

**REGULAR MEETING OF THE TOWN BOARD OF
THE TOWN OF NEW HARTFORD, NEW YORK,
HELD AT BUTLER MEMORIAL HALL IN THE VILLAGE OF NEW
HARTFORD ON WEDNESDAY, DECEMBER 17, 2003 AT 7:30 P.M.**

The Town Supervisor called the meeting to order at 7:30 P.M. and led those in attendance in the Pledge of Allegiance to the American Flag. The roll was then taken with the following Town Officials and Department Heads being present during the progress of the meeting:

TOWN BOARD MEMBERS: Councilman Donald C. Backman
Councilman John C. Waszkiewicz III
Councilman David W. Butler
Supervisor Ralph B. Humphreys

ABSENT: Councilman Richard B. Woodland, Jr.

OTHER TOWN OFFICIALS: Highway Superintendent Roger A. Cleveland (Arrived at 7:38 P.M.)
Police Chief Raymond Philo (Arrived at 7:37 P.M.)
Town Clerk Gail Wolanin Young, CMC/RMC and
Deputy Town Clerk I Margaret M. Jones

OTHERS: Attorney for the Town, Vincent Rossi, Jr

Thereafter, a quorum was declared present for the transaction of business. Councilman Woodland was absent due to an injury sustained late today.

MINUTES

November 5, 2003 Town Board meeting

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

(RESOLUTION NO. 442 OF 2003)

RESOLVED that the New Hartford Town Board does hereby accept and approve as submitted the minutes of the Regular Town Board meeting held November 5, 2003 and does further waive the reading of the same.

Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye

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Supervisor Humphreys - Aye.

The Resolution was declared unanimously carried and duly adopted.

November 19, 2003 Town Board meeting

As the Town Board had not reviewed these minutes, action was tabled until the next Town Board meeting.

MATTERS SUBMITTED BY COUNCILMEN

COUNCILMAN WASZKIEWICZ:

Agenda items:

- Material storage & office layout analysis –Councilman Waszkiewicz reported that he has an analysis coming, which he believes is a tentative plan for the police department. The Councilman does not have anything definitive and hopefully by the first meeting in January the Councilman hopes to have written reports.
- Higby Road water tank update –Will be discussed in Executive Session, as Vincent Rossi, Attorney for the Town stated that there is new information regarding land acquisition.
- Utility storage and accessory building Code review – The Councilman recalled that a committee was suggested regarding this matter. Councilman Backman stated that the committee met on Monday; Committee members include Councilmen Backman and Woodland, Codes Officer Gerald Back, Deputy Codes Officer Joseph Booth, Chairman of the Zoning Board Gerald Green and Planning Board Chairman Joseph Yagey. Councilman Backman continued that the Committee looked at and identified two (2) areas that were to be looked at (a) accessory buildings and (b) trailers parked in driveways. The committee members first looked at how many cases were referred to the Zoning Board for resolution in the past ten to fifteen (10 – 15) years and the committee found no flurry of business in either of these. The first area the committee looked at was the parking of utility trailers. The Committee did not come up with a way to regulate this matter. The trailers could be seasonal trailers, small trailers or winter trailers and should they be parked to the rear or by the side of the property. Councilman Waszkiewicz has a problem with these trailers especially with the definition of when a utility trailer stops becoming a utility trailer and becomes a storage trailer. The Town Supervisor stated that probably when the trailer is no longer licensed by the Department of Motor Vehicles is when it becomes a storage trailer. Councilman Waszkiewicz district was the only area with a complaint about a utility trailer being parked. Councilman Backman stated that it was the unanimous decision of committee not to recommend rewriting the code

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with the Codes Officer is the arbitrator to make the decision. The committee looked at accessory structures and placement on side of the real property and asked what are accessory structures. The Codes Enforcement Officer Gerald Back stated that by definition an accessory structure is a free standing shed, driveway, pool, deck, etc, detached garage; what would you normally find or not find on a side yard. To that end, the Committee needs to make a list of accessory structures "A" list and an accessory structures "B" list and define structure and place in the appropriate list. The Codes Department will address this matter. The Committee talked about numbers and looked at the Code that Councilman Waszkiewicz had presented from another municipality.

PUBLIC HEARING

8:03 PM

Public Hearing on Local Law Introductory No. "I" of 2003 (Real Property Tax Exemption)

The Supervisor opened the Public Hearing at 8:03 P.M. and the Town Clerk presented the Notice of Public Hearing, Proof of Publication (December 10, 2003 edition of the Observer Dispatch), and Affidavit of Posting. Supervisor Humphreys announced that the purpose of the Hearing was to offer the public an opportunity to speak for or against Local Law Introductory No. "I" of 2003 which, if adopted, would amend the Town Code, Chapter 107 entitled TAXATION, by allowing a partial tax exemption for parent or grandparent living quarters as set forth in Section 469 of the Real Property Tax Law of the State of New York.

The Town Supervisor Humphreys read the Local Law Introductory. Thereafter, he inquired if anyone present wished to speak **in support** of Local Law Introductory No. "I"; no one came forth.

Supervisor Humphreys questioned if anyone present wished to speak **in opposition** to Local Law Introductory No. "I"; no one came forth.

The Town Supervisor further stated that New Hartford Central School would be having their own hearing regarding this matter.

Shirley Riggles asked if there was going to be a penalty for violation of this Local Law and if so, what it would be. The Town Supervisor explained to Ms. Riggles that the owners of the particular properties have to apply each year for this exemption. Attorney Vincent J. Rossi, Jr., explained that there is a perjury statement on the application form and criminal charges could be brought against the owners if they knowingly make any false statements on the application form.

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There having been no one further to speak in the matter, the Supervisor declared the Public Hearing closed at 8:09 P.M.

Adoption – Local Law No. Eight of 2003 – Parent/Grandparent Real Property Tax Exemption

Thereafter, Councilman Waszkiewicz moved that Local Law Introductory No. “I” of 2003 be adopted as Local Law No. Eight of 2003, in the following format; seconded by Councilman Backman:

Town of New Hartford, New York
Local Law No. Eight of 2003

A Local Law to Amend the Code of the Town of New Hartford, **Chapter 107** thereof, entitled **TAXATION**, by adding a new Article VI, Partial Real Property Tax Exemption of Living Quarters for Parent or Grandparent.

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

SECTION 1. Chapter 107 of the Code of the Town of New Hartford, is hereby amended by adding the following new Article:

Article VI
Partial Real Property Tax Exemption of
Living Quarters for Parent or Grandparent

Section 1. Statutory Authority

This article is adopted pursuant to the authority of Real Property Tax Law Section 469. All definitions, terms and conditions of such statute shall apply to this Article.

Section 2. Exemption Granted

The exemption authorized by the said Section 469 is hereby adopted and granted by the Town of New Hartford in accordance with the terms of New York State Real Property Tax Law Section 469.

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.

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SECTION 3. This Local Law shall become effective immediately upon its filing in the Office of the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

Thereafter, Local Law Introductory No. "I" of 2003 was declared unanimously carried and duly adopted as Local Law No. Eight of 2003.

REPORTS OF TOWN OFFICIALS

POLICE CHIEF:

2004 Agreement – Animal Control/Town of Kirkland

Police Chief Raymond Philo presented the Animal Control Services Contract with the Town of Kirkland and reported to the Board Members that the Contract did include an increase vehicle fee to cover additional expenses such as the increase for the cost of gasoline. Upon the Chief's recommendation, Councilman Butler presented the following Resolution for adoption, seconded by Councilman Waszkiewicz:

(RESOLUTION NO. 443 OF 2003)

RESOLVED that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute the Animal Control Services Contract with the Town of Kirkland in the amount of Nine Thousand Three Hundred Seventy-Five Dollars (\$9,371) for fiscal year 2004.

A roll call vote ensued:

Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye

The Resolution was declared unanimously carried and duly adopted.

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HIGHWAY SUPERINTENDENT:

Curbside Trash Collection Violation - Small Claims Court

The Highway Superintendent reported that he was able to recoup from small claims court the Two Hundred Twenty-One Dollars (\$221) that Mr. Darling owed for pick-up of the trash on Elm Street in early July 2003.

Competitive Bids - Backhoe-Loader

The Highway Superintendent reported that four (4) bids were received today on the Backhoe-Loader. There were actually three (3) bidders; however, one company placed two (2) bids on different models. The Superintendent is still canvassing the bids and will have a recommendation in January 2004.

Web Site – 2004 Town Budget

Webmaster Jim Lawrence reported that it is a challenge to get the budget on the Web Site and at the same time to make it understandable or useable by the general public.

MATTERS SUBMITTED BY COUNCILMEN (CONT'D)

COUNCILMAN WASKIEWICZ (CONT'D)

Agenda items:

- *Breakdown of how New Hartford property tax dollars are to be spent for 2004 Budget year either on the tax bill or a separate document* – Councilman Waszkiewicz would like Board consensus to include the pie chart, which was completed as a combined effort of the Bookkeeper, Supervisor and himself, in the tax mailing for 2004. The Councilman has received confirmation from the Tax Receiver Hilarie Elefante that this could be done. Ten Thousand (10,000) of these charts will need to be given to the Tax Receiver by December 23, 2003.
- *E-mail department heads copy of final yearly budget* – Councilman Waszkiewicz recommended that each department head receive by E-mail a copy of the final yearly budget. The Board had no problem with this.
- *Codes issue continued* – Councilman Backman reported that the committee decided on a short list, which needs to be worked on. Councilman Backman stated that if Councilman Waszkiewicz feels more information should be considered, to put the request in writing to the committee.

COUNCILMAN BUTLER

Agenda item:

- *Sears-Galligano Zoning update* – Councilman Butler reported that he is unable to resolve this matter. The Councilman has not heard from the Dorseys.

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Councilman Butler would like to refer this matter to the Attorney Rossi who told the Board that he has reviewed the violation and offered that the Board could authorize him to initiate action in Supreme Court to remove the garage. This action would be expensive and the Judge for the action probably would not approve the removal of the garage. The Board could establish a fine amount payable to the Town, but the neighbors would resolve the matter in Civil Court. Attorney Rossi could start the proceeding and have the Deputy Codes Enforcement Officer Joseph Booth assist. It was the Board's consensus that the Attorney proceed on this matter.

REPORTS OF TOWN OFFICIALS (CONT'D)

HIGHWAY SUPERINTENDENT (CONT'D):

Sewer Problem – Westminister Road

The Highway Superintendent reported that last Thursday, December 11, 2003, there was a sewer problem on Westminister Road. In fact, the problem existed in the Town's Sewer Line and not in the owner's home. However, the owner called his plumber before the Town was contacted and could respond. The owner is now seeking restitution for the expenses he incurred with his plumber for this matter. The Highway Superintendent stated that a year or two ago, a similar problem occurred with a homeowner on Merritt Place. The owners had a plumber over several times before they contacted the Town. If the Town had been contacted immediately the problem would have been determined by the Town and corrected and there would not have been a contractor's bill for this matter. It is the recommendation of Roger Cleveland that he sees no need for the Board to change their philosophy in view of the fact that the same incident had occurred on Merritt Place. The Highway Superintendent feels that the Town should remain consistent and not pay this bill. A discussion was held regarding this bill and the question that arose is "...when is it more economical that the Town not be contacted. The Supervisor suggested splitting the bill with the homeowner. Councilman Waszkiewicz feels that the Town should extinguish the claim by paying as little as possible. Thereafter, Councilman Waszkiewicz presented the following Resolution for adoption; seconded by Councilman Butler:

(RESOLUTION NO. 444 OF 2003)

WHEREAS, on December 11, 2003, a problem occurred in the sewer system at the James Pardee residence located at 13 Westminister Road; and

WHEREAS, Mr. Pardee contacted his private plumber to resolve the problem and incurred an expense of Fifty-Four Dollars (\$54); and

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WHEREAS, the sewer problem actually existed in the Town sewer lines and said problem was subsequently corrected by the Town Highway Department; and

WHEREAS, Mr. Pardee is seeking restitution from the Town in the amount of the Fifty-Four Dollars (\$54), for his plumber's service.

NOW, THEREFORE, BE IT RESOLVED that the Town Board does hereby recommend that the Highway Superintendent be and is hereby authorized to offer to pay as little of this bill as possible to extinguish the claim.

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

Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye

The Resolution was declared unanimously carried and duly adopted.

Petition Street Sign – Stonebridge Street Sign

The Highway Superintendent acknowledged Councilman Waszkiewicz's receipt of a petition to erect a street sign on Stonebridge Road; however, it was noticed the petition was inadequate and the matter was held in abeyance.

MATTERS SUBMITTED BY COUNCILMEN (CONT'D)

COUNCILMAN BACKMAN:

Public Property Sale – 1980 Zamboni Ice Resurfacer

Councilman Backman reported that a high bid was received on E-Bay for One Thousand Five Hundred Twenty-Five Dollars (\$1,525). Thereafter, Councilman Backman presented the following Resolution for adoption; seconded by Councilman Waszkiewicz:

(RESOLUTION NO. 445 OF 2003)

RESOLVED that the Town Board of the Town of New Hartford does hereby accept the E-Bay offer from Frank J. Zamboni & Co., Inc., Paramount, California in the amount of One Thousand Five Hundred Twenty-Five Dollars (\$1,525) and does hereby authorize and direct the Town Supervisor to release the 1980 Zamboni Model 500 Ice Resurfacer, Serial No. 500-3003 to the said highest bidder upon securing the necessary fund in the amount of One Thousand Five Hundred Twenty-Five Dollars (\$1,525), and be it

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FURTHER RESOLVED, that the Town Board does hereby authorize and direct the Town Supervisor to reimburse Councilman Backman filing fees for E-Bay expenses in the amount of approximately Forty Dollars (\$40).

The Board members voted upon roll call:

Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

The Resolution was declared unanimously carried and duly adopted.

MATTERS SUBMITTED BY TOWN SUPERVISOR:

Audit of Vouchers

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

(RESOLUTION NO. 446 OF 2003)

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 ha been duly audited by the Town Board:

General Fund, Whole-Town Abstract No. 46	\$ 23,638.53
General Fund, Whole-Town Abstract No. 47	\$ 617.01
General Fund, Whole-Town Abstract No. 48	\$ 14,921.83,
excluding the voucher from St. John the Evangelist Church for rent in 2004	
General Fund, Part-Town Abstract No. 30	\$ 17,812.93
General Fund, Part-Town Abstract No. 31	\$ 600.00
General Fund, Part-Town Abstract No. 32	\$ 1,992.59
Highway Fund, Part-Town Abstract No. 29	\$ 13,311.52
Highway Fund, Part-Town Abstract No. 30	\$ 117,678.46
Sewer Fund Abstract No. 20	\$ 1,639.53
Sewer Fund Abstract No. 21	\$ 2,876.95
Street Light Abstract No. 14	\$ 7,181.77
Drainage Abstract No. 18	\$ 507.31
Sessions Road Project Abstract No. 3	\$ 8,276.84
Bleachery Ave Bridge Abstract No. 3	\$ 1,524.66
TOTAL:	\$212,579.93

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Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

The Resolution was declared unanimously carried and duly adopted.

Preswick Glen Project

The Town Supervisor reported that all of the documents have not been received as of yet and will need to be reviewed by the Attorney for the Town. This matter will be held over to the next Town Board meeting

Employee Handbook Update – Retirees’ Insurance Eligibility

The Town Supervisor suggested that the Non-Union Employees’ Handbook be updated regarding retirees’ insurance for the non-bargaining unit. The Supervisor suggested increasing the eligibility requirement from ten (10) years of employment to twenty (20) years of employment. The insurance would cover medical but not include dental or optical coverage. Councilman Backman agreed. Councilman Butler stated that he is in favor of adopting the change, but for any newly hired employees starting in January 2004, the Town should eliminate the insurance for retirees, that the Town should take a look at stopping this practice. Councilman Waszkiewicz agreed except that if it’s offered in the union contracts and/or if it would create a potential disparity, it might not be justified. Perhaps this should be fun by the labor and start moving to get more competitive with private sector. The Town Supervisor stated that the Town has eliminated paying Part B of Social Security – even though the Town has never paid out any money. Councilman Backman presented the following Resolution for adoption; seconded by Councilman Waszkiewicz:

(RESOLUTION NO. 447 OF 2003)

RESOLVED that the Town Board does hereby amend the Employee Handbook, prepared by Amtek, and adopted in September 1999 and amended thereafter so that **Section 807 Medical Insurance for Retirees – Eligibility Requirements reads as follows:**

- To be eligible for coverage, the retiree must be age sixty-two or older, must have at least twenty (20) years of full-time employment with the Town, and be an active employee and currently enrolled in the Town health insurance plan, at the time of retirement. In addition, the employee or Elected Official must have

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applied for and been granted a bona-fide retirement benefit from New York State Retirement System. A retired employee and spouse are disqualified from such benefits if the employee is guilty of misconduct (including but not limited to commission of any crime) in the course of Town employment occurring before retirement.

Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

The Resolution was declared unanimously carried and duly adopted.

2003 Year-end Financial Meeting and 2004 Reorganizational Resolutions

The Town Supervisor stated that a special financial closeout meeting needs to be held. Town Board consensus was to hold the meeting on December 31, 2003 at 1:30 P.M. at Butler Memorial Hall.

Training School

Upon request of Bookkeeper Carol Fairbrother, the following Resolution was introduced for adoption by Councilman Backman and duly seconded by Councilman Waszkiewicz:

(RESOLUTION NO. 448 OF 2003)

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 Bookkeeper Carol Fairbrother to participate in a teleconference payroll training session on December 28, 2003. The session is for processing W2's using PACE 4.0 and for producing magnetic media filing for W2's for the IRS as well as for New York State Filing and will run for approximately one and one-half hours (1 ½), with expenses in the amount of One Hundred Fifty Dollars (\$150) to be borne by said Town as budgeted.

The Resolution was voted upon by roll call as follows:

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Councilman Waszkiewicz - Aye
Councilman Woodland - ABSENT
Councilman Butler - Aye
Councilman Backman - Aye
Supervisor Humphreys - Aye.

The Resolution was declared unanimously carried and duly adopted.

2003 Budget Revisions

Upon recommendation of the Bookkeeper, Councilman Backman introduced the following Resolution for adoption; seconded by Councilman Butler:

(RESOLUTION NO. 449 OF 2003)

RESOLVED that the Town Board of the Town of New Hartford does hereby authorize and direct Bookkeeper Carol Fairbrother to make the following revisions in the 2003 Annual Budget, for the purposes indicated:

Codes Enforcement Services-Amend Resolution No. 16 of 2003 dated January 2, 2003

Increase Account	BB8010.15	\$4,000.00
Increase Account	BB8010.04	\$2,000.00
Increase Account	BB20890.0	\$6,000.00

State Work Program-Amend Resolution No. 57 of 2003 dated February 5, 2003

Increase Account	A7110.4	\$1,200.00
Increase Account (Prior Year Revenue)	A2701.0	\$1,200.00

Tibbitts-Snowden Hill Road Water Project-Amend Resolution No. 89 of 2003 dated March 5, 2003

Decrease Account	A1990.4	\$3,500.00
Increase Account	A8030.4	\$3,500.00

Plumbing Inspector-Amend Resolution No. 239 of 2003 dated June 18, 2003

Increase Account	BB8010.19	\$3,750.00
Decrease Account	BB8010.4	\$3,750.00

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Sauquoit Creek Basin Study-Amend Resolution No. 157 of 2003 dated April 2, 2003

Increase Account	A1440.44	\$5,293.00
Increase Account	A2770.2	\$5,293.00

Seasonal Student Working in Accounting Department-Amend Resolution No. 249 of 2003 dated July 2, 2003

Increase Account	A1315.13	\$1,303.94
Decrease Account	A1315.02	\$1,303.95

Board of Assesment and Review Salaries-Amend Resolution No. 246 of 2003 dated July 2, 2003

Increase Account	A1355.13	\$1,406.50
Decrease Account	A1990.04	\$1,406.50

Town Website Update-Amend Resolution No. 254 of 2003 dated July 2, 2003

Increase Account	A1680.04	\$500.00
Decrease Account	A1990.04	\$500.00

Road Paving-Amend Resolution No. 313 of 2003 dated September 17, 2003

Increase Account	DB5031.3	\$67,035.41
Increase Account	DB5112.4	\$67,035.41

Deputy Highway Superintendent Salary

Increase Account	SS8110.11	\$14,342.00
Decrease Account	SS8110.04	\$14,342.00

Highway Employees – Reflective Jackets-Amend Resolution made at December 3, 2003 Town Board Meeting

Because there is no money in Storm Water Culvert Line Account DB5110.43 to purchase reflective jackets for Highway employees, it is recommended that the jackets be purchased out of the Safety Clothing Account DB5110.49.

Digital Camera Donation

Increase Account	B2705.2	\$600.00
Increase Account	B3120.4	\$600.00

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1999 Police Expedition

General PT Account	B2665.0	\$10,397.56
Mitigation Fees-Police Account		\$10,397.56

Upon roll call, the Board members voted as follows:

Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

The Resolution was declared unanimously carried and duly adopted

Twenty-Seven Pay Periods – 2004

The Town Supervisor noted there would be twenty-seven (27) pay periods in the year 2004. This extra pay period occurs about every eight (8) to ten (10) years. The Town Supervisor submitted a list of some salaried and some hourly employees and stated that the salaries should be amortized over the full year. The suggestion is that those employees that are salaried will have their pay divided by twenty-seven (27) pay periods instead of twenty-six (26), which will mean that those employees will receive a smaller paycheck but would receive their full salary in the year 2004. Those employees that are paid hourly will be paid their normal hourly rates. The W-2's will reflect the proper salary at the end of the year. On the recommendation of the Town Supervisor, Councilman Backman presented the following Resolution for adoption; seconded by Councilman Waszkiewicz:

(RESOLUTION NO. 450 OF 2003)

WHEREAS, the year 2004 will contain twenty-seven (27) pay periods instead of the usual twenty-six (26) pay periods;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of New Hartford does hereby authorize and direct that all salaried employees of the Town shall have their 2004 annual salary divided by twenty-seven (27) equal paychecks for the 2004 payroll year and that the hourly employees shall continue to be paid on an hourly basis throughout 2004.

The foregoing Resolution was subject to a vote upon roll call resulting as follows:

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Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

The Resolution was declared unanimously carried and duly adopted

Association of Towns Meeting – February 2004

Supervisor Humphreys informed the Board that reservations for the annual Association of Towns Meeting in New York City need to be made by January 7, 2004. The meeting will be held from February 15-18, 2004.

EXECUTIVE SESSION

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

(RESOLUTION NO. 451 OF 2003)

RESOLVED that the New Hartford Town Board does hereby move to enter into an Executive Session to discuss contract to purchase land and assessment certioraris.

A roll call vote ensued:

Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

Thereafter, the Resolution was declared unanimously carried and duly adopted. All persons present, including the news media, Town Clerk and Deputy Clerk, were then excused from the meeting at 9:18 P.M. Attorney Rossi remained.

[NOTE: The Town Supervisor furnished the following transcript on Thursday, December 18, 2003.]

END OF EXECUTIVE SESSION

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

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(RESOLUTION NO. 452 OF 2003)

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

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

Councilman Waszkiewicz	-	Aye
Councilman Woodland	-	ABSENT
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

The Supervisor declared the Resolution unanimously carried and duly adopted; the Executive Session ended at 10:10 P.M. The regular portion of the Town Board meeting was immediately reconvened.

ADJOURNMENT

There being no further business to come before the Town Board, upon motion duly made by Councilman Butler and seconded by Councilman Waszkiewicz, the meeting was adjourned at 10:11 P.M.

Respectfully Submitted,

Margaret M. Jones
Deputy Town Clerk

Gail Wolanin Young, CMC/RMC
Town Clerk