

**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, JANUARY 18, 2006 AT 6:00 P.M.**

The Town Supervisor called the meeting to order at 6:00 P.M. and led those in attendance in the Pledge of Allegiance to the American Flag. Supervisor Reed, who had attended the New Hartford Fire Department Installation Banquet on January 14, 2006, recognized Councilman David Reynolds who had received the "Ironman Award" and Supervisor Reed acknowledged Councilman Reynolds' twenty-five (25) years of service as New Hartford Fire Chief. The roll was then taken with the following Town Officials and Department Heads being present during the progress of the meeting:

TOWN BOARD MEMBERS: Councilman Robert A. Payne III
Councilman David M. Reynolds
Councilman Richard B. Woodland, Jr.
Supervisor Earle C. Reed

ABSENT: Councilman John C. Waszkiewicz III (out of town on business)

OTHER TOWN OFFICIALS: Director of Senior Services M. Eileen Spellman
Highway Superintendent Roger A. Cleveland
Police Chief Raymond Philo
Parks and Recreation Director Michael W. Jeffery
Telecommunicator Supervisor Jeffrey P. Madden
Town Clerk Gail Wolanin Young, CMC/RMC and
Deputy Clerk Margaret Jones

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

MINUTES APPROVAL

December 21, 2005, December 28, 2005 and January 1, 2006 Town Board Minutes

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

(RESOLUTION NO. 30 OF 2006)

RESOLVED that the New Hartford Town Board does hereby accept and approve as submitted the minutes of the Regular Town Board meetings held on December 21, 2005 and December 28, 2005 and the re-organizational meeting held on January 1, 2006, and does further waive the reading of the same.

Upon roll call, the Board members voted as follows:

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

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

PUBLIC PRESENTATIONS

Election Work Day

Ben Benson, who had worked as an Election Clerk in November 2005, cited the long workday (5:45 A.M. to 9 P.M.) and that most of the workers are senior citizens and some of whom are exhausted by 3:00 P.M. While he realized the Town cannot do anything about the hours the State set for voting, he felt that the Town Board could do something more about allowing additional breaks in the morning and afternoon. The Town Clerk clarified the State Laws regarding Election Day work hours and further explained that in 2006, because of the HAVA Act of 2002, the County is supposed to take over all election responsibilities. Supervisor Reed thanked Mr. Benson for his input and stated that the Town appreciates the hard work by the Town Election workers.

REPORTS OF TOWN OFFICIALS

CODES ENFORCEMENT OFFICER:

Training School

Upon request of Codes Enforcement Officer Gerald Back, the following Resolution was introduced for adoption by Councilman Woodland and duly seconded by Councilman Reynolds:

(RESOLUTION NO. 31 OF 2006)

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 Codes Enforcement Officers Gerald Back and Joseph Booth to attend the New York State Building Officials Conference on February 7, 2006 in Verona, New York, with expenses to be borne by said Town as budgeted.

The Resolution was voted upon by roll call as follows:

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

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

Zoning - Fundraising Signs for Willowvale Fire Co., Inc.

The Willowvale Fire Company has requested permission to place signs around the Town for three (3) fundraising events. The Codes Enforcement Officer addressed the signage problem, which Councilman Woodland is also aware of, involving numerous political signs and fundraising signs (Sauquoit Craft Fair), which the Town had to remove; in addition, numerous Garage Sale signs were removed from utility poles, which can be dangerous and is a violation of the State Penal Law. The Codes Enforcement Officer recommended that when the Town's Comprehensive Plan is updated that this issue be addressed. Thereafter, upon recommendation of Codes Enforcement Officer Gerald Back, Councilman Payne introduced the following Resolution for adoption; seconded by Councilman Reynolds:

(RESOLUTION NO. 32 OF 2006)

RESOLVED that the Town Board of the Town of New Hartford does hereby approve the request of the Willowvale Fire Company, Inc. to post throughout the Town numerous fundraising signs for three (3) events, namely, a Valentine Day flower sale, a Chicken Bar-B-Que and a Roast Beef Dinner, as more fully described in correspondence dated January 17, 2006, on file in the Codes Enforcement Office.

Upon roll call, the Board members voted as follows:

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

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

TOWN CLERK:

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Restaurant Wine License - Charlie's Pizza

Upon presentation of the Town Clerk, Supervisor Reed presented the following Resolution for adoption; seconded by Councilman Woodland:

(RESOLUTION NO. 33 2006)

RESOLVED that the New Hartford Town Board does hereby grant the request of Charlie's Pizza, aka RCV 1, to waive the thirty-day (30) time frame for the State Division of Alcoholic Beverage Control to process the on-premises wine license for Charlie's Pizza, 56 Kellogg Road, New Hartford, NY.

Upon roll call, the Board members voted as follows:

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

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

Zone Map Amendment Application – Refund

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

(RESOLUTION NO. 34 OF 2006)

WHEREAS, on December 1, 2005, Michael Scarafile had filed a Zone Map Amendment Application for property known as the Former O & W Railroad Corridor off Route 12B in the vicinity of the former Milk Stop Dairy; and

WHEREAS, during the General Municipal Law-239 and SEQR review process, the Oneida County Planning Department had determined that the subject property is currently zoned for the intended use of the parcel and that a rezoning is not necessary;

NOW, THEREFORE, BE IT RESOLVED that the New Hartford Town Board does hereby authorize and direct the Town Bookkeeper to refund the One Hundred Dollar (\$100) application fee that had been paid by Octagon Engineering in behalf of Michael Scarafile.

Upon roll call, the Board members voted as follows:

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

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

Fiscal – Customer Change Authorization Form / Adirondack Bank

In behalf of the Bookkeeper, the Town Clerk presented the following Resolution that was introduced by Councilman Woodland and duly seconded by Councilman Reynolds:

(RESOLUTION NO. 35 OF 2006)

RESOLVED that the New Hartford Town Board does hereby authorize and direct Town Supervisor Earle Reed to execute the Customer Change Authorization Form at the Adirondack Bank, 2817 Genesee Street, Utica, New York, thereby updating the Supervisor’s signature to be that of Earle C. Reed who replaced Ralph B. Humphreys effective January 1, 2006 and that the current Town Supervisor and/or Bookkeeper be, and he/she hereby is, authorized to exercise the powers granted as indicated hereunder:

- Supervisor – exercise all of the powers of this resolution
- Supervisor or Bookkeeper – open any deposit or share account(s) in the name of the Town of New Hartford
- Supervisor or Bookkeeper – endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with Adirondack Bank
- Supervisor or Bookkeeper – borrow money on behalf and in the name of the Town, sign, execute and deliver promissory notes or other evidences of indebtedness
- Supervisor or Bookkeeper – endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the town as security for sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notice of non-payment
- Supervisor – enter into a written lease for the purpose of renting, maintaining, accessing and terminating a Safe Deposit Box at Adirondack Bank.

The Board then voted upon roll call as follows:

Councilman Waszkiewicz	-	ABSENT
Councilman Reynolds	-	Aye

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Councilman Woodland	-	Aye
Councilman Payne	-	Aye
Supervisor Reed	-	Aye

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

Fiscal - Supervisor's Signature / Bank of America

In behalf of the Bookkeeper, the Town Clerk presented the following Resolution that was introduced by Councilman Woodland and seconded by Councilman Reynolds:

(RESOLUTION NO. 36 OF 2006)

RESOLVED that the New Hartford Town Board does hereby authorize and direct Town Supervisor Earle C. Reed to execute the Commercial Segment Deposit Account Signature Card at the Bank of America, to replace the previous Signature Card of former Supervisor Ralph B. Humphreys, and does further confirm that the current Town Supervisor and/or the Bookkeeper are authorized to:

- to operate all current and future accounts opened under the new Signature Card
- to operate each account, including authority to sign checks and other items
- to give Bank of American other instructions to withdraw funds, to endorse and deposit checks and other items that are payable or that belong to the Town
- to transact other business relating to each account.

A roll call vote ensued:

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

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

MATTERS SUBMITTED BY COUNCILMEN

COUNCILMAN PAYNE:

Grant Process and Flow Chart

Councilman Payne distributed a *Grant Process and Flow Chart*, which he had drafted and is what he would envision the grant process in New Hartford to be. The Councilman requested that the Board members review the charts and to add any comments they might

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have so that the Town Board would have a more definitive process in the future regarding grant applications.

Process for addressing residents' concerns

Councilman Payne believes there should be a process for addressing residents' concerns. There might be issues that a past councilman had been working on and had not been resolved or a possibility that Department heads might not have addressed these issues and the residents have not been contacted regarding the closure of their particular issue. Supervisor Reed told the Councilman to proceed with a draft on how to handle this process. Councilman Woodland stated that he always follows through with the residents in his district regarding their concerns.

Personnel - Non-Civil Service Job Descriptions

Councilman Payne would like to see job descriptions for those employees that are non-civil service, exempt, elected or appointed. Councilman Payne will work with Personnel Assistant Barbara Aiello on these particular job descriptions.

MATTERS SUBMITTED BY TOWN SUPERVISOR

Manager's Meeting – January 13, 2006

Supervisor Reed stated that the first manager's meeting with department heads was held on January 13, 2006. Each department head gave a brief overview of their job descriptions. The Supervisor felt that the meeting went very well, it was great to chat with the department heads and there was good communications between everyone present. The next meeting is scheduled for March 2, 2006.

Shared Municipal Services Incentive Grant Application

Since Councilman Waszkiewicz was unable to be present at this Board meeting, he requested that a copy of Resolution No. 106, adopted March 24, 2004, be provided to each Board member. The Resolution was a commitment by the Town to contribute up to One Thousand Dollars (\$1,000) towards the identification of future consolidation and/or shared services with other municipalities. This money would not be expended without the commitment of other area municipalities.

Supervisor Reed then presented a copy of the Shared Municipal Services Incentive Grant program application that the City of Utica had submitted to the New York State Department of State on Friday, January 13, 2006. Thereafter, Councilman Reynolds introduced the following Resolution of support; seconded by Councilman Payne:

(RESOLUTION NO. 37 OF 2006)

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WHEREAS, the economic health of a community is dependent on factors that often extend beyond the boundaries of a community; and

WHEREAS, local decisions relative to such factors, including land use, transportation, economic development and infrastructure, and the impacts of those decisions should be considered at a regional level; and

WHEREAS, a joint grant application by the City of Utica and the Towns of Marcy, New Hartford and Whitestown is being submitted to the State of New York Department of State to fund the creation of a regional development plan through the *Shared Municipal Services Incentive* grant program; and

WHEREAS, the plan will evaluate and analyze the current economic health of the region together with the current condition of the area's infrastructure, transportation, land use and economic development programs and incentives. The plan, including a comprehensive public outreach element, will then set forth a vision for development of the region along with an implementable set of goals and objectives; and

WHEREAS, the grant application will seek funding of \$100,000 per applicant/co-applicant to be spent on the costs of the planning effort over the next twelve (12) to eighteen (18) months;

NOW, THEREFORE, BE IT RESOLVED that the Town of New Hartford hereby supports the submission of the joint *Shared Municipal Services Incentive* grant application; and

BE IT FURTHER RESOLVED that the Town of New Hartford authorizes Utica Mayor Timothy J. Julian to enter into any and all necessary agreements with the State of New York upon successful award.

The Town Board voted upon roll call as follows:

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

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

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Appointment - Planning Board Vacancy

Supervisor Reed presented the following Resolution for adoption; seconded by Councilman Reynolds:

(RESOLUTION NO. 38 OF 2006)

WHEREAS, Gerald J. Green had resigned as a Member of the Town Planning Board when he was appointed as Attorney for the Town of New Hartford effective January 1, 2006, thereby creating a vacancy on the Planning Board;

NOW, THEREFORE, BE IT RESOLVED that the New Hartford Town Board does hereby appoint Timothy W. Tallman to fill the unexpired term of office of Gerald J. Green, commencing January 19, 2006 and terminating December 31, 2010.

The Town Board voted on roll call as follows:

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

The Resolution was declared unanimously carried and duly **ADOPTED**. [NOTE: This appointment now creates a vacancy on the Zoning Board of Appeals, of which Mr. Tallman was a member.]

A second vacancy on the Planning Board has been advertised and the Town Board will defer filling the vacancy until the February 1, 2006 Town Board meeting. Robert Wood has submitted a letter asking for reappointment to the Planning Board.

Assistance with Financial Matters

Supervisor Reed has had conversations with Oneida County Comptroller Joseph Timpano regarding the Town's finances and he believes that the Town needs assistance relative to the budget, insurance and cash flow. Interested persons would make their presentation to the Town Board, probably using a Power Point presentation, and community in-put would be sought.

Office Equipment

Supervisor Reed acknowledged the Town owns equipment that is no longer working or outdated and Councilman Payne has offered to help regarding the purchase and/or service of telephones, computers, typewriters, etc.

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Sale of Surplus Vehicle

Supervisor Reed has asked the Highway Superintendent to look into the possibility of using e-bay for sale of any surplus vehicles.

Union Contracts

Supervisor Reed reported there is one union contract coming up for renewal, one contract that is two (2) years in arrears, and one contract is going to arbitration. The Supervisor would like to resolve some issues with its Town employees and resolve some union issues.

REPORTS OF TOWN OFFICIALS (CONT'D)

HIGHWAY SUPERINTENDENT:

Public Hearing Scheduled - Higby Road Water District, Extension Number 1

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

(ORDER NO. 1 OF 2006)

IN THE MATTER OF THE ESTABLISHMENT OF THE HIGBY ROAD WATER DISTRICT-EXTENSION #1 IN THE TOWN OF NEW HARTFORD, ONEIDA COUNTY, NEW YORK

WHEREAS, the Town Board of the Town of New Hartford, Oneida County, New York, has duly caused to be prepared a map showing the boundaries of a proposed water district in said Town, to be known as the Higby Road Water District – Extension #1 in said Town (hereinafter, the “District Extension #1”) a general plan to serve said District Extension #1, and a report of the proposed method of operation thereof, and

WHEREAS, said map, plan and report, including an estimate of the cost, were prepared by a competent engineer duly licensed by the State of New York, and have been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any persons interested in the subject matter thereof; and

WHEREAS, the boundaries of said District Extension #1 shall be described in Exhibit A attached hereto and hereby incorporated herein; and

WHEREAS, the improvements proposed for said District Extension #1 consist of the construction of a water distribution system, including water mains, hydrants, valves, original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, all as more fully described in the map, plan and report hereinbefore described; and

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WHEREAS, the maximum estimated cost of said improvements for District Extension #1 is \$155,000 which when added to the estimated cost of the improvements to the previously established Higby Road Water District in the sum of \$3,982,000 totals \$4,137,000; and

WHEREAS, the proposed method of financing the cost of said improvements consists of the issuance of serial bonds of said Town maturing in annual installments over a period not exceeding forty years, which will be payable in the first instance from the annual apportionment and assessment from the several lots and parcels of land within said District Extension #1, at the same time and in the same manner as other Town charges in an amount sufficient to pay the principal and interest on said bonds as the same become due, but if not paid from such source, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due and payable; and

WHEREAS, the estimated cost of hook-up fees to the typical property in said District Extension #1 is \$600; and

WHEREAS, the estimated cost of said District Extension #1 to the typical property therein is \$573 in the first year in which operation, maintenance, debt service and other charges and expenses are to be paid; and

WHEREAS, a detailed explanation of the manner by which said estimated costs of hook-up fees and first-year costs to the typical property were computed has been filed in the office of the Town Clerk where the same are available during regular office hours for examination by any person interested in the subject matter thereof; and

WHEREAS, it is now desired to call a public hearing upon the question of the establishment of said District Extension #1 and the improvements proposed therefore, all pursuant to Section 209-d of the Town Law, **NOW, THEREFORE BE IT**

ORDERED, by the Town Board of the Town of New Hartford, County of Oneida, State of New York, as follows:

Section 1. A meeting of the Town Board of the Town of New Hartford, County of Oneida, State of New York, shall be held at the Kellogg Road Community Center Building located on Kellogg Rd., in said Town, on the 8th day of February, 2006, at 6:00 P.M., Prevailing Time, for the purpose of holding a public hearing to consider the establishment of the Higby Road Water District Extension #1 in said Town as described in the preambles hereof, and the improvements proposed therefore, and to consider the map, plan and report filed in relation thereto, and to hear all persons interested in the

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subject matter thereof concerning the same, and for such other action on the part of said Town Board as may be required by law or shall be proper in the premises.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of this Order (i) to be published once in the Observer-Dispatch Newspaper, the official newspaper of said Town, the first publication thereof to be not less than ten nor more than twenty days before the day set herein for the public hearing as aforesaid (ii) to be posted on the sign-board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law not less than ten nor more than twenty days before the day set for the public hearing as aforesaid, and (iii) mailed to each property owner within the proposed District Extension #1 at least ten days before the public hearing date.

Section 3. This order shall take effect immediately.

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

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

The resolution was thereupon declared duly **ADOPTED**.

EXHIBIT A

ALL THAT TRACT OR PARCELS OF LAND located in the Town of New Hartford, County of Oneida and State of New York, as depicted on the Town of New Hartford Tax Map Nos. 339.20, 340.00 and 350.00.

BEGINNING at a point, said point being the northeast corner of Parcel No. 350.00-3-29.7;

THENCE westerly along the northerly bounds of Parcel No. 350.00-3-29.7, a distance of 867 feet, more or less;

THENCE southerly along the easterly right-of-way of Mohawk Street a distance of 252 feet, more or less;

THENCE westerly across Mohawk street and the northerly bounds of Parcel No. 350.00-3-29.10, a distance of 956 feet, more or less;

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THENCE southerly along the westerly bounds of Parcel No.'s 350.00-3-29.10 and 350.00-3-29.9, a distance of 1249 feet, more or less;

THENCE easterly along the southerly bounds of Parcel No. 350.00-3-29.9, a distance of 561 feet, more or less;

THENCE southerly along the westerly bounds of Parcel No. 350.00-3-41, a distance of 125 feet, more or less;

THENCE easterly along the southerly bounds of Parcel No. 350.00-3-41, a distance of 302 feet, more or less;

THENCE southerly along the westerly bounds of Parcel No. 350.00-3-38 to the northerly right-of-way of Elm Street, a distance of 292 feet, more or less;

THENCE westerly along the northerly right-of-way of Elm Street to the intersection with parcel No. 350.00-3-34, a distance of 340 feet, more or less;

THENCE northerly along the easterly bounds of Parcel No. 350.00-3-34, a distance of 53 feet, more or less;

THENCE westerly along the northerly bounds of Parcel No. 350.00-3-34, a distance of 196 feet, more or less;

THENCE southerly along the westerly bounds of Parcel No. 350.00-3-34, across Elm Street, to the southerly right-of-way of Elm Street, a distance of 184 feet, more or less;

THENCE easterly along the southerly right-of-way of Elm Street, a distance of 127 feet, more or less;

THENCE southerly along the westerly bounds of Parcel No.'s 350.00-3-34 and 350.00-3-33, a distance of 334 feet, more or less;

THENCE easterly along the southerly bounds of Parcel no. 350.00-3-33, easterly across Mohawk Street, easterly along the southerly bounds of Parcel No.'s 350.00-3-32, 350.00-3-31 and the Town of New Hartford/Town of Paris boundary line, a distance of 2764 feet, more or less;

THENCE northwesterly along the northerly bounds of Parcel No.'s 350.00-3-31 and 350.00-3-29.7, a distance of 1409 feet, more or less;

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THENCE northerly along the easterly bounds of Parcel No. 350.00-3-29.7, a distance of 856 feet, more or less, back to the point of beginning.

(B)

BEGINNING at a point, said point being the northeast corner of Parcel No. 340.00-4-51;

THENCE westerly along the northerly bounds of Parcel No. 340.00-4-51, a distance of 104 feet, more or less;

THENCE southerly along the westerly bounds of Parcel No. 340.00-4-51, across Mallory Road to the southerly bounds of Mallory Road, a distance of 347 feet, more or less;

THENCE westerly along the northerly bounds of Parcel No. 339.20-1-14, a distance of 75 feet, more or less;

THENCE southerly along the westerly bounds of Parcel No. 339.20-1-14, a distance of 321 feet, more or less;

THENCE easterly along the southerly bounds of Parcel No. 339.20-1-14, a distance of 284 feet, more or less;

THENCE northerly along the easterly bounds of Parcel No. 339.20-1-14, across Mallory Road along the easterly bounds of Parcel No. 340.00-4-51, a distance of 689 feet, more or less, back to the point of beginning.

The Highway Superintendent informed the Board that construction of the Higby Road Water Project is proceeding well and that the weather has been a contributing factor in this and everyone is pleased with how this project is going.

Award of Competitive Bid – Crew Cab Truck with Dump Body

Nye Automotive Group submitted the sole bid on January 18, 2006 for a 2006 Ford F-550 Crew Cab Truck with Dump Body in the amount of Forty-Four Thousand Seventy Eight Dollars and Thirty-Nine Cents (\$44,078.39). Upon recommendation of the Highway Superintendent, Supervisor Reed presented the following Resolution for adoption seconded by Councilman Woodland:

(RESOLUTION NO. 39 OF 2006)

WHEREAS, the Town Superintendent of Highways did on the 18th day of January duly recommend the purchase of certain equipment pursuant to the provisions of Section 142

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of the Highway Law;

NOW, THEREFORE, BE IT RESOLVED that the New Hartford Town Board does hereby authorize the Town Superintendent of Highways to purchase, in accordance with the provision of Article 5-A of the General Municipal Law and with the approval of County Superintendent of Highways One (1) 2006 Ford F-550 Crew Cab Truck with Dump Body from Nye Automotive Group, 1479 Genesee Street, Oneida, New York for a maximum aggregate price of Forty-Four Thousand Seventy-Eight Dollars and Thirty-Nine Cents (\$44,078.39), delivery at the Sanger Public Works Garage, 111 New Hartford Street, New Hartford, New York by July 18, 2006. A Contract for the 2006 Ford F-550 Crew Cab Truck with Dump Body shall be duly executed in triplicate between the Town Superintendent of Highways and such vendor and when approved by the County Superintendent of Highways, it shall become effective. When the Contract has been executed and approved, and upon delivery of said 2006 Ford F-550 Crew Cab Truck with Dump Body, the Town Supervisor shall pay the amount of Forty-Four Thousand Seventy-Eight Dollars and Thirty-Nine Cents (\$44,078.39) from budgetary appropriations for purchase of equipment.

A roll call vote ensued:

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

The Resolution was thereupon declared duly **ADOPTED**.

Appointment – Highway Laborer

The Town Highway Superintendent reported that one of the Highway Department's most long and seasoned employees will be retiring in February 2006; and prior to that happening, the Highway Superintendent would like to hire another employee. Later, the Highway Superintendent will address whether to promote any employees from within his Department. Upon the recommendation of the Highway Superintendent, Councilman Payne presented the following Resolution for adoption; seconded by Councilman Woodland:

(RESOLUTION NO. 40 OF 2006)

RESOLVED that the New Hartford Town Board does hereby appoint Byron Rich as a Laborer in the Highway Department at the hourly wage of Ten Dollars (\$10), payable

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bi-weekly, commencing Sunday, January 22, 2006, contingent upon his successful completion of Drug and Alcohol testing.

Whereupon, the Town Board voted upon roll call:

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

The Resolution was thereupon declared duly **ADOPTED**.

Highway Department Shift Leader

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

(RESOLUTION NO. 41 OF 2006)

WHEREAS, during the winter months of December, January, February and March, the Highway Department operates on three (3) shifts; and

WHEREAS, the Highway Superintendent has determined that one (1) employee on the second and third shift, and occasionally one (1) employee on the first shift is required to be assigned as a shift leader for organizational and chain-of-command purposes; and

WHEREAS, the shifts and shift hours referenced in this Resolution are the first shift (6:00 A.M. to 2:00 P.M., Monday through Friday), second shift (2:00 P.M. to 10:00 P.M., Monday through Friday) and the third shift (10:00 P.M. to 6:00 A.M., Sunday through Saturday); and

WHEREAS, the Highway Superintendent states: the shift leader, in taking on the additional responsibilities of coordinating work assignments of more than two (2) employees in addition to him/herself, directing Department response to various snow and ice control situations on the highways and responding to phone calls from the public and public safety agencies, should be recognized by more than just an unofficial title designation, i.e., that the person who accepts this responsibility should be recognized through compensation;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board directs the Highway Superintendent, as the Superintendent deems necessary, to designate a Highway

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Department employee(s) as Shift Leader during the winter months for the shifts and shift times so noted above; and be it

FURTHER RESOLVED that those persons designated as Shift Leaders shall be compensated for their additional responsibilities at a flat rate of \$.50 per hour for the normal shift hours worked, and that the flat rate of \$.50 per hour shall not extend to overtime hours worked before or after their normal shift hours, vacation hours, sick time hours, compensation hours, holiday hours or birthday hours.

Whereupon, the Town Board voted upon roll call:

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

The resolution was thereupon declared duly **ADOPTED**.

MATTERS SUBMITTED BY SUPERVISOR/COUNCILMEN (CONT'D)

Woods Road Business Park

Supervisor Reed apprised the Board that the Business Park has been sold and he explained that there is some potential for commercial use of this property, not retail.

2006 Schedule of Town Board Meetings

Councilman Payne reviewed the scheduling of the meetings for March 15, June 21, and September 20, 2006. Councilman Payne explained that these meetings, being held in different locations throughout the Town, would serve to benefit the residents of the Town.

Vehicular Speed Study - Snowden Hill Road

In response to Councilman Reynolds' inquiry, Chief Philo stated that he had spoken with Michael Duffy today about vehicular speed on Snowden Hill Road. Chief Philo commented that Snowden Hill Road has been a problem in the past and recommended that the Town request a speed study be performed as this road has a steep descent and it would be beneficial to the residents to have this done. Thereafter, Councilman Reynolds presented the following Resolution for adoption; seconded by Councilman Payne:

(RESOLUTION NO. 42 OF 2006)

RESOLVED that the Town Board of the Town of New Hartford does hereby request the New York State Department of Transportation, pursuant to Section 1622.1 of the Vehicle

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and Traffic Law, to establish a lower maximum speed at which vehicles may proceed on Snowden Hill Road, a Town road, between Oxford Road and the New Hartford-Kirkland town boundary.

A roll call vote ensued:

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

The resolution was thereupon declared duly **ADOPTED**.

REPORTS OF TOWN OFFICIALS (CONT'D)

TELECOMMUNICATOR SUPERVISOR:

Training – Emergency Dispatcher

Telecommunicator Supervisor Madden stated that Dispatch employee Craig Burnop has applied for a Grant to attend training courses being offered by APCO and which courses will be one hundred percent (100%) reimbursable to the Town. Upon recommendation of Telecommunicator Supervisor Jeffrey P. Madden, Supervisor Reed presented the following Resolution for adoption; seconded by Councilman Reynolds:

(RESOLUTION NO. 43 OF 2006)

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 Dispatcher Craig Burnop to attend APCO Training Courses in Portsmouth, New Hampshire from March 20-24, 2006 and in Avon, Connecticut from March 27-31, 2006, as well as an on-line course, the total approximate cost of these courses, including mileage and accommodations, being Twelve Hundred Thirty-Six Dollars (\$1236), with expenses to be reimbursed to the Town through a grant.

The Resolution was voted upon by roll call as follows:

Councilman Waszkiewicz	-	ABSENT
Councilman Reynolds	-	Aye

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

The Resolution was thereupon declared duly **ADOPTED**

Agreement - Emergency Dispatch Services

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

(RESOLUTION NO. 44 OF 2006)

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 Village of Whitesboro, whereby the Town will provide emergency dispatch services to said Village during 2006, for which the Town will be reimbursed Seven Thousand One Hundred Fifty Dollars (\$7,150), an increase of thirty percent (30%) over the 2005 budget.

Upon roll call, the Board voted as follows:

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

The resolution was thereupon declared duly **ADOPTED**

DIRECTOR OF SENIOR SERVICES:

501 3 C Committee

Director of Senior Services Eileen Spellman informed the Town Board that the 501 3 C committee will be meeting Monday, January 23, 2006 at 7:00 PM in Community Meeting Room at Butler Hall and requested a copy of draft grant process for the meeting. Director Spellman also stated that the Board needs a member to replace former Town Supervisor Humphreys. Councilman Robert Payne will attend this meeting.

MATTERS SUBMITTED BY TOWN SUPERVISOR (CONT'D)

FINANCIAL:

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Audit of Vouchers

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

(RESOLUTION NO. 45 OF 2006)

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

General Fund Whole-Town Abstract No. 2/2006	
Vouchers AA57-AA109, AA126-AA130	\$ 356,253.69
General Fund Whole-Town Police Abstract No. 2A/2006	
Vouchers AA110-AA125	\$ 322,645.75
General Fund Part-Town Abstract No. 2/2006	
Vouchers BB6-BB15	\$ 43,941.90
Highway Fund Part-Town Abstract No. 2/2006	
Vouchers DB17-DB39	\$ 208,883.51
Sewer Fund Abstract No. 2/2006	
Vouchers SS8-SS14	\$ 35,445.20
Street Light Fund Abstract No. 1/2006	
Voucher SL1	\$ 8,130.33
Higby Road Water Tank Abstract No. 2/2006	
Vouchers HF5-HF7	\$ 212,26.50
Drainage Abstract No. 1/2006	
HC1-HC2	\$ 71.89
TOTAL:	<u>\$1,192,835.56</u>

Whereupon, the Town Board members voted individually as follows:

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

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

ADJOURNMENT

There being no further business to come before the Town Board, upon motion duly made

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by Supervisor Reed and seconded by Councilman Reynolds, the meeting was adjourned at 7:00 P.M.

Respectfully submitted,

Gail Wolanin Young, CMC/RMC
Town Clerk

Margaret M. Jones
Deputy I