

**REGULAR MEETING OF THE TOWN BOARD  
OF THE TOWN OF NEW HARTFORD, NEW YORK  
HELD AT BUTLER MEMORIAL HALL IN SAID TOWN  
ON WEDNESDAY, DECEMBER 14, 2016, AT 6:00 P.M.**

Town Supervisor Patrick Tyksinski 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 PRESENT:**

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

**OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:**

Assessor Darlene Abbatecola  
Code Enforcement Officer Joseph Booth  
Deputy Supervisor Matthew Bohn  
Director of Recreation Center John C. Cunningham  
Finance Director Daniel Dreimiller  
Highway Superintendent Richard C. Sherman  
Police Chief Michael S. Inserra  
Town Attorney Herbert J. Cully  
Town Clerk Gail Wolanin Young

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

MINUTES

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

**(RESOLUTION NO. 187 OF 2016)**

**RESOLVED** that the New Hartford Town Board does hereby accept and approve as submitted the minutes of the Special Town Board meeting held October 27, 2016, and the minutes of the Regular Town Board meeting held November 9, 2016, and does further waive the reading of the same.

Upon roll call, the Board members voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye

Councilman Messa - Aye  
 Supervisor Tyksinski - Aye.

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

**PUBLIC PRESENTATIONS/COMMENTS**

The Town Supervisor inquired if anyone present wished to address the Town Board; people have three (3) minutes to present their matter(s). No one came forth to speak.

**REPORTS OF TOWN OFFICIALS BY STANDING COMMITTEE CHAIRMAN**

**Parks & Recreation Committee – Councilman Reynolds**

**Budget Transfers**

Upon request of Recreation Center Director Cunningham, Councilman Reynolds offered the following Resolution for adoption; seconded by Councilman Miscione:

**(RESOLUTION NO. 188 OF 2016)**

**RESOLVED** that the Town Board of the Town of New Hartford does hereby approve and authorize the Finance Department to make the following 2016 Budget adjustments for the accounts listed:

<u>Parks Dept</u>	<u>Account No.</u>	<u>Current Budget Amt</u>	<u>Proposed Budget Amt</u>	<u>Increase (Decrease)</u>
Swim				
Contractual	AA7230.04	\$ 5,000	\$ 4,577	(\$ 423)
Playground				
Seasonal Emp	AA7140,11	\$ 55,000	\$ 52,643	(\$ 2,357)
Swim Seasonal				
Employees	AA7230.1	\$ 14,830	\$ 17,610	\$ 2,780)
<u>Purpose: to eliminate deficit balances in accounts</u>				
Playground				
Contractual	AA7140.4	\$ 10,200	\$ 8,210	(\$ 1,990)
Parks Seasonal				
Employees	AA7110.14	\$ 20,000	\$ 20,086	\$ 86
Rec Center				
Seasonal Emp	AA7020.14	\$ 13,500	\$ 15,404	\$ 1,904
<u>Purpose: to eliminate deficit balances in accounts</u>				
Railroad	AA7110.43	\$ 2,600	\$ 1,800	(\$ 800)
Parks Overtime	AA7110.16	\$ 7,000	\$ 6,262	(\$ 738)
Rec Center				
Overtime	AA7020.13	\$ 11,000	\$ 12,538	\$ 1,538
<u>Purpose: to eliminate deficit balances in accounts</u>				

A roll call vote was duly held as follows:

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

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

Public Works & Sewer Committee – Councilman Messa

***Tibbitts-Oxford Road intersection***

Councilman Messa and Police Chief Inserra have been communicating with the Oneida County Department of Public Works regarding the Tibbitts-Oxford Roads intersection (both County owned roads). While there is not a high ratio of motor vehicle accidents at this location, there is a severity of multiple T-bone accidents with substantial property damage and serious injury involved; a majority of accidents involve ice. Oneida County will install a beacon light for eastbound traffic on Tibbitts Road and wants the Town to install a similar light for westbound traffic on Tibbitts Road. Cost to the Town for one-solar powered beacon to highlight the STOP sign is approximately \$3,000. The Town would maintain the beacon light for the westbound Tibbitts Road traffic. Of utmost concern is the public safety. Thereafter, Councilman Messa introduced the following Resolution for adoption and Councilman Reynolds seconded same:

**(RESOLUTION NO. 189 OF 2016)**

**RESOLVED** that the New Hartford Town Board does hereby agree to and authorize the purchase and installation of one (1) solar-powered beacon light for westbound Tibbitts traffic at the Tibbitts-Oxford Road intersection, at an estimated purchase cost of Three Thousand Dollars (\$3,000), the purpose of which is to highlight the STOP sign for westbound Tibbitts Road traffic; and be it

**FURTHER RESOLVED** that said Town Board does hereby put Oneida County on notice that the Town of New Hartford is aware of multiple accidents on their roads (Tibbitts and Oxford Road), at their intersection and that the whole Kellogg Road corridor, including the Hannaford-WalGreens intersection, is a disaster with multiple accidents, diminished lanes and people walking along the road. The Town urges Oneida County to expedite their plans for improving the public safety along this corridor.

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Oneida County Legislator James D’Onofrio, who represents the Town, confirmed that the County does have plans to improve the Kellogg Road area. A roll call vote was duly held and resulted as follows:

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

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

**Sales tax - Redistribution**

Oneida County Legislator D’Onofrio stated that the County Executive had formed a committee which would make recommendations on his draft plan for redistribution of sales tax revenue in a more equitable manner. In order for this to go forward, all the cities in Oneida County would have to be included in this endeavor and agree not to pre-empt. If the cities don’t agree, the matter goes nowhere. Ultimately, the County Board of Legislators would have to approve any change. Discussion included consolidation and shared services among the municipalities in Oneida County. Legislator D’Onofrio stated that if the Town of New Hartford were to become a city, it would bankrupt most of the towns in Oneida County.

**Sidewalks – Elm Street to Oneida Street**

Councilman Messa had been contacted by Joseph Handzel of Elm Street, Chadwicks, inquiring about the possibility of extending sidewalks on Elm Street near the Sauquoit Creek bridge toward Oneida Street. At one time there was a Sidewalk Committee but that has not been active. The Highway Superintendent will be consulted on this matter.

**Public Safety & Courts Committee – Supervisor Tyksinski**

**Agreement – 2017 Animal Control Service/Kirkland**

Upon recommendation of the Police Chief, Councilman Miscione offered the following Resolution for adoption; seconded by Councilman Messa:

**(RESOLUTION NO. 190 OF 2016)**

**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 the Town of Kirkland, wherein the Town of New Hartford will provide animal control services to the Town of Kirkland during calendar year 2017, in accordance with the terms and conditions set forth therein.

A roll call vote ensued:

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

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

**Agreement – 2017-2018 Emergency Care: Dogs and Cats**

Upon recommendation of the Police Chief, Councilman Miscione offered the following Resolution for adoption; seconded by Councilman Messa:

**(RESOLUTION NO. 191 OF 2016)**

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 the Waterville Veterinary Clinic, wherein said Waterville Veterinary Clinic will provide emergency care for dogs and cats in the Town of New Hartford during calendar years 2017 and 2018, in accordance with the terms and conditions set forth in said Agreement.

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

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

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

**Agreement – Stevens-Swan Humane Society / 2017 Sheltering services**

The following Resolution was introduced by Councilman Miscione and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 192 OF 2016)**

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 the Stevens-Swan Humane Society, wherein the Humane Society will

provide sheltering only for dogs and cats which are picked up within the Town of New Hartford during calendar year 2017, and as more fully set forth in said Agreement to be filed in the Town Clerk's Office.

A roll call vote ensued:

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

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

Public Safety & Courts Committee – Supervisor Tyksinski

**Appointment – Part-time Police Officer**

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

**(RESOLUTION NO. 193 OF 2016)**

**RESOLVED** that the Town Board of the Town of New Hartford does hereby appoint Philip T. Brockway as a Part-time Police Officer, effective January 2, 2017, at the hourly rate of Thirty-one Dollars and Thirteen Cents (\$31.13), payable bi-weekly; said appointment fills the vacancy that has existed since April 2, 2016, when Jeffrey Emerson was promoted to a full-time Police Officer position.

The Supervisor polled the Board members who voted as follows:

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

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

**Declaration of Surplus Vehicle – Authorization to Sell**

Upon request of the Police, the following Resolution was offered for adoption by Councilman Miscione and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 194 OF 2016)**

**RESOLVED** that the Town Board of the Town of New Hartford does hereby declare as surplus one 2011 Ford Crown Victoria, VIN 2FABP7BV5BX159676, a former Police Department vehicle; and be it

**FURTHER RESOLVED** that the aforesaid vehicle shall be placed for sale through Auctions International and once sold, the Town Clerk's office shall be notified and shall arrange to terminate insurance coverage on said vehicle.

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

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

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

Town Clerk Committee – Councilman Woodland

**2017 Oneida County Youth Employment Grant Application**

Councilman Woodland offered the following Resolution for adoption; seconded by Councilman Reynolds:

**(RESOLUTION NO. 195 OF 2016)**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to sign the 2017 Oneida County Youth Bureau Service Agreement as it relates to the Youth Employment Program.

In response to Councilman Woodland's inquiry, the Supervisor confirmed that the Youth Employment Program had been transferred to the Town Clerk's Office in 2016, from the Parks Department.

The Town Board members voted as follows:

Councilman Miscione	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Messa	-	Aye

Supervisor Tyksinski - Aye.

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

MATTERS SUBMITTED BY COUNCILMEN / TOWN ATTORNEY

Councilman Miscione

**Electrical Inspector Fees**

As discussed at the November 2016 Town Board meeting, the Town Attorney will prepare a local law, subject to a public hearing, to change the fees for Electrical Inspectors who perform work in the Town. This is expected to be an agenda item for the January 2017 Town Board meeting.

MATTERS SUBMITTED BY TOWN SUPERVISOR

**Grange Hill Road Stormwater Drainage Project**

The Town Supervisor confirmed that the Town has an agreement from the Oneida County Soil & Water Agency wherein they will do the permitting for the Grange Hill Road Stormwater Drainage project for an approximated cost of \$45,640. With the County handling the permitting, the process through NYS Department Conservation will be done quicker than if handled by a private engineer. The Highway Superintendent also stated there is a State Grant for \$100,000 for this project. Supervisor Tyksinski said a capital account would have to be established and bond for “the big stuff”. Thereafter, Councilman Messa introduced the following Resolution for adoption; seconded by Councilman Reynolds:

**(RESOLUTION NO. 196 OF 2016)**

**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 an Agreement between said Town and the Oneida County Soil & Water Agency wherein said Agency will perform the permitting process for the Grange Hill Road Stormwater Drainage Project at an estimated cost of \$45,640, and does further authorize and direct the Town Supervisor to execute all necessary legal documents with regard to the State Grant in the amount of \$100,000 for the said Project.

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

Councilman Miscione - Aye  
Councilman Reynolds - Aye  
Councilman Woodland - Aye



Councilman Messa - Aye  
Supervisor Tyksinski - Aye.

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

Financial:

**Audit of Vouchers**

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

**(RESOLUTION NO. 197 OF 2016)**

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

Street Lighting Abstract #11	
Vouchers SL12	\$ 9,158.95
Highway Fund Part-Town Abstract #17	
Vouchers DB713	\$ 918.80
Highway Fund Part-Town Abstract #17	
Vouchers DB714-DB715; DB717-DB815	\$ 75,079.72
General Fund Part-Town Abstract #24	
Vouchers BB144-BB152	\$ 4,086.71
General Fund Part-Town Abstract #25 VOID	
Voucher BB153	(\$ 5,728.34)
General Fund Part-Town Abstract #25A	
Vouchers BB154-BB155	\$ 5,728.34
General Fund Part-Town Abstract #26	
Vouchers BB156-BB158	\$ 638.34
General Fund Part-Town Abstract #27	
Vouchers BB159-BB170	\$ 1,317.72
General Fund Whole-Town Abstract #26	
Vouchers A1214-A1225	\$ 37,321.37
General Fund Whole-Town Abstract #27	
Vouchers A1226-A1238	\$ 82,700.84
General Fund Whole-Town Abstract #28	
Vouchers A1239-A1343	\$ 59,904.00
General Fund Part-Town Police Abstract #24	
Vouchers BP243-BP245	\$ 45,195.98
General Fund Part-Town Police Abstract #25	

Vouchers BP246-BP247	\$ 4,418.96
General Fund Part-Town Police Abstract #26	
Vouchers BP248-BP268	\$120,476.81
Trust & Agency Fund Abstract #37	
Vouchers TT207-TT209	\$ 11,023.65
Trust & Agency Fund Abstract #38	
Vouchers TT210-TT216	\$ 8,071.75
Trust & Agency Fund Abstract #39	
Vouchers TT217	\$ 871.87
Trust & Agency Fund Abstract #40	
Vouchers TT218-TT225	\$ 7,431.57
Sewer Fund Abstract #25	
Vouchers SS89	\$ 1,528.83
Sewer Fund Abstract #26	
Vouchers SS90	\$ 65.97
Sewer Fund Abstract #27	
Vouchers SS91	<u>\$116,556.66</u>
<b>TOTAL:</b>	<b>\$ 592,496.84</b>

Finance Director Dreimiller confirmed that the Bookkeeper had a printing problem and had to void Abstract No. 25 from General Fund Part-Town (-\$5,728.34) and reprint it as Abstract No. 25a from General Fund Part-Town (\$5,728.34). The Town Supervisor polled the Board members who voted as follows:

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

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

**November 2016 Monthly Financial Reports**

None of the Town Board members had any questions relating to the November 2016 monthly financial reports that the Finance Director had submitted to them.

**2016 Budget Adjustments**

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

**(RESOLUTION NO. 198 OF 2016)**

**RESOLVED** that the Town Board of the Town of New Hartford does hereby approve and authorize the Finance Department to make the following 2016 Budget adjustments for the accounts listed:

<u>Highway Dept</u>	<u>Account No.</u>	<u>Current Budget Amt</u>	<u>Proposed Budget Amt</u>	<u>Increase (Decrease)</u>
Sand	DB5142.43	\$ 20,000	\$ 7,466	(\$12,534)
Stone	DB5110.42	\$ 9,000	\$ 10,275	\$ 1,275
Gravel	DB5110.42	\$ 9,000	\$ 9,090	\$ 90
Contractual	DB5110.47	\$ 1,500	\$ 1,669	\$ 169
Repairs	DB5130.04	\$105,000	\$116,000	\$ 11,000

Purpose: to negate over budget situation

Items for Stock	DB5130.43	\$ 20,000	\$ 15,455	(\$ 4,545)
Equipment	DB5130.02	\$ 0	\$ 4,545	\$ 4,545

Purpose: to purchase Viking wings on Trucks #83 and #86 that are 15+ years old

<u>Police Dept</u>	<u>Account No.</u>	<u>Current Budget Amt</u>	<u>Proposed Budget Amt</u>	<u>Increase (Decrease)</u>
Equipment	BP3120.02	\$ 106,700	\$ 143,700	\$ 37,000*
*\$25K from DCJ Services Grant; \$12K from Personal Services to equipment				
Personal Services	BP3120.01	\$1,656,487	\$1,644,487	(\$ 12,000)
Revenue-Grant				
DCJ Services	BP3089.9	\$0	\$25,000	\$25,000

Purpose: to purchase radar equipment for Police Department

The Board members voted upon roll call, as follows:

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

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

**Budget Line Item AA1940.4 – Payments to County**

In response to the Town Board inquiry at the November 2016 meeting, the Town Finance Director contacted the Oneida County Finance Department to determine what payments were included in the Town's budget line item AA1940.4, payments to County. Twenty-one (21) tax bills in the name of Oneida County Board of Legislators remained unpaid at the end of the tax collection; the County made the Town whole but then asked for reimbursement of the special district (sewer) charge of \$20.00 per parcel. It is believed that none of the 21 parcels have sewer service. The question remains whether to remove the parcels from the assessment/tax rolls, or to change the category so the \$20 sewer fee

is not charged. Also, twenty-three (23) small pieces of property are labeled “Unknown Owner” and several certiorari refunds were included for past years. After some discussion, Councilman Reynolds offered the following Resolution for adoption; seconded by Councilman Miscione:

**(RESOLUTION NO. 199 OF 2016)**

**RESOLVED** that the Town Board of the Town of New Hartford does hereby authorize and direct the Town Assessor to remove the sewer charge on the following tax map parcels, known as “paper” streets, on the assessment/tax rolls:

316.017-2-26	316.017-2-27	316.017-2-28
316.017-2-29	328.010-1-18	328.010-1-41
328.010-2-42	328.010-2-45	328.010-2-46
328.010-2-47	328.010-2-51	328.010-2-52
328.010-2-53	328.010-2-68	328.015-2-20
328.016-5-25	328.016-5-29	328.016-5-30
328.016-5-31	339.005-3-49	328.010-1-49

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

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

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

**Auctions International – Policy on surplus equipment/vehicles**

The Highway Superintendent confirmed that Auctions International is bonded and that said company does receive payment for auctioned items prior to the release of a Certificate of Title. As long as Auctions International is bonded, the Town Attorney determined that the process for auctioning items could continue; that if the purchaser should default on payment, the Town could initiate a claim for payment. Consensus of the Town Board was to continue the sale of surplus items in accordance with past procedure.

**Kotary Skate Sharpening Agreement – Adjustment**

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

**(RESOLUTION NO. 200 OF 2016)**

**WHEREAS**, the Town of New Hartford had eliminated Saturday evening public skating and rearranged public skating hours during the Fall of 2016; and

**WHEREAS**, Mark Kotary of Kotary Hockey, LLC, (dba) Mark Kotary's Hockey Supply, had contacted the Town Supervisor concerning the negative impact this action had on his contract for skate sharpening and rental because his contract was for a specific number of hours;

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby amend the existing contract dated 2016 with Kotary Hockey, LLC by providing said vendor six (6) weeks rent free to compensate for the Town's changing the public skating hours.

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

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

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

**Inter-municipal Agreements to Provide Salt Brine for Snow Removal**

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

**(RESOLUTION NO. 201 OF 2016)**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute Inter-municipal Agreements between the Town of New Hartford and the Towns of Whitestown and Bridgewater and the Village of New York Mills wherein the Town of New Hartford agrees to sell Salt Brine-Magnesium Chloride to said municipalities as per the terms and conditions set forth in said Agreements. To cover the Town's water costs, labor, operation, maintenance costs for the product production, the product will be sold at a cost of Twenty-three (23) cents per gallon which includes the cost of the magnesium chloride and salt utilized in the mix. Plain salt brine will be sold at a cost of Eighteen Cents (\$.18) per gallon. Said Agreement is effective December 1, 2016, and shall remain in effect until terminated or modified in writing by either Town at any time upon written notice.

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

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

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

**Agreements – Ice Control/New Hartford Central School, New York Mills Union Free School District and Village of Yorkville**

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

**(RESOLUTION NO. 202 OF 2016)**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute Agreements between the Town of New Hartford and the Village of Yorkville, New York Mills Union Free School District and New Hartford Central School District, wherein said Town will provide pure salt on an “as-needed” basis to said entities for its utilization on its property or village streets and said entities will pay Fifty-three Dollars and Twenty-one Cents (\$53.21) per ton, as provided and as delivered to a stockpile location within said entity’s jurisdiction; said Agreement shall be for a period commencing on the 1<sup>st</sup> day of November 2016 and terminate on the last day of October 2017, unless sooner terminated for cause as more fully defined in the Agreement.

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

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

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

**Agreements – Fuel/Village of New York Mills, Willowvale Fire Company, New York Mills Union Free School District and the Village of New Hartford Department of Public Works/New Hartford Fire Department**

Upon presentation by the Highway Superintendent, Councilman Miscione offered the following Resolution for adoption; seconded by Councilman Reynolds:

**(RESOLUTION NO. 203 OF 2016)**

**RESOLVED** that the New Hartford Town Board does hereby agree to enter into Agreements with the Village of New York Mills, the Willowvale Fire Company, the New York Mills Union Free School District and the Village of New Hartford Department of Public Works/New Hartford Fire Department for the three (3) year period commencing January 1, 2017, and terminating December 31, 2019, wherein the Town of New Hartford will provide fuel to said entities for utilization in its vehicles belonging to and performing services for said entities, at the rate of the actual purchase cost to the Town plus five cents (\$.05) per gallon; and be it

**FURTHER RESOLVED** that the Town Supervisor is hereby authorized and directed to execute the above-referenced Agreement.

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

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

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

**EXECUTIVE SESSION**

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

**(RESOLUTION NO. 204 OF 2016)**

**RESOLVED** that the New Hartford Town Board does hereby move to enter into an Executive Session to discuss the Town's strategy with union negotiations involving the Highway Department/Assessor's Office and the Police Benevolent Association.

A roll call vote ensued:

Councilman Miscione	-	Aye
Councilman Reynolds	-	Aye
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 7:15 P.M. The Town Attorney and Deputy Supervisor remained for the Executive Session.

***[NOTE: The Town Supervisor provided the following transcription on Thursday, December 15, 2016.]***

**END OF EXECUTIVE SESSION**

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

**(RESOLUTION NO. 205 OF 2016)**

**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.

A roll call vote ensued:

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 7:50 P.M. The regular portion of the Town Board meeting was immediately reconvened and the public was re-invited to attend the Board meeting.

**Ratification of Union Contract for Highway Department/Assessor's Office**

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

**(RESOLUTION NO. 206 OF 2016)**



**RESOLVED** that the New Hartford Town Board does hereby approve the Teamsters Local Union 294 Agreement with the Town of New Hartford and the Town of New Hartford Highway Department and Assessor's Office for the period January 1, 2011 through December 31, 2020, per the proposed Agreement, subject to the Town Attorney approval.

A roll call vote ensued:

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**.

**Ratification of Union Contract for Joseph Corr Police Benevolent Association**

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

**(RESOLUTION NO. 207 OF 2016)**

**RESOLVED** that the New Hartford Town Board does hereby approve the Police Contract for the years 2017 through 2020 based upon the terms outlined in the December 14, 2016, handout, subject to the Town Attorney approval.

Thereafter, the Town Board voted upon roll call:

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**.

**Organizational/Regular Meeting – January 2017**

Consensus of the Town Board was to schedule the organizational and regular meeting of the Town Board in January to be January 11, 2017, at 6:00 P.M. in Butler Memorial Hall.

**ADJOURNMENT**

REGULAR TOWN BOARD MEETING

December 14, 2016

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There being no further business to come before the Town Board, upon motion of Councilman Miscione, seconded by Councilman Messa, the meeting was adjourned at 7:55 P.M.

Respectfully submitted,

Gail Wolanin Young  
Town Clerk