

**REGULAR MEETING OF THE TOWN BOARD
OF THE TOWN OF NEW HARTFORD, NEW YORK
HELD AT BUTLER MEMORIAL HALL IN SAID TOWN
ON WEDNESDAY, DECEMBER 19, 2012 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
Councilman Paul A. Miscione
Councilman David M. Reynolds
Councilman Richard B. Woodland, Jr.
Supervisor Patrick M. Tyksinski

OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:

Assessor Paul E. Smith
Codes Enforcement Officer Joseph Booth
Deputy Supervisor Matthew Bohn
Director of Senior Services M. Eileen Spellman
Highway Superintendent Richard Sherman
Parks & 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.

PRESENTATIONS (Resident Comments)

None at this time.

REPORTS OF TOWN OFFICIALS BY STANDING COMMITTEE CHAIRPERSON

Zoning (Codes) and Planning Committee – Councilman Reynolds:

Collocation of Cellular Tower on Water Tanks

The Town Supervisor acknowledged the presence of numerous property owners from the Gilbert Road-Sanger Avenue area who were concerned about the collocation of a cellular tower on an existing water tank in their residential neighborhood. Supervisor Tyksinski informed the residents that the Codes Enforcement Officer, Town Attorney and he had looked into the Verizon Wireless' proposed project. Attorney Cully reviewed the status of the Town's Code, Chapter 107B (Telecommunication Facilities), adopted in 1998, with regard to cellular towers as well as property owners' concerns voiced at the December 12, 2012 Town Board meeting. After reading federal regulations, he

REGULAR TOWN BOARD MEETING

December 19, 2012

Page 2

confirmed that the Town cannot prevent cellular towers from coming in and that a cellular tower is like a public utility and treated differently in the law and zoning regulations. The Town Attorney also contacted the Department of State and obtained a manual of planning and design for applications of wireless telecommunications. It appears that a town – through local law and zoning regulations – can be a part of the decision-making process with the Planning Board through site plan review or specific regulations. Under the current Chapter 107B, if a new tower comes in, the Planning Board is authorized to review and approve, approve with modifications, or disapprove tower special use permits and site plans (showing need for the item) consistent with Town Law (statute). However, with regard to collocation, Chapter 107B only requires the application for a building permit. He acknowledged that the water tank has been there longer than he is old and constructed when there were not so many homes. He had concerns with health and safety reasons and stated that the Town could consider a text amendment to the local law and he explained the process. On an interim basis, the Town could impose a moratorium. Thereafter, Councilman Reynolds introduced the following Resolution, which was duly seconded by Councilman Backman:

(RESOLUTION NO. 296 OF 2012)

WHEREAS, the following issues with regard to the collocation of a cellular tower/antennae on an existing water tank in a residential neighborhood have been brought to the attention of the Town Board:

- Close proximity to residences
- Fall zone if the tower/antennae should collapse
 - Ice falling from tower/antennae
- Health and safety of the residents, including possible radiation
- A water tank that may be sub-standard and has been failing to serve its original intent
 - Inadequate water pressure for past four (4) years;

NOW, THEREFORE, BE IT RESOLVED that, pursuant to the statutory powers vested in the Town of New Hartford to regulate and control land use and to protect the health, safety and welfare of its residents, the Town Board of the Town of New Hartford declares a six-month moratorium on the collocation of cellular towers/antennae on existing and any future infrastructure in residential neighborhoods, as well as a moratorium on any activity associated therewith or intending to support such process including the establishment, implementation, placement, or construction of such process or activity in the Town of New Hartford.

Councilman Backman wanted assurance that officials at the Mohawk Valley Water Authority be notified of the Town residents' concerns; Councilman Reynolds stated that

REGULAR TOWN BOARD MEETING
December 19, 2012
Page 3

he has already discussed this matter with the MVWA board members. A roll call vote was held as follows:

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

The Resolution was declared unanimously carried and duly **ADOPTED**. Resident James Zalewski thanked the Town Board and Attorney for their action and offered to help advise the Town with his past 30 years as a contractor. The Town Attorney stated that the Town is in the process of updating its Comprehensive Plan and Zoning Law and that this would be a good opportunity to put the halt on some matters.

MATTER SUBMITTED BY TOWN SUPERVISOR

Engineering Services Agreement - Traffic Signal Consumer Square Entrance and Commercial Drive (NYS Route 5A)

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

(RESOLUTION NO. 297 OF 2012)*Rescinded 01-09-2013

RESOLVED that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute an engineering services agreement between the Town of New Hartford and Barton & Loguidice wherein Barton & Loguidice will provide design, bidding and construction phase oversight for the proposed traffic signal at the intersection of Consumer Square (Panera's) and Commercial Drive at a not-to-exceed cost of Eleven Thousand Dollars (\$11,000).

[NOTE: Refer to Resolution No. 290 adopted December 12, 2012.] Thereafter, the Town Board voted as follows:

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

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

REGULAR TOWN BOARD MEETING

December 19, 2012

Page 4

Presentation of Drainage Study for Mud Creek Basin

The Town Supervisor acknowledged the presence of New York Mills Village Mayor John Bialek, who had attended a meeting last evening on the Mud Creek stormwater problems experienced by Royal Brook Lane residents.

John Dunkle, Associate with Dunn & Sgromo Engineers, PLLC, East Syracuse, NY, explained that a hydrology model of Mud Creek had been made, involving 7500 acres or about 12 square miles, to predict if it rains what's going to happen and to consider possible mitigation measures; he then discussed:

- Option 1 – Royal Brook Lane area, channel improvements at an estimated cost of \$70,000
- Option 2 – Sangertown square area, modifications to detention facilities at an estimated cost of \$200,000
- Option 3 – Jay-K Lumber property, flow improvements to a culvert inlet which basically helps the property owner only, at an estimated cost of \$630,000
- Option 4 – north of Preswick Glen, including property off Middle settlement Road (aka NYS Route 5A); town owns a lot of property in this area – create a storm water retention area at an estimated cost upward to \$1,000,000
- Option 5 – improvements near Robinson Road in the Town of Kirkland.

The Town Supervisor expressed concern that Robinson Road, which is in the Town of Kirkland, had been included in this study, that a study was done in another Supervisor's town without Supervisor Tyksinski communicating with that Town; he believed it was a waste of time and money.

After further discussion, Mr. Dunkle said that the options proposed would not eliminate all flooding conditions but would certainly improve existing conditions and help with 2-year floods but not 100-year floods. The Town Supervisor noted that the Town has sufficient mitigation fees to move along with Option 1 that would help the property owners and then, in the future, the Town could look at a secondary, much larger project. Councilman Miscione introduced the following Resolution for adoption; seconded by Councilman Reynolds:

REGULAR TOWN BOARD MEETING
December 19, 2012
Page 5

(RESOLUTION NO. 298 OF 2012)

RESOLVED that the New Hartford Town Board does hereby accept the Dunn & Sgromo proposal, Option 1 in the Drainage Study for Mud Creek Basin, dated December 14, 2012, and does hereby authorize and direct the Town Supervisor to enter into and to execute all required and necessary legal documents with regard to this project; the Town Board further approves and authorizes that the project cost (\$70,000 including soft costs, plus an additional \$10,000 for the competitive bid process) be paid from mitigation fees..

A roll call vote ensued:

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

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

REPORTS OF TOWN OFFICIALS BY STANDING COMMITTEE CHAIRPERSON
(Cont'd)

Town Clerk Committee – Councilman Woodland

Employee status change

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

(RESOLUTION NO. 299 OF 2012)

RESOLVED that, in accordance with rules and regulations of the Oneida County Personnel Department, the New Hartford Town Board does hereby approve the temporary title change for Shelby Bohling, a Part-time Clerk in the Town Clerk's Office, to that of full-time Temporary Laborer effective January 2, 2013 and which temporary title change would allow Ms. Bohling to work up to 35 hours per week during the 2013 Town and County tax collection period, after which Ms. Bohling's title will revert to Part-time Clerk. No benefits will be offered during this temporary full-time Laborer designation.

The Town Board then voted upon roll call:

Councilman Miscione	-	Aye
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REGULAR TOWN BOARD MEETING

December 19, 2012

Page 6

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

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

Fee – Verification for tax payment inquiries

With regard to the Resolution adopted at the December 12, 2012 Town Board meeting creating a \$2.00 fee for written verification of town and county and school taxes paid and which requests come mainly from escrow companies, title companies and attorneys, but also property owners, Councilman Backman reported that he had received an email on December 13, 2012 citing Robert Freeman, Executive Director on the Committee for Open Government, that statute only allows twenty-five cents (\$.25) to be collected. The Town Attorney explained that the \$2.00 fee is not for a copy of a receipt but instead for a service to look up payments and complete and sign a verification form. He will delve further into the matter.

MATTERS SUBMITTED BY TOWN ATTORNEY

FOIL Appeal

The Town Attorney acknowledged receipt of an Appeal under the Freedom of Information Law, filed by Catherine Lawrence relating to her request for any agreement for the repayment of \$600,000 that was borrowed in July 2011 for the right in/right out at the New Hartford Business Park...it might be called a PILOT allocation agreement or called something else...any signed and dated agreement regardless of what is called. Attorney Cully stated a draft agreement is being circulated – going to the school, Oneida county, etc., and is in the process of being finalized. There is nothing signed – attorney work product. There is no signed pilot allocation agreement. As it relates to a PILOT allocation agreement, the Town Attorney suggested that, based upon Ms. Lawrence’s request, i.e. is for a signed dated pilot allocation agreement for a \$600,000 loan in July 2011, there isn’t a pilot allocation agreement signed for that borrowing and that the Town Supervisor could sign a certification to that effect.

MATTERS SUBMITTED BY TOWN SUPERVISOR

Financial:

2013 Salaries

The Personnel Technician had updated the list of salaries/hourly wages for 2013; Councilman Reynolds introduced the following Resolution for adoption, seconded by Councilman Miscione:

REGULAR TOWN BOARD MEETING
December 19, 2012
Page 7

(RESOLUTION NO. 300 OF 2012)

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

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of New Hartford does hereby approve and establish the following Schedule of 2013 Salaries for the employees and officials of the Town of New Hartford, payable in the manner designated:

<u><i>Title and Name</i></u>	<u><i>2013 Base</i></u>	<u><i>2013 Salary</i></u>	<u><i>Manner of Payment</i></u>
Councilman Donald C. Backman		\$ 6,165	bi-weekly
Councilman Paul Miscione		\$ 6,165	bi-weekly
Councilman David M. Reynolds		\$ 6,165	bi-weekly
Councilman Richard B. Woodland, Jr.		\$ 6,165	bi-weekly
Town Justice James VanSlyke		\$17,965	bi-weekly
Senior Justice James VanSlyke		\$ 2,500	bi-weekly
Town Justice William M. Virkler		\$17,965	bi-weekly
Clerk to Court Justice Ann Rose	\$19.54/hr		bi-weekly
Court Attendant Raymond Hamo	\$28.35/hr		bi-weekly
Court Attendant Daniel Buley	\$28.35/hr		bi-weekly
Court Attendant Joel Campbell	\$28.35/hr		
Court Attendant Steven Laymon	\$28.35/hr		
Court Attendant Andrew Miller	\$28.35/hr		bi-weekly
Clerk to Court Justice Donna Fanelli	\$15.79/hr		bi-weekly
Part-time Clerk Mary Kennedy	\$12.52/hr		bi-weekly
Supervisor Patrick M. Tyksinski		\$14,795	bi-weekly
Deputy Town Supervisor Matthew Bohn		\$ 1,000	bi-weekly
Account Clerk Carol Ryan	\$22.78/hr		bi-weekly
Finance Director Daniel Dreimiller		\$37,000	bi-weekly
Account Clerk Janice O'Sullivan	\$17.48/hr		bi-weekly
Assessor Paul E. Smith	\$29.54/hr		bi-weekly
Real Property TSA Teresa Brown	\$15.01/hr		bi-weekly
BAR Member Krista Pembroke		\$ 400	annually
BAR Chairman Duane C. Farr		\$ 500	annually
BAR Member James P. Varieur		\$ 400	annually
BAR Member Edward Goggin		\$ 400	annually
BAR Member Jonathan Purdy		\$ 400	annually
Town Clerk/Receiver Gail Wolanin Young		\$45,015	bi-weekly
Deputy Town Clerk I Melody K. Fancett	\$13.12/hr		bi-weekly
Deputy Town Clerk II Ruth Irwin	\$10.75/hr		bi-weekly
Clerk Part-time Andrea K. Toomey	\$14.81/hr		bi-weekly
Clerk Part-time Shelby Bohling	\$ 8.47/hr		bi-weekly
Personnel Technician II Barbara Schwenzfeier	\$26.02/hr		bi-weekly
Town Attorney Herbert J. Cully		\$53,000	bi-weekly
Cleaner Part-time Roger Jones	\$10.09/hr		bi-weekly

REGULAR TOWN BOARD MEETING

December 19, 2012

Page 8

Cleaner, Part-time Sub Lewis Smith	\$10.71/hr	bi-weekly
*Police Chief Michael Inserra	\$47.43/hr	All Police bi-weekly
*Police Lieutenant Timothy O'Neill	\$40.71/hr)	
*Police Officer Andrew Allen	\$29.50/hr)	
*Police Officer Peter Allen	\$25.75/hr)	
*Police Officer Peter Colburn	\$32.03/hr)	
*Police Officer W. Jason Freiberger	\$29.93/hr)	
*Police Officer Justin Gehringer	\$29.30/hr)	
*Police Officer Daniel G. Herman	\$29.69/hr)	
*Police Officer James Hyatt II	\$29.30/hr)	
*Police Officer Thomas Hulser	\$25.12/hr)	
*Police Officer Jarod T. Petrie	\$29.30/hr)	
*Police Officer Brad Pietryka	\$31.50/hr)	
*Police Officer Patrick Sacco	\$28.68/hr)	
*Police Officer Matthew J. Sica III	\$30.30/hr)	
*Police Officer Jordan Spinella	\$30.12/hr)	
*Police Officer Shane Yoxall	\$28.87/hr)	
*Police Officer Part-time Scott Adsit	\$28.49/hr)	
*Police Officer Part-time Daniel Buley	\$28.49/hr)	
*Police Officer Part-time Raymond Hamo	\$28.49/hr)	
*Police Officer Part-time Andrew Miller	\$28.49/hr)	
*Police Officer Part-time Michael Reilly	\$28.49/hr)	
*Police Officer Part-time Jason Livingston	\$28.49/hr)	
*Police Officer Part-time Joseph Zwijacz	\$28.49/hr)	
*Police Sergeant Ronald Fontaine, Jr.	\$35.63/hr)	
*Police Sergeant Michael Kowalski	\$34.82/hr)	
*Police Sergeant Robert Philo	\$34.77/hr).....	
School Crossing Guard Rosemari Bennett	\$9.49/hr	bi-weekly
School Crossing Guard Bernard Green	\$9.49/hr	bi-weekly
School Crossing Guard MaryAnn Jordan	\$9.49/hr	bi-weekly
School Crossing Guard Susan Jordan	\$9.49/hr	bi-weekly
School Crossing Guard Jacqueline Mosakowski	\$9.49/hr	bi-weekly
School Crossing Guard Part-time Tina Ryan	\$9.49/hr	bi-weekly
School Crossing Guard Part-time (Subs):		
Patricia Randall	\$9.49/hr	bi-weekly
Thomas V. Randall	\$9.49/hr	bi-weekly
Lewis Smith	\$9.49/hr	bi-weekly
James Wilcox	\$9.49/hr	bi-weekly
Mary C. Wilcox	\$9.49/hr	bi-weekly
**Senior Account Clerk Typist Michele Moran	\$17.27/hr **Under Negotiations	bi-weekly
**Senior Clerk Amy Topor	\$17.14/hr Union Contract	bi-weekly
**Senior Typist Susan M. Donnenwirth	\$13.67hr Expires 12/31/2009.....	bi-weekly
Animal Control Officer Nicholas J. Morosco	\$20.66/hr	bi-weekly
ACO Part-time Eric Cappelli	\$13.06/hr	bi-weekly
ACO Part-time James Zwijacz	\$13.06/hr	bi-weekly
Clerk Candy J. Currier	\$15.09/hr under negotiations	bi-weekly
Highway Superintendent Richard Sherman	\$42,720	bi-weekly
Clerk Part-time Janet Bennett	\$7.98/hr	bi-weekly
Clerk Part-time Bernard Green	\$7.98/hr	bi-weekly
Clerk Part-time Thomas Muller	\$7.98/hr	bi-weekly
Meal Site Manager Sub Marjorie Anweiler	\$12.00/hr	bi-weekly

REGULAR TOWN BOARD MEETING

December 19, 2012

Page 9

Clerk Sub Marjorie Anweiler	\$8.47/hr		bi-weekly
Food Service Helper Part-time John "Jack" Jecko	\$10.09/hr		bi-weekly
Food Service Helper Sub Carolyn Burney	\$9.25/hr		bi-weekly
Food Service Helper Sub Philip Talento	\$8.72/hr		bi-weekly
Meal Site Manager Part-time Theresa Hock	\$12.00/hr		bi-weekly
Senior Citizen Center Coordinator M. Eileen Spellman	\$19.77/hr		bi-weekly
Clerk Typist Maureen Owens	\$19.76/hr	*under negotiations	bi-weekly
Youth Employment Director Maureen Owens		\$5,957	bi-weekly
Director of Recreation Center John C. Cunningham	\$25.21/hr	*under negotiations	bi-weekly
Director of Recreation Programs Michael Jeffery	\$29.49/hr		bi-weekly
Laborer Sheldon Gordon	\$11.66/hr	* all under	bi-weekly
Recreation Maintenance Worker Michael K. Natale	\$15.96/hr) negotiations	bi-weekly
Recreation Maintenance Worker John Randall	\$15.96/hr)	bi-weekly
Working Supervisor Brian Jenny	\$20.61/hr		bi-weekly
Working Supervisor James R. Campbell	\$17.43/hr		bi-weekly
Registrar of Vital Statistics Gail Wolanin Young		\$11,774	bi-weekly
Deputy Registrar of Vital Statistics Robin L. Brindisi	\$19.20/hr		bi-weekly
Assistant Codes Enforcement Officer Thomas Rowlands	\$20.91/hr		bi-weekly
Codes Enforcement Officer Joseph A. Booth	\$43.22/hr		bi-weekly
Zoning Enforcement Officer Part-time Carmen Anthony Luppino	\$21.22/hr		bi-weekly
Codes Enforcement Officer Part-time Anthony Klimek		\$30,000	bi-weekly
Office Specialist I Part-time Dolores B. Shaw	\$10.99/hr		bi-weekly
Zoning Board of Appeals Chairman Randy Bogar		\$ 2,500	semi-annual
ZBA Member Frederick Kiehm		\$ 1,250	semi-annual
ZBA Member John Montrose		\$ 1,250	semi-annual
ZBA Member Lenora Murad		\$ 1,250	semi-annual
ZBA Member Taras Tesak		\$ 1,250	semi-annual
ZBA Member Timothy Tallman		\$ 1,250	semi-annual
ZBA Member Karen Stanislaus		\$ 1,250	semi-annual
ZBA Secretary Dolores B. Shaw	\$ 10.99/hr		bi-weekly
Planning Board Chairman Elis J. DeLia		\$ 2,500	semi-annual
Planning Board Member Jerome F. Donovan		\$ 1,250	semi-annual
Planning Board Member G. Brymer Humphreys		\$ 1,250	semi-annual
Planning Board Member Ellen Rayhill		\$ 1,250	semi-annual
Planning Board Member Julius V. Fuks, Jr.		\$ 1,250	semi-annual
Planning Board Member Margaret Rotton		\$ 1,250	semi-annual
Planning Board Member Heather Mowat		\$ 1,250	semi-annual
Planning Board Secretary Dolores B. Shaw	\$ 10.99/hr		bi-weekly
Automotive Mechanic Gerald Webb	\$29.37/hr)	Currently	bi-weekly
Automotive Mechanic Thomas Smith	\$22.95/hr)		bi-weekly

REGULAR TOWN BOARD MEETING

December 19, 2012

Page 10

Heavy Equipment Operators:

Michael L. Coonradt	\$24.26/hr)		bi-weekly
Robert J. Dziedzic	\$24.50/hr)		bi-weekly
Corey Halpin	\$24.14/hr)	Under	bi-weekly
William Marshall	\$25.60/hr)		bi-weekly
Kevin W. Martin	\$24.55/hr)		bi-weekly
Christopher R. Moran	\$24.14/hr)		bi-weekly
Norman Naber	\$25.03/hr)		bi-weekly
Michael Roberts	\$24.50/hr)	Union	bi-weekly
Michael Smoulcey	\$24.14/hr)		bi-weekly
Laborer Christopher Budlong	\$15.03/hr)		bi-weekly
Laborer James Hinman	\$14.60/hr)		bi-weekly
Laborer Kevin Mathews	\$14.97/hr)		bi-weekly
Laborer Jeramy Waterman	\$14.32/hr)	Negotiations	bi-weekly
Motor Equipment Operator Jesse Conhaim	\$20.64/hr)		bi-weekly
Motor Equipment Operator)			bi-weekly
Bryon Rich	\$20.64/hr)	Expired	bi-weekly
David J. DeBlois	\$21.73/hr)		bi-weekly
Joseph G. Fletcher	\$23.00/hr)		bi-weekly
Keith Gehringer	\$20.70/hr)	12/31/20	bi-weekly
Jeffery M. Mundrick	\$20.94/hr)		bi-weekly
Thomas S. Panzone, Jr.	\$20.88/hr)		bi-weekly
Brian Smith	\$20.76/hr)		bi-weekly
Timothy Solan	\$21.00/hr)		bi-weekly
Sewer Superintendent Richard Sherman		\$17,280	bi-weekly

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

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

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

Monthly Financial Report

Finance Director Daniel Dreimiller had distributed copies of the November 2012 finances and gave an overview for the Town Board.

Discussion ensued about paying back money to the Sewer Fund but the exact figures would not be available until the end of December 2012.

Quotations – Repairs to Police Vehicle

A Police Department vehicle had been damaged in an accident caused by a DWI driver on NYS Route 8; the damages will be covered by the insurance company of the DWI driver and three (3) quotes had been obtained for the repair work:

REGULAR TOWN BOARD MEETING

December 19, 2012

Page 11

- Midland Collision - \$2,535.18 (omitted \$900 in damages)
- Edwards Body Shop, Inc. - \$3,378.51
- Exclusive Motors - \$3,661.45

Upon recommendation of the Town Police Chief, Councilman Reynolds offered the following Resolution for adoption and Councilman Miscione seconded same:

(RESOLUTION NO. 301 OF 2012)

RESOLVED that the Town Board of the Town of New Hartford does hereby accept the second lowest quotation submitted by Edwards Body Shop, Inc. and does hereby award the repair work for a 2011 Ford Crown Victoria, VIN 2FABP7BV3BX159675, to that automotive repair facility inasmuch as the lowest bidder failed to include approximately Nine Hundred Dollars (\$900) work of repair work.

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

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

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

Mohawk Valley Water Authority, Finance Committee - Representative

The Town Supervisor announced that every three (3) years a representative on the Mohawk Valley Water Authority Finance Committee alternates between the Towns of New Hartford and Whitestown; starting January 1, 2013 it is New Hartford's turn to make such appointment and resumes have been received. Upon motion of Councilman Reynolds and seconded by Councilman Woodland, the following Resolution was offered for adoption:

(RESOLUTION NO. 302 OF 2012)

RESOLVED that the New Hartford Town Board does hereby appoint Joseph Silberlicht, 1 Crawford Lane, New Hartford, NY 13413 as the Town of New Hartford representative on the Mohawk Valley Water Board Finance Committee for a three-year term commencing January 1, 2013 and ending December 31, 2015.

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

REGULAR TOWN BOARD MEETING
December 19, 2012
Page 12

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

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

Planning Board vacancies

Upon recommendation of the Town Attorney, vacancies on the Planning Board will be posted on the Town's website and appointments will be made after January 1, 2013.

2013 Schedule of Town Board meetings

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

(RESOLUTION NO. 303 OF 2012)

RESOLVED that the regular meetings of the New Hartford Town Board shall be held in Butler Memorial Hall, 48 Genesee Street, New Hartford, New York on the following Wednesdays commencing at 7:00 P.M. for the Fiscal Year 2013, unless otherwise changed and publicized:

January 9
February 13
March 13, March 27
April 10, April 24
May 8, May 22
June 12
July 10
August 14
September 11, September 25
October 2, October 23
November 6, November 20
December 11, December 18.

A roll call vote ensued:

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

REGULAR TOWN BOARD MEETING
December 19, 2012
Page 13

Supervisor Tyksinski - Aye.

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

ADJOURNMENT

There being no further business to come before the Town Board, upon motion of Councilman Reynolds and seconded by Councilman Miscione, the meeting was adjourned at 8:58 P.M.

MEETING RECONVENED

Councilman Miscione moved that the Town Board meeting be reconvened to take action on matters to be presented by the Highway Superintendent; seconded by Councilman Woodland.

Inter-municipal Agreements with Village of New Hartford

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

(RESOLUTION NO. 304 of 2012)

RESOLVED that the Town Board of the Town of New Hartford does hereby approve and does hereby authorize and direct the Town Supervisor to enter into and to execute an Inter-Municipal Agreement between the Town and the Village of New Hartford, wherein the Village will purchase fuel from the Town during calendar year 2013, and that the Town Supervisor further enter into and execute an Inter-Municipal Agreement between the Town and said Village wherein the Village will purchase ice control materials from the Town during calendar year 2013, all in accordance with the terms and conditions set forth in each Inter-Municipal Agreement.

Upon roll call, the Board members voted as follows:

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

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

REGULAR TOWN BOARD MEETING
December 19, 2012
Page 14

ADJOURNMENT

There being no further business to come before the Town Board, upon motion of Councilman Reynolds and seconded by Councilman Miscione, the meeting was adjourned at 8:59 P.M.

Respectfully submitted,

Gail Wolanin Young
Town Clerk