

**REGULAR MEETING OF THE TOWN BOARD  
OF THE TOWN OF NEW HARTFORD, NEW YORK  
HELD AT BUTLER MEMORIAL HALL IN SAID TOWN  
ON WEDNESDAY, FEBRUARY 9, 2011 AT 7:00 P.M.**

Town Supervisor Patrick Tyksinski called the meeting to order at 7:00 P.M. and led those in attendance in the Pledge of Allegiance to the American Flag. The roll was then taken with the following Town Officials and Department Heads being present during the progress of the meeting.

**TOWN BOARD MEMBERS PRESENT:**

Councilman Donald C. Backman  
Councilwoman Christine G. Krupa  
Councilman David M. Reynolds  
Councilman Richard B. Woodland, Jr.  
Supervisor Patrick M. Tyksinski

**OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:**

Codes Enforcement Officer Joseph Booth  
Deputy Supervisor Matthew Bohn III  
Highway/Sewer Superintendent Richard C. Sherman  
Parks and Recreation Director Michael W. Jeffery  
Police Chief Michael Inserra  
Town Attorney Herbert J. Cully  
Town Clerk Gail Wolanin Young

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

MINUTES APPROVAL

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

**(RESOLUTION NO. 31 OF 2011)**

**RESOLVED** that the New Hartford Town Board does hereby accept and approve as submitted the minutes of the Regular Town Board meetings held January 12, 2011 and January 26, 2011 and does further waive the reading of the same.

Upon roll call, the Board members voted as follows:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

PUBLIC PRESENTATIONS

The Supervisor inquired if anyone present wished to address the Town Board; no one came forth.

REPORTS OF TOWN OFFICIALS SUBMITTED BY STANDING COMMITTEE CHAIRPERSON

Public Works & Sewer Committee – Councilman Backman:

*Elm Street bridge, Chadwicks*

At the January 26, 2011 Town Board meeting a motion had been made and retracted with regard to award of the contract to replace the bridge on Elm Street in the hamlet of Chadwicks; at that time there was believed to be considerable savings (\$150,000 to \$200,000 by closing Elm Street entirely during construction) but after investigating the matter, the total savings would have been \$40,000 (\$20,000 for the Town because the contractor would have been entitled to half the savings). Thereafter, Councilman Backman introduced the following Resolution for adoption, seconded by Councilman Reynolds:

**(RESOLUTION NO. 32 OF 2011)**

**WHEREAS**, the Town Clerk's Office had received five (5) bids on December 22, 2010 for the replacement of the bridge on Elm Street, Chadwicks; and

**WHEREAS**, the Highway Superintendent and the Public Works and Sewer Standing Committee had canvassed the five (5) bids;

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of New Hartford does hereby accept the low bid of and award the contract for said bridge replacement to the low bidder, Economy Paving Co., Inc., 1819 NYS Route 13, Cortland, NY 13045, in the amount of Five Hundred Ninety-four Thousand Eight Hundred Thirty-two Dollars (\$594,832), said bridge construction to be accomplished with a one-way lane opening from the Oneida-Elm Street intersection toward the Elm-Mohawk Street intersection.

Supervisor Tyksinski reported that he had toured the Elm Street area and noted that, if Elm Street were to be closed entirely to traffic, it would affect not only emergency vehicles but also garbage trucks, school buses, regular motor vehicle travel, CENTRO buses, etc. and he urged the Board to vote for one-lane traffic during this project, the way it had been bid. Town Attorney Cully referenced a recent email sent by the Concerned

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Citizens group that if a contract award were to be made, that the Town might be misappropriating or misusing town funds, claiming that the Town does not own the Elm Street bridge. Subsequently, Attorney Cully had a conversation with Oneida County Attorney Linda Dillon, who spoke with the County Highway Superintendent about prior bridge work on Oneida Street. and who indicated that, to the best of his knowledge, federal funds were no longer available for bridge repair. Attorney Cully also spoke with an official with the State, in the Engineering Department and other agency(ies), all of whom were unaware of any federal or state funding for this type of project. Steve Zywiak of the NYS Department of Transportation had indicated there are no state funds available at this time. The Town Attorney advised the Town Board that if they were to apply for funding, not to award the contract because it's a whole different process and would jeopardize the Town's efforts, and the Highway Superintendent confirmed would cost more than the bids received. Highway Superintendent Sherman said he had worked on this all last year, tried to get the bridge on a list for funding and couldn't; his predecessor, Roger Cleveland, tried also but was unsuccessful. The bottom line is that the Town of New Hartford owns the Elm Street bridge, not Oneida County, and the bridge will be inspected again in June 2011 by the NYS Department of Transportation.

The Town Board members then voted upon roll call:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

**Clerk of the works – Elm Street bridge, Chadwicks**

Highway Superintendent Sherman had received a quote of \$29,938 from Delta Engineering for a Clerk of the Works on the Elm Street bridge replacement project; after Board discussion, it was the consensus that the Highway Superintendent obtain quotes from a couple other firms who had not prepared any engineering work for this project.

**Trash Collection – Town Parks**

Highway Superintendent Sherman reported that the fees for trash collection in the Town's three parks have increased. He suggested purchasing three (3) roll-off containers for each park and the Town Highway employees could haul the trash to the landfill. Upon request of the Town Supervisor, the Highway Superintendent will provide the current costs for comparison and determine what the payback would be over a year or two.

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**Salt Use - Roads**

In response to Councilman Reynolds' inquiry about numerous salt vouchers, the Highway Superintendent responded that it snows everyday but that he is comfortable where he is, estimating 40-45% use. The Highway Department is using more sand, mixing more trying to save; the roads are in good shape.

Town Clerk Committee - Councilwoman Krupa:

**Fixed Assets**

Councilwoman Krupa offered the following Resolution for adoption; seconded by Councilman Backman:

**(RESOLUTION NO. 33 OF 2011)**

**RESOLVED** that, upon request of the Town Clerk-Registrar, the Town Board does hereby declare one (1) non-working laminator, Model #6000, as surplus and does hereby authorize and direct the disposal of same; and be it

**FURTHER RESOLVED** that the aforesaid surplus equipment be removed from the Town Clerk-Registrar Department Fixed Assets, Tag #317.

A roll call vote ensued:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

**Raffle Consents**

The Town Clerk had received a request from the Herkimer Area Resource Center to sell raffle tickets in the Town of New Hartford for their fundraiser. The following Resolution was introduced for adoption by Councilwoman Krupa and duly seconded by Councilman Woodland:

**(RESOLUTION NO. 34 OF 2011)**

**RESOLVED** that the New Hartford Town Board does hereby grant permission to the Herkimer ARC, 350 S. Washington Street, Herkimer, NY 13350, an organization duly granted a Games of Chance Identification Number by the New York State Racing and

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Wagering Board, to sell raffle tickets in the Town of New Hartford (Sangertown Square Mall), in accordance with all rules and regulations of said Racing and Wagering Board; and be it

**FURTHER RESOLVED** that the Town Clerk be, and she hereby is, authorized and directed to execute Form GC-RCF, Raffle Consent Form.

Upon roll call, the Town Board voted as follows:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

The Town Clerk had also received a request from The Neighborhood Center to sell raffle tickets in the Town of New Hartford for that organization's fundraiser. The following Resolution was introduced for adoption by Councilwoman Krupa and duly seconded by Councilman Woodland:

**(RESOLUTION NO. 35 OF 2011)**

**RESOLVED** that the New Hartford Town Board does hereby grant permission to The Neighborhood Center, 293 Genesee Street, Utica, NY 13501, an organization duly granted a Games of Chance Identification Number by the New York State Racing and Wagering Board, to sell raffle tickets at (name of mall, grocery store, etc.), New Hartford, New York, in accordance with all rules and regulations of said Racing and Wagering Board; and be it

**FURTHER RESOLVED** that the Town Clerk be, and she hereby is, authorized and directed to execute Form GC-RCF, Raffle Consent Form.

Upon roll call, the Town Board voted as follows:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

Parks & Recreation Committee - Councilman Reynolds

**Authorization for Competitive Bid - Recreation Center roof**

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

**(RESOLUTION NO. 36 OF 2011)**

**RESOLVED** that the New Hartford Town Board shall receive sealed bids for the *Metal Roof Repair and Re-coating system or Metal Re-roofing system for the Recreation Center*, in accordance with Town specifications; all bids are to be received by the Town Clerk's Office no later than 10:45 A.M. on Friday, March 18, 2011 and then shall be publicly opened and read aloud at 11:00 A.M. on said date and in said Office; and be it

**FURTHER RESOLVED** that the said Town Board hereby authorize and direct the Town Clerk to publish the legal requisite Advertisement-Invitation to Bid in The Observer Dispatch.

The Town Board voted upon roll call as follows:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

**Appointment – Seasonal Parks & Recreation Employee**

Upon request of the Parks and Recreation Director, Councilman Reynolds offered the following Resolution for adoption and Councilwoman Krupa seconded same:

**(RESOLUTION NO. 37 OF 2011)**

**WHEREAS**, Tyler Gardinier, who had been appointed as a “Saturday Gym Attendant” for the 2010-11 Winter Recreation Program, had resigned from that position effective February 5, 2011;

**NOW, THEREFORE, BE IT RESOLVED** that the New Hartford Town Board does hereby appoint Luke Bogar to fill the vacancy created by the resignation of Tyler

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Gardinier, said appointment to be effective February 7, 2011 at the hourly rate of Nine Dollars and Seventy-five Cents (\$9.75), payable bi-weekly.

The Supervisor polled the Board members who voted as follows:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

Zoning & Planning Committee - Councilman Woodland:

**Zoning Law Advisory Committee – Expansion, Appointment(s)**

Codes Enforcement Officer Joseph Booth had contacted the members of the 2010 Zoning Law Advisory Committee and all have indicated an interest in re-appointment for 2011. Thereafter, Councilman Backman introduced the following Resolution for adoption; seconded by Councilman Reynolds:

**(RESOLUTION NO. 38 OF 2011)**

**WHEREAS**, on February 27, 2008 the New Hartford Town Board had created a five-member Zoning Law Advisory Committee; and

**WHEREAS**, the Town Board desires to increase the membership of said Advisory Committee to include a sixth (6<sup>th</sup>) position, that being an at-large member;

**NOW, THEREFORE, BE IT RESOLVED** that the said Town Board does hereby increase the membership on the Zoning Law Advisory Committee by one (1) at-large position, resulting in a six (6) member Advisory Committee; and be it

**FURTHER RESOLVED** that the said Town Board does hereby appoint the following individuals as members of the Zoning Law Advisory Committee, effective immediately, to include the review of current legislation from other municipalities and to submit recommendations with regard to wind mills - windpower that lean neither for nor against such infrastructure:

- |  |   |                     |
|--|---|---------------------|
| • Planning Board representative          | - | G. Brymer Humphreys |
| • Zoning Board of Appeals representative | - | Timothy Tallman     |
| • At-large Town resident                 | - | Jack Jones          |

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- At-large Town resident - William Delaney
- At-large Town resident - William Smith
- At-large Town resident - Ralph B. Humphreys.

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

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

Mark Krasinski, who resides in New Hartford, suggested that the Advisory Committee review the Town of Litchfield legislation and to talk with people in that community. He also suggested it might be helpful to have a representative from the Litchfield-Paris citizens' group talk to the Town Board. Thereafter, Supervisor Tyksinski offered the following Resolution for adoption; seconded by Councilwoman Krupa:

**(RESOLUTION NO. 39 OF 2011)**

**WHEREAS**, the New Hartford Town Board had initially created the five-member Zoning Law Advisory Committee on February 27, 2008 and subsequently increased the membership of that Advisory Committee to a six-member Advisory Committee on February 9, 2011 by Resolution No. 38;

**NOW, THEREFORE, BE IT RESOLVED** that the New Hartford Town Board does hereby increase the membership of the six-member Zoning Law Advisory Committee to a seven-member Advisory Committee, said 7<sup>th</sup> position to be an at-large member; and be it

**FURTHER RESOLVED** that the Town Board does hereby appoint Mark Krasinski to the 7<sup>th</sup> member position on said Advisory Committee, effective immediately.

The foregoing Resolution was duly put to a roll call vote:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

**Moratorium – Windpower / Windmills**

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

**(RESOLUTION NO. 40 OF 2011)**

**RESOLVED** that the New Hartford Town Board does hereby impose a moratorium on windpower – windmills in the Town of New Hartford until such time that the Advisory Committee on Zoning Law submits their report and action to said Town Board, or until December 31, 2011, whichever occurs first.

The Town Board members voted as follows:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

**MATTERS SUBMITTED BY TOWN ATTORNEY**

**Planning Board Appointment (Village Representative)**

Subsequent to the Town Board's December 22, 2010 appointment of Julius V. Fuks, Jr. to replace Elisabetta DeGironimo on the Town Planning Board effective January 1, 2011, Planning Board member Jerome Donovan contacted Town Attorney Cully, advising him of a 1996 Local Law that created a town-wide planning board to include membership from the Villages of New Hartford and New York Mills. Planning Board member Donovan alleged that by appointing Mr. Fuks (a Town resident) to replace Elisabetta DeGironimo (a Village resident), the Town appears to be in conflict with the Local Law. Attorney Cully acknowledged that Planning Board member Donovan is correct and the appointment of Mr. Fuks to the village position violates the Local Law. Upon advice of the Town Attorney, Councilman Backman introduced the following Resolution for adoption; seconded by Supervisor Tyksinski:

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**(RESOLUTION NO. 41 OF 2011)**

**WHEREAS**, the Town Board appointment of Julius Fuks, Jr., a Town resident, to replace Elisabetta DeGironimo, a Village resident whose term expired December 31, 2010, is in conflict with Local Law No Seven of 1996;

**NOW, THEREFORE, BE IT RESOLVED** that the New Hartford Town Board does hereby rescind Resolution No. 337, adopted December 22, 2010, effective immediately, thereby nullifying the appointment of Mr. Fuks to the Town Planning Board; and be it

**FURTHER RESOLVED** that the New Hartford Town Board does hereby re-appoint Julius V. Fuks, Jr. to fill his unexpired term as a member of the Zoning Board of Appeals, effective February 10, 2011.

The Supervisor polled the Board members who voted as follows:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

The Resolution was declared unanimously carried and duly **ADOPTED**. The Town Attorney was asked to check into and to draft language to amend Local Law No. Seven of 2011, which would be subject to a future public hearing.

**Proposed Local Law - Municipal Separate Storm Sewer System (MS4)**

The Town Attorney confirmed that on February 8, 2011 he had disseminated the most recent version of the proposed legislation to regulate separate storm sewer system, that including private systems coming into play when in violation.

**Assessment Grievance (Certiorari) Settlement**

Town Attorney Cully briefed the Town Board on a proposed settlement involving the Applewood Community certiorari proceeding against the Town. The case was tried last week and discussion included that Applewood would drop their assessment certiorari (2007-09) against the town but in lieu of dropping their lawsuit (no refunds, etc.) their assessment for 2011, 2012 would be reduced by \$400,000; this would be a one-shot deal with no restrictions on their assessment being adjusted after 2012. Impact on the Town by the \$400,000 reduction would amount to approximately \$1,296 for 2011-12. Upon recommendation of the Town Attorney, the following Resolution was introduced for adoption by Councilman Reynolds and duly seconded by Councilwoman Krupa:

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**(RESOLUTION NO. 42 OF 2011)**

**RESOLVED** that the New Hartford Town Board does hereby agree to settle the Applewood Community assessment certiorari (Tax Map Parcel No. 315.000-4-7) brought against the Town of New Hartford and to accept the Stipulation as outlined by the Town Attorney with the understanding that the Applewood Community assessment would be reduced by the sum of Four Hundred Thousand Dollars (\$400,000) for 2011-12 and as more fully described and set forth in said Stipulation.

Upon roll call, the Board members voted as follows:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

**MATTERS SUBMITTED BY THE TOWN SUPERVISOR**

**Financial:**

**Audit of Vouchers:**

Councilwoman Krupa offered the following Resolution for adoption; Councilman Reynolds seconded same:

**(RESOLUTION NO. 43 OF 2011)**

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

Stormwater II Capital Abstract #1	
Vouchers HK1	\$ 6,105.00
Trust & Agency Abstract #1	
Vouchers TT1-TT8	\$ 15,659.08
Trust & Agency Abstract #3	
Vouchers TT11-TT17	\$ 16,165.20
Trust & Agency Abstract #4	
Vouchers TT18-TT25	\$ 15,044.51

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Trust & Agency Abstract #5 Vouchers TT26-TT28	\$ 25,572.00
Trust & Agency Abstract #6 Vouchers TT29-TT31	\$ 2,649.36
Highway Fund Part-Town Abstract #2 Vouchers DB172	\$ 441.55
Highway Fund Part-Town Abstract #3 Vouchers DB173-DB251	\$168,880.63
General Fund Part-Town Abstract #2 Vouchers BB22-BB39	\$ 9,906.31
General Fund Whole-Town Abstract #3 Vouchers AA220-AA229	\$ 22,901.22
General Fund Whole-Town Abstract #4 Vouchers AA230- AA343	\$216,996.02
General Fund Part-Town Police Abstract # 2 Vouchers BP47-BP71	\$ 63,468.77
Sewer Fund Abstract #2 Vouchers SS14	\$ 1,409.48
Sewer Fund Abstract # 3 Vouchers SS16-SS21	<u>\$ 146,872.71</u>
<b>TOTAL:</b>	<b>\$ 712,071.84</b>

The voucher submitted by Schumaker Engineering is to be withheld from payment by the Town and to be sent to Developer Larry Adler since all expenses and incidentals (legal, accounting fees, etc.) are the responsibility of the Developer in accordance with the PILOT agreement for the New Hartford Business Park. Upon roll call, the Board members voted as follows:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

**New Hartford Business Park**

It appears that the NYS Route 840 access and the Clinton Street Extension will be approved and construction could begin in the near future. Developer Larry Adler is moving on his part and everything with regard to financing is ready to go. In 2008 the Town Board adopted a resolution that authorized a PILOT (payment in lieu of taxes) for The Hartford insurance building and a hotel; since three (3) years has passed, EDGE

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wants confirmation from the Town Board that they are still interested in this project, after which EDGE would have another hearing and go forward. The Town Attorney referred to an April 9, 2008 Resolution passed by the Town Board authorizing construction of improvements in and near the Business Park, including Woods highway and authorized the issuance of a BAN, with the Town using \$500,000 in FILM (fees in lieu of mitigation). The intent of the Resolution was to go forward with construction. Thereafter, Councilman Reynolds introduced the following Resolution for adoption; seconded by Supervisor Tyksinski:

**(RESOLUTION NO. 44 OF 2011)**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to send a letter to the Oneida County Industrial Development Agency (OCIDA) indicating that the Town of New Hartford is still committed to and does support a PILOT agreement in an approximate amount of \$600,000 for the completion of the infrastructure improvements in the vicinity of the New Hartford Business Park.

It was noted that New Hartford Central School and the County of Oneida would also have to send letters, since they are parties to the PILOT agreement. The Board members then voted upon roll call:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Councilman Backman	-	Aye
Supervisor Tyksinski	-	Aye.

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

**Rayhill Memorial Trail**

There is no update on this project at this time.

**2011 Standing Committees**

Supervisor Tyksinski announced his appointment of the 2011 Standing Committees and asked that the Committees key in on their respective departments and check on budgets and reports:

<b><u>Committee</u></b>	<b><u>Chairperson</u></b>	<b><u>Co-Chairperson</u></b>
Assessor	Reynolds	Krupa
Elections	Woodland	Krupa
Human Resource	Woodland	Backman
Library	Reynolds	Woodland

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Motor Pool	Backman	Krupa
Parks and Recreation	Reynolds	Backman
Public Safety and Courts	Krupa	Woodland
Public Works and Sewer	Backman	Krupa
School/Village/Town Liaison	Backman	Reynolds
Senior Citizens	Woodland	Reynolds
Town Clerk	Krupa	Backman
Zoning & Planning	Woodland	Reynolds

**Annual Audit Update**

The Supervisor and Deputy Supervisor had met with representatives of D’Arcangelo and the Town has a signed engagement letter; said firm has been provided some information and they will be coming in the week of February 21, 2011 for field work and will have the audit done by March 31, 2011.

**Surplus ACO Truck – E-bay bid**

The Town Supervisor apprised the Town Board that the high bidder on the 2004 Silverado, former Animal Control truck, has not responded to e-mails sent by the Town Clerk and his phone number is out of service. Councilman Backman will work with the Town Supervisor’s secretary, Carol Ryan, to file an e-bay complaint; if that does not produce a response from the high bidder, it was Town Board consensus to place the vehicle for sale again on e-bay.

**Surplus Vehicle – Adult Dining & Activity Senior Bus**

The Town Supervisor reported that the bus for transporting seniors to the New Hartford Adult Dining and Activity Center is not being used and he has been approached by several people interested in purchasing the vehicle, which the Town had declared as surplus. Councilman Reynolds offered the following Resolution for adoption and Councilwoman Krupa seconded same:

**(RESOLUTION NO. 45 OF 2011)**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to contact the Community Foundation, through which agency the senior bus had been acquired, to determine their interest in taking ownership of the Turtle-top bus.

A roll call vote ensued:

Councilwoman Krupa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye

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Councilman Backman - Aye  
Supervisor Tyksinski - Aye.

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

Unfinished Business:

**Library Trustee Appointment**

Councilman Reynolds introduced the following Resolution that was duly seconded by Councilwoman Krupa:

**(RESOLUTION NO. 46 OF 2011)**

**WHEREAS**, a vacancy exists on the Board of Trustees of the New Hartford Public Library board; and

**WHEREAS**, the New Hartford Town Board has reviewed resumes of numerous applicants interested in serving on the Library Board of Trustees;

**NOW, THEREFORE, BE IT RESOLVED** that the said Town Board does hereby appoint Dr. Elizabeth Lemieux as a Trustee on the New Hartford Public Library Board of Trustees, effective February 10, 2011 and for a five-year term to expire December 31, 2015.

The Town Board members voted upon roll call:

Councilwoman Krupa - Aye  
Councilman Reynolds - Aye  
Councilman Woodland - Aye  
Councilman Backman - Aye  
Supervisor Tyksinski - Aye.

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

ADJOURNMENT

They're being no further business to come before the Town Board, upon motion of Councilman Reynolds and seconded by Councilwoman Krupa, the meeting was adjourned at 8:26 P.M.

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Respectfully submitted,

Gail Wolanin Young, Town Clerk