

**SPECIAL MEETING OF THE TOWN BOARD
OF THE TOWN OF NEW HARTFORD, NEW YORK
HELD AT BUTLER MEMORIAL HALL IN SAID TOWN
ON WEDNESDAY, MAY 20, 2015 AT 5:00 P.M.**

Town Supervisor Patrick Tyksinski called the meeting to order at 5:00 P.M. and led those in attendance in the Pledge of Allegiance to the American Flag. The roll was then taken with the following Town Officials and Department Heads being present during the progress of the meeting.

TOWN BOARD MEMBERS PRESENT:

Councilman James J. Messa
Councilman David M. Reynolds
Supervisor Patrick M. Tyksinski

ABSENT:

Councilman Paul A. Miscione
Councilman Richard B. Woodland, Jr.

OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:

Deputy Town Supervisor Matthew Bohn
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. Councilmen Miscione and Woodland were absent due to prior commitments.

Supervisor Tyksinski stated that the purpose of this meeting is to vote on an agreement between the Town of New Hartford and the City of Utica for shared police services. This is something the two police departments have been doing for a number of years; however, the City of Utica is applying for a grant and needs to show cooperation between the respective police departments.

New Hartford Police Chief Inserra stated this came about so quickly because the City of Utica had applied for a joint grant with the New Hartford Police Department, and they received confirmation that the \$70,000 grant had been approved; but the agency wanted proof of actual cooperation or written agreement in place as evidence. This came to Chief Inserra's attention last week when the City of Utica asked to meet with him. There's nothing in the agreement that they haven't been doing in the past. The shared services are being put into an inter-municipal agreement along with responding within each other's jurisdiction.

Town Attorney Cully stated that the scope of the agreement is to provide routine and urgent services – personnel, equipment, etc. The obligation to extend mutual aid is strictly voluntary – in case the police department cannot or does not want to respond.

There was concern about New Hartford police officers acting outside their jurisdiction. While the City of Utica will not indemnify the Town/Police Department, the Town's insurance company has stated the officers would be covered under the Town's policy. The Police Chief stated that this agreement does give the town protection if responding in Utica.

Thereafter, Councilman Reynolds introduced the following Resolution for adoption and Councilman Messa seconded same:

(RESOLUTION NO. 95 OF 2015)

WHEREAS, the Town of New Hartford and the City of Utica have negotiated an Intermunicipal Agreement as allowed by New York State Law, to permit each of their respective Police Departments to voluntarily enter into and render police services on an "as-needed" basis in the other's geographic jurisdiction; and

WHEREAS, said Town and City have a joint SWAT Team which engages in SWAT activities in both jurisdictions; and

WHEREAS, the parties agree that this Intermunicipal Agreement is in the best interest of both the Town of New Hartford and the City of Utica;

NOW, THEREFORE, BE IT RESOLVED that the New Hartford Town Board does hereby authorize and direct the Town Supervisor to enter into and to execute an Intermunicipal Agreement for shared services between the Town of New Hartford Police Department and the City of Utica Police Department, commencing immediately and for a term ending December 31, 2019, and as more fully set forth in said Agreement to be filed in the Town Clerk's Office once all required signatures have been secured.

A roll call vote ensued:

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

Thereafter, the Resolution was declared unanimously carried and duly ***ADOPTED***.

ADJOURNMENT

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There being no further business to come before the Town Board, upon motion duly made by Councilman Reynolds and seconded by Councilman Messa, the meeting was adjourned at 5:05 P.M.

Respectfully submitted,

Gail Wolanin Young
Town Clerk