2015 and upon filing with the Secretary of State.

SEQR – Lead Agency Status – Local Law Introductory “C” of 2015

The following Resolution was introduced for adoption by Councilman Miscione and duly seconded by Councilman Woodland:

(RESOLUTION NO. 7 OF 2015)

RESOLVED that the Town Board of the Town of New Hartford does hereby declare itself as Lead Agency in the matter of Local Law Introductory “C” of 2015 entitled as a Local Law to amend the Code of the Town of New Hartford, Chapter 118 thereof entitled ZONING, Section 118-65. (Outdoor storage accessory to residential uses), and Schedule A (Attachment 3), Permitted Uses (Home Occupations, Type 1 and 2); and be it

FURTHER RESOLVED that the Town Board does hereby authorize and direct the Town Clerk to refer said legislation to the Town Planning Board and Oneida County Planning Department for GML 239-review and SEQR review.

It was noted that Local Law Introductory “C” of 2015 would amend several typographical errors that had been made at the time the Zoning Law was revised in June 2014. Upon roll call, the Town Board voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Public Hearings Scheduled – Local Laws Introductory “A”, “B” and “C” of 2015

Councilman Miscione offered the following Resolution for adoption, seconded by Councilman Woodland:

(RESOLUTION NO. 8 OF 2015)

RESOLVED that the Town Board of the Town of New Hartford shall conduct Public Hearings on Wednesday, February 11, 2015, at **7:00 P.M.**, or as soon thereafter as reached in the regular course of business, in Butler Memorial Hall, 48 Genesee Street, New Hartford to consider **Local Laws Introductory “A”, “B” and “C” of 2015** which, if adopted, would amend the Town Code, Chapter 59 (Electrical Standards), Chapter 65 (Fire Prevention and Building Code Administration and Enforcement), and Chapter 118 (Zoning) respectively; and be it

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

A roll call vote ensued:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Public Works and Sewer Committee – Councilman Messa

Vacancy – Highway Department mechanic

Upon request of the Highway Superintendent, Councilman Messa introduced the following Resolution for adoption; seconded by Councilman Miscione:

(RESOLUTION NO. 9 OF 2015)

WHEREAS, a vacancy exists for a mechanic in the Highway Department effective December 29, 2014; and

WHEREAS, the Highway Superintendent has the authority to hire his employees;

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby set the hourly wage at Twenty-two Dollars and Ninety-five Cents (\$22.95) for the person to be hired by Highway Superintendent Sherman to fill said mechanic vacancy. The start date for this employee will be January 25, 2015.

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

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Competitive Bid Process – Philip A. Rayhill Trail Extension,

Councilman Messa then offered the following Resolution for adoption; seconded by Councilman Miscione:

RESOLUTION NO. 10 OF 2015)

RESOLVED that the Town Board of the Town of New Hartford shall receive sealed bids in the Town Clerk’s Office for the Philip A. Rayhill Trail Extension Project, PIN 2650.20, until 11:00A.M. on February 27, 2015, following which said sealed bids will be publicly opened and read at 11:00 A.M. on the same day; and be it

FURTHER RESOLVED that said Town Board does hereby authorize and direct the Town Clerk to publish the legal requisite Advertisement For Bids in The Observer Dispatch.

The Supervisor polled the Board members who voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Town Clerk Committee – Councilman Messa

Liquor License Renewal

Councilman Messa then moved the adoption of the following Resolution, duly seconded by Councilman Miscione:

(RESOLUTION NO. 11 OF 2015)

WHEREAS, the Town Clerk has received from the NYS Liquor Authority the 30-day Advanced Notice that Patrick C. McCann has applied to renew the liquor license for Rib Me, Inc. (Piggy Pat’s BBQ); and

WHEREAS, the Town of New Hartford has not received any complaints concerning the operation of the aforesaid business;

NOW, THEREFORE, BE IT RESOLVED that the New Hartford Town Board has no objection to the renewal of the aforesaid liquor license.

Upon roll call, the Town Board voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

MATTERS SUBMITTED BY COUNCILMEN

Councilman Miscione:

Community Service

Councilman Miscione had a question from the Town Court as to whether the Town could order offenders to participate in a community service program on Town-owned lands such as mowing in Town Parks, cleaning Town-owned parking lots, etc. Town Attorney Cully said he would consult the Town’s insurance company about liability issues and have an answer at the February 2015 Board meeting.

MATTERS SUBMITTED BY TOWN SUPERVISOR

Agreement – 2015 IT Services

Upon recommendation of the Town Supervisor, Councilman Miscione introduced the following Resolution for adoption; seconded by Councilman Messa:

(RESOLUTION NO. 12 OF 2015)

RESOLVED that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute an Agreement between the Town of New Hartford and M. A. Polce, Inc. for computer networking services in calendar year 2015.

A roll call vote ensued:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Appointments - Library Vacancies

The Town Supervisor noted that five (5) individuals had applied for the three (3) vacant Trustee positions for the New Hartford Public Library and that copies of resumes had been distributed to Town Board members for review. Thereafter, Councilman Messa offered the following Resolution for adoption; seconded by Councilman Woodland:

(RESOLUTION NO. 13 OF 2015)

RESOLVED that the New Hartford Town Board does hereby re-appoint Jay A. Winn as a Trustee for the New Hartford Public Library for a five- (5) year term commencing January 14, 2015, and ending December 31, 2019.

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

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Councilman Messa then introduced the following Resolution for adoption; seconded by Councilman Miscione:

(RESOLUTION NO. 14 OF 2015)

RESOLVED that the Town of New Hartford, Town Board does hereby appoint Virginia A. Emmert as a Trustee for the New Hartford Public Library for a five- (5) year term commencing January 14, 2015, and ending December 31, 2019.

The Town Board members voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Councilman Messa then offered for adoption the following Resolution; seconded by Councilman Miscione:

(RESOLUTION NO. 15 OF 2015)

RESOLVED that the New Hartford Town Board does hereby appoint Joseph A. Moretz, III, as a Trustee for the New Hartford Public Library for a five- (5) year term commencing January 14, 2015, and ending December 31, 2019.

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Highway Superintendent – Equipment purchase

Purchase of Skid Steer Loader

After discussing the accounts from which equipment would be paid, Councilman Messa introduced the following Resolution for adoption and Councilman Miscione seconded same:

(RESOLUTION NO. 16 OF 2015)

RESOLVED that the New Hartford Town Board does hereby authorize the Highway Superintendent to purchase a new skid steer loader for the Sewer Department at a cost of \$39,026, with payments to be applied for the trade-in of a 2009 loader in the amount of \$19,000, approximately \$14,000 remaining in the 2014 Sewer equipment/contractual account and approximately \$6,000 from the 2015 Sewer account.

The Supervisor polled the Board members who voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

MATTERS SUBMITTED BY TOWN ATTORNEY

Town Attorney:

NYS DOT Land Conveyance – Chenango Road

The Town Attorney reported that the NYS Department of Transportation no longer needs a parcel of land they had acquired from the Massoud family for the Chenango Bridge over Sauquoit Creek project and would like to donate the land to the Town of New Hartford. Responding to the Town Supervisor's inquiry, Highway Superintendent Sherman did not foresee any problem with the Town accepting the land. Thereafter, Councilman Woodland introduced the following Resolution for adoption; seconded by Councilman Miscione:

(RESOLUTION NO. 17 OF 2015)

**RESOLUTION AUTHORIZING THE TOWN OF NEW HARTFORD TO
RECEIVE DEEDS FROM NEW YORK STATE DEPARTMENT OF
TRANSPORTATION**

WHEREAS, as part of the Chenango Road over Sauquoit Creek bridge replacement project in the City of Utica and Town of New Hartford, it was necessary for the State of New York to acquire two parcels of real property. Map 1, Parcel 1 (portion of Tax Maps 329.10-2-10 and 329.06-2 and Map 2, Parcel 2 (portion of Tax Map 329.006-2-1.2); and

WHEREAS, the State of New York is conveying the parcels located within the City of Utica to the City of Utica, and the parcels located within the Town of New Hartford to the Town of New Hartford. The State of New York is requiring the Town of New Hartford to designate a representative to receive the deed for the parcels located within the Town of New Hartford.

IT IS, UPON MOTION DULY MADE AND SECONDED, RESOLVED THIS 14TH DAY OF JANUARY, 2015, THAT, Herbert J. Cully, Town Attorney, is hereby designated as the person to receive the deeds from the State of New York for the parcels acquired as part of the Chenango Road over Sauquoit Creek bridge replacement project.

The Town Board members voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Woodland	-	Aye
Councilman Messa	-	Aye
Supervisor Tyksinski	-	Aye.

This 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 Messa:

(RESOLUTION NO. 18 OF 2015)

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, which had been duly audited by the Town Board:

Fire District Fund Abstract #6 of 2014	
Vouchers SF10	\$ 33,324.63
Stormwater Series II Fund Abstract #1 of 2015	
Vouchers HK1-HK7	\$ 23,048.78
Elm Street Creek Banks Fund Abstract #1 of 2015	
Vouchers HN1	\$ 30.00
Street Lighting Fund Abstract #1 of 2015	

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 22 of 41

Vouchers SL1	\$ 9,112.64
Fire District Fund Abstract #1 of 2015	
Vouchers SF1	\$ 48,019.45
Trust & Agency Fund Abstract #43 of 2014	
Vouchers TT249-TT251	\$ 3,997.38
Trust & Agency Fund Abstract #44 of 2014	
Vouchers TT225-TT257	\$ 7,318.21
Trust & Agency Fund Abstract #45 of 2014	
Vouchers TT258-TT259	\$ 6,492.73
Trust & Agency Fund Abstract #1 of 2015	
Vouchers TT1-TT9	\$ 9,814.45
Trust & Agency Fund Abstract #2 of 2015	
Vouchers TT10-TT12	\$ 8,991.17
Highway Fund Part-Town Abstract #1 of 2015	
Vouchers DB1	\$ 72,518.57
Highway Fund Part-Town Abstract #2 of 2015	
Vouchers DB2-DB55	\$204,923.68
General Fund Part-Town Abstract #29 of 2014	
Vouchers BB182-BB184	\$ 3,023.88
General Fund Part-Town Abstract #30 of 2014	
Vouchers BB185-BB186	\$ 368.59
General Fund Part-Town Abstract #1 of 2015	
Vouchers BB1-BB10	\$ 4,953.98
General Fund Whole-Town Abstract #35 of 2014	
Vouchers A1492-A1499	\$ 15,151.94
General Fund Whole-Town Abstract #36 of 2014	
Vouchers A1500-A1511	\$ 18,711.30
General Fund Whole-Town Abstract #37 of 2014	
Vouchers A1512	\$ 44,127.55
General Fund Whole-Town Abstract #1 of 2015	
VouchersAA1	\$ 71,897.55
General Fund Whole-Town Abstract #2 of 2015	
Vouchers AA2-AA85	\$ 85,591.66
General Fund Whole-Town Abstract #3 of 2015	
Vouchers AA86	\$ 2,870.00
General Fund Part-Town Police Abstract #29 of 2014	
Vouchers BP290	\$ 631.96
General Fund Part-Town Police Abstract #30 of 2014	
Vouchers BP293-BP296	\$ 42,715.63
General Fund Part-Town Police Abstract #31 of 2014	
VouchersBP297	\$ 85,707.93
General Fund Part-Town Police Abstract #1 of 2015	

REGULAR TOWN BOARD MEETING
January 14, 2015
Page 23 of 41

Vouchers BP1	\$122,390.20
General Fund Part-Town Police Abstract #2 of 2015	
Vouchers BP2-BP24	\$ 77,040.96
Sewer Fund Abstract #30 of 2014	
Voucher SS175	\$ 1,304.61
Sewer Fund Abstract #31 of 2014	
Voucher SS176	\$ 16,293.50
Sewer Fund Abstract #1 of 2015	
Voucher SS1	\$ 28,043.49
Sewer Fund Abstract #2 of 2015	
Voucher SS2-SS9	\$ 5,027.20
Sewer Fund Abstract #3 of 2015	
Voucher SS10	<u>\$ 9,409.00</u>
	TOTAL: \$1,062,852.62

Upon roll call, the Board members voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Woodland	-	Aye
Councilman Messa	-	Aye
Supervisor Tyksinski	-	Aye.

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

MATTERS SUBMITTED BY COUNCILMEN

Councilman Messa:

Appointment – Planning Board Member

Councilman Messa introduced the following Resolution for adoption, that was seconded by Councilman Miscione:

(RESOLUTION NO. 19 OF 2015)

WHEREAS, the term of office of William C. Morris II, Planning Board member, expired on December 31, 2014, and he has expressed his interest in re-appointment;

NOW, THEREFORE, BE IT RESOLVED that the New Hartford Town Board does hereby re-appoint William C. Morris II as a member of the Town Planning Board for a seven-year term, commencing January 1, 2015, and ending December 31, 2021.

The Supervisor polled the Board members who voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

MATTERS SUBMITTED BY TOWN SUPERVISOR

2015 Organizational Resolutions

The following Resolution was introduced for adoption by Councilman Messa and duly seconded by Councilman Miscione:

(RESOLUTION NO. 20 OF 2015)

RESOLVED that the Town Board of the Town of New Hartford does hereby establish the normal operating hours for the Town of New Hartford offices to be 8:00 A.M. through 4:00 P.M., Mondays through Fridays during Fiscal Year 2015;

RESOLVED that Patrick M. Tyksinski, Supervisor of the Town of New Hartford, New York, be and he hereby is authorized and directed to sign all checks for the disbursement of funds of the Town of New Hartford for the Fiscal Year 2015;

RESOLVED that the New Hartford Town Board does hereby re-adopt the "***TOWN OF NEW HARTFORD EMPLOYEES HANDBOOK***," prepared by AMTEK, dated September 15, 1999, and thereafter amended from time to time. Found within this manual is the official schedule of fringe benefits of non-union personnel for the year 2015. Also adopted herewith is the Non-union Benefits and Compensation document;

RESOLVED that the New Hartford Town Board does hereby establish the mileage rate at forty-six cents (\$.46) for all Town Officials and employees while performing regular and continuous business transactions in and for the Town of New Hartford during the Fiscal Year 2015;

RESOLVED that the Town Board of the Town of New Hartford does hereby designate as Official Depositories in which all funds of the Town of New Hartford shall be deposited in 2015 the following institutions:

- Bank of America

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 25 of 41

- M & T Bank
- Chase Bank
- Citizens Bank
- BNY Mellon
- NBT Bank, N.A.
- Adirondack Bank
- First Niagara
- Berkshire Bank

and that the Town Supervisor or Deputy Town Supervisor of said Town be and hereby is authorized and directed to secure a Pledge of Security covering the maximum amount of money the Town would have on deposit at any one time during the Fiscal Year 2015 from each of the Official Depositories designated. A written security agreement and custodial agreement (which can be combined into one document) must be obtained. The Town, however, will try to have delivery of the collateral to an unrelated third party. If this cannot be effected, then all pertinent legal and financial risks will be evaluated;

RESOLVED that the Town Board of the Town of New Hartford does hereby authorize the Town Supervisor or Deputy Town Supervisor of the said Town to deposit funds not needed for immediate expenditures in the form of interest-bearing Certificates of Deposit, Repurchase Agreements, Treasury Bills and Money Market Certificates with the Official Depositories listed in the official Investment Policy of the Town, which policy is presented herein as a separate Resolution;

RESOLVED that the New Hartford Town Board does hereby appoint Patrick M. Tyksinski as Marriage Officer in and for the Town of New Hartford for a one-year term commencing January 1, 2015 and ending December 31, 2015, with no remuneration;

RESOLVED that the Town Board of the Town of New Hartford does hereby appoint the President of the New Hartford Historical Society as the Town's Historian for Fiscal Year 2015 at a contractual sum of \$3,700.00 payable to the Historical Society;

RESOLVED that the Rules of Procedure which were initially adopted April 21, 1965, and amendments thereto, are hereby affirmed and re-adopted by the New Hartford Town Board for Fiscal Year 2015 as set forth in the attached Schedule "A" that is made a part of this resolution;

RESOLVED that the New Hartford Town Board does hereby confirm the Supervisor's appointment of Matthew Bohn as Deputy Town Supervisor, to serve at the pleasure of the Town Supervisor, with a corresponding stipend of One Thousand Thirty Dollars (\$1,030) annually;

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 26 of 41

RESOLVED that Matthew Bohn, Deputy Town Supervisor of the said Town be, and he hereby is authorized and directed to sign all checks for disbursements of funds of said Town for Fiscal Year 2015, in the absence of the Town Supervisor;

RESOLVED that the New Hartford Town Board does hereby authorize the Town Supervisor or Finance Officer/Account Clerk to pay bills/expenses to National Grid, to the Mohawk Valley Water Authority, to all telephone carriers, to the Town's designated vendors for all insurance premiums, to Ford Credit, to Verizon On-line, to Time Warner Cable and to the United States Postal Service (electronic replenishing of postage meter) without prior final audit by the Town Board and does further authorize the Town Supervisor or Personnel Technician to pay bills/expenses to the New York State and Local Retirement Systems (Employees' Retirement System and Police and Fire Retirement System) for employer contributions without prior final audit by the Town Board;

RESOLVED that the New Hartford Town Board does hereby re-adopt the Purchasing Policies and Procedural Manual, originally adopted on January 1, 1992 and revised on July 7, 2014.

RESOLVED that the New Hartford Town Board does hereby re-adopt the Official Investment Policy for the Town of New Hartford originally adopted on March 3, 1993 and in accordance with Chapter 708 of the Laws of 1992;

RESOLVED that the Town Board of the Town of New Hartford does hereby designate The Observer Dispatch as the Town's official newspaper for Fiscal Year 2015.

SCHEDULE "A"
RULES OF PROCEDURE

I. REGULAR MEETINGS:

Regular meetings of the New Hartford Town Board shall be held in Butler Memorial Hall, 48 Genesee Street, New Hartford, New York, on the following Wednesdays commencing at 7:00 P.M. for the Fiscal Year 2015, unless otherwise changed and publicized:

January 14
February 11
March 11
April 8
June 10
July 8
August 12

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 27 of 41

September 9

October 5**

November 4

December 9

**a Monday (deadline for tentative budget submission to Town Board)

The Town Board reserves the right to dispense with the second regularly-scheduled meeting each month if no urgent matters need the Town's attention; if cancelled, notice shall be provided to the Department Heads and the news media by the Friday immediately preceding the meeting to be cancelled.

II. SPECIAL MEETINGS:

The Supervisor may, and upon written request of two (2) members of the Board, call a special meeting of the Town Board at any time by giving at least two (2) days' notice in writing to the other members of the Board of the time when and the place where the meeting is to be held.

III. QUORUM:

A majority of the Board shall constitute a quorum for the transaction of business, but a lesser number may adjourn.

IV. VOTING UPON QUESTIONS:

Every act, motion or resolution shall require for its adoption the affirmative vote of a majority of all members of the Town Board, except in such instances in which a large number of affirmative votes shall be required by law. The vote upon every question shall be taken by ayes and nays, and the names of the members present and their votes shall be entered in the minutes.

V. STANDING COMMITTEES:

The Supervisor shall appoint the following Standing Committees:

- Assessor
- Elections
- Human Resource
- Motor Pool
- Parks and Recreation
- Public Safety and Courts
- Public Works and Sewer
- Senior Citizens
- Town Clerk
- Village/Town/School Liaison

- Zoning and Planning
- Library

Such Committees shall consist of members of the Board and shall assist the Town Board in the performance of its duties with reference to such matters as may from time to time be referred to such Committees.

VI. SPECIAL COMMITTEES:

The Town Board may, from time to time, appoint such Special Committees as may be deemed desirable to assist the Board in performance of its duties. Such Committees may include Town Officers other than Board members in their membership in an advisory capacity only.

- Each group is to consist of at least one (1) Town Board member and one (1) Department Head, which act in an ADVISORY CAPACITY only, unless prohibited by law
- Each group is to have at least
 - A written list of objectives
 - A Chairperson who is to be recommended by the group's members and submitted to the Town Board for approval. Duties of Chairperson shall include:
 1. Chair open meetings
 2. Act as the official spokesperson for said group
 - Vice-Chairperson is to be appointed directly by the group members. Duties of Vice-Chairperson shall include:

Assume the duties of the Chairperson in his/her absence
 - Maximum number of members to be determined by the Department Head. Unexcused absence from four (4) consecutive meetings is cause for removal of member(s) by the Chairperson
 - If possible, each group shall consist of one member from each of the four (4) Wards in the Town. Selection of Members:
 1. Participation shall be based on written request to the Department Head for consideration.
 2. Appointed by the Town Board

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 29 of 41

3. If there are more volunteers than openings, membership shall be determined by the Department Head who shall consider:
 - i. Resume or list of qualifications
 - ii. Personal interview
- Term limits not to exceed two (2) four-year terms, which shall be staggered
- Remuneration to members shall require Town Board budget approval
- Department Heads shall maintain a list of all appointments and terms which shall be reviewed annually with the Town Board and filed with the Town Clerk's Office
- This policy EXCLUDES:
 - Zoning Board of Appeals
 - Planning Board
 - Board of Assessment Review
 - Police Commission.
 - Library Board of Trustees

All member terms of the above boards/committees/commissions shall be posted on the Town's website so that the public is aware of when terms end and that any individual desiring to serve on a board, committee, commission must submit their letter of interest/resume to the Town Supervisor's Office at least six (6) months in advance of the term expiration.

VII. ORDER OF BUSINESS:

The business of all regular meetings of the Town Board shall be transacted in the following order:

- Reading of minutes of previous meeting, unless waived by a majority of the members of the Board present
- Public Hearings (7:00 P.M.)
- Consideration of Public Presentations
- Reports of Town Officials presented by the Chairperson of the respective Standing Committee
- Reports of Standing Committees
- Reports of Special Committees
- Consideration of matters submitted by Town Board members

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 30 of 41

- Consideration of matters submitted by Town Supervisor in the following order:
 - Financial and other routine reports
 - Miscellaneous communications
 - Unfinished business
 - New business.

VIII. LEGISLATIVE MATTERS:

All resolutions, ordinances and local laws, other than routine resolutions approving payment of bills, minutes and like matters, shall be in writing and filed with the Town Clerk and made available to Board members not later than the Saturday prior to the meeting at which they are to be introduced unless this provision be waived as to any such resolution, ordinance or local law by a majority of the members of the Board present at such meeting.

Resolutions, ordinances and local laws shall be introduced in the regular order of business and shall be read aloud by the Town Clerk before being acted upon by the Board.

IX. ABSENCE OF SUPERVISOR:

In the absence of the Supervisor, the Deputy Supervisor shall call the Town Board to order and shall be Chairman of the meeting; and, in the absence of the Supervisor and the Deputy Supervisor, then the Town Clerk shall call the Town Board to order and if a quorum be present, the Town Board shall elect one of its members as Chairman of the meeting.

X. MEMBERS MAY NOT ABSENT THEMSELVES:

No member of the Town Board may absent himself from a meeting of the Town Board for more than ten (10) minutes at a time unless for good cause he is excused by the Supervisor.

XI. REFUSAL TO VOTE:

Each member of the Board shall vote upon each question presented unless for good cause he is excused therefrom by the unanimous consent of all members of the Board present. Any member refusing to vote other than by consent of the Board shall be subject to a motion of censure.

XII. PARLIAMENTARY RULES:

Except as otherwise provided herein, all parliamentary questions shall be decided in accordance with the latest edition of Roberts' Rules of Order, revised, for deliberative assemblies.

XIII. SUSPENSION OF RULES:

Any rule of the Town Board may at any time be temporarily suspended for special reasons by a majority vote of all of the members of the Town Board present at a meeting thereof. No permanent alteration may be made except by resolution in writing duly filed with the Town Clerk prior to the meeting at which such amendment is introduced.

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

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Appointment – Planning Board Chairman

Councilman Miscione offered the following Resolution for adoption, seconded by Councilman Woodland:

(RESOLUTION NO. 21 OF 2015)

RESOLVED that the New Hartford Town Board does here re-appoint Elis J. DeLia as Chairman of the Planning Board for a one (1) year term commencing January 1, 2015, and ending December 31, 2015.

The Town Supervisor polled the Town Board members who voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Appointment – Zoning Board of Appeals Chairman

Councilman Woodland offered the following Resolution for adoption, seconded by Councilman Miscione:

(RESOLUTION NO. 22 OF 2015)

RESOLVED that the New Hartford Town Board does here re-appoint Randy Bogar as Chairman of the Zoning Board of Appeals for a one (1) year term commencing January 1, 2015, and ending December 31, 2015.

The Town Supervisor polled the Town Board members who voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Police Commission member appointment

Councilman Woodland appointed James C. Brown, Fourth Ward, whose appointment as a Police Commissioner had expired on December 31, 2014; and the Town Board concurred with said appointment to a five- (5) year term commencing January 14, 2015 and ending December 31, 2019; seconded by Councilman Messa.

Appointment – Board of Assessment Review

Councilman Miscione then introduced the following Resolution for adoption; seconded by Councilman Woodland:

(RESOLUTION NO. 23 OF 2015)

WHEREAS, the term of office of Jonathon Purdy as a member of the Board of Assessment Review had expired on September 30, 2014; and

WHEREAS, the Town had posted the position on its web site and Mr. Purdy submitted his request to be re-appointed;

NOW, THEREFORE, BE IT RESOLVED that the New Hartford Town Board does hereby re-appoint Jonathon Purdy as a member of the Board of Assessment Review effective January 14, 2015, and for a five (5) year term ending September 30, 2019.

A roll call vote was duly held and resulted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Appointments – 2015 Town Board Standing Committees

The Town Supervisor asked the Board members to review their 2014 appointments as Standing Committee members and noted that the 2015 appointments would be finalized at the February 2015 Town Board meeting.

Board of Ethics

Councilman Miscione then offered the following Resolution for adoption; seconded by Councilman Messa:

(RESOLUTION NO. 24 OF 2015)

RESOLVED that the New Hartford Town Board does hereby confirm that Ralph B. Humphreys, David Corr and Councilman Woodland were appointed to the Board of Ethics by Resolution No. 11 adopted January 8, 2014, to serve at the Pleasure of the Town Board, and that these appointments shall remain unless otherwise amended in the future.

Upon roll call, the Board members voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Appointments – Advisory Committee on Public Works and Sewer

Highway Superintendent Sherman requested that the appointments to his Advisory Committees be postponed until the February 2015 Town Board meeting. There are at least two (2) vacancies.

Appointments – Advisory Committee on Parks and Recreation

Councilman Miscione offered the following Resolution for adoption; seconded by Councilman Messa:

(RESOLUTION NO. 25 OF 2015)

RESOLVED that the Town Board of the Town of New Hartford does hereby re-appoint Anthony (Omar) Massoud, Jerome Pitarresi and John Pryor as Members of the ***Advisory Committee on Parks and Recreation***, all for three-year terms commencing January 1, 2015, and terminating December 31, 2017.

The Town Supervisor polled the Board members who voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Appointment – Advisory Committee on Senior Citizen Services

The following Resolution was introduced for adoption by Councilman Miscione; seconded by Councilman Woodland:

(RESOLUTION NO. 26 OF 2015)

RESOLVED that the New Hartford Town Board does hereby appoint the following individuals to serve as Members of the ***Advisory Committee on Senior Citizen Services*** for a one-year term beginning January 1, 2015, and ending December 31, 2015:

- John Leech - New Hartford Senior Citizen
- Gerald Donovan - New Hartford Senior Citizen
- Joseph Pintar - New Hartford Senior Citizen
- Kathy Contino - Acacia Village
- Linda Avolio - Masonic Home
- Mary Welch, Mgr. - Oxford Town Apartments
- Carol Jubenville - Director/Sunset Wood Apartments and Pastor/New Hartford First Methodist Church
- Eileen Spellman - Senior Center Coordinator
- Fr. Kevin Bunger - Pastor/St. John the Evangelist Church
- Princia Benson - Oneida County OFA

REGULAR TOWN BOARD MEETING
January 14, 2015
Page 35 of 41

- Clair Murad - Presbyterian Home Social Worker
- David M. Reynolds - Councilman – Third Ward
- Paul Miscione - Councilman – Second Ward

The Board members voted upon roll call:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

Training School – Town Clerk-Registrar, Tax Collection, Records Management

Upon request of the Town Clerk, the following Resolution was introduced for adoption by Councilman Messa and duly seconded by Councilman Miscione:

(RESOLUTION NO. 27 OF 2015)

WHEREAS, Section 77-b of the General Municipal Law allows the governing board of municipalities to authorize any officer or employee to attend a convention, conference or school conducted for the betterment of such municipality;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of New Hartford does hereby grant permission to Town Clerk Gail Wolanin Young to attend the 33rd Annual New York State Town Clerks Association Conference from April 26 through April 29, 2015, in Rochester, New York, with expenses to be borne by said Town as budgeted; and be it

FURTHER RESOLVED that the Town Clerk be, and she hereby is, authorized to attend the business/educational meetings of the Oneida County Association of Town Clerks and State-sponsored Workshops on Records Management and Vitals Statistics during fiscal year 2015, with incidental expenses to be borne by said Town as budgeted.

The Resolution was voted upon by roll call as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye
Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

2015 Salary Schedule

The Personnel Technician had provided the list of salaries coincide with the 2015 approved budget; therefore, Councilman Woodland offered the following Resolution for adoption, seconded by Councilman Messa:

(RESOLUTION NO. 28 OF 2015)

WHEREAS, Town Law, Section 27, provides that the Town Board of each town shall fix, from time to time, the salaries of all officers, officials and employees of said town, whether elected or appointed, and determine when the same shall be payable.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of New Hartford does hereby approve and establish the following **Schedule of 2015 Salaries** for the employees and officials of the Town of New Hartford, payable in the manner designated:

2015 Salaries

WHEREAS, Town Law, Section 27, provides that the Town Board of each town shall fix, from time to time, the salaries of all officers, officials and employees of said town, whether elected or appointed, and determine when the same shall be payable;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of New Hartford does hereby approve and establish the following Schedule of 2015 Salaries for the employees and officials of the Town of New Hartford, payable in the manner designated:

<u>Title and Name</u>	<u>2015 Base</u>	<u>2015 Salary</u>	<u>Manner of Payment</u>
Councilman James Messa		\$ 6,350	bi-weekly
Councilman Paul Miscione		\$ 6,350	bi-weekly
Councilman David M. Reynolds		\$ 6,350	bi-weekly
Councilman Richard B. Woodland, Jr.		\$ 6,350	bi-weekly
Town Justice Kevin Copeland		\$18,504	bi-weekly
Senior Justice William Virkler		\$ 2,800	bi-weekly
Town Justice William M. Virkler		\$18,504	bi-weekly
Clerk to Court Justice Gertrude Pick	\$15.11/hr		bi-weekly
Court Attendant Raymond Hamo	\$30.08/hr		bi-weekly
Court Attendant vacant	\$30.08/hr		
Clerk to Court Justice Dorothy Spina	\$15.11/hr		bi-weekly
Part-time Clerk Jeffery Emerson	\$10.30/hr		bi-weekly
Supervisor Patrick M. Tyksinski		\$15,240	bi-weekly
Deputy Town Supervisor Matthew Bohn		\$ 1,030	bi-weekly

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 37 of 41

Account Clerk Carol Ryan	\$24.16/hr		bi-weekly
Finance Director Daniel Dreimiller		\$39,254	bi-weekly
Account Clerk Janice O'Sullivan	\$18.54/hr		bi-weekly
Assessor Darlene Abbatecola	\$27.45/hr		bi-weekly
Real Property TSA Teresa Webb	\$15.19/hr		bi-weekly
Assessor Temporary Clerk Margaret Jones	\$11.00/hr		bi-weekly
BAR Member Krista Pembroke		\$ 400	annually
BAR Chairman Duane C. Farr		\$ 500	annually
BAR Member James P. Varieur		\$ 400	annually
BAR Member Byron W. Elias		\$ 400	annually
BAR Member Jonathan Purdy		\$ 400	annually
Town Clerk/Receiver Gail Wolanin Young		\$47,757	bi-weekly
Deputy Town Clerk I Melody K. Fancett	\$13.92/hr		bi-weekly
Deputy Town Clerk II Rebecca A. Empey	\$11.62/hr		bi-weekly
Clerk Part-time (vacant)	\$ /hr		bi-weekly
Personnel Technician II Barbara Schwenzfeier	\$27.60/hr		bi-weekly
Town Attorney Herbert J. Cully		\$56,228	bi-weekly
Cleaner Part-time Bernard Green	\$10.70/hr		bi-weekly
*Police Chief Michael Inserra	\$49.81/hr	All Police	bi-weekly
*Police Lieutenant Timothy O'Neill	\$43.09/hr)		
*Police Officer Andrew Allen	\$32.74/hr)		
*Police Officer Peter Allen	\$31.66/hr)		
*Police Officer Annemarie Brelinsky	\$27.24/hr)		
*Police Officer W. Jason Freiburger	\$31.66/hr)		
*Police Officer Justin Gehringer	\$31.23/hr)		
*Police Officer Daniel G. Herman	\$31.42/hr)		
*Police Officer James Hyatt II	\$31.04/hr)		
*Police Officer Thomas Hulser	\$31.04/hr)		
*Police Officer Andrew Miller	\$31.95/hr)		
*Police Officer Brad Pietryka	\$33.32/hr)		
*Police Officer Patrick Sacco	\$30.41/hr)		
*Police Officer Jordan Spinella	\$31.86/hr)		
*Police Officer Shane Yoxall	\$30.61/hr)		
*Police Officer Part-time Scott Adsit	\$30.22/hr)		
*Police Officer Part-time Daniel Buley	\$30.22/hr)		
*Police Officer Part-time Robert Philo	\$30.22/hr)		
*Police Officer Part-time Jason Livingston	\$30.22/hr)		
*Police Officer Part-time Michael Reilly	\$30.22/hr)		
*Police Officer Part-time Richard Wehrle	\$30.22/hr)		
*Police Officer Part-time Joseph Zwijacz	\$30.22/hr)		
*Police Sergeant Peter Colburn	\$37.98/hr)		
*Police Sergeant Ronald Fontaine, Jr.	\$37.69/hr)		
*Police Sergeant Michael Kowalski	\$37.07/hr)		
*Police Sergeant Matthew Sica III	\$36.25/hr)		
School Crossing Guard Rosemari Bennett	\$10.06/hr		bi-weekly
School Crossing Guard David Burnham	\$10.06/hr		bi-weekly
School Crossing Guard Deborah Green	\$10.06/hr		bi-weekly
School Crossing Guard MaryAnn Jordan	\$10.06/hr		bi-weekly
School Crossing Guard Susan Jordan	\$10.06/hr		bi-weekly
School Crossing Guard Jacqueline Mosakowski	\$10.06/hr		bi-weekly
School Crossing Guard Part-time Tina Ryan	\$10.06/hr		bi-weekly

REGULAR TOWN BOARD MEETING
 January 14, 2015
 Page 38 of 41

School Crossing Guard Part-time (Subs):		
Paul Lewis	\$10.06/hr.	bi-weekly
James Wilcox	\$10.06/hr	bi-weekly
Mary C. Wilcox	\$10.06/hr	bi-weekly
**Senior Account Clerk Typist Michele Moran	\$19.84/hr	bi-weekly
**Senior Clerk Amy Topor	\$19.69/hr	bi-weekly
**Senior Typist Susan M. Donnenwirth	\$15.88/hr.	bi-weekly
Animal Control Officer Nicholas J. Morosco	\$21.92/hr	bi-weekly
ACO Part-time Jeffery Madden	\$13.85/hr	bi-weekly
ACO Part-time Vacant	\$13.85/hr	bi-weekly
Clerk Candy J. Currier	\$15.21/hr	under negotiations
Highway Superintendent Richard Sherman		\$47,720
Clerk Part-time Janet Bennett	\$8.47/hr	bi-weekly
Clerk Part-time Bernard Green	\$8.47/hr	bi-weekly
Clerk Part-time	\$ /hr	bi-weekly
Meal Site Manager Sub Marjorie Anweiler	\$12.73/hr	bi-weekly
Clerk Sub Marjorie Anweiler	\$8.98/hr	bi-weekly
Food Service Helper Part-time John "Jack" Jecko	\$10.70/hr	bi-weekly
Food Service Helper Carolyn Burney	\$9.82/hr	bi-weekly
Food Service Helper Sub Cheryl Kupiec	\$8.22/hr	bi-weekly
Meal Site Manager Part-time Theresa Hock	\$12.73/hr	bi-weekly
Senior Citizen Center Coordinator M. Eileen Spellman	\$20.97/hr	bi-weekly
Clerk Typist Maureen Owens	\$19.88/hr	*under negotiations
Youth Employment Director Maureen Owens		\$6,320
Director of Recreation Center John C. Cunningham	\$25.33/hr	*under negotiations
Director of Recreation Programs Michael Jeffery	\$31.28/hr	bi-weekly
Laborer Sheldon Gordon	\$11.78/hr)	* all under
Recreation Maintenance Worker Michael K. Natale	\$16.08/hr)	negotiations
Recreation Maintenance Worker John Randall	\$16.08/hr)	bi-weekly
Recreation Maintenance Worker James Miller	\$14.45/hr)	bi-weekly
Working Supervisor Brian Jenny	\$20.73/hr)	bi-weekly
Working Supervisor James R. Campbell	\$17.55/hr)	bi-weekly
Registrar of Vital Statistics Gail Wolanin Young		\$12,491
Deputy Registrar of Vital Statistics Shelby Bohling	\$12.29/hr	bi-weekly
Assistant Codes Enforcement Officer Thomas Rowlands	\$21.86/hr	bi-weekly
Codes Enforcement Officer Joseph A. Booth	\$45.86/hr	bi-weekly
Zoning Enforcement Officer Part-time Carmen Anthony Luppino	\$21.86/hr	bi-weekly
Codes Enforcement Officer Part-time Anthony Klimek		\$31,827
Office Specialist I Part-time Dolores B. Shaw	\$11.66/hr	bi-weekly
Zoning Board of Appeals Chairman		

REGULAR TOWN BOARD MEETING

January 14, 2015

Page 39 of 41

Randy Bogar	\$ 2,500		semi-annual
ZBA Member Frederick Kiehm	\$ 1,250		semi-annual
ZBA Member John Montrose	\$ 1,250		semi-annual
ZBA Member Lenora Murad	\$ 1,250		semi-annual
ZBA Member Byron W. Elias	\$ 1,250		semi-annual
ZBA Member Timothy Tallman	\$ 1,250		semi-annual
ZBA Member Karen Stanislaus	\$ 1,250		semi-annual
ZBA Secretary Dolores B. Shaw	\$11.66/hr		bi-weekly
Planning Board Chairman Elis J. DeLia	\$ 2,500		semi-annual
Planning Board Member William C. Morris II	\$ 1,250		semi-annual
Planning Board Member G. Brymer Humphreys	\$ 1,250		semi-annual
Planning Board Member Elisabetta DeGironimo	\$ 1,250		semi-annual
Planning Board Member Julius V. Fuks, Jr.	\$ 1,250		semi-annual
Planning Board Member Margaret Rotton	\$ 1,250		semi-annual
Planning Board Member Heather Mowat	\$ 1,250		semi-annual
Planning Board Secretary Dolores B. Shaw	\$11.66/hr		bi-weekly
Automotive Mechanic Gerald Webb	\$29.49/hr)	Currently	bi-weekly
Automotive Mechanic William Bell	\$22.95/hr)		bi-weekly
Heavy Equipment Operators:			
Michael L. Coonradt	\$24.38/hr)		bi-weekly
Vacant	\$...../hr)		bi-weekly
Corey Halpin	\$24.26/hr)	Under	bi-weekly
William Marshall	\$25.72/hr)		bi-weekly
Kevin W. Martin	\$24.67/hr)		bi-weekly
Christopher R. Moran	\$24.26/hr)		bi-weekly
Norman Naber	\$25.15/hr)		bi-weekly
Michael Roberts	\$24.62/hr)	Union	bi-weekly
Michael Smoulcey	\$24.26/hr)		bi-weekly
Laborer Christopher Budlong	\$15.15/hr)		bi-weekly
Laborer James Hinman	\$14.72/hr)		bi-weekly
Laborer Kevin Mathews	\$15.09/hr)		bi-weekly
Laborer Jeramy Waterman	\$14.44/hr)	Negotiations	bi-weekly
Laborer (vacant)	\$14.20/hr)		bi-weekly
Laborer Thomas Smith	\$14.32/hr)		bi-weekly
Motor Equipment Operator			
Jesse Conhaim	\$20.76/hr)		bi-weekly
Bryon Rich	\$20.76/hr)	Expired	bi-weekly
Joseph G. Fletcher	\$23.12/hr)		bi-weekly
Keith Gehringer	\$20.82/hr)	12/31/20	bi-weekly
Jeffery M. Mundrick	\$21.06/hr)		bi-weekly
Thomas S. Panzone, Jr.	\$21.00/hr)		bi-weekly
Brian Smith	\$20.88/hr)		bi-weekly
Timothy Solan	\$21.12/hr)		bi-weekly
Sewer Superintendent Richard Sherman		\$17,280	bi-weekly

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

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Messa	-	Aye

Councilman Woodland	-	Aye
Supervisor Tyksinski	-	Aye.

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

EXECUTIVE SESSION

Councilman Miscione introduced the following Resolution for adoption and Councilman Messa seconded same:

(RESOLUTION NO. 29 OF 2015)

RESOLVED that the New Hartford Town Board does hereby move to enter into an Executive Session to discuss the Town's strategy in the matter of the Sangertown Square Mall tax certiorari vs. the Town, Highway Department union negotiations and a small claims case vs. the Town.

A roll call vote ensued:

Councilman Miscione	-	Aye
Councilman Reynolds	-	ABSENT
Councilman Woodland	-	Aye
Councilman Messa	-	Aye
Supervisor Tyksinski	-	Aye.

Thereafter, the Resolution was declared unanimously carried and duly ***ADOPTED***. All persons present, including the news media and Department Heads, were then excused from the meeting at 8:03P.M. The Town Attorney and Deputy Supervisor remained for the Executive Session.

END OF EXECUTIVE SESSION

Councilman Miscione then offered the following Resolution for adoption and Councilman Messa seconded same:

(RESOLUTION NO. 30 OF 2015)

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 Miscione	-	Aye
Councilman Reynolds	-	Aye

Councilman Woodland - Aye
Councilman Messa - Aye
Supervisor Tyksinski - Aye.

The Supervisor declared the Resolution unanimously carried and duly **ADOPTED**; the Executive Session ended at 8:45 P.M. The regular portion of the Town Board meeting was immediately reconvened and the public re-invited to the meeting.

Training – Planning Board member

Upon request of Elisabetta DeGironimo, the following Resolution was introduced for adoption by Councilman Messa and duly seconded by Councilman Miscione:

(RESOLUTION NO. 31 OF 2015)

WHEREAS, Section 77-b of the General Municipal Law allows the governing board of municipalities to authorize any officer or employee to attend a convention, conference or school conducted for the betterment of such municipality;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of New Hartford does hereby grant permission to Elisabetta DeGironimo, Planning Board member, to attend the Saratoga County Planning & Zoning Conference on Wednesday, January 28, 2015, in Saratoga, New York, with expenses to be borne by said Town as budgeted; registration is Seventy Dollars (\$70).

The Resolution was voted upon by roll call as follows:

Councilman Miscione - Aye
Councilman Reynolds - ABSENT
Councilman Woodland - Aye
Councilman Messa - Aye
Supervisor Tyksinski - Aye.

Thereafter, the Resolution was 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 8:47 P.M.

Respectfully submitted,

Gail Wolanin Young, Town Clerk