

**SPECIAL MEETING OF THE TOWN BOARD
OF THE TOWN OF NEW HARTFORD, NEW YORK
HELD AT BUTLER MEMORIAL HALL IN SAID TOWN
ON THURSDAY, OCTOBER 27, 2016, AT 6:00 P.M.**

Town Supervisor Patrick Tyksinski called the meeting to order at 6:00 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 Paul A. Miscione
Councilman David M. Reynolds
Councilman Richard B. Woodland, Jr.
Supervisor Patrick M. Tyksinski

OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:

Finance Director Daniel Dreimiller
Town Attorney Herbert J. Cully
Town Clerk Gail Wolanin Young

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

The Town Supervisor stated that the purpose of this Special Meeting is to approve a Preliminary Budget for 2017, after which it will be posted on the Town's website and be subject to a Public Hearing. At the Public Hearing anyone can speak for or against the budget and, thereafter, the Town Board will vote.

After reviewing the 2017 Tentative Budget over the past few weeks, Town Board discussion involved the following:

- the appropriate account to which sale of drainage pipe should be dedicated
- weeds/tree growing in retention pond(s) as well as other debris and whether to bid out maintenance of retention ponds and amount of money for same – being pro-active in this regard
- the state tax cap
- mitigation fees
- a new line item (AA1940.04) of \$9,395 for payments to County (reimburse for certiorari refunds)
- AA9060.08 Hospital and Medical insurance – 15% from non-union employees, excludes Highway Department
- AA1001.2 Real Property Tax-Vacated house, recoup demolition costs on properties
- AA2530 Games of Chance (raffle) - % of net proceeds over \$30,000
- BP5031.1 Mitigation fees

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- Highway Fund Part-Town – gasoline is down – keeping fingers crossed on diesel
- DB9040.8 Workers Comp – figures from Personnel Technician, cost is down
- DB3505.0 State grant – Town expected a \$100,000 grant in 2016 and didn't receive it – anticipate receiving the grant in 2017
- Youth Employment Director – formerly paid from Parks, now from Town Clerk's Office
- sales tax revenue budgeted the same as in 2016
- Supervisor and Finance Director to determine the amount of cash that can be transferred into the Sewer Fund.

The Town Board discussed the status of bonding and the Finance Director will send them copies of a spreadsheet showing when payments are due and will be paid off. The Town Supervisor mentioned paving and that the Codes Department needs a new vehicle. Supervisor Tyksinski will meet with the Finance Director by October 31st to review department heads' "wish" lists for consideration of purchasing or bonding.

It was Town Board consensus to approve the following changes to the 2017 Tentative Budget:

General Fund Whole-Town

- Adding \$5,000 to the Drainage Account
- Providing \$5,000 for a new account, Retention Pond Maintenance
- Increasing Sales Tax Account by \$15,000
- Decreasing Health Insurance by \$10,000
- Decreasing Sale of Drainage pipe by \$15,000

Highway Fund Part-Town

- Adding Sale of Drainage Pipe by \$15,000
- Decreasing Sales Tax Account by \$15,000

2016 Tentative Budget adopted as 2017 Preliminary Budget

The following Resolution was introduced for adoption by Councilman Miscione and duly seconded by Councilman Woodland:

(RESOLUTION NO. 170 OF 2016)

RESOLVED that, in accordance with Town Law, Section 106, the New Hartford Town Board does hereby approve/adopt the Tentative Budget for 2017 as the Preliminary Budget for 2017, including special districts, with the following changes:

General Fund Whole-Town

- Adding \$5,000 to the Drainage Account

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- Providing \$5,000 for a new account, Retention Pond Maintenance
- Increasing Sales Tax Account by \$15,000
- Decreasing Health Insurance by \$10,000
- Decreasing Sale of Drainage pipe by \$15,000

Highway Fund Part-Town

- Adding Sale of Drainage Pipe by \$15,000
- Decreasing Sales Tax Account by \$15,000.

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

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

The Supervisor declared the Resolution unanimously carried and duly ***ADOPTED***.

Electrical Inspector Fee(s)

Councilman Miscione asked the Town Board to consider reducing the Electrical Inspector fees; presently, a primary Inspector would pay \$1,000 annually and any subsequent Inspectors with the same company would each pay \$250. The Town Attorney suggested discussing this matter with Code Enforcement Officer Joseph Booth. *[NOTE: Any fee changes in Local Law No Three, adopted in 2014, would require introducing a local law and scheduling a public hearing on the matter.]*

Audit of Voucher

The Town Supervisor presented a voucher from the law firm of Sidney Devorsetz, PLLC, representing Utica Mutual in a tax certiorari, with regard to a court-ordered refund due to the reduction in assessment of the Utica Mutual property(ies). Ususally, the Oneida County Finance Department would issue the refund(s) and bill the Town; however, this matter involved a PILOT Agreement so the Town must issue the refund. Councilman Messa presented the following Resolution for adoption; seconded by Councilman Reynolds:

(RESOLUTION NO. 171 OF 2016)

RESOLVED that the Town Board of the Town of New Hartford does hereby authorize and direct the Accounting Department to pay the court-ordered Demand for Refund in the amount of \$46,879.98 to the law firm of Sidney Devorsetz, PLLC, who represented the Utica Mutual Insurance Company's certiorari proceeding, said amount to be paid from

PILOT fees from four (4) accounts, namely, the General Fund Whole-Town Account, the General Fund Part-Town Police Account, the Fire District Fund and the Sewer Fund

Upon roll call, the Board members voted as follows:

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

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

REPORTS OF TOWN OFFICIALS BY STANDING COMMITTEE CHAIRMAN

Councilman Messa

Training

Upon request of the Codes Department, the following Resolution was introduced for adoption by Councilman Messa and duly seconded by Councilman Reynolds:

(RESOLUTION NO. 172 OF 2016)

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 Code Enforcement Officer Joseph Booth, Assistant Code Enforcement Officer Thomas Rowlands and Zoning Officer Anthony Klimek to attend a state-mandated Continuing Education Program, sponsored by the New York State Building Officer's Conference on Friday, October 28, 2016, from 10:00 A.M. to 2:00 P.M. at the Franklin Hotel in Rome, New York, with the \$10 registration fee per person to be borne by said Town as budgeted.

The Resolution was voted upon by roll call as follows:

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

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

2017 Preliminary Budget Hearing Scheduled

Councilman Messa moved the adoption of the following Resolution, which was seconded by Councilman Miscione:

(RESOLUTION NO. 173 OF 2016)

RESOLVED that the Town Board of the Town of New Hartford will conduct Public Hearings to commence at 6:00 P.M., or as soon thereafter as reached in the regular course of business, on Wednesday, November 9, 2016, in Butler Memorial Hall, 48 Genesee Street in said Town, to consider the following matters:

- the adoption of the 2017 Preliminary Budget as the 2017 Annual Budget; and
- the establishment of the ad valorem charges for the fiscal year beginning January 1, 2017 for the following special districts/improvement areas

Water Fund
Fire Protection Districts No. 1 through No. 5,
Inclusive
Various Street Lighting Districts; and be it

FURTHER RESOLVED, that the said Town Board does hereby authorize and direct the Town Clerk to publish the legal requisite Notices of Public Hearing in The Observer Dispatch; and, in accordance with Town Law, Section 106.(4) [Preparation filing and review of tentative and preliminary budgets], sub-paragraph 4, the Town Board does hereby direct the Town Clerk to make twenty-five (25) copies of the 2017 Preliminary Budget for public distribution and to post said document on the Town's website..

The Resolution was then voted upon as follows:

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

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

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ADJOURNMENT

There being no further business to come before the Town Board, upon motion of Councilman Messa, seconded by Councilman Miscione, the meeting was adjourned at 6:50 P.M.

Respectfully submitted,

Gail Wolanin Young
Town Clerk